





# REPORTS OF PROCEEDINGS

OF THE

# CITY COUNCIL OF BOSTON

# FOR THE YEAR

Commencing February 7, 1910, and ending February 4, 1911.



CITY OF BOSTON
PRINTING DEPARTMENT
1911



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TO THE

# CITY COUNCIL PROCEEDINGS

FOR

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notice of appointment as principal assessor c 173; notice of approval by civil service commission c 220

# Bongaardo, John S.

petition, compensation for injuries to Florida Bongaardo by fireworks c 237

# Bonanni, Domenico.

sidewalk, Saratoga st., petition e 361-granted e 366

#### Booker, G.

sidewalk, Elmo st., petitions c 327-granted c 330

## Bootblack Licenses. (See Licenses.)

#### Booth, John.

sidewalk, Leyden st., petition c 327-granted c 330

## Borofsky, Samuel H.

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# Bossom, Fred W.

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#### Boston "American."

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# Boston Common. (See, also, Public Grounds.)

improvements: order that the superintendent of public grounds expend \$15,000 of the George F. Parkman fund for laying out and maintaining baseball diamonds, grading of same, playgrounds and locker buildings, etc., on Boston Common; referred to executive committee c 88; order that superintendent of public grounds follow suggestions and criticisms and take such steps as he may deem proper relative to improvements (list given), passed c 244

juvenile ball field: order that the superintendent of public grounds report as to the advisability of reserving a certain part of common for juvenile baseball games, passed c 188; communication from the mayor transmitting communication from the superintendent of public grounds c 226

marking of trees: order that the superintendent of public grounds be requested to mark two trees in such manner as recommended by New England Genealogical Society, passed e 223

music auditorium: see Music Department

protection of people: see Police Department

rules concerning: communication from the mayor transmitting communication from the police commissioner relative to ordinances governing parks and public grounds e 265, 266-referred to committee on ordinances e 266

seats for women and children: see Public Grounds Department

#### Boston Disposal Company.

order that city clerk communicate with said company and request a list of names of its officers, also a list of stockholders and places of residence, amount of stock, etc., passed c 391; communication from Frank H. Payne, placed on file c 398

# Boston Elementary Teachers' Club.

petition, use of Fancuil Hall e 97-granted c 105

#### Boston Elevated Railway Company.

Adams st. night car: order that said company cause a car to be run from the Dudley street terminal to Adams street car barn later than 11.45 p. m., passed c 244

approval of changes of plans: notice from railroad commissioners of approval of plans showing proposed changes, Sullivan sq. and Green st., placed on file c 378

approval of weighing and other machines: in Washington street tunnel e 63

# Boston Elevated Railway Company, continued.

car speed, Dudley st.: order that the mayor be requested to ask said company that the cars on Dudley st. be run from Vine to Dearborn sts. at a rate not exceeding four miles per hour until such time as rails are put in proper condition, passed c 221

car stop, Blue Hill ave., at Randolph ave.: Harry C. Bradley et al., petition that car stop be provided e 129-order to establish, passed e 129

carriers: petition from company requesting permission to operate as a common carrier on tracks of West End and Old Colony Street Railway Companies, referred to executive committee c 285-report, dismissing petition c 321, 322-accepted, petitioner given leave to withdraw c 322

change of route of elevated structure: notice from railroad commissioners of hearing on proposed change of route between Boston and Everett and Malden, placed on file c 173; notice of hearing c 317

changes Dudley st.: notice of approval from railroad commissioners, c 114

elevated, progress to Cambridge: order that the mayor make inquiries on progress of elevated road to Cambridge, and report in regard thereto, passed e 188; communication from the mayor transmitting communication from the president of the elevated company relative to, placed on file c 209

elevated railway, Everett and Malden: notice of hearing on petition for route c 53

elevated structure, Dudley st.: notice of hearing on petition for change in elevated structure c 63

extension of Norfolk st. line: order that said company extend line to Morton st. to Blue Hill ave., passed c 259

land: plan and description of land taken Warren st., placed on file e 173

land on Zeigler st.: plan and description of land taken by said company c 114

loop trains: order that said company continue the loop trains now running between North and South Stations and Beach st. to Castle st. to connect with main tunnel line and that station be creeted at that point, passed e 391

maintaining road: of Boston, Hartford & Eric Railroad Company, notice of hearing by railroad commissioners e 337

modifications in elevated structure: communication from the mayor transmitting plan of proposed modifications and changes in elevated structure in Atlantic avc., near Beach st., placed on file e 96

plans: communication from the mayor transmitting plans showing proposed modifications and changes in the elevated lines, Causeway st., placed on file c 273

proposed station, Causeway st.: notice from railroad commissioners relative to approval e 211-approved e 247

route of elevated: notice from railroad commissioners of approval of route from Sullivan sq. to Everett and Malden, placed on file c 186

station, Green st., Jamaica Plain: notice of hearing c 317

stations, Riverbank Subway: notice of hearing c 356

transfer system, Dorchester: order that said company establish a system of transfers at Codman sq. to and from Washington and Norfolk sts. and Talbot ave., passed c 414

use of buildings for explosives: notice of intention to use buildings, Albany and other streets c 98

Boston Finance Commission. (See Finance Commission of the City of Boston.)

Boston, Hartford & Eric Railroad. (See Boston Elevated Railway Company.)

# Boston Home and School Association.

communication from the mayor transmitting communication from said association relative to ringing of curfew bell keeping children off the street e 357-359-referred to committee on ordinances e 359

#### Boston Ice Cream Company.

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# Boston Lodge No. 10, B. P. O. E.

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# Boston Lodge No. 34, Royal Order of Moose.

petition, use of Fancuil Hall c 62-granted e 75

# Boston, Lowell & Lawrence Electric Railroad Company.

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# Boston Newsboys' Club.

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## Boston, Revere Beach & Lynn Railroad.

railroad police: appointed e 145; notice of appointment c 185, 196; notice of appointment of Walter D. Elcock c 220; notice of removal of c 238; notice of nonemployment of William R. Blaisdell e 258; notice of removal of Frank C. Pearson et al. e 294

#### Boston School of Music.

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#### Boston Social Union.

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## Boston street.

sidewalk: Michael O'Donnell, petition c 274-granted c 278

### Boston Terminal Company.

petition for sale of unclaimed baggage c 419-report with order, accepted, passed c 430, 431

## Boston Towboat Company.

compensation for detention of towboat at draw. Chelsea bridge e 237–refused c 414

## Boston Transit Commission.

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## Boston Typographical Union No. 13.

petition, use of Fancuil Hall e 45-granted c 66

# Boston Universalist Club.

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#### Boston University.

modification of restrictions, East Concord and Stoughton sts.: see East Concord and Stoughton sts.

# Boston Wharf Company.

sidewalk, Summer st.: petition e 73-granted e 78; petition e 85granted e 93; edgestones and sidewalks, Summer st., petition e 172granted e 193; petition e 327-granted e 330

#### location:

Congress st.: notice of approval of track location e 45

## Boston Yacht Club.

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# Boston & Maine Railroad Company.

railroad police: notice that certain persons are no longer employed c 173; notice from police commissioners of appointment of railroad police c 173

unclaimed baggage: petition, sale of c 332-report and order to sell, accepted, passed c 352, 363

## Bostonian Society.

appropriation for heating plant, Old Provincial State House: see Public Buildings Department

## Bowden, Henry J.

sidewalk, Norfolk st., petition e 238-granted c 243

## Bowditch, Fred C.

sidewalk, Pleasant st., petition e 238-granted e 244

# Bowdoin avenue.

sidewalk: John P. Diamond et al., petition, order to construct, referred to executive committee c 147-report, referred to superintendent of streets c 150; communication from superintendent of streets, and deputy superintendent, relative to construction of sidewalk, order passed c 157

#### Bowdoin square.

convenience stations: see Health Department

## Bowdoin and Scollay squares.

transit: see Rapid Transit Commission

#### Bowdoin street.

grade damages: see Commonwealth of Massachusetts vs. City of Boston

#### Bowdoin and Bullard streets.

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# Bowen, Henry J., Administrator.

report and order to pay amount held by city from sale of estate, Kittedge st., accepted, passed c 277

#### Bowen, R. M.

sidewalk, Kingsdale st., petition e 305-granted e 305

#### Bowker street.

extension: order that the street commissioners report as to the advisability of extending Bowker st. to Pitts st. and Moss pl., passed c 188; communication from the street commissioners, placed on file c 230

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# **Boylston Market Association.**

report with order to pay \$1,800 damages to property by bursting of water main, Tremont street, accepted, passed c 191-order rescinding order, passed c 239; report with order in new draft, passed c 239

#### Boylston street.

sidewalk: J. Summer Draper, James T. Wetherald, petition c 351, 356

# Boylston street, Ward 22.

edgestones and sidewalk: Henry Huber, petition c 172-granted c 193; James Mason Rothwell, petition c 274-granted c 278; W. H. Turner, petition c 327-granted c 330

# Brackett, Harriet.

petition for license for children e 397-granted e 401

# Bradford, Stephen.

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# Brady, Patrick J.

appointed overseer of the poor c 98; pctition, license to run passenger barge c 114-granted c 123

#### Braemore road.

sidewalk: Herbert L. York, petition c 294-granted c 303

# Branch Libraries. (See Library Department.)

# Brand, Frederick J., Councilman.

assistant city messenger c 122

qualified: page 2

appointed: committees on appropriations, finance, executive, prisons, ordinances, claims, legislative matters, printing c 22; committee on soldiers' relief c 14; committee on payments to M. J. Sughrue c 64; committee on bunker Hill Day c 79; committee on expenditure of Parkman fund c 120; committee on transportation facilities, Bowdoin and Scollay sqs. c 302; sale of unclaimed baggage c 332; temporary chairman Parkman fund c 365; committee on unclaimed baggage c 419; committee to interview trustees of Brigham Hospital c 428

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of aldermen 1909 c 105
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# Brand, Frederick J., Councilman, continued.

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sidewalk: F. M. McCarthy, petition e 305-granted e 305

## Bridge Division, Street Department.

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shelters, Dover st.: see Dover Street Bridge

# Bridges, Rebuilding, Loan for. (See Engineering Department.)

## Brigham Hospitals.

communication from the mayor relative to, referred to executive committee c 425-report, accepted, committee appointed to interview trustees c 428

# Bright & Howes.

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## Brighton.

incinerator: see Street Department

ringing of fire bells: order that fire commissioner be requested to cause alarm bells to be rung in event of fire, passed c 88

#### Broad and other streets.

sidewalk: Suffolk Trust Company, petition c 284-granted c 286

## Broadway.

sidewalk: Baker Building Associates, petition c 294-granted c 303

# Broadway Bridge.

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# Broadway and Dorchester avenue.

arc lights: order to place a 5,000 candle power flame, passed c 88

# Broadway and Dorchester street.

arc lights: order to place a 5,000 candle power flame, passed c 88

# Brock, James J.

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#### Bronstein, Morris.

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# Brooks, G. W.

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## Brosnahan, Coleman.

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#### Brown, Allan M.

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## Brown, Charles W., et al.

sidewalks, Millet st., petition c 125-referred to superintendent of streets c 150

#### Brown, George W.

petition to be reimbursed amount paid in settlement of claim against lim as driver of prison van c 185-report and order to pay expenses (\$175), recommitted c 329-report, accepted, order assigned c 338-report with order, accepted, passed c 353

## Brown, Mary A.

petition, license to maintain a lying-in hospital, East Fifth st. c 45-granted c 53

# Brown, Susan A.

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### Brown, W. H., Mrs.

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#### Browne avenue, Ward 23.

attaching wires to poles: New England Telephone and Telegraph Company, granted c 238

#### Brummel, Max.

notice of intention to use premises, Commonwealth ave., for storage of explosives c 378

# Buckley, T. G.

sidewalk, Magnolia st., petition c 73-granted c 78

# Buckley, Timothy J., Councilman.

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appointed: committees on appropriations, executive, finance, prisons, ordinances, claims, legislative matters, soldiers' relief c 22; committee on Bunker Hill Day c 79; on Memorial Day c 80; reduction of rents, New Fancuil Hall market c 150

notice of intention to teach: in evening high school, Charlestown e 285

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#### Buckman, C. P., & Co.

petition for leave to decorate Fancuil Hall c 85-granted c 93

# Building Department.

garage: order that the building commissioner be requested to report as to whether or not, when a permit is asked for, abutters are notified and given a hearing, passed c 214; communication from the mayor transmitting communication from the building commissioner, placed on file c 232

permits for buildings, Norfolk st.: order that the building commissioner be requested to refuse permits for erection of buildings and revoke any permits granted pending passage of loan bill for widening, discussed c 342, 343-assigned c 343-taken up, indefinitely postponed c 442

# Bulger, Agnes, Mrs.

appointed bath trustee c 85

# Bunker Hill Day.

celebration: order that the president appoint a special committee to prepare for celebration, passed c 79; committee appointed c 79

#### Bunker Hill street.

tax sale of estate: see Doherty, Cornelius M.

#### Burbon, John.

sidewalks, Merrill st., petition c 327-granted c 330

# Bureau of Information.

appropriation: communication from the mayor transmitting order establishing bureau of information and order for appropriation of \$5,000 for same, referred to executive committee c 113, 114-report, accepted, discussed c 150, 151-passed c 151

certificates for solicitors: communication from the mayor transmitting communication from Louis Starr relative to issuing certificates to persons soliciting charity, referred to executive committee e 393-report, communication placed on file c 400

# Bureau of Municipal Research. (See Municipal Research Bureau.)

#### Burgess, Mary H.

petition, permit for children c 378-granted c 392

#### Burial Grounds.

rules of city council relative to c 12

## Burial Grounds, Survey of. (See Cemetery Department.)

### Burnes, Israel.

sidewalk, Merrill st., petition c 238-granted c 244

#### Burns, E. W.

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#### Burns, Eliza, Mrs.

petition, compensation for damages to property, East Sixth st. c 258

#### Burrage, Orris L.

petition for children to appear at entertainment c 196-granted c 206

## Burrell street.

sidewalk: W. W. Doherty, petition e 351-granted e 356

# Burrows, Louis.

sidewalk, Blue Hill ave., petition c 327-granted c 330

## Bushnell street.

sidewalk: Mrs. W. C. Mayo, petition e 305-granted e 305

## Butler, Margaret J.

petition, license for minors c 125-granted c 131

# Butler, May.

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# Butterfield, Minnie F.

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## Butters, J. Whitman.

appointed constable c 283-confirmed c 300

### Byrne, James L.

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#### C street.

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## C street, corner Seventh street.

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# Callahan, John P., Mrs.

petition, compensation for injuries to son by employees of water department e 337

#### Calumet street.

sidewalk: John Hanley, petition c 284-granted c 286

#### Cambridge Bridge.

passageway: communication from the mayor inclosing communication from the corporation counsel and recommending amendment to revised ordinances of 1898 c 232, 233-referred to committee on ordinances c 233-report, with amendment to ordinances, accepted, assigned c 334taken up, passed c 339

#### Cambridge Elevated Road.

communication from the mayor transmitting communication from the president of the elevated company relative to condition of road, placed on file c 209

# Cambridge, Lincoln and Mansfield streets.

care and custody: see Street Laying-Out Department

# Cambridge and Mansfield streets.

condition of city land: see Public Lands

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# Cambridge street, Ward 25.

poles: Edison Electric Illuminating Company, attaching wires to poles

# Campbell, J. F.

petition, compensation for personal injuries c 196

# Campbell, S. A.

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# Campbell, Thomas F.

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## Canterbury and Walk Hill streets.

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# Care of Records of Former Common Councils. (See City Clerk Department.)

#### Carlstein, Carl.

report and order to pay judgment obtained against him as police officer, accepted, passed e 222

# Carpenters' District Council.

petition, use of Fancuil Hall e 155-granted e 158; communication relative to wages of carpenters and mechanics, referred to the mayor e 284

#### Carroll, Francis M.

appointed bath trustee c 113-notice of approval by civil service commission c 135; appointed temporary fire commissioner c 171; remarks at conference of heads of departments relative to parade of firemen c 252

### Carroll, Mary A.

sidewalk, King st., petition c 294-granted c 302

#### Carroll, M. F.

sidewalk, King st., petition c 327-granted c 330

# Carruth street.

sidewalk: F. P. Jaques, petition e 327-granted e 330

# Carson Trench Machine Company.

notice of intention to use building, Dorrance st., for use of explosives

# Cart, James F.

petition, compensation for injuries by snow and ice falling from lamp-post on West Boston bridge c 24

# Casey, William J.

notice of approintment as superintendent of printing e 419-notice of approval by eivil service commissioners e 430

#### Catholic Total Abstinence Societies of America.

petition, use of Fancuil Hall c 97; order to close streets during parade August 10, 1910, passed c 265

# Cemetery Department.

trustee: John J. Madden, appointed e 85

half holiday on Saturdays: order that trustees allow all employees a half holiday without loss of pay, passed c 55; communication from the mayor transmitting communication from the eemetery trustees and corporation counsel, discussed c 96, 97-referred to executive department c 97; order that the mayor instruct cemetery trustees to allow half holiday on Saturdays, passed c 120; communication from the mayor transmitting communication from the cemetery trustees, referred to executive committee c 143-report, no action necessary c 41

King's Chapel burial ground: order that the mayor direct trustees to keep said burial ground open every day, passed c 54

survey of burial grounds: order that the mayor make a eareful investigation of the matter of boundary lines of the South burial ground on Washington street and Granary burial ground, Tremont street, and as to whether part of grounds are not being used for private purposes, passed c 420; order that if investigation discloses desceration the mayor take proper steps to restore ground, etc., passed c 420

# Central Square Park, East Boston.

convenience station: communication from the mayor transmitting communications from the city engineer and East Boston Improvement Association relative to setting aside \$10,000 for installing station, referred to committee on finance c 183

#### Centre street, Jamaica Plain.

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poles: Edison Electric Illuminating Company, removal pole, granted c 333; New England Telephone and Telegraph Company, granted c 333

sidewalk: Hyman Rambach, petition c 156-granted c 161; John T. Daly, petition c 294-granted c 303; Hooper and Waters, petition c 327-granted c 330

## Centre street, Ward 20.

sidewalk: James A. Gubian, petition e 85-granted c 93

# Centre street, Ward 24.

sidewalk: Mary L. Redihough, petition c 172-granted c 193

Certificates for Solicitors. (See Bureau of Information.)

#### Champney street, Ward 25.

laying out: order to lay out as a public way from Washington st. to Stratton st., Brighton, passed c 242

# Change in Present System of Disposal of Garbage. (See Garbage and Refuse Disposal.)

# Charles, Salem D.

notice of appointment as street commissioner c 397-notice of approval by eivil service commissioners c 412

#### Charles River Basin.

order that metropolitan park commissioners place settees and benches on esplanade, passed c 242; communication from metropolitan park commissioners relative to, placed on file c 274

#### Charles street, Ward 20.

poles: New England Telephone and Telegraph Company, creetion and removal, granted e 258

sidewalk: W. H. Crowell, petition c 135-granted c 139; petition c 305-granted c 305; John S. Davidson, petition c 327-granted c 330

#### Charlesbank.

floats: order that there be appropriated from income of Parkman fund the money necessary to build two floats, referred to committee on Parkman fund c 188

improvements: order that from the income of Parkman fund there be appropriated such money as may be necessary for improvements (given), referred to committee on Parkman fund c 183; order that \$10,000 be appropriated from income of Parkman fund to make improvements along Charlesbank, referred to committee on Parkman fund c 188; order that there be appropriated from income of Parkman fund \$20,000 to make improvements, passed, motion to reconsider, lost c 213, 214

juvenile ball field: order that the park commissioners consider advisability of setting off a portion for juvenile ball field, passed c 213; communication from the mayor transmitting communication from the park commissioners, placed on file c 232

#### Charlestown. (See, also, Wards 3, 4 and 5.)

all-year bath house: see Bath Department branch library: see Library Department

seats in City and Winthrop sqs.: see City sq. and Winthrop sq.

sewer yard: see Sewer Division

# Charlestown Bridge.

naming bridge Washington Street North: see Washington Street North

repair: communication from the mayor and superintendent of streets with order to transfer \$25,000 from the appropriation for reserve fund to an appropriation for Charlestown bridge, repairs, referred to executive committee c 124-report, accepted, order passed c 131

## Charlestown Gas Company.

Middlesex st.: gas main location, granted e 275

Polk st.: erection of pole, granted c 328

# Charlestown Navy Yard.

resolution that repair work be done by civilians, passed c 215; motion to reconsider c 216, 217-taken up, earried c 223-discussed c 224-assigned c 224

# Chattel Loan Company.

director: John D. Marks, appointed e 134

# Chelsea Bridge North.

- appropriation: communication from the mayor transmitting communications from the city engineer and Lieutenant-Colonel Burr of War Department, U.S. A., and recommending passage of order for transfer from Congress street bridge to said appropriation, referred to executive committee c 155-report, accepted, order passed once c 159-taken up, passed c 190; communication from the mayor transmitting letter from the superintendent of streets, requesting that effort be made to secure an appropriation, order for loan of \$250,000, referred to committee on finance e 336, 337-report that order ought not pass, order rejected c 409
- appropriation for temporary work: communication from the mayor transmitting a communication from the acting city engineer relative to appropriation, order, that \$10,000 be appropriated by loan, referred to committee on finance e 375, 376-report, accepted, read once, passed c 409-taken up, passed c 413
- loan: communication from the mayor transmitting communication from the secretary of war relative to enlargement and relocation of bridge c 255, 256-order for loan of \$250,000, referred to committee on finance c 256-report, accepted, order rejected e 306

reconstruction: see Engineering Department

width of draw: communication from the mayor transmitting communication from the assistant secretary of war relative to alterations, placed on file c 195

## Chelsea street, East Boston.

poles: New England Telephone and Telegraph Company, granted c 247

sale of wharf property: communication from the mayor relative to, with order for sale of property, referred to executive committee c 69-report, accepted, referred to committee on public lands c 65 (see, also, Street Department)

# Chester street, Ward 25.

sidewalk: O. Anderson, petition c 172-granted c 193

#### Chestnut Hill avenue.

pole location: New England Telephone and Telegraph Company, granted c 85

sidewalk: Joseph Rubenstein, petition e 327-granted c 330

#### Chickatawbut street.

sidewalk: Annie M. Biggs, petition e 294-granted c 303; J. Murphy, petition c 294-granted c 303

## Children's Institutions Department.

trustees: Samuel H. Borofsky, appointed e 113; Aaron Yaffe, appointed e 258; P. J. Sondheim, appointed e 311; Lonis A. Ginsberg, appointed e 338-notice of approval by eivil service commissioners e 378; John F. Cronin, appointed e 412-approved by eivil service commissioners e 430; Mrs. R. S. Thorndike, notice of resignation e 437

# Childs, Myrtle B.

petition for children to appear at entertainment c 196-granted c 206

# Chisholm, Frank X.

order to appoint as secretary to the city council, temporarily, at a salary of \$1,800 per year c 4-passed c 5

#### Cigarmakers' Union.

petition, use of Fancuil Hall e 73-granted e 75

#### Cimmerblatt, John.

report and order to pay \$575 in compensation for damages in breaking of water main, Tremont st., accepted, passed c 101

## Circuit street.

sidewalk: St. Joseph's Church, petition e 274-granted c 278

#### City Charter.

opinion of corporation counsel relative to section 8: see City Council

# City Clerk Department.

- care of records of former common councils: order that records, documents, maps, plans, papers and portraits be placed in care of city clerk, passed c 12
- certificates of appointments: memoranda by the city clerk showing that copies of appointments of mayor had been delivered to civil service commission c 113
- expense of vacations for city employees: summary of reports of heads of departments c 238
- jury list: communication from the city clerk stating that election comnissioners submitted list of inhabitants qualified to serve as jurors, placed on file c 81

notice of city election: c 401

preparing of jurors' names: see Jurors

state election: order of notice of, passed c 328

City Collector. (See Collecting Department.)

# City Council of 1910.

- inaugural exercises: meeting of members-elect at Faneuil Hall, Councilman Ballantyne presiding; mayor-elect Fitzgerald and suite attended; returns of election commissioners read, pages 1, 2
- admission to council chamber: order to amend rule 26, referred to committee on rules c 136; order that no persons excepting heads of departments and reporters shall be allowed in anteroom or upon floor of chamber while council is in session, disensed c 186, 187-referred to special committee c 187-report, accepted, order passed e 193-report, accepted, rule as amended, adopted c 260
- amendment to rule 16: order that rule 16 be amended so that any member offering order referred to a committee shall have opportunity of being heard before report is made, referred to committee on rules c 148; report, accepted, rule anopted c 260; order amending rule 16, relative to orders for expenditures of money, referred to committee on rules c 136-report, accepted, rule adopted c 259, 260
- appropriation to meet expenses of city council: communication from the mayor transmitting order for appropriation, \$50,500, order passed c 83
- appropriations and loans for needs of various districts: synopsis ordered printed as a city document c 43
- approval of bills: order that the president be authorized to approve bills contracted by the clerk of committees and city messenger and the secretary of the city council until otherwise ordered, etc., passed c 121; order that the president be authorized to approve bills incurred at hearings in Charlestown and West Roxbury High Schools, passed c 204
- attendance of finance commission at meeting: order that said commission be requested to attend by one or more of its members the meeting of the executive committee March 21, passed c 56
- binders for documents and minutes: order that city messenger procure, passed c 47
- calendar: order that in the calendar printed for each meeting the city clerk be directed to include under the head of new business such papers as may be filed with him by the mayor or a member of the city council on or before five o'clock Thursday afternoon preceding regular meeting, passed c 28

certificates of election, January 10, 1911; c 426

chair for president: order providing for chair, passed c 203

closing proceedings: order for printing, passed c 443; resolution of thanks extended president, discussed c 443-445-adopted c 445

committees: appointed c 22

of the whole: appropriations, finance, executive, prisons, appointed c 22

STANDING COMMITTEES: ordinances, claims, legislative matters, public lands, printing, county accounts, Faneuil Hall, soldiers' relief, appointed c 22

compensation for services: order that \$200 be allowed to Patrick J. Lahey for extra services at meetings of city council, passed c 157

#### City Council of 1910, continued.

- contingent expenses: order that salaries and expenses of clerk of committees and screeant-at-arms be charged to appropriation, passed c 21
- disposition of portraits of common council: order relative to, passed
- documents; order for binding and distribution, passed e 443
- draft of revision of ordinances: see Ordinances
- duties, increase of appropriations, etc.: opinion of corporation
- expense of hearings: order that expense of hearings be charged to incidental expenses, passed c 278
- extension of time for committees: remarks of Mr. Ballantyne relative to, different members requested extension of time c 77
- extra pay for officers: order to allow and pay \$200 to James A. Gately and \$200 to Edward McHugh, as part compensation for extra services rendered at meetings of city council and committees, passed c 122
- gavels for council: order that the president be authorized to approve bill for gavels furnished for 1910, the expense thus incurred to be charged to appropriation for city council, incidental expenses, passed
- hearings: order that bills incurred in connection with hearings for Boston Elevated Railway Company to act as common carriers be charged to incidental expenses, passed c 303
- inaugural: Rev. Father Leo J. Knappe, chaplain, offered prayer; Chief Justice Knowlton administered oath of office to mayor-elect Fitz-gerald; Mayor Fitzgerald administered oath of office to members of city council; mayor delivered inaugural address, pages 1, 2
- incidental expenses: orders that expenses for hearings and advertising be charged to said expense, passed c 12; order that president be authorized to approve bills incurred by city messenger and clerk of committees, and charge same to incidental expenses (two orders), passed c 63, 64; order that bills incurred for advertising and stenographic scr-63, 64; order that bills incurred for advertising and stenographic services in connection with hearings relative to restrictions on land of Copley Square Trust be charged to incidental expenses, passed c 221; order that bill of James F. Ormond, amounting to \$56 for carriage hire to attend funeral of late mayor be charged to incidental expenses, passed c 221; order to allow bill for Remington typewriter, referred to executive committee c 318, 319-report that same ought to pass, accepted, passed c 319; order that payment of \$5 be allowed Charles W. Kelly for services at Brighton High school c 391; order to allow bill of Frank B. Conlin, passed c 420; order that expense of hearing on charges against P. J. Curley be charged to incidentals, passed c 420
- invitations: invitation from National Irrigation Congress to be held in Pueblo, Col., September 26-30, 1910, placed on file c 221; First Universalist Church of Somerville, Men's Club, invitation to attend a meeting February 16, referred to executive committee c 430
- meetings: first meeting called to order by Councilman Ballantyne, page 2; order that Monday of each week at three o'clock p. m., be the day and hour of meeting until otherwise ordered, passed c 5; call for special meeting by mayor (February 16) c 15; order that next meeting be on Monday, April 25, at three o'clock p. m. passed c 106; communication from the mayor calling special meeting, placed on file c 169; order for next, July 18, passed c 222; notice that when council adjourns it be to meet August 29, carried c 243; call for special August 1, c 254; call for special c 262; call for special meeting c 269; communication from the mayor transmitting communication from the corporation counsel relative to legality of order passed at last meeting; order that special meeting of August 3, 1910, be declared null and void, referred to executive committee c 264-report, accepted, order passed c 267; motion to adjourn to September 12, carried c 278; special called c 304; call for special, Order be 24 c 320; motion that next meeting be held December 12 c 367; motion that next meeting be held December 12 c 367; motion that next meeting be held December 12 c 367; motion

## members:

Walter L. Collins Matthew Hale Matthew Hale
John J. Attridge
Thomas J. Kenny
Walter Ballantyne
James M. Curley
Frederick J. Brand
Daniel J. McDonald
Timothy J. Buckley, oaths of office administered, page 2

minutes: order for binding and distribution of same, passed c 443

monthly conference: c 178-181, 226-229, 251-253, 410

- municipal hearings: order that \$39 be allowed John McCloskey for extra services as janitor of Dorchester High School, passed c 221
- ficers: communication from the finance commission relative to, referred to executive committee c 63-report that finance commission give reason for suggestion in last sentence of communication, accepted c 65; communication from finance commission, placed on file c 73, 74
- officers connected with council: communication from finance commission relative to, City Document No. 62

## City Council of 1910, continued.

- opinion of corporation counsel requested relative to meaning of section 8, city charter: order that the corporation counsel be requested to give opinion relative to certain supposed cases pertaining to section 8, city charter, amended, passed c 120-opinion of corporation counsel, referred to executive committee e 127-report, placed on file c 131
- payment for automobile hire: order that bill of Estey & Walsh be approved and charged to incidental expenses, referred to executive committee c 213-report, accepted, order passed c 214; order that bill of John J. O'Lalor be approved and charged to incidental expenses, referred to executive committee c 213-report, accepted, order passed
- payment for portraits: order that bill of Frank B. Conlin for portraits, etc., of city clerk, clerk of committees and city messenger be approved,
- payment for telephone service: order to allow and pay New England Telephone and Telegraph Company \$67.10 for telephone service, passed c 76
- powers relative to increase of pay of city employees: order that the corporation counsel furnish a written opinion as to rights of members to introduce orders calling upon the mayor or heads of departments to increase pay of mcn in employ of city, passed c 93

### preparing of jurors' names: see Jurors

- presentation of finance commission reports: communication from the commissioners relative to c 45-placed on file c 49; order that reports be submitted to city council before made public, amended, passed c 45
- president: order to proceed to election, passed c 2-first ballot taken, no choice c 2-motion to proceed to election, discussed c 5, 6-carried, second ballot taken, no choice, third ballot taken, no choice c 6-four ballots taken, no choice c 13, 14-motion to proceed to election, Walter Ballantyne elected c 15
- printing of documents: order that expense be charged to printing department, passed c 12
- proceedings: order that contract formerly made with Edward W. Harnden for reporting be continued until otherwise ordered, passed c 20; order that the minutes as published contain only motions, orders and resolutions, etc., and that verbatim speeches be eliminated from printed record, referred to committee on executive department c 47-report, discussed c 55, 56-accepted, order rejected c 56; order that the contract formerly made with Nella Gilman Crowley for indexing proceedings be continued until otherwise ordered, referred to executive committee c 28-report accepted order passed c 42. referred to executive committee c 28-report, accepted, order passed c 42
- protest against house bill 1624: see Legislative Matters
- publicity of city's business: see United Improvement Association
- question of privilege: Councilman Curley c 244; Councilman Brand c 366, 367; Coun. Kenny (retirement of city employees) c 391, 392
- reports of finance commission: order that they be submitted to city council before giving to the public, passed c 41
- rules: motion that until otherwise ordered the rules of the old board of aldermen, except rule 32, be adopted to govern this body, carried c 2; order for appointment of special committee to draft rules, passed c 2-committee appointed c 3-report of committee c 10-12-laid over c 12-taken up, amended, referred to committee of the whole c 20-report, accepted, rules amended, adopted c 21; order amending rule 24 relative to extension of time on committee reports, referred to committee or whose 60.
- secretary: order to appoint Frank X, Chisholm temporarily at a salary of \$1,800 per year c 4-passed c 5
- sympathy in illness of Councilman Hale: c 392
- synopsis of rules: president, rules 1-8 c 10; motions, rules 9-15; readings, rule 16; reconsideration, rule 17; conduct of members, rule 18-21; standing committees, rule 22; order of business, rule 23; report of committees, rule 24; spectators, rules 25, 26; burial grounds, rule 27; smoking in council chamber, rule 28; meetings, rule 29; form of votes, rule 30; transfers and loans, rule 31; amendment and suspension,
- table and chair for official stenographer: order that superintendent of public buildings purchase, passed c 191
- telephone bills: order that president be authorized to approve bills, and expenses incurred be charged to incidental expenses, city council, passed c 121
- thanks for sympathy resolution: communication from Councilman T. J. Buckley c 362
- unfinished business; order that all matters of an unfinished nature be referred to city council of 1911, passed c 442
- volume of rules, etc.: order that the clerk of committees be authorized to have printed and bound a pocket edition of rules, list of members, committees, etc., passed c 46

# City Election.

order of, notice of, passed c 401

# City Employees. (See, also, the different departments.)

day off for picnics: see Heads of Departments

discontinuance of wearing of uniforms: order that the mayor request that wearing of uniforms be discontinued, referred to executive committee e 192

laborers in park department: see Park Department

leave of absence for veterans: order that the mayor instruct heads of departments to allow leave of absence to veterans to attend convention, passed e 129

leave of absence to members of Grand Army of the Republic: order to grant, April 6 and 7, to attend annual encampment, passed e 88

payment on or before Thanksgiving and Christmas: order to allow, passed  $\varepsilon\ 329$ 

retirement act: preamble and order that provisions of chapter 619 of Acts of 1910 be accepted, assigned e 240-taken up, specially assigned e 286, 335-taken up, refused to accept act e 432; communication from the finance commission relative to c 385, 386-referred to executive committee e 386; communication from the finance commission and Professor Baldwin, referred to executive committee e 397, 398-report, placing communication on file e 400; communication from he mayor transmitting communication to the finance commission from Prof. F. Speneer Baldwin, relative to pensioning of city employees, also report of special committee (C. D. 155) c 394-396-referred to executive committee c 396-report, placing communications on file e 400-report that same be placed on file e 413

Saturday half holidays: order that in accordance with provisions of section 22, chapter 26, Acts 1902, a half holiday be granted with certain exceptions, referred to executive committee e 153-report, referred to corporation couusel c 193

Saturday half holidays for cemetery department: see Cemetery Department

signing of release: order that the committee on claims be requested to eonfer with the corporation counsel as to what action, if any, is necessary to remedy the injustice caused by practice of compelling the injured city employee to sign a release before being put back to work, passed c 241

vacation: order that until otherwise ordered the officers and boards in charge of departments be authorized to allow, without loss of pay, half holidays on Saturdays and two weeks' vacation, referred to executive committee e 197-referred to departments for report on cost c 224; communication from city elerk giving summary of reports of heads of departments relative to e 238-report, recommending that same be placed on file c 413

vacation for veterans: communication from the mayor transmitting communications from the law department, as to legality of orders; order in new form, passed e 270

veterans of civil war: order to allow leave of absence to attend encampment, passed e 204; communication from the corporation counsel relative to legality of order; order in new draft, passed e 270

wages of carpenters and mechanics: Carpenter's District Council of Boston and vicinity, communication relative to e 284

City Exhibits at Art Museum. (See National Educational Association.)

# City Finances.

communication from the finance commission relative to c 295-300–referred to executive committee c 300–report, accepted, referred to committee on finance c 302

City Government. (See Mayor and City Council.)

#### City Hall.

storage vaults: see Public Buildings Department

#### City Messenger.

approval of bills: order that the president be authorized to approve bills incurred to date (annexed was schedule), passed e 63

# City Messenger, continued.

assistant city messenger: order to appoint an assistant city messenger, Charles H. Silloway, at the rate of \$1,800 per annum, to be charged to city council, incidental expenses, referred to executive committee e 122-report, accepted, passed e 158, 159; order that Frederick J. Glenn, be employed as an assistant at salary of \$900 per annum, referred to executive committee e 334; communication from the city messenger requesting e 338-report, that matter be referred to next city council e 413

binders for documents and minutes: order to procure new set for city council, passed e 47

city council minutes and documents: orders for binding and distribution, passed c 443

display of flags: motion that city messenger be requested to display flags Washington's Birthday and Lincoln's Birthday, earried e 22; order that city messenger eause flags to be displayed on holidays, etc., referred to executive committee e 22-report, accepted, order passed e 42

duties of sergeant-at-arms: order defining duties, assigned c 14-taken up, referred to committee of the whole c 20-report, order in new draft, accepted, passed c 21

expenses and salaries: order to charge to contingent fund, city council, passed c 21

expenses of flag display: order to charge to city council, incidental expenses, passed c 204

flagstaff, Andrew sq.: see Andrew Square

ordinance establishing department, etc.: ordinance establishing department and defining duties of city messenger, referred to committee on ordinances e 93; report no further action necessary c 335

roping off streets: order that city messenger be requested to cause necessary roping off of streets, etc., referred to executive committee c 22-report, accepted, order passed c 42 (see Columbia road); order to rope off, Thursday, March 17, 1910, passed c 43; order that city messenger cause necessary roping off of streets in connection with Fourth of July celebration, passed c 213; order to rope off streets for parade of the Catholic Total Abstinence Union, passed c 265

statement: order that the clerk of committees be requested to prepare a written statement as to whether or not the finance commission's recommendations in regard to abolition of office be adopted, passed c 77; communication from the city messenger c 86, 87-placed on file, ordered printed as a city document c 87

telephone: order to allow use of telephone at residences, etc., passed e 189

temporary city messenger: order to appoint Edward J. Leary temporarily at a salary of \$2,500 a year, discussed, passed e 4

# City Planning and Housing Conditions, Philadelphia.

communication from the mayor transmitting letter from Mr. A. E. Buehholz, representative of Mayor of Philadelphia, relative to placing of exhibit from Boston, referred to executive committee e 425; communication from the mayor transmitting letter from Arthur E. Buehlolz, Esq., requesting that Boston be represented at exhibition to be held in Philadelphia, referred to executive committee c 416-referred to next conference of heads of departments c 432

# City Real Estate.

order that the statistics department supply information relative to location and area of each parcel, the time when such parcel was acquired, price paid, present assessed value, the present use, the income derived, the buildings and assessed value, passed c 120

#### "City Record."

postage: order to allow and pay to editor the sum of \$100 to meet cost of postage, passed e 20

#### City square.

additional seats: order to place, passed e 205

benches; order that the superintendent of public grounds place a sufficient number of benches for public, passed c 129

Civic Memorial Meeting in Honor of Mrs. Julia Ward Howe. (See Howe, Julia Ward, Mrs.)

## Civil Service Commission.

- confirmation of appointments: see the names of the different appointces
- expenditures: communication from the mayor transmitting communication from treasurer of Commonwealth with order that expenses incurred by commissioners, \$400, be charged to the reserve fund, passed

# Claims.

committee: appointed c 22

- breaking of water main, Tremont st.: report with orders to allow compensation given to S. S. and L. Shubert, Grand Rapids Furniture Company, John Cimmerblatt, accepted, passed c 101
- claims acted upon: report of list of claims acted upon during 1910 (C. D. 168), accepted, ordered printed c 434
- claims referred in previous years: report giving leave to withdraw on petition of Annie Sullivan, Peter T. Connor Company, B. Gaffney, Mrs. Eva Bishop, Albion Sign Company, A. Seegreaber, Mrs. F. O. Woodruff, B. Lacy, Ellen A. Crotty, accepted e 414; given leave to withdraw e 434
- expenses of investigation: order that expenses be charged to incidental expenses, city council, passed c 121
- settlement of: ordinance relative to, amending section 17, chapter 3,
  Revised Ordinances 1898, referred to committee on ordinances c 22report, accepted, ordinance rejected c 136
- stenographer: order that \$50 per month be allowed to Mary A. Cola as stenographer to inspector of claims, laid over c 427-taken up, passed c 435
- AHERN, C. C. ANN N. F.: petition for hearing on claim for damages to estates, Ellery st. c 45

Albert Samuel: petition, compensation for injuries e 351

- Armstrong Transfer Express Company: petition, compensation for damage to auto by defect in Friend st. e 361
- Balnican, Beolistawa: petition, compensation for personal injuries c 135
- BEARSE, M. E., & Co.: petition, compensation for damages to wagons by collision with fire escape, Eliot School c 45
- Bennett, C. O. & Son: petition, compensation for injuries to horse, Parkman rd. c 284-refused c 414
- BENTON, MARY A.: petition, grade damages, Hyde Park ave. c 155 Bevilacqua, L., et al.: petition to be paid for loss of horse and harness
- c 327 Biggio, Louisa C.: petition, compensation for injuries, East Boston
- BILLINGS, E. F.: petition, compensation for damage to estate by stoppage of sewer c 210-refused c 414
- BONGAARDO, JOHN S.: petition, compensation for injuries to Florida Bongaardo by fireworks c 237

Bossom, Fren W.: petition for hearing c 351

- BOSTON American: petition for expense incurred on account of leak in water supply c 274
- BOSTON TOWBOAT COMPANY: compensation for detention of towboat at Chelsea bridge c 237-refused c 414
- Bowen, Henry J., Administrator: report and order to pay amount held by city from sale of estate, Kittredge st., accepted, passed c 277
- BOYLSTON MARKET ASSOCIATION: report with order to pay \$1,800 damages to property by bursting of water main, Tremont st., accepted, passed c 191-order rescinding order, passed c 239-report with order in new draft, passed c 239
- BROCK, JAMES J.: petition to be paid for extra gravel furnished on Rutherford ave. c 247
- Brosnahan & Coleman: compensation for damage to property, Atlantic ave. c 237
- Brown, George W.: petition to be reimbursed amount paid in settlement of claim as driver of prison van c 185; report and order to pay expenses (8175), discussed, recommitted c 329; report, accepted, order assigned c 338-taken up, accepted, passed c 353
- Brown, Susan A.: petition, compensation for injuries caused by fall, Columbia rd. c 284
- Burns, Eliza, Mrs.: petition, compensation for damages to property, East Sixth st. c 258
- BUTLER, MAY: petition, compensation for injury to dress on Blackstone square park by city employee c 155
- BUTTERFIELD, MINNIE F.: petition, compensation for injuries c 196
- Callahan, John P., Mrs.: petition, compensation for injuries to son
- Campbell, J. F.: petition, compensation for personal injuries c 196
- CANNA, Susie, et al.: petition, compensation for damage to elothing by a watering cart e 258

# Claims, continued.

- Carlstein, Carl: report and order on petition for payment of judgment obtained against him as police officer, accepted, passed c 222
- Cart, James F.: petition, compensation for injuries by snow and ice falling from lamp-post on West Boston bridge c 24
- Clausen, Harry P. A.: petition, compensation for damages to team by wagon, fire department c 337
- COBB, FRANK A.: report on petition to surrender an alleged invalid tax decd of estate, Hamilton st., giving leave to withdraw, accepted c 55
- COBB, FRANK I.: petition to surrender an alleged invalid tax deed of estate, Water st., Charlestown c 219
- COBURN, EMILY: personal injuries, petition c 361
- Coghlan, Francis U.: petition for compensation for damage caused by defect, Hancock st. c 316
- OLEMAN BROTHERS: petition for compensation for nonfulfillment of paving contract c 258 COLEMAN BROTHERS:
- COLEMAN, M. M. AND J. F.: petition for hearing on claim c 425
- COLEMAN, TERESA V.: petition, hearing on claim c 125
- COMMONWEALTH CONSTRUCTION COMPANY: petition to be paid for extra work in setting edgestones, Round Hill st. e 284
- CONNOLLY, Peter: petition to be paid wages for time idle on account of injuries received while at work c 316
- COTTER, ANNA M.: petition to be paid for damage to hotel by turning off water, Washington st. c 412
- Coursey, C. E., Mrs.: petition to be paid for coat torn by wire from a tree c 419
- COWHIG, JOSEPH M., Mrs.: petition to be paid expenses on account of poisoning of child by spraying trees c 294-refused c 414
- Cowhig, Marion: petition, compensation for sickness caused by spraying trees, Dawson st. c 332
- COWIN, FRANK H., COMPANY.: petition to be paid for extra expense on contract work on Northern ave., caused by water department laying pipes in said avenue c 97-refused c 414
- Cox, Thomas: petition, compensation for injuries while employed in públic grounds e 219
- Crosbie, Catherine: petition, compensation for damage to property, Devou st. c 378
- Daley, Katie: compensation for injuries, London st. c 327
- Daley, Thomas M.: petition, compensation for injury to son, Atlantic ave. c 274
- Daloz, L. H.: petition, compensation for damage to automobile c 378
- Daniel, Catherine: see Daniel, Catherine, or Fowl
- DARRAGH, SUSIE: petition, compensation for skirt torn on ferryboat c 73 Degel, Samuel: petition, compensation for damages to property, Hull st. c 247
- DEVIN, EnWARD: petition, compensation for flooding of cellar, Carson st., by sewer c 125
- DOHERTY, CORNELIUS M.: petition to be paid balance remaining from tax sale of estate, Bunker Hill st. c 172; report and order to pay, accepted, passed c 277, 278
- DONOHUE, GEORGE A.: petition, compensation for injuries caused by being kicked by horse, sanitary department c 237
- Douglas, W. L., Shoe Company: petition, compensation for breaking of window, corner Court and Howard sts. c 19
- Drawbridge, M. L.: petition for hearing on damages to coat c 172refused e 414
- DUFFY, CATHERINE: petition, compensation for death of husband caused by a vicious horse owned by city c 62
- DUOGAN, JOHN J.: petition, compensation for expense incurred on account of injuries to minor son by collapse of platform, Spring street bath house c 24
- Ellis, Wesley H.: petition, compensation for damage to automobile
- ERLANDSON, AONES: petition, compensation for personal injuries c 274
- ESTEY, CHARLES A.: petition, compensation for injuries, Monmouth st., East Boston c 45 EVERETT, G. T.: petition, compensation for damages to coat c 185
- FITZGERALD, FRANK R.: petition, compensation for a suit of clothes damaged by oil from a sprinkling cart e 114-refused c 414
- FITZPATRICK, GEORGE C.: petition to be paid balance of rent for use of property, Jeffries Point, as a public landing c 24-refused c 414
- FOLEY, HANNAH: petition, compensation for injuries to minor son at playground, Columbus ave. c 294
- FORDE, L. M.: claim refused c 414
- FORGER, JOHN H.: petition to be paid expenses incurred for acts while an officer in House of Correction e 745-report with order to pay \$500, assigned c 116-report, accepted, order passed c 130
- Freece, George: petition, compensation, personal injuries c 361
- Gallagher, James: petition to be paid wages during illness c 316
- Gane, Rose D.: petition for hearing on claim for personal injuries c 412

#### Claims, continued.

GARRITY, JOHN J.: petition, compensation for damages to estate, Gustin st., by change of grade c 85

Gerrity, John A.: petition, compensation for injuries to horse c 316

Geswell, William: petition for hearing on claim for damages c 412

GIBLIN, HUGH: petition, compensation for damages to house, C st. c 53

GIBLIN, MARGARET: petition to be paid damages to property, Dorchester ave. c 196

GLYNN, DENNIS: petition to be paid for loss of eye while in employ of city c 327

Grant, Bernard E.: petition for hearing on claim for loss of horse c 327 GRIFFIN, CHARLES M.: petition to be refunded \$100 which he was fined while member of fire department c 284

Halloran, John: petition to be paid wages during illness c 316

HANLEY, JOHN J., CAPT.: see Hanley, John J., Capt.

HARGEDON & LYNCH: petition, compensation for damages to property, Washington st. c 24

HARVEY, J. F.: petition, compensation for damages to automobiles c 125refused c 414

Helman, Wolf: petition for hearing on claim for damages c 396

Himberg, Julia: petition, damages to fence by city employee c 84refused c 414

HINES, LUKE: petition, compensation for damages to clothing c 210

Hoon, H. P., & Sons: petition, compensation for damages to wagon c 210

Hughes, Michael J.: petition, compensation for injuries while employed at pumping station c 284

Hunter and Ross: petition, compensation for damage to horse, Ferdi-

Hutchinson, P. J.: petition, compensation for injuries caused by defect in stairway of Old Court House c 45-refused c 414

ISAAC, WALTER C .: petition, compensation for damages to his overcoat by a projection on a waste paper can, corner Court st. and Cornhill, c 7

JACKSON, GUY W., et al.: petition, compensation for damage to clothing at Boynton street yard c 274

JOHNSON Enucator Company: report and order, accepted, assigned c 329-taken up, passed c 334

Keany, John: petition, compensation for damages to property, Dor-chester ave. c 219

Kelley, Katherine T.: petition, compensation for injuries caused by defect, Washington st. c 355

Kelley, Mary, et al.: petition, compensation for damages to property Baxter st., by flooding c 24-refused c 414

Kiggin, Elizabeth: petition, compensation for damage to estate,

Wenham st. c 419 Killilea, A. F., Mrs.: petition, compensation for damages, Bennington st., by a defective basin c 155-refused c 414

KLARFIELD, NATHAN: petition for hearing on claim c 144

Lahey, John J.: petition to be refunded amount paid for treatment at City Hospital e 397

Lailor, Julia A.: petition to be paid expense of repairing drain, Moultrie st. c 114

Langenfeld, John: compensation for damage to property, E st.

Lawler, Mrs. Margaret: petition, compensation for injuries to minor son c 305

IPOFSKY & SPIEGEL: petition for hearing on claim for damages to estate, Allen st. c 327 Lipofsky & Spiegel:

LOWELL, PERCIVAL: see Lowell, Percival

MACCARIO, JOHN: petition, compensation for injuries to wife on ferryboat c 73

Maheux, Eugene Charles: petition, compensation for damages to premises, Chadwick st. c 114

Masse, M.: petition, compensation for damages to clothing c 327; petition to be paid for damage to gown c 430

MAY, THERESA: claim refused c 414

McCaffrey, George H.: petition to be reimbursed expenses incurred in civic suit for false arrest c 135

McCarron, John: petition, compensation for injuries to horse, Morton st. c 284

McCrillis, Nellie J.: petition, compensation for injuries, Dudley st. c 210

McDonald, Maria: petition to be paid for goods carried away by ashman c 355

McDonaln, Mary H.: petition, compensation for damage to clothing

McGlynn, William: petition, compensation for injuries received while in employ of city  $c\ 337$ 

McNeil, John: petition, compensation for damages by fireworks, Cottage street playground c 237

Menway, Samuel: petition for damages caused by issuing of certificate relating to assessments against estate, Elinwood st. c 219

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METROPOLITAN COAL COMPANY: petition to be paid for damages to lighter, at Northern avenue bridge c 258

MILLER, F. L.: petition, damage to clothing by an oil sprinkling cart c 84 MILLER, JACOB W.: petition to be refunded \$200 for material not delivered to him by city according to agreement c 114

MILLER, WILLIAM A.: petition, compensation for damage to property, corner Tremont and Prentiss sts. c 332

MINOT, LAURENCE: petition, compensation for damages to property, Broadway, by stoppage of sewer c 284

MOONEY, ELLEN: claim refused c 414

Morehouse, Annie J.: petition, compensation, for personal injuries

Munster, Frank J.: petition to be paid for time lost in sanitary department by accident c 185

MURPHY, JESSIE: petition, compensation for injuries received on Meridian street bridge c 396

MURPHY, JOHN: petition, compensation for damages to building, Seneca st. c 114

MURRAY, JEREMIAH J.: petition, compensation for damages to estate by water pipes bursting c 430

NASON, ALBERT S.: petition to be allowed larger annuity c 327

NAY, Theresa: petition, compensation for damages to property c 97

NERNEY, JOHN J.: petition, compensation for damages to automobile

Neville, Ellen: petition, compensation for backing up of sewer, Neptune ave, c 219

Nichols, William E.: petition, compensation for injuries caused by defective iron cover in sidewalk c 305

Noble, John, Trustee: petition, compensation, damage to property, Tremont st., by breaking of water main c 73

Noon, Nora, Mrs.: petition, compensation for injuries, Fayette st. c 412 O'BRIEN, JAMES H., MRS.: petition to be paid damage to estate, Belvi-

dere st. by defective hydrant c 337 O'CONNELL, JOHN P.: petition, compensation for expenses incurred on account of injuries received while an employee of city c 284

O'Donnell, James: petition that he be paid full amount of wages for time he was incapacitated for work by injuries received while in employ of sanitary division, referred to committee on claims c 45-petition, compensation for injuries received while at work for city c 294 O'LALOR, JOHN T., Estate of: petition to be paid expense incurred in defending suit against him as police officer e 351-report and order,

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O'SHANKY, HOWARD: petition to be paid for damages to stock, Howard st., by water e 332

Page, Walter B., Trustee: petition to be paid damage to estate, Centre st., by overflow of sewer c 237-refused c 414

Parker, George W.: petition to be refunded amount paid by him for permit to use sidewalk c 294

PATTERSON, JOSEPH H.: petition, compensation for injuries while in employ of bath department c 155; petition to be paid wages for time lost on account of accident c 396

Patterson, Mary: petition for hearing on claim c 425

Perkins, Lorenzo D.: petition to be reinibursed expenses of suit brought against him while deputy master of House of Correction c 397

Pierce, Joseph P.: petition, compensation for injuries c 412

PITMAN, JAMES J. & HENRY: petition for hearing on claim for injuries

Poorvu, Harris: petition, compensation for damages, Hanover st. c 425 Poulos, Peter: petition, compensation for damage to property, Harvard st. c 327-refused c 414

Powers, Richarn, Mrs.: petition, compensation for death of husband

Powers, William F.: petition, compensation for injuries received while in employ of city c 172

Prax, Orren: petition to be paid expenses of suit brought against him as city employee c 210-assigned c 222-taken up, report, accepted, order passed c 241

PYNE, DAVID: petition to be paid wages during illness c 316

QUIMBY, W. S., Company: petition to be reimbursed expense of repairing drain, Standish and Harvard sts. c 412

RING, MRS.: petition, compensation for damage to goods in cellar, Haverhill st. c 316

Rogan, Edward: petition to be compensated for time lost on account of accident while in street department c 327

ROSENTHAL, MICHAEL F.: petition, compensation for injuries c 196

Ross Towroat Company: petition, compensation for damages to schooner, Warren bridge c 258

#### Claims, continued.

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RUBIN, ROSE: petition for hearing on claim c 425

RUGGIERI, MATTEO: compensation for injuries, Endicott st. c 97

Ryan, William J.: petition, compensation for damages by fire engine c 378

Shunert, Wilbur: report and order to pay, accepted, passed c 130

SIMPSON, DAVID W.: petition to be paid for damage to schooner, Broadway Extension bridge c 258

SMITH, ANASTASIA: petition, compensation for damages, Tremont st., by breaking water main c 24

SMITH & LOVETT COMPANY: petition, compensation for damages to wagon, East Boston ferry c 237

SNYDER, LILLIAN, MRS.: petition, compensation for personal injuries, Leverett st. c 19

Soloman, Ella, Mrs.: petition, compensation for injuries, Morton st. c 284

SOUTHER, MERCIE M.: petition to be paid for putting walls in Adams and Beaumont sts. in condition c 237

SOUTHERN, JAMES E.: petition to be paid for personal injuries while in employ of city c 327

Spence, H. G., et al.: petition for hearing on claim for damages by change of grade, Crafts st. c 172

STATE STREET TRUST COMPANY: report on petition for compensation for damages to property, Tremont st., by breaking of water main, with order to allow a certain sum, accepted, passed c 149, 150

STEWART, ELIAS J.: petition for hearing on claim for injuries while in fire department c 284-report, recommending reference to mayor c 352

STOCK, FREDERICK W.: petition to be paid damage to automobile c 355

STODDARD, L. C.: report with order, accepted, passed c 150

STONE, SADIE: petition for hearing on her claim for personal injuries c 396

STREET, GEORGE H.: compensation for damages to office and furniture, Broad st., by water main c 237

Sullivan, Anna J.: petition, compensation for personal injuries c 430

SULLIVAN, MARGARET: petition, compensation for skirt torn on fence, Washington st. c 62

SWETT, EDWARD B.: petition, compensation for damage to automobile c 258

Tehan, Charles: petition, compensation for injuries, Randolph st.

TRAKK, FRED G.: petition to be paid wages for time lost on account of injuries while on police force c 332

TREVESI, FLORINDA: pctition, compensation for injuries caused by defect in North st. c 155

Tucker, Helen M.: petition, compensation for repairs on drain, Nash st. c 97

UPHAM, OLGA B. M.: petition that \$108 paid by her under a misunderstanding be credited to her on account of taxes, Willow st. c 97-refused c 414

WAITE, CHARLES H.: petition for hearing on claim for personal injuries e 85

Wall, P. J.: petition, compensation for damages to buggy at ferry c 284

Washburn Realty Trust: report and order accepted, passed c 434 Waters, William: petition to be paid wages during illness c 316

Welsh, Willard: report of committee on claims on petitions of 1907, 1908, offering to surrender an alleged invalid tax deed of estate, Orchardale and Leyland sts., Columbus ave. and Bennington st., giving leave to report, accepted c 55; petition, offering to surrender an alleged invalid tax deed of estate c 361

Westron, Thomas D.: petition, compensation for personal injuries c 419
Wheeler, H. S.: petition, compensation for hat ruined on bridge, Shawmut ave. c 361

Williams, Gertrude L.: petition, compensation for damages to building, Boston st. c 425

Williams, John J.: petition, compensation for damage to horse by defect in street c 430

Woods, John, et al.: petition for damage caused by overflow of cesspool, Haverhill st. c 237

Zammarchi, Louis: petition, compensation for damages to merchandise, Commercial st. c 45-refused c 414

ZILG, Alois: petition, compensation for damages, Hancock st., by filling up of sewer connection c 125

ZINK, ANNIE: petition, compensation for torn dress, East Boston ferry c 144

ZINE, THERESA M.: petition, compensation for damages to dress by carelessness of ferry employee c 114

# Clapp, A.

sidewalks, Walnut st., petition c 185-granted c 194

# Clark, Henry S.

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#### Clark, Lotta A.

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## Clark, Robert F.

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#### Clarkson street.

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#### Clarkwood street.

sidewalk: W. W. Sherman, petition c 274-granted c 278

#### Clausen, Harry P. A.

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# Cleaves, James H., et al.

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#### Clerk of Committees.

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clerk: order to appoint John F. Dever as temporary clerk at a salary of \$2,500 per year, discussed c 4, 5-passed c 5

clerk of committee's duties: order relative to duties, assigned c 14-taken up, substitute offered, referred to committee of the whole c 20-report (order in new draft', accepted, order passed c 21

approval of bills: order that the president be authorized to approve bills incurred to date (annexed was a schedule), passed c 64

expenses and salary: order to charge to contingent fund, city council, passed c 21

ordinance establishing department: ordinance, discussed c 3, 4-referred to committee on ordinances c 3-reconsideration lost c 4-report, no further action necessary c 335

statement: order that the clerk of committees prepare a written statement as to whether or not the finance commission's recommendation in regard to abolition of his position be adopted, passed c 77; communication from clerk of committees c 85, 86-ordered printed as a city document, placed on file c 86

telephone in residence: order to allow, passed c 189

volume of rules of city council, pocket edition: see City Council

## Cloak and Skirt Makers' Union No. 56.

petition, use of Faneuil Hall c 155-granted c 158; petition c 238-granted c 243

## Coahn, H., Mrs.

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#### Coal, Weighers of, etc.

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c 134; Walter M. Leighton, appointed c 134; Clifton E. Flagg. Charles T. Gilchrist, Helen M. Hoag, appointed c 142-confirmed c 158; Donald J. Ferguson, E. S. McIllhatten, T. B. McIllhatten, C. B. Mosely, John A. Sullivan, appointed c 154-confirmed c 172; Herbert C. Gray, appointed c 195-confirmed c 211; James C. Brenner, Stephen W. Welton, appointed c 182-confirmed c 196; Algernon D. Brown et al., appointed c 182-confirmed c 196; Charles G. Stone, appointed c 210-confirmed c 221; Fred Fougere, Alexander Modell, appointed c 230-confirmed c 259; Paul R. Wild, appointed c 230-confirmed c 259; William H. McNulty, appointed c 270-confirmed c 285; William E. Stewart, appointed c 271-confirmed c 285; Charles J. Donovan, appointed c 287-confirmed c 306; S. A. Campbell, W. H. Cole, W. R. McDonough, William A. Staples, appointed c 310-confirmed c 343; A. F. Lyons et al., appointed c 336; George P. Thomas, appointed c 367-confirmed c 398; Francis H. Hughes, appointed c 354-confirmed c 363; Earnest S. Leut, Johu Hiues, Andrew S. Brewer, Robert A. Driscoll, Edward F. McCormack, E. A. Smith, appointed c 411-confirmed c 420, 427; William Coakley, F. M. Crosby and Arthur W. Hill, appointed c 423-confirmed c 435; Hubert Foster, appointed c 416; D. F. Flynn, J. D. Harrington, appointed c 416

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#### Coal Holes, etc., Fees for Permits.

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# Coasting.

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#### Cobb, Frank A.

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# Cobb, Frank I.

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# Coburn, Emily.

personal injuries, petition c 361

# Codification, Classification, Etc., of Health Statutes. (See Health Department.)

# Codman, Edmund D., et al.

petition, asking that a hearing be given relative to legislation now pending before Board of Railroad and Rapid Transit Commissioners, relating to transit, Bowdoin and Scollay sqs., referred to executive committee c 285-reconsidered, order for public hearing referred to executive committee c 285-report with resolutions accepted, passed, committee appointed c 302

#### Codman, Julian.

appointed constable c 182-confirmed c 196

#### Codman, Julian, et al.

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# Coghlan, Francis N.

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#### Cohen, Isaac.

notice of use of building, Dorr st., for explosives e 317

#### Cola, Mary A.

order that \$50 per month be allowed as stenographer and typewriter for inspector of claims, laid over c 427-taken up, passed c 435

# Cole, J. E.

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# Cole, W. H.

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#### Coleman Brothers.

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# Coleman, Harry.

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# Coleman, J. C., & Sons Company.

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# Coleman, M. M. & J. F.

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### Coleman, Teresa V.

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#### Collateral Loan Company.

director: Robert F. Clark, appointed c 134

## Collecting Department.

city collector: George A. Hibbard, appointed e 98; Bowdoin S. Parker, appointed c 145-notice of approval by civil service commission

outstanding poll taxes: communication from the city collector relative to, with statement of outstanding poli taxes December I, 1910, with order to cancel same, etc., c 359, 360-referred to executive committee c 360-report, accepted, order passed c 413

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## Collier, K. L.

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## Collins, Walter H.

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# Collins, Walter L., Councilman.

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appointed: committee on rules of city council c 3; committees on appropriations, finance, executive, prisons, claims, legislative matters, public lands c 22; committee on Bunker Hill Day c 79; committee on Columbus Day c 140

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sidewalks, Glenway st. c 286
sidewalk, Welles ave. c 286
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sidewalk, Hewins st. c. 306 notification of state election c 328 closing North Harvard st., Brighton c 328 sidewalk, Columbia rd. c. 340 expenses of dairy inspectors c 352 lights, Edgewater drive and River st. c. 352 sidewalk, Longwood avc. c. 352 sidewalk, Norgwood avc. c. 352 sidewalk, Newhall st. c. 435

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retirement system for city employees c 286 reports of committee on public lands c 300 use of Fancuil Hall c 320 publicity of city business c 333 sale of junk c 338 laying out Highland ave. c 342 aviation week expenses c 344 expenses of dairy inspectors c 352 transfer to mayor's office c 353 consolidation of departments c 400 release to Florence Woods, Fuller st. c 415 sale of gravel pit, Everett c 415 salery increase for friemen c 433

salary increase for firemen c 433

#### Columbia road.

closing: order that police commissioner close street Saturday, April 2. 1910, passed c 55

edgestones and sidewalk: Thomas J. Flynn, petition c 172-granted

roping off: order that city messenger rope off as may be necessary for the start and finish of the race to be held under auspices of North Dorchester Athletic Association, passed c 55

sidewalk: Frances W. Edwards, petition e 73-granted e 78; Mary F. Wilson, petition e 98-granted e 106; Catherine A. McGrath, petition e 115-granted e 123; Francis G. Powell, petition e 327-granted e 330; order for construction, passed e 340

# Columbia road and Stanwood street.

sidewalk: G. M. Gordon, petition c 135-granted c 139

#### Columbus avenue.

claims, surrender of tax deed: see Welsh, Willard

pole location: Edison Electric Illuminating Company, granted c 125

sidewalk: Charles A. Snow, petition e 85-granted e 93; L. V. Niles, petition e 284-granted e 286; W. W. C. Spencer, petition e 327-granted e 330; Perry Mason Company, petition e 194-granted e 203

#### Columbus avenue and Dartmouth street.

land for a neighborhood house: order that the park department consider advisability of leasing land, passed c 214

#### Columbus Day.

celebration: order that special committee be appointed to draw up program for celebration, passed c 140

flags: order to cause flags to be displayed October 12, 1910, passed c 318

free ferries: order to allow payment to superintendent of streets of the sum of one dollar in lieu of tolls, October 12, 1910, referred to executive committee e 318-report, no action necessary e 413

Italian war vessels: order that the mayor communicate with the Italian ambassador as to expediency of sending war vessels to join celebration, passed c 267; communication from the mayor transmitting communication from the Italian Charge d'Affaires relative to, placed on file c 273

leave of absence for firemen: order to grant leave of absence to firemen who wish to parade, passed e 300

school exercises: order that the school committee consider advisability of holding exercises commemorative of the discovery of America by Christopher Columbus, before Columbus Day, October 12, passed c 130

#### Columbus Monument.

communication from the mayor transmitting order for transfer of \$25,000 from the appropriation for reserve fund, etc., referred to committee on finance c 310

#### Commercial street.

claims: see Zammarchi, Louis, or Claims

Commissioner of Tenement House Conditions. (See Tenement House Commission.)

Committees, Clerk of. (See Clerk of Committees.)

#### Committees of the City Council.

committees of the whole: finance, executive, appropriations, prisons, appointed c 22

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# Common. (See, also, Boston Common.)

offshoot of "Old Elm": see Public Grounds Department

## Common and Warrenton streets.

land: see School Department

## Common Council of 1909.

pictures of council presidents: order that the city clerk procure photographs of cabinet size of the presidents from 1881 to 1909, inclusive, and provide a suitable frame, passed c 88

#### Commonwealth of Massachusetts vs. City of Boston.

communication from the mayor transmitting communication from the corporation counsel relative to judgment; order authorizing consent to settlement of claim for \$48,758.86 for land damages occasioned by change of grade, Bowdoin st., referred to committee on claims c 67, 68 referred to committee on finance c 87-report of committee on finance, accepted, order passed c 129-order for loan of \$49,000, referred to committee on claims c 68-report of committee on finance, accepted, order passed c 129-taken up, passed second time c 149

# Commonwealth avenue.

poles: New England Telephone and Telegraph Company, granted c 85 sidewalk: J. E. Dowling, petition c 285-granted c 261

trees: Metropolitan Improvement League, petition for an appropriation for planting trees c 135

# Commonwealth Construction Company.

petition to be paid for extra work in setting edgestones, Round Hill st, c 284

#### Commonwealth Docks.

purchase of: order that the mayor and corporation counsel be requested to take up subject of purchase by the city of the harbor front property and that Governor Draper be requested to suspend negotiations with New York, New Haven & Hartford Railroad Company in reference to lease of said property, etc., discussed c 239, 240-passed c 240

#### Compensation for Injuries. (See Claims.)

# Conboy, Maria B.

sidewalk, Forbes st., petition c 274-granted c 278

# Conduct of Members.

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Conference of Heads of Departments. (See Heads of Departments, also Ordinances.)

#### Congress street.

location of tracks: see Boston Wharf Company

#### Conlin, Frank B.

order to allow bill e 420; order that bill for portraits of city officials be approved, passed c 427

# Connolly, Peter.

petition to be paid wages for time idle on account of injuries received

## Connor, Patrick L.

protest against encroachment by street department on property, Hunneman st., placed on file c 85

# Conroy, James.

appointed weigher of beef c 304-confirmed c 334; appointed inspector of pressed or bundled hay and straw c 324-confirmed c 334

# Consolidation of Departments. (Bath, Music, Public Grounds and Park.)

communication from the mayor relative to, referred to executive committee c 324; order that corporation counsel be requested to draft and submit an ordinance transferring powers and duties of public grounds, bath and music departments to the park department, discussed c 399, 400-passed c 400; communication from corporation counsel transmitting draft of ordinance transferring duties of public grounds, bath and music departments to park department e 426, 427-referred to executive committee c 427-report recommending reference to finance commission c 413-report, that same be placed on file, accepted c 431; communication from park commissioners disapproving of consolidation, placed on file c 437; communication from the finance commission and park commissioners relative to, referred to committee on ordinances c 362, 363-report on ordinance in new draft, accepted, discussed c 438-441-passed c 441 communication from the mayor relative to, referred to executive com-

# Consolidation of Health and Registry Departments. (See Registry Department.)

# Consolidation of Street and Other Departments. (See Public Works Department.)

#### Constables.

Jacob Barber et al., connected with official positions, appointed; John M. Cascy, Edward E. Moore, connected with mayor's office, appointed; George W. Bean et al., truant officers; C. H. D. Stockbridge, probation officer, appointed e 108-referred to executive committee c 127-confirmed c 131; John A. Eliot, connected with St. Vincent de Paul, appointed c 108-referred to executive committee c 127; John E. Andrews et al., not connected with official positions, appointed e 168-referred to executive committee c 127-confirmed c 131; Thomas Farrell et al., appointed c 24-confirmed c 136; Patrick J. Collins et al., appointed c 134-confirmed c 142-confirmed c 158; David Taylor, appointed c 142-confirmed c 158; Prancis J. Duffee, William C. Wall, appointed c 182-confirmed c 196; Francis J. Duffee, William C. Wall, appointed c 171-confirmed c 186; communication from the mayor accepting resignation of Joseph W. Ferris, placed on file c 182; Julian Codman, Huntington Smith, Frank J. Sullivan, appointed c 182-confirmed c 196; John A. Duggan, Jr. Edward S. Stevens, appointed c 218-confirmed c 239; Robert H. Triggs, appointed c 230-confirmed c 239; Bonds approved c 235, 136, 185; James J. Clark, William L. Simmons, bonds approved c 220; bond of R. Camelio approved c 238; John A. Duggan, Jr., bond approved c 241; Jason W. Butters, appointed c 233-confirmed c 30; bond of Julian Codman approved c 234; bonds of Andrew J. Condon and Frank J. Sullivan approved c 234; Ibands of Andrew J. Condon and Frank J. Sullivan approved c 317; William A. Blossom, appointed c 310-confirmed c 328; notice of removal of N. E. Bates, A. M. Cresto, T. S. Cronin, T. T. Foley, J. L. Hourihan, J. Leonard, Patrick Richardson, John J

duties of dog catchers: see Law Department

# Constables, List of.

City Document No. 71

# Construction of Incinerator or Destructor. (See Garbage and Refuse Disposal.)

Construction of Streets. (See under the name of the street constructed, also Street Laying-Out Department.)

### Consumers and Dealers Association.

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# Consumptives' Hospital Department.

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# Cotter, Anna M.

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# Cotton, W. D., Mrs.

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clerk hire, civil court: order to allow and pay for clerical assistance in the office of clerk of superior court, civil session, \$287.34, referred to executive committee c 76-report, accepted, order passed c 78

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increase for constable, Chelsea: communication from Judge Bosson, stating that he allowed an increase of salary to John F. Sullivan from \$1,000 to \$1,200, referred to committee on county accounts c 156

increase in salary of probation officer: communication from the justice of the municipal court in Roxbury, establishing salary of Mrs. Celia S. Lappen at \$1,500 per year, referred to committee on county accounts c 63-report with order, accepted, passed c 190

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Social Law Library: petition for an appropriation of \$1,000 c 19-report and order, accepted, passed c 122

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#### Court street.

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#### Cowhig, Joseph M., Mrs.

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## Crane, Arthur W.

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#### Eastern Avenue.

sea wall: communication from the mayor transmitting a communication from the acting Secretary of War relative to, placed on file c 337

wharf: communications from the mayor and penal institutions commissioner and city engineer relative to unsafe condition and requesting appropriation of \$15,000, referred to committee on finance c 171-report, accepted, referred to executive committee c 203-report, no action necessary c 413; order that sum of \$15,000 be appropriated, to be expended by engineering department in reconstruction of wharf, and that said amount be transferred from reserve fund, referred to executive committee c 241-report, with order in new draft, accepted, passed c 243; communication from the mayor transmitting order for transfer of \$15,000 from the reserve fund, passed c 245

#### Eastman, George A.

sidewalk, Neponset ave., petition c 185-granted c 194

#### Eastman street.

edgestones and sidewalk: F. A. Corbett, petition c 98-granted c 106; petition c 172-granted c 193; E. A. Corbett, petition c 294, 327-granted c 303, 330

#### Easton street.

sidewalk: Robert E. Jones, petition c 274-granted c 278

#### Eastwood, Catherine S.

petition, license for appearance of children c 156-granted c 161

#### Eaves, Sarah E.

sidewalk, Walton st., petition c 98-granted c 106

# Edgar street, Ward 19.

roadways: order to close, passed c 138

# Edge Hill street.

edgestones: remonstrance of Ellen Hart et al. e 327-report that same be placed on file c 413

sidewalk: James J. Kelley et al., petition e 284-granted c 286-refused

# Edgewater drive, Liversidge way and River street.

electric lights: order to locate, passed c 352

# Edison Electric Illuminating Company.

storage for explosives, Stanhope st.; notice of intention to use location c 362

#### locations:

B st.: removal of poles c 173

BAY STATE RD.: removal of pole, granted c 220

BELFORT ST.: petition to acquire pole rights of New England Telephone

and Telegraph Company, granted e 333

Blue Hill ave.: attaching wires to poles, granted c 317 Cambridge st., Ward 25: attaching wires to pole c 317

CENTRE ST., WARD 23: erection and removal of pole, granted e 333

Charter st.: removal of poles, granted c 275

COLUMBUS AVE.: notice of grant of location c 125

Damrell st.: erection of pole, granted c 186

Dorchester ave.: erection and removal, granted c 238

East Eighth st.: erection and removal of pole e 305

Forest Hills st.: pole rights, granted c 356

GENEVA AVE.: pole location, granted c 362

Grampian way: erection and removal, granted c 135

Granby and other streets: removal of pole, granted c 275

Harvard ave., Ward 25: erection and removal of poles, granted c 98; erection and removal of pole c 305

HEMENWAY ST,: removal of pole, granted c 317

HUNTINGTON AVE.: attaching wires to poles c 317

HYDE PARK AVE.: location, granted c 85

MILL ST.: notice from street commissioners, placed on file c 173

Mozart st.: pole removal, granted c 135

Pearl st.: granted e 362

POND ST.: erection and removal of poles, granted c 98

PRESCOTT ST.: removal and crection, granted c 135

RENFREW ST.: removal of poles, granted c 247

RUGGLES ST.: transfer of poles, granted c 247

St. Ann st.: granted c 338

TALBOT AVE.: erection and removal, placed on file c 173

Waltham st.: removal of pole, granted c 333

Washington st., near Kilton st.: attaching wires to poles of New England Telephone and Telegraph Company, granted c 85

Washington St., Ward 23: removal of poles, granted c 247

Weld st.: pole location, granted c 135

West Seventh st.: permit granted c 156

#### Edison green.

 $\bf sidewalk:~George~V.~Wattendorf,~petition~e~327-granted~e~330;~petition~e~351-granted~e~356$ 

# Edson street.

sidewalk: P. G. Henderson, petition e 258-granted e 261; Mrs. G. A. Goodwin, petition e 294-granted e 303; Frank Manloe, petition e 327-granted e 330

#### Edward Everett Statue.

communication from the mayor with order for appropriation of \$500 to be expended for transfer of statue to Edward Everett square, referred to executive committee c 219-report, accepted, order passed c 224; communication from the mayor transmitting communication from the

## Edward Everett Statue, continued.

chairman of the art commission, relative to appropriation of \$300 for removal of statue; order for an appropriation of \$300 to be transferred from reserve fund, referred to committee on finance c 331-report, accepted, passed c 335

# Edwards, Francis W.

petition, sidewalk, Columbia rd. c 73-granted c 78

# Eldredge, Edward H.

notice of appointment as member of board of appeal e 173-notice of approval by civil service commission c 186

# Election Commissioners.

petition, usc of Faneuil Hall c 62-granted c 75

# Election Department.

commissioner: John M. Minton, appointed c 85-notice of approval by civil service commission c 98

certificates of city election: e 426

election returns: communication from the mayor transmitting communication from election commissioners relative to provisions for receiving election returns; statement of expenses of former years (1906-1909) referred to executive committee c 331-report, accepted, order that usual arrangements be made, passed c 335

legal services: order that the election commissioners be requested to furnish city council information relative to legal services, passed c 48; communication from the mayor transmitting communication from the election commissioners, placed on file c 52

Election Returns. (See Election Department.)

# Electrification of Railroads.

preambles and resolution favoring same, discussed c 33, 36-adopted c 36; order that committee on legislative matters be authorized to appear before general court in favor of said legislation, as provided in house bill No. 991, passed c 36

Elevated Road to Cambridge. (See Boston Elevated Railway Company.)

#### Ellery street.

damages to estates: see Ahern, C. C. and N. F., or Claims sidewalk: P. Anderson, petition c 305-granted c 305

#### Ellis, Wesley H.

petition, compensation for damage automobile c 274

#### Elm Hill avenue.

sidewalk: Mt. Pleasant House, petition c 221-order to construct granolithic sidewalk with edgestone, passed c 222

#### Elmira street, Ward 25.

poles: see New England Telephone and Telegraph Company

#### Elmo street.

sidewalks: Thomas F. Hurley, petition c 274-granted c 278; Edward A. Tulbot, petition c 284-granted c 286; Brooker & Glazer, petition c 327-granted c 330; Annic L. Golden, petition c 351-granted c 356

# Endicott, William, Jr.

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# Engineering Department. (See, also, Street Department.)

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condition of Eastern avenue wharf: see Eastern Avenue Wharf

consolidation: see Public Works, Department of

loan for rebuilding bridges: communication from the mayor transmitting communication from the city engineer with order for loan of \$320,000, referred to committee on finance c 164, 165

reconstruction of Eastern avenue wharf: see Eastern Avenue Wharf

sale of city automobile: communication from the mayor transmitting order authorizing sale, referred to executive committee c 195-report, accepted, order passed c 206

#### Englewood avenue.

poles: New England Telephone and Telegraph Company, granted c 74

#### Erie street.

sidewalks: Weinstein & Yuroff, pctition c 73-granted c 78; N. Isaacson, petition c 238-granted c 244; Hagopian Brothers, petition c 305-granted c 305

# Erlandson, Agnes.

petition, compensation for personal injuries c 274

Establishment of a Public Scales. (See Public Scales.)

# Estabrook, W. I.

sidewalk, Blue Hill ave., petition c 73-granted c 78

#### Estey, Charles A.

petition, compensation for injuries, Monmouth st., East Boston c 45

Estimates of the Departments. (See Appropriation Bill.)

#### Eustis street.

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# Evacuation Day.

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# Evaerts, W. W.

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# Evans, John, Rev.

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# Everett, Arthur G., Building Commissioner.

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#### Everett, G. T.

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#### Everett road.

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# Evergreen street.

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# Ewell, Herbert L.

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# Excessive Salaries and Superfluous Employees.

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edgestones and sidewalks: see under the names of the streets

Edward Everett statue: c 219, 224

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# Expenditure of Income of Parkman Fund. (See Parkman Fund.)

# Explosives and Inflammable Fluids.

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ABRAHAMS, EDGAR E.: Rozella st., notice of intention to use building for storage purposes c 98

Armstrong Transfer Company: Troy and Albany sts., notice of intention to use building c 397

Bemis, Frank B.: Beacon st., notice of intention to use building for storage of gasolene c 412

BLACKBURN, S. P., & Co.: notice of intention to keep explosives, Atlantic ave., c 220 BOSTON ELEVATED COMPANY: Albany and other streets, notice of inten-

tion to use buildings for storage purposes c 98 BOSTON YACHT CLUB: notice of intention of keeping explosives, Colum-

bia rd. c 220 Boston Young Men's Christian Association: Harcourt st., notice

of intention to use building for sale and use of explosives c 85 Bradford, Stephen: Norfolk st., notice of intention to use building

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CARSON TRENCH MACHINE COMPANY: Dorrance st., notice of intention to use building c 156 COHEN, ISAAC: Dover st., notice of use of building for explosives e 317

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COLLINS, WALTER H.: Tonawanda st., notice of intention to use building for storage e 274

COMMONWEALTH GARAGE: Brighton ave., notice of intention to store gasolene c 430

Converse, M. Ida: Beacon st., notice of intention to use building for storage of gasolene e 412

COSDEN, J. W., & Co.: Massachusetts ave., notice of intention to use building c 145

CROMWELL, T. A., & Son: boat, notice of intention to use explosives and store same c 211

CUMMINGS Bros.: Bunker Hill st., notice of intention to use building for storage c 73

CUTTER, W. BOWMAN: Dorchester ave, and Washington st., notice of intention to use buildings c 156

Edison Electric Illuminating Company: Stanhope st., notice of intention to use location for storage e 362

ENDICOTT, WILLIAM J.: Beacon st., notice of intention to use building for storage c 274

FRANKLIN SQUARE AUTO COMPANY: Mystic st., notice of intention to use for explosives c 294

GARAGE: Tennyson st., notice of continuance of use of building for keeping of explosives, placed on file c 114

GILL, ABBOTT D.: Dudley st., notice of intention of keeping explosives for ensuing year, placed on file c 285

GODDING, JOHN G.: Washington st., Brighton, notice of intention to store gasolene c 430

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c 145 McElwain, Helen W.: Beacon st., notice of intention to use building for storage of gasolene c 412

Molineux, Robert M.: Wabon st., certificate of intention to continue use of building c 24; notice of intention to use premises, Wabon st., for storage c 338

MORAN, NICHOLAS: notice of intention to continue use of in boat in harbor

MORRILL, JOHN M. E.: notice of intention to use building, Centre st., for explosives e 328

Morrissey, Thomas J.: Bennington st., notice of storage of explosives c 334

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POTTER, H. STAPLES: Commonwealth ave., notice of intention to use building for storage e 73

PURDY, HERBERT L.: Holborn st., notice of intention to use building c 145

QUINCY MARKET COLD STORAGE: Eastern ave., notice of intention to continue use of building c 185

RAGUSA, F. G., & Co.: Boston harbor, notice of intention to use boat

REAN, WILLIAM, & SONS: Washington st., notice of intention to use premises c 238

REEN, J. T., & Co.: Hancock sq., notice of intention to use building c 145 RICHMONN, HENRY L.: East Fifth st., notice of intention to use build-

ing for storage c 274

ROBEY-FRENCH COMPANY: Bromfield st., notice of keeping of gasolene c 211

NUMPF, W. A.: Mill st., notice of intention to use building for explosives c 328

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SIMONDS, GEORGE W.: Bicknell st., notice of intention to use building for storage of gasolene c 125

SIMPSON BROTHERS COMPANY: Proctor st., notice of intention to use building for storage of gasolene c 135; notice of intention to use explosives, Magazine st. c 338

STANDARD OIL COMPANY OF NEW YORK: Freeport and other streets, notice of intention to use premises c 238

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Sullivan, P. V.: Humboldt ave., notice of intention to use building for storage of gasolene c 412

TAXI-SERVICE COMPANY: Newbury st., notice of intention to use building, Newbury st., for use of explosives c 328

TAYLOR, JOSEPH L.: South st., notice of intention to use building c 156 Texas Company: Southampton st., notice of intention to continue use of building c 419

Thomas, Chauncer & Co.: Chestnut st., notice of intention to use explosives in building e 362

THORP, FRANK II.: Mt. Vernon st., notice of storage of explosives c 334 Welch, James: Washington st. and Corey rd., notice of intention to keep explosives in storage c 426

WERNER, PETER C.: notice of intention to store explosives, Boston harbor e 274

WHITE COMPANY: Newbury st., notice of intention to use building c 145 WITHINGTON, CHARLES F.: Bay State rd., notice of continuance to use building for storage of gasolene c 196

Woon, George H., Corporation: Medford st., notice of intention to use premises c 238

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# Fairmount street.

sidewalk: Robert C. Martin, petition e 294-granted e 303

Fakirs, Displaying of Wares. (See Police Department.)

#### Faneuil Hall.

committee: appointed c 22

closing on holidays: report, accepted, order passed c 158

inaugural exercises: see city council

closing on holidays: report, accepted, order passed c 158
inaugural exercises: see city council
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c 19; Boston Lodge No. 10, B. P. O. E., petition c 19-granted c 42; National Lancers, petition c 24-granted c 42; Boston Lodge No. 10,
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#### Faneuil Hall, continued.

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#### Fancuil Hall Market.

opening of stalls: see Market Department

# Faneuil Improvement Association.

communication protesting against appropriation for incinerator, Brighton e 411, 432

#### Faneuil street.

sidewalk: E. J. Driscoll, petition e 73-grauted e 78

#### Farina, V.

sidewalk, Dorchester ave., petition c 220-granted c 225

#### Farragut road.

sidewalk: Catherine Hannou, petition c 284-granted c 286; William J. Higgins, petition c 284-granted c 286; Catherine Hannon, petition c 294-granted c 303

### Fay, Ann B.

sidewalk, Kensington st., petition c 291-granted c 302

#### Feeney, Frank A.

petition, license to run barges e 125-granted e 131

Fees for Permits. (See Street Laying-Out Department.)

# Fenwood road.

sidewalk: T. A. Crimmens, petition c 135-granted c 139

#### Ferdinand street.

sidewalk: W. J. Stobe, petition e 115-granted e 123

Ferryboat, New. (See Street Department, Ferry Division.)

Ferry Division. (See Street Department.)

#### Fifth and D streets.

asphalt: order to repair in front of Norcross School, passed e 201

#### Finance Commission of City of Boston.

appointment of department heads: communication relative to e 275-277-placed on file e 277

assessing department: report, preliminary extravagance e 8 street work e 9; cost of assessing single polls c 9; real estate ward books c 9; dooming board c 9, 10; appendix "A," reduction of assessing district c 10; communication from board of assessors upon recommendations of finance commission c 70-73-referred to the executive committee c 73-report, accepted, placed on file c 78; motion that communication he published as a city document, discussed c 78, 79; voted printed c 79 printed e 79

# Finance Commission of City of Boston, continued.

- attendance at meeting of city council: order that the finance commission attend meeting of city council, Monday, March 21, in relation to appointing of officers of city council, passed c 56
- attendance of commission at committee on appropriations hearings: order that hearings he attended by at least one member of commission, passed e 41
- bureau of municipal research: communication relative to, placed on file c 126
- cheaper gas: communication relative to, referred to committee on finance e 247-250
- city finances: communication from the finance commission relative to e 295-300-referred to executive committee e 300-report, accepted, referred to committee on finance e 302

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excessive salaries and superfluous employees: communication relative to, referred to committee on appropriations e 19

officers of city council: communication from the finance commission relative to, referred to executive committee c 63-report that finance commission give reason for suggestion in last sentence of their communication, accepted e 65; communication from finance commission e 73, 74-placed on file c 74

payments to M. J. Sughrue: order that special committee be authorized to investigate payments of money by various city departments during years he served as attorney for finance commission, passed, committee appointed c 64

report on soldiers' relief department e 24-27; topies: prelimiuary e 24, 25; neglect of preliminary investigation e 24, 25; failure to visit e 25, 26; the neglected records e 26; inefficiency of the force e 26, 27; misleading annual reports e 27-placed on file e 27-reconsidered, discussed e 36-40-assigned e 40, 48

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state highway, West Roxbury: communication from the finance commission relative to c 386-391-referred to executive committee c 391-report, placed on file c 432

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appropriation for repair shop, fire department: see Fire Depart-

appropriation transfers, L st.: see L Street Bath

bath house and gymnasium, Ward 8: see Bath Department

bridge on Medway st.: order that committee on finance include \$45,000 for a bridge over tracks of New York, New Haven & Hartford Railroad Company, passed c 76

convenience station, Central square park: see Central Square Park, East Boston

enlargement, Dewey beach: see Dewey Beach

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#### Finance Matters, continued.

improvement of playground, McKenzie beach: 866 McKenzie Beach

improvements, North End park: see North End Park

installation of mantle gas lamps: see Street Lighting

library branch, North End: see Library Department

lights for schoolhouses: see School Department

loan for branch library, Charlestown: see Library Department

loan for branch library, Ward 25: see Library Department

loan for engine house, Parker Hill: see Fire Department

loan for fireboat: see Fire Department

loan for new ferryboat: see Street Department, Ferry Division, or Loans

loan for park department, playgrounds, etc.: see Loans or Park Department

loan for purchase of playgrounds: see Playgrounds, Purchase of

loan for Washington st., Dorchester, Overlook park: see Washington st., Ward 20

locker building, Franklin field: see Franklin Field

matters before committee: order that the chairman of committee be requested to call a meeting to consider all matters pending before committee before next meeting, passed c 409

Neponset playground, filling and grading: see Neponset Playground

new buildings, McKenzie beach: see Loans or McKenzie Beach

playground, Ward 5: see Playground, Ward 5

playground, Ward 23: see Playground, Ward 23

playground, Ward 25: see Playground, Ward 25

property, Dover and Albany sts.: see Fire Department

reconstruction of Curtis Hall: see Curtis Hall

river park and playground, Neponset: order that committee on finance include in first loan bill \$15,000, passed c 192

sanitary and locker building, McNary park: see McNary Park

subway to Savin Hill: estimate of cost c 376

transfer to Columbus monument: see Columbus Monument

transfers for hospital purposes: see Hospital Department

visit of committee to Meeting House Hill district: order that committee visit said district, passed c 157

widening Norfolk st., Dorchester: see Norfolk st., Dorchester

#### Fine, Samuel.

sidewalk, Morris st., petition c 294-granted c 302

#### Finkelstein, S.

sidewalk, Geneva ave., petition c 274-granted c 278

#### Finn, Louis.

sidewalk, Harold st., petition c 210-granted c 215

Fire-alarm Boxes. (See Fire Department.)

Fire Apparatus, Infirmary Department. (See Infirmary Department.)

#### Fire Department.

commissioner: Jeremiah J. McCarthy, appointed c 113; notice from mayor of acceptance of resignation of Samuel D. Parker c 171; Francis M. Carroll appointed temporarily c 171; Charles D. Daly, appointed c 274; communication from the civil service commission approving appointment c 294

#### Fire Department, continued.

annuity: order to pay widow of the late Charles T. Needham an annuity of \$300, assigned c 366-taken up, referred to executive committee c 392-report, referred to fire commissioner c 413

apparatus: communication from the mayor transmitting communication from the fire commissioner, referred to executive committee c 281

claims: Harry P. A. Clausen; see Clausen, or Claims

dinner hour for firemen; order to allow two hours for dinner on Thanksgiving and Christmas Days, passed e 352

engine house, Parker Hill: order for loan of \$25,000 for construction and site, referred to committee on finance c 206; order that the mayor be requested to provide for the immediate issuing of the balance of the loan for the construction of engine house, passed c 266; communication from the mayor transmitting communication from the fire commissioner, placed on file c 283

height of firemen: order that the fire commissioner reduce the height limit for applicants to 5 feet 5 inches, discussed c 151, 152-passed e 152; communication from the mayor transmitting communication from the fire commissioner relative to, placed on file c 272, 273

leave of absence to attend Columbus Day parade: order to allow, passed c 300

loan for fireboat: communication from the mayor requesting passage of orders for increase in loan of \$5,000 and transfer of unexpended balances, \$2,374.99 and \$199.49, to appropriation for new fireboat, referred to committee on finance c 7-report, accepted, orders passed, will take second reading in fourteen days from date c 49-taken up, passed c 62

pension: communication from the mayor transmitting communication from widow of Chief John F. Ryan asking for pension, referred to executive committee c 375-report, recommending reference to fire commissioner c 413; order that an annuity of \$300 be allowed, etc., referred to executive committee c 392-report and order, accepted, passed c 433, 434

property, Dover and Albany sts.: communication from the mayor transmitting communication from the fire commissioner relative to, referred to committee on finance c 355; communications from the mayor and fire commissioner relative to securing of an option on the property at corner Dover and Albany sts., referred to committee on finance c 430

rebuilding of repair shop: communication from the mayor relative to, referred to committee on finance c 269; communication from the mayor transmitting order for appropriation of \$96,000 by loan, for new repair shop c 326, 327-referred to committee on finance c 327-report with order in new draft, accepted, given first reading c 335-taken up, given second reading, passed c 338-report, no action necessary c 413; communication from the mayor transmitting communication from the fire commissioner requesting the passage of an order for additional appropriation of \$20,000, discussed c 401-409-read once, passed, assigned to second reading c 409-taken up, passed e 413

reimbursement of firemen: communication from the mayor transmitting order to reimburse members for loss sustained by them at repair shop fire, August 9, 1910, etc. c 325, 326-referred to executive committee c 326-report, referred to committee on claims c 330-report, that order ought to pass, accepted, passed c 352

ringing of fire bells, Brighton: order that fire commissioner be requested to cause alarm bells to be rung in event of fire, passed c 88

salary increase for firemen; preamble and resolutions relative to, discussed c 364, 365-assigned c 365-taken up, referred to executive committee c 400-report, discussed c 432, 433-accepted, resolutions passed c 433

sale of old junk: communication from the mayor transmitting communication from the fire commissioner requesting authority to sell junk, orders allowing sale, referred to executive committee c 337-report, accepted, orders passed c 343

#### fire-alarm boxes:

Atlantic ave.: copy of order for erection of posts c 285
Bowdoin and Bullard sts.: order to locate, passed c 63
Dorchester ave.: order for erection of posts c 285
Homes ave. and Bowdoin st.: order to place box, passed c 28
Water and Gray sts.: post, granted c 98

# Fireproofing of Theatrical Material.

ordinance concerning, referred to committee on ordinance c 163-report, no further action necessary c 334

#### Fireworks.

American Fireworks Company: Cottage street playground, petition c 135-granted c 139

# Fireworks, continued.

CHARLESTOWN PLAYGROUND, FRANKLIN FIELD: order that permissiou be granted city of Boston to set off fireworks, passed c 204

ROGERS PARK, BRIGHTON: order that permission be granted Rev Joseph V. Tracy, passed c 206

#### First street.

use of buildings for keeping of explosives: see Jenucy Mauufacturing Company

# First Universalist Church, Somerville.

invitation to city council to attend meeting February 16, 1911, referred to executive committee c 430

# Fish, Manus J.

appointed superintendent of public buildings e 186-notice from civil service commission of approval c 238; remarks at conference of heads of departments relative to price of work c 253

# Fiske, Myra E., et al.

petition, permit for children to appear at Copley Hall c 355-granted c 356

# Fitzgerald, Frank R.

petition, compensation for a suit of clothes damaged by oil from a sprinkling cart c 114-refused c 414

Fitzgerald, John F., Mayor. (See, also, Mayor, The.) oath of office administered, page 2

# Fitzgerald, John I.

order that the city auditor allow bills for uewspapers furuished city messenger and board of aldermen and common council from Λpril 1, 1909, to February 1, 1910, passed c 147

#### Fitzgerald, Joseph.

pctition to have children appear at Lyceum Hall c 337 granted c 343

# Fitzgerald, William F.

appointed sinking funds commissioner c 145-notice from civil service commission of approval c 196

#### Fitzpatrick, George C.

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# "Flag Day," June 14.

order that city messenger cause flags to be displayed, passed c 186

Flags, Displaying of. (See City Messenger Department.)

# Flaherty, J. F.

sidewalks, Blue Hill ave., petition c 73-granted c 78; Draper st., petition c 85-granted c 93; Talbot ave., petition c 327-granted c 330

### Flint street, Dorchester.

construction of sidewalk: order to construct, passed c 329; communication from the mayor vetoing order, placed on file c 332; order to construct from Norfolk st. to Forest avenue station, passed c 342

# Florence, Isabel.

petition, permit for children c 114-granted c 123

# Florida street.

sidewalks: William G. Rodd, petitiou e 85-granted e 93; Isaac Shurmann, petition e 172-granted e 193; T. Rush, petition e 220-granted e 225; A. Ripley, petition e 220-granted e 225; F. E. Griffin, petition e 220-granted e 225; O. S. Haywood, petition e 220-granted e 225; Mary Cook, petition e 238-granted e 244

# Flynn, Thomas J.

edgestones and sidewalk, Columbia rd., petition c 172-granted c 193

# Foley, Hannah.

petition, compensation for injuries to minor son at Columbus avenue playground c 294

# Foley, Lottie L.

sidewalk, Morton st., petition c 284-granted c 286

# Fopiano, Stephen.

sidewalk, Blue Hill ave. and Harvard st., petition c 210-granted c 215

#### Forbes street.

sidewalk: Maria B. Conboy, petition c 274-granted c 278; Catherine A. Gooding, petition c 274-granted c 278; Mary J. Morgan, petition c 274-granted c 278; C. Weinacher, petition c 274-granted c 274

#### Forest, A. C.

sidewalk, Leyden st., petition c 351-granted c 356

#### Forest Hills Citizens Improvement Association.

petition for establishment of playground c 419

#### Forest Hills Footbridge.

order that the superintendent of streets be requested to coufer with officials of New York, New Haven & Hartford Railroad, with a view to securing their co-operation in matter of construction of bridges, passed c 260

#### Forest Hills Playground.

petition of Forest Hills Citizens Improvement Association for establishment of playground c 419

### Forest Hills street.

poles: Edison Electric Illuminating Company, granted e 356 sidewalk; E. M. Oilman, petition e 305-granted e 305

#### Forger, John H.

petition to be paid expenses incurred for acts while an officer in House of Correction c 7; petition to be paid expenses incurred by him in defence of suit against him for duty performed as an officer in House of Correction c 45-report with order to pay \$500, assigned e 116-report, accepted, order passed c 130

#### Form of Votes.

rules of city council relative to c 12

# Forsaith, Ira W.

appointed weigher of beef c 304-confirmed c 317; appointed inspector of pressed or bundled hay and straw c 324-confirmed c 334

#### Foss, E. N.

sidewalk, Beacon st., petition c 185-granted c 193; petition c 274 granted c 278; petition c 284-granted c 286

# Fougere, Fred.

appointed weigher of coal and weigher of boilers and heavy machinery

#### Fourth of July.

exercises: resolution of thanks tendered to participants, James H. Wolff, Esq., Rev. Mortimer E. Twomey and Wilfred J. Kelly, passed c 240

#### Fowl.

CURTIS, CHARLES F.: petition to be paid for loss of hens killed by dogs c 332-granted c 338

Daniel, Catherine: petition, compensation for loss of fowl killed by dog c 62-report and order, accepted, order passed c 87

DICKERMAN, CHARLES E.: petition to be paid for chickens killed by dogs c 294-granted c 319

Gormley, Mary L.: petition to be paid for loss of fowl c 425-granted c 434

Lee, Daniel D.: petition to be paid for ducks killed by dogs c 327-granted c 338

STODDARD, LUCIAN C.: petition to be paid for loss of fowl c 135

WELCH, HELEN F.: petition for loss of fowl killed by dogs c 125granted c 138

#### Fowle, Henry C.

sidewalk, Park st., petition c 305-granted c 305

#### Fowle, John A., Mrs.

communications relative to historic sites, Dorchester c 230; communication relative to eurfew bell, Dorchester c 354

# Fowler, William P.

appointed institutions registrar c 85-notice of approval by civil service commission c 98, 113; presided at meeting of monthly conference of heads of departments c 175

#### Fowler street.

sidewalks: Alexander Shapiro, petition e 172-granted e 193; A. Shapiro petition e 185-granted e 193

#### Franciscan Sisters.

petition, compensation for damages to property, Sheafe st. c 337

#### Franklin Field.

locker building: communication from the acting mayor recommending passage of loan order for \$4,500, referred to committee on finance c 23; report, accepted, order passed c 42-taken up, passed c 53,54

policing: order that police commissioner cause field to be properly policed, passed c 189

#### Franklin Park.

zoological garden: communication from the mayor transmitting order appropriating \$5,000 from income of Parkman fund for plans and

# Franklin Park, continued.

estimates, referred to executive committee e 107, 108-report, laid on table, taken from table, passed e 132; resolution relative to, adopted c 132; communication from the mayor transmitting communication from the park commissioners giving plans and estimates together with drawings prepared by advisory architect c 311-316-placed on file c 316

# Franklin Square.

band concerts: order that the music trustees cause concert to be given July 4, passed c 189

playground for children: order that the superintendent of public grounds maintain for use of children that portion of playground which was set aside for them, passed c 189

# Franklin Square Auto Company.

notice of intention to use building, Mystic st., for explosives c 294

#### Franklin street.

sidewalk: R. S. Jones, petition c 258-granted c 261

#### Franklin Street Tunnel.

repairs in drainage: order that superintendent of streets make necessary repairs to drainage at Allston depot, passed c 65

#### Fraser, William P., et al.

appointed inspector of lime c 113-confirmed c 127

### Fraternal Order of Eagles.

petition, use of Faneuil Hall c 53-granted c 55

#### Freeport street.

bath house: see Bath Department

bathing: order that bath trustees put in proper condition, also to erect inexpensive bath house and to return float, passed c 211

# Freese, George.

petition, compensation for personal injuries e 361

#### Frost, M. J., Mrs.

sidewalk, Neponset ave., petition c 327-granted e 330

### Fuller, Alvan T.

sidewalk, Malvern st. and Brighton ave., petition c 98-granted e 106

# Fuller, F. F.

sidewalk, Dorchester ave. and Lincoln st., petition c 284-granted c 286; petition c 327-granted c 330

#### Fuller, George H., Company.

sidewalk, Tremont st., petition c 274-granted c 278

#### Fuller street, Dorchester.

claim: Florence Woods, petition for a confirmatory release of tax title of estate, Fuller st. c 155; Florence Woods, petition, asking that release be granted Margaret E. Foley, referred to committee on public lands c 260-report, with order granting release, accepted, passed c 415

# Fuller street, Dorchester, continued.

sidewalks: William Douse, petition c 115-granted c 123; petition c 218-granted c 243; William E. Douse, petition c 294-granted c 303

#### Fulton street.

edgestones and sidewalk: L. K. Marston, petition c 115-granted c 123

# Furniture and Interior Decorators Association.

arbitration decision e 352

# Furniture for Registry of Deeds. (See County Accounts.)

#### Fusileer Veteran Association.

petition, use of Faneuil Hall c 7-granted c 13

#### Galena street.

sidewalk: M. Harris, petition e 220-granted e 225

#### Gallagher, James.

petition to be paid wages during illness e 316

# Galligan, Thomas H.

sidewalk, Wenham st., petition c 172-granted c 193

#### Gallis, David.

sidewalk, Staniford st., petition e 327-granted e 330

#### Gallivan, James A.

notice of appointment as street commissioner, placed on file e 8-notice from civil service commission approving appointment c 22; remarks at conference of heads of departments c 179, 180

# Gane, Rose D.

petition for hearing on claim for personal injuries e 412

# Garage, Building of. (See Building Department.)

#### Garbage and Refuse.

collection: report of committee on public health of the United Improvement Association upon subject of collection and disposal of garbage c 211-213-referred to executive committee c 213-report, that same be placed on file c 413

construction of incinerator: order that sum of \$300,000 be appropriated by loan, to be expended for construction of garbage incinerator in the Roxbury district, referred to committee on finance c 48

disposal: suggestions as to the necessity for change in our present system of garbage disposal, together with resolutions to be indorsed by representatives of the people, and submitted to his honor the mayor and members of the city council: 1. Text of report; 2. resolutions; 3. appendix (a), comparison of the garbage disposal system in Boston, Mass., and Columbus, Ohio; (b) comparison of the cost of garbage disposal systems in Boston, Mass., and Cleveland, Ohio; (c) the relative merits of reduction and incineration together, with cost of destructor proposed for Milwaukee; (d) ways in which destructors can be made to yield profits; (e) successful examples of the destructor system in England; (f) reason why so many American disposal systems have

# Garbage and Refuse, continued.

failed; successful examples of destructors c 28-33-assigned c 33-taken up, referred to executive committee c 55; communication from the Women's Municipal League, disclaiming report, referred to executive committee c 55-report, placed on file c 65; order that the executive committee give one or more public hearings on subject, assigned c 33-taken up, passed c 55-order that executive committee be authorized to employ stenographer, advertise hearings, etc., passed c 120; order that city clerk communicate with Boston Disposal Company and request list of officers, stockholders, etc., passed c 391; communication from Frank H. Payne, placed on file c 398

# Garbage Destruction.

ways in which it may be made to yield profit c 32; successful examples in England c 32

# Garbage Disposal Systems in Boston and Cleveland,

comparison of cost c 30, 31

# Garbage Disposal Systems of Boston and Columbus, Ohio.

comparison of cost e 29, 30

# Garrity, John J.

petition, compensation for damages to estate, Gustin st., by change of grades c 85

#### Gaston, William A.

sidewalk, Harrison ave. and Tyler st., petition c 361-granted c 366

# Gately, James A., Police Officer at City Hall.

order to allow and pay \$200 as part compensation for extra services as police officer, city council meetings, etc., passed c 122; resolution of sympathy extended family on death c 157

# Geiger, A.

sidewalk, Kenwood rd., petition e 258-granted e 261

# Geneva avenue.

poles: Edison Electric Illuminating Company, location, granted c 362

sidewalks: Mt. Pleasant Improvement Company, petition c 114-granted c 123; Mt. Pleasant Investment Association, petition c 135-granted c 139; S. Finkelstein, petition c 274-granted c 278; F. J. Rockwell, petition c 305-granted c 305

tracks: West End Street Railway Company, location, granted c 125

# Gerard street.

paving: order to pave from Kemble st. to George st., passed e 192 sidewalk: Travis Brothers, petition e 291-granted e 302

#### Gerrity, John A.

petition, compensation for injuries to horse c 316

# Gerry, Mary E.

sidewalk, Moreland st., petition c 115-granted c 123

# Geswell, William.

petition for hearing on claim for damages c 412

# Giblin, Hugh.

petition, compensation for damages to house, C st., corner Seventh st. c 53

# Giblin, Margaret.

petition to be paid for damages to property, Dorchester ave. c 196

#### Gibson street and Dorchester avenue.

sale of land: see Public Lands

#### Giles, Bessie B.

sidewalk, Rosseter st., petition c 284-granted c 286

#### Gill, Abbott D.

notice of intention of keeping explosives, Dudley st. e 285

# Gill, Bert.

sidewalk, Mather st., petition c 115-granted c 123

#### Gilliland, A. R.

sidewalks, Nightingale st., petition c 73-granted e 78; Pleasant st., Ward 20, petition c 73-granted c 78; Pleasant st., petition c 294-granted c 303

#### Gilman, John E.

appointed soldiers' relief commissioner e 85

# Gilpatric, Fred C.

sidewalk, Richmond st., petition c 185-granted c 193

#### Ginsburg, Louis.

sidewalks, Nightingale st., petition c 115-granted c 123; Talbot ave. and Nightingale st., petition c 156-granted c 161; notice of appointment as trustee for children c 338-notice of approval by civil service commissioners c 378

#### Gladstone street.

sidewalk: John A. Webster, petition e 327-granted e 330

# Gleason, John L.

sidewalk, South st., petition c 274-granted c 278

# Glenarm street.

sidewalk: F. G. Powell, petition e 294-granted c 303; Mrs. J. Moran, petition c 327-granted c 330

#### Glendale avenue.

sidewalk: R. G. Crosby, petition c 220-granted c 225

#### Glenn, Frederick J.

order that he be employed as an assistant in city messenger's office, referred to executive committee c 334

# Glenway street.

sidewalk: Max Goldman, petition c 185-granted c 193; orders for construction, passed c 286; Joseph Grank, petition c 327-granted c 330

#### Gloucester street.

sidewalk: W. Tufts, petition c 305-granted c 305

# Glynn, Dennis.

petition to be paid for loss of eye while employed by eity e 327

#### Golden, Mabel J.

petition, license minors e 125-granted c 131

# Goldinger, J.

sidewalks, East Eagle st., petition c 73-granted c 78; Princeton st., petition c 73-granted c 78; Pope st., petition c 327-granted c 330

# Goldinger, Joseph.

sidewalks, Pope and Chaucer sts., petition c 172-granted c 193

# Goldman, M.

sidewalk, Bainbridge st., petition e 284-granted c 286

# Goldman, Max.

sidewalk, Glenway st., petition c 185-granted e 193

#### Gooding, Catherine A.

sidewalk, Forbes st., petition e 274-granted e 278

#### Goodrich, Horace E.

notice of intention to use building for keeping and sale of gasolenc, North Beacon st. c 53

#### Goodwin Estate, Carolina avenue, Jamaica Plain.

playground: see Public Grounds Department

#### Goodwin, G. A., Mrs.

sidewalk, Edson st., petition c 294-granted c 303

#### Googins, W. H.

sidewalk, Dorchester avc., petition c 238-granted c 244

### Gookin, Margaret J.

appointed overseer of the poor c 98-notice from civil service commission of approval c 114

# Gore, Fred E.

remarks at conference of heads of departments relative to parade of workmen e 253

#### Gorham, John, late Sewer Employee.

communication from the mayor transmitting order for payment to Mary Gorham, widow, an annuity of \$300 for a period of ten years, referred to executive committee c 195, 196-report, accepted, order passed c 206

# Gorman, Thomas.

appointed weigher of boilers and heavy machinery e 81-confirmed c 101

# Gormley, Mary L.

petition to be paid for loss of fowl c 425-report, accepted, order passed c 434

# Gorrie, Bella.

sidewalks. Romsey st., petition e 258-granted e 261; petition e 284-granted e 286

# Goudey, G. O.

sidewalks. Rossetcr st., petition e 73-granted c 78; Greenbrier st., petition e 73-granted e 78; Greenbrier st., petition c 210-granted c 215; Blue Hill ave., petition c 327-granted c 330; Park st., petition e 327-granted c 330

# Gough, M. E.

sidewalk, Walnut st., petition e 185-granted c 194

# Grade Crossings, Abolition.

order for payment of bills of expenses incurred in carrying out orders relating to abolition of grade crossings c 441

# Grade Crossings, Dorchester.

resolutions relative to modification of plans already adopted, discussed e 20, 21-passed e 21

#### Grafton, Locust and Bray streets.

poles: location granted, New England Telephone and Telegraph Company e 210

#### Grain Measurers.

William McDonald, appointed e 7; John E. Kiley, appointed c 81-confirmed c 101; Charles E. Avery et al., appointed e 112, 113-confirmed e 127; Elliot E. Copeland, appointed e 336; Patrick R. Dunn, appointed e 354-confirmed e 363

#### Grampian way.

poles: Edison Electric Illuminating Company, granted c 135 sidewalk: Nathan W. Robinson, petition c 185-granted c 193

# Granary Burial Ground.

survey: see Cemetery Department

# Grand Army of the Republic.

absence for veterans: order that mayor instruct all heads of depurtments to allow leave of absence to veterans to attend convention, passed e 129

leave of absence to city employees: order to grant, April 6 and 7, to attend annual encampment, passed e 88

leave of absence to civil war veterans: see City Employees

#### Grand Lodge of St. George.

petition, use of Fancuil Hall e 144

# Grand Rapids Furniture Company.

report and order to pay \$750 in compensation for damage by breaking of main, Tremont st., accepted, passed e 101

#### Grand Trunk Terminal.

resolutions relative to establishing terminal in Boston, order that copy of resolutions be transmitted to President Hays of the Grand Trunk, adopted c 241

#### Granite and First streets.

location of tracks: American Sugar Refining Company, notice of acceptance of location e 8

#### Granite and West First streets.

Iocation: Crane Company, granted e 114

#### Grant, Bernard E.

petition for hearing on claim for loss of horse c 327

# Grant, Joseph.

sidewalk, Glenway st., petition e 327-granted c 330

#### Grant street.

sidewalks: Hyman Segall, petition e 135-granted e 139; J. W. Shechan, petition e 274-granted e 278

# Gravel Pit in Everett, Sale of. (See Street Laying-Out Department.)

#### Gray, Herbert C.

appointed weigher of eoal and measurer of wood and bark c 195-confirmed e 211

#### Greater Boston.

order relative to plan to be presented to next General Court for establishment of Greater Boston, etc., referred to executive committee c 300-report, no action necessary e 413

### Green, Henry.

sidewalks, Harold st., petition e 115-granted e 123; Astor st., petition e 220-granted e 225; Harold st., petition e 220-granted e 225

### Green, Samuel A., ex=Mayor.

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#### Green, Thomas.

sidewalk, Evergreen st., petition c 258-granted e 261

# Greenbrier street.

sidewalks: G. O. Goudey, petition e 73-granted e 78; John F. McGloan, petition e 115-granted e 123; G. O. Goudy, petition e 210-granted e 215

# Greene, P. Robert.

appointed overseer of the poor c 85; appointed member of board of health c 273

#### Gregory, Edward R.

resignation as schoolhouse commissioner, accepted c 210

# Griffin, Charles M.

petition to be refunded \$100 which he was fined while member of fire department e 284

# Griffin, F. E.

sidewalk, Florida st., petition c 220-granted c 225

# Gubian, James A.

sidewalk, Centre st., petition c 85-granted c 93

#### Guckenberger, D.

petition, permit for children to appear in public c 172-granted c 193

# Guerrier, Edith.

petition, license for children c 412-granted c 413

#### Guest, Helen.

petition, license for children c 397-granted c 401

### Gustin street.

damages to estate: see Garrity, John J., or Claims

# Gypsy Moth, Local Superintendent.

D. Henry Sullivan, appointed c 52-confirmed c 62; notice from state forester of approval of appointment of superintendent c 73

# Hagerty, George A.

appointed constable c 336-confirmed c 351

# Hagerty, John.

sidewalk, Blue Hill ave., petition c 294-granted c 303

# Hagopian Brothers.

sidewalk, Eric st., petition c 305-granted c 305

# Hale, Matthew, Councilman.

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appointed: committee on soldiers' relief c 14; committees on appropriations, finance, executive, prisons, ordinances, claims, legislative inatters, county accounts, soldiers' relief c 22; observance of Memorial Day c 80; committee on expenditure of income of Parkman fund c 120; committee on Columbus Day c 140

orders offered; orders for appointment, temporarily, of E. J. Leary, city messenger; Frank X. Chisholm, secretary; John F. Dever, clerk of committees c 4

committees c 4
clerical assistance in county of Suffolk, appropriations c 5
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attendance of finance commission c 41

# Hale, Matthew, Councilman, continued.

binders for documents and minutes of city council c 47 construction of garbage incinerator c 48 closing Columbia rd. c 55 attendance of finance commission at meetings of city council c 56 actendance of manice commission at meetings of repairs in drainage, Franklin street tunnel c 65 preparing of jurors' names c 65 closing streets for Marathon races c 65 statement from clerk of committees c 77 statement from city messenger c 77 printing of finance commission's statement c 78 observance of Memorial Day c 80 amendment to rule 24 c 80 spread of leprosy c 80 theater and moving picture advertisements c 88 facilities for target practice c 119 hearings on disposal of garbage c 120 information about city real estate c 120 bureau of municipal research c 120 Parkman income fund, 1910 c 120 Parkman income fund, 1910 c 120 liability of councilmen under section 8 of charter c 120 removal of refuse from streets c 121 bids for street lighting c 149 seats for women and children on Public Garden and Common c 149 condition of city property, Cambridge and Mansfield sts. c 153 improvements, Charlesbank c 162, 163 freproofing of theatrical material c 163 length of hat pins c 163 the stity council attend funeral of ox Mayor Hibbard c 163 that city council attend funeral of ex-Mayor Hibbard c 168 money for bandstand on Common c 186 leasing of Parkman house c 186 admission to council chamber c 186 admission to council chamber c 186 street lighting by city c 187 installation of mantle gas lamps c 187 closing North Harvard st. c 187 advertisements on temporary structures c 187 sidewalk, Wigglesworth st. c 187 floats at Charlesbank c 188 improvement, Charlesbank c 188 library branch, North End c 188 appropriation, North End park c 188 juvenile ball field on Common c 188 conditions in Pike alley c 188 construction of Pike alley c 188 asphalting Auburn st. c 188 construction of Pike alley c 188
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# Kenny, Thomas J., Councilman.

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### Kiley, John E.

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### Labor Day.

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# Lahey, John J.

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# Lahey, Patrick J.

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# Lally, John.

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# Lally, Thomas F.

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#### Lannin, J. T.

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# Lee, Daniel D.

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#### Leonard street.

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# Lewis, W. L.

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# Linden Park street, Ward 18.

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# Linden street and Farrington avenue.

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#### Loan for Fireboat. (See Fire Department.)

#### Loans.

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completion of Curtis Hall: see Curtis Hall

construction of Old Colony ave.: communication from the mayor transmitting order for loan of \$30,000 for construction of avenue, referred to committee on finance c 124

improvements, North End park: see North End Park

information concerning: order that the mayor transmit a memorandum of loans inside debt limit authorized but not issued which it may be expedient to negotiate during the current year, also of such loans which it may not be expedient to negotiate; order that the mayor be requested to give information as to whether at present there are any loans authorized, issued or not, which should be transferred to sources for purposes and objects other than for which said loans were authorized, passed c 240

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### Lomasney, Joseph P.

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# Longfellow, Alexander W.

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#### Longwood avenue.

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### Lowell, Percival.

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#### Lowell and Wall streets.

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# Lowell square.

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#### Lynde street.

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#### Lyons, Joseph.

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# Lyons, Joseph P.

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#### M and Eighth streets.

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# Maccario, John.

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#### MacDonald, Patrick F.

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#### Mackin, Annie.

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# Maffeo, S. M. and J. F.

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# Maginnis, Charles D.

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# Magnolia street.

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# Magrath, George B., M. D.

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# Maguire, Charles.

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#### Maguire, Charles G.

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# Mahan, Thomas F.

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#### Maheux, Eugene Charles.

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#### Malone, Helen M.

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#### Malvern street and Brighton avenue.

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#### Manloe, Frank.

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# Mann, Alexander, Rev.

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# Manson, Alice D.

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#### Marathon Races.

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#### Marden, W. H., Mrs.

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#### Marine Park.

aquarium: communication from the mayor transmitting order appropriating from Parkman fund \$5,000 for purpose of obtaining plans and estimates for an aquarium, etc., referred to executive committee c 107, 108-report, accepted, order passed c 132-resolution relative to, passed c 132; communication from the mayor transmitting communication from the park department giving plans and estimates together with drawings prepared by advisory architect c 311-316-placed on file c 316

clectric lights: order that park commissioners locate poles at end of East Fourth st., and opposite end of East Third st., passed e 204; communication from the mayor and park commissioners relative to, placed on file e 232

# Market Department.

superintendent: George E. McKay, appointed e 85; notice of approval by civil service commission e 98

closing: order to close Faneuil Hall market on Memorial Day, Fourth of July, Labor Day, Columbus Day, referred to executive committee c 136-report, accepted, referred to committee on Faneuil Hall c 139

opening of stalls: order that during month of April, 1910, the stalls and cellars in Fancuil Hall and New Fancuil Hall markets shall not be opened until 7 o'clock a. m., passed c 65

reduction of rents, New Faneuil Hall market: communication from the mayor transmitting petition signed by eight lessees of stalls to be reduced by amount of certain assessments, referred to executive committee c 143-report, referred to special committee c 150-report with order, amended, discussed c 197, 198-passed c 198

# Market street, Ward 25.

sidewalk: William H. Woods, petitiou c 115-granted c 123

#### Marketmen's Relief Association.

order that permission be granted to use Fancuil Hall, passed c 106

#### Marks, John D.

appointed director of Chattel Loau Company e 134

# Marsh street, Ward 24.

construction: order that street commissioners be requested to consider advisability of construction from Adams st. to Neponset ave., passed e 242; order that street commissioners give an estimate of cost, passed e 391

# Marston, L. K.

edgestoues and sidewalk, Fulton st., petition c 115-granted c 123

#### Martin, J. J.

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# Martin, John B.

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# Martin, Robert C.

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# Mary Hemenway School.

sidewalk, order to pave along Adams, King and Rosella sts., passed e 88

#### Mascot street.

accepting and laying out: order to accept and lay out as a public way, passed c 330

laying out: order that street commissioners lay out aud construct between Mountain ave. and Norfolk st., passed c 92

#### Massachusetts avenue.

sidewalk: schedule of cost with order to assess and collect, passed e 220

# Massachusetts avenue and Shirley street.

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# Massachusetts avenue and Southampton street.

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# Massachusetts Catholic Order of Foresters.

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# Massachusetts Division, Sons of Veterans.

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#### Massachusetts General Hospital.

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# Massachusetts Homœopathic Hospital.

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#### Massachusetts Volunteer Militia.

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### Massachusetts Volunteers, Thirty=fifth Regiment.

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#### Masse, M.

petition, compensation for damages to elothing e 327; petition to be paid for damage to gown c 430

#### Masterson, Bernadette.

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#### Mather street.

sldewalks: G. H. Lincoln, petition c 115-granted c 123; Bert Gill, petition c 115-granted e 123

# Matrons in House of Detention, Increase of Pay. (See Police Department.)

# Mattapan Deposit and Trust Company.

sidewalk, West Broadway, petition e 294-granted e 303

# Maxwell street, Ward 24.

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Daly, Charles D.: appointed fire commissioner e 274-communication from the civil service commissioners approving appointment c 294

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# Morgan, Fred C.

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#### Morgan, Mary J.

sidewalk, Forbes st., petition c 274-granted c 278

#### Morrill, John M. E.

notice of intention to use building, Centre st., for storage of explosives

#### Morris street.

sidewalk: Samuel Fine, petition c 294-granted c 302

#### Morrison, Morris L.

appointed principal assessor c 145

#### Morrissey, Thomas J.

notice of storage of explosives, Bennington st. c 334

#### Morse Brothers.

sidewalk, Tremont st., petition c 284-granted c 286

#### Morton, Michael S.

sidewalk, Morton st., petition c 294-granted c 302

# Morton street.

poles: New England Telephone and Telegraph Company, granted c 114; erection and removal c 305; New England Telephone and Telegraph Company, removal poles, granted c 378

sidewalks: order to construct, passed e 76; W. H. Sullivan, petition c 220-granted e 225; L. L. Foley, petition c 284-granted c 286; Michael S. Morton, petition c 294-granted c 302

# Moseley street.

sidewalk: W. H. Hardy, petition e 73-granted e 78

# Moser, George F.

sidewalk. Howland st., petition c 274-granted c 278

#### Motions.

rules of city council relative to e 10, 11

#### Moultrie street.

claims: Julia A. Lailor, petition to be paid expense of repairing drain c 114

# Mowatt, Clifford M.

sidewalks, Wainwright st., petition c 156-granted c 161; Wheatland ave., petition c 73-granted c 78; Wainwright st., petition c 210-granted c 215; Wainwright st., petition c 258-granted c 261

#### Mozart street.

poles: New England Telephone and Telegraph Company, location granted c 74; Edison Electric Illuminating Company, removal, granted c 135

#### Mt. Bowdoin green, Dorchester.

wooden shelter: order to erect, passed c 189

#### Mt. Bowdoin Station.

footbridge: notice of recommendation of railroad commissioners c 156

#### Mt. Everett street.

sidewalk: W. T. Atwood, petition e 274-granted e 278; H. A. Drehaut, petition e 274-granted e 278

#### Mt. Ida Park.

order for loan of \$50,000 to be expended for park and playground purposes in vicinity, referred to committee on finance c 145

# Mt. Pleasant Home.

sidewalk, Elm Hill ave., petition c 221; order to construct granolithic sidewalk with edgestone, passed c 222; sidewalk, Ruthven st., petition c 284-granted c 286

# Mt. Pleasant Improvement Company.

sidewalk, Geneva ave., petition c 114-granted c 123

#### Mt. Vernon street.

sidewalk: T. J. McLaughlin, petition c 98-granted c 106

#### Mueller, Paula.

petition, permit for children to appear in public c 172-granted c 193

# Mulcahy, K. A., et al.

sidewalk, Homestead st., petition c 185-granted c 193

#### Mullaney, B. P.

sidewalk, Draper st., petition c 85-granted c 93

# Municipal Building, Ward 17. (See Orchard Park.)

# Municipal Register for 1910.

order that register be prepared under direction of committee on rules and orders, passed c 46; order for printing, passed c 203

# Municipal Research Bureau.

order that finance commission be requested to organize, referred to executive committee c 120-report, accepted, order passed c 122; communication from finance commission relative to, placed on file c 126

#### Munroe street.

sidewalk: W. W. Evaerts, petition c 73-granted c 78

#### Munster, Frank J.

petition to be paid for time lost by him on account of an aecident, sanitary department c 185

#### Murphy, J.

sidewalk, Chiekatawbut st., petition e 294-granted e 303

# Murphy, James R.

appointed member of board of appeal e 411-confirmed e 427

#### Murphy, Jessie.

petition, compensation for injuries received on Meridian street bridge c 396

#### Murphy, John.

petition, compensation for damages to building, Scneca st. e 114

# Murphy, William M.

notice of appointment as bath trustee e 186-notice from civil service commission of approval c 238

#### Murray, Jeremiah J.

petition, compensation for damages to estate, Washington st., by bursting water pipe e 430

#### Museum of Fine Arts.

release of restrictions: see Copley Square Trust

#### Music Department.

trustee: Thomas R. O'Connor, appointed c 98; Mary E. McIsaac, appointed c 145-notice of approval by civil service commission c 186

band concert, Franklin sq.: see Franklin square

music auditorium, Boston Common: order that of the income available the present year from the Parkman fund the sum of \$75,000 be appropriated to be expended by chairman of music trustees and superintendent of public grounds for erection of a music auditorium, to be known as Parkman memorial, referred to executive committee c 88-report, referred to committee on Parkman fund c 132

music stands, erection of: see Parkman Fund

#### Music Trustees.

petition, use of Fancuil Hall c 53-granted c 66

#### Myrtle and other streets.

lights: Mrs. W. H. Brown et al., petition in favor of retaining present style of lights c 210-referred to superintendent of streets c 413

# Mystic River Bridge. (See Chelsea Bridge North.)

communication from the mayor, transmitting communication from the secretary of war, relative to enlargement and relocation of bridge c 255, 256; order for loan of \$250,000, referred to committee on finance c 256; temporary bridge, see, also, War Department, U. S. A.; communication from the mayor transmitting letter from superintendent of streets requesting that efforts be made to secure an appropriation, order for loan of \$250,000, referred to committee on finance c 336, 337-report that order ought not to pass, accepted c 409

#### Nason, Albert S.

petition to be allowed larger annuity c 327

### National Education Association.

communication from the mayor stating that at the request of the local secretary of the association he had directed the heads of the bath, park, health, city hospital, library, street and music departments to install exhibits in old Art Museum during week of July 2 to 8, prepared for the Boston-1915 Exposition, recommending transfer of \$450 from reserve fund, placed on file c 155

#### National Investment Company.

sidewalks, Oakland st., Ward 24, petition c 73-granted c 78; petition c 274-granted c 278

# National Irrigation Congress.

invitation to eounty commissioners to attend session in Pueblo, Col., September 26 to 30, 1910, placed on file c 221

# National Lancers.

petition, use of Fancuil Hall c 24-granted c 42

Navy Yard Work. (See Charlestown Navy Yard.)

## Nay, Theresa.

petition, compensation for damages to property, May st. e 97

#### Nazing street.

accepting and laying out: order that street commissioners accept and lay out from Blue Hill ave. to Maple st., passed c 88

# Neagle, Richard, Rev.

petition, children, Mechanics Building c 145-granted c 150

# Needham, Charles T., late Fireman.

order to pay an annuity of \$300 to widow, assigned c 366-taken up, referred to executive committee c 392-referred to fire commissioner c 413

#### Neponset avenue.

sidewalk: W. H. Hardy, petition c 73-granted c 78; George A. Eastman, petition c 185-granted c 194; John S. McKone, petition c 238-granted c 243; St. Ann's Parochial School, petition c 274-granted c 278; Mrs. M. J. Frost, petition c 327-granted c 330

trees: order to remove in front of Nos. 38, 42, 46, 50, 54, 58, passed c 277

# Neponset avenue, corner Minot street.

sidewalk: Daniel J. Daley, petition c 85-granted c 93

# Neponset Playground.

filling and grading: order that the committee on finance be requested to include \$10,000 for filling and grading, referred to committee on finance c 88-report with order, discussed c 127, 128, 129-read oncc, passed c 129-taken up, discussed c 146, 147-read second time, passed c 147

# Neponset River.

cleaning river bed: order that board of health confer with state board of health as to advisability of cleaning up bed, passed c 330

#### Neponset River Park and Playground.

order that committee on finance include in first loan bill \$15,000 for a river park and playground, passed c 192

#### Neponset street.

sidewalk: P. O'Hearn, petition c 305-granted c 305

#### Nerney, John J.

petition, compensation for damages to automobiles c 144

#### Neville, Ellen.

petition, compensation for backing up of sewer, Neptune ave. c 219

#### New England Construction Company.

sidewalk, Astor st., petition c 235-granted c 261

#### New England Telephone and Telegraph Company.

payment for telephone service: order to allow and pay \$67.10 for telephone service to city council, passed c 76

#### pole locations:

ALLANDALE ST.: erection and removal of poles, granted c 98

ALLSTON ST.: granted c 338

ARLINGTON and other streets (December 5): locations, granted c 362

ASHLAND ST.: removal pole, granted c 220

### New England Telephone and Telegraph Company, continued.

Austin st., Warn 23: attaching wires to poles c 305

Beacon st.: copy of order for removal pole c 285

BEECH ANN WELD STS., WARD 23: crection of poles, granted c 238

Bellevue st., Warn 19: crection of poles, granted c 317

Bellflower and Howell sts.: permission granted c 420

Bennington st.: notice of permit granted to attach wire to poles c 135; pole location, granted c 356

BIGELOW ST.: crection poles c 305

BOARDMAN ST.: attaching wires to poles c 317

Browne ave.: attaching wires to poles, granted c 238

C sr.: attaching of wire to pole c 285

CANTERBURY AND WALK HILL STS.: copies of orders from street commissioners, placed on file c 173

CENTRE ST., WARN 23: erection and removal, granted c 333

Charles st.: erection and removal, granted c 258

Chelsea st., Ward 3: removal poles, granted c 247

CHESTNUT HILL AVE.: location, granted c 85

Clark st.: erection and removal c 275

COMMONWEALTH AVE.: location, granted c 85

Crawforn st.: pole location, granted c 356

DECATUR ST., WARN 3: erection of poles, granted c 317

Dorchester ave.: removal poles, granted c 333

Dunboy st.: erection poles c 305

E st.: copy of order for erection of poles granted by street commissioners c 53

Elmira st.: erection of poles c 275

ENOLEWOON AVE.: pole location, granted c 74

GRAFTON, LOCUST ANN BRAY STS.: locations, granted c 210

HEATH ST.: granted c 338

Hobson st., Warn 25: copy of order for erection of poles granted by street commissioners c 53

HYNE PARK AVE.: copy of order for erection of poles granted by street commissioners c 53

JUDSON ST.: location, granted c 156

K st.: erection poles, granted c 317

Kenrick st.: attaching wires to poles c 305

LANDSEER ST.: removal pole, granted c 220

Menway st.: location poles, granted c 125; extension of time c 317

MERINIAN ST.: removal poles, granted c 135

MORTON ST.: New England Telephone and Telegraph Company, granted c 114; crection and removal of poles c 305; crection and removal of pole c 378

Mozart st.: location, granted c 74

New Heath st.: copy of order for erection of poles granted by street commissioners c 53

NIGHTINGALE ST.: erection, granted c 317

P st.: erection poles, granted c 317

Park st., Warn 20: erection of pole, granted c 317

Romsey st.: notice from wire commissioner of location granted, placed on file c 74

ROYAL ST.: erection and removal of poles, granted c 430

Rugoles st.: removal poles, granted c 135, 362

Saratooa st.: pole removal, granted c 220

SAVIN HILL AVE.: erection and removal, granted c 258

Sheparn st., Warn 25: orders for erection of poles granted by street commissioners c 53

SLEEPER ST.: crection and removal, granted c 275

Sterling st.: erection poles, granted c 317

Sunderland st.: removal pole, granted c 333

Temple st.: location, granted c 74

Topliff st.: crection and removal of poles c 275

Vinelann st.: erection of poles, granted c 317

Washington st., W. Rox.: attaching to wires of West End Street Railway Company c 275; attaching wire to pole c 285

Washington st., Warn 25: removal and crection, granted c 378

Washington st. and Dorchester ave.: erection pole, granted c 258 Washington and other streets: erection and removal of poles, granted c 412

West Sixth and other streets: wire commissioner, pole location, granted c 173

Wooncliff st.: copy of location, granted c 114

Woonwarn st.: removal pole, granted c 247

# New England Women's Club.

communication suggesting a civic memorial meeting in honor of Mrs. Julia Ward Howe, referred to executive committee c 336-report, with order, accepted, passed c 343

# New Faneuil Hall Market.

opening of stalls: see Market Department reduction of rents: see Market Department

New Ferryboat. (See Street Department, Ferry Division.)

#### New Heath street.

pole locations: as granted by street commissioners e 53 sidewalk: Rueter Company, petition e 305-granted e 305

# New York Central Railroad Company.

bridge: petition for hearing on widening bridge, Cottage Farm e 355

land owned, rear Huntington ave. and other streets: see Assessing Department

#### New York, New Haven & Hartford Railroad.

bridge on Medway st.: see Medway st.

connection of Shawmut branch with Midland Division: order to connect, passed c 319

footbridge, Mt. Bowdoin station: notice of recommendation of railroad commissioners c 156

police officer: notice of appointment of G. E. Stanford c 294

purchase of Commonwealth docks: see Commonwealth Docks

railroad police: notice that certain persons are no longer employed c 185; notice from police commissioner of appointment of railroad police e 185; notice that Robert Walsh is no longer employed e 362; notice of appointment of A. Capoano e 362

subway at end of Bay street: see Subway, Bay street to Savin Hill

# Newhall street.

sidewalk: order for construction, passed e 435

Newsboys' Licenses. (See Licenses.)

# Newtonville and Watertown Street Railway Company.

location, North Beacon st.: fourth, granted c 186-notice of hearing on approval c 196

# Nichols, Nellie E.

petition, permit for children to appear iu publie c 172-granted c 193

#### Nichols, William E.

petition, compensation for injuries caused by defective iron cover in sidewalk c 305

#### Nickerson, Albert W.

eommunication from the mayor transmitting communication from the park commissioners relative to restrictions on land, Peterborough st., near Fens, order releasing restrictions, referred to committee on public lands e 304, 305-report, recommending reference to law department

### Nicoll, Richard F.

sidewalks, Heath st. and Heath pl., petition e 73-granted c 78

# Nightingale street.

poles: New England Telephone and Telegraph Company, erection, granted e 317

sidewalk: A. R. Gilliland, petition c 73-granted c 78; Louis Ginsberg, petition e 115-granted c 123

#### Niles, L. V.

sidewalk, Columbus ave., petition c 284-granted c 286

# Noble, John, Trustee.

petition, compensation damage to property, Tremont st., by breaking of water main c 73

# Noise, Suppression of.

Boston Social Union, petition for hearing relative to c 327-referred to committee on ordinances c 413

# Nolan, James P. A., M. D.

petition, lieense to maintain lying-in hospital, Centre st., Jamaiea Plain c 84-granted c 98

# Noon, Nora, Mrs.

petition, compensation for injuries, Fayette st. c 412

#### Norfolk street.

building permits: see Building Department

sidewalk: Henry J. Bowden, petition c 238-granted c 243

widening: order that committee on finance include in first loan bill \$260,000 for widening from Codman sq. to Dorr's bridge, referred to committee on finance e 12; order that the building commissioner be requested to refuse granting of permits for erection of buildings and to revoke any permits granted, discussed e 342, 343-assigned c 343; order for loan of \$100,000 to be expended in widening from Codman sq. to Dorr's bridge, discussed c 420, 421-assigned e 421, 427-taken up, referred to next government e 442, 443

#### Normandy street.

grading, etc.: referred to superintendent of streets c 413

#### North Bennet Street Industrial School.

pctition, license for children to appear in public c 156-granted e 161

# North Bennet Street Playground.

resurfacing: order to resurface, passed e 188; communicatiou from the mayor and park commissioners relative to, placed ou file c 218

#### North End.

branch library: see Library Department hours of hawking: see Ordinauces

#### North End Park.

baseball: order that boys be allowed to play, passed c 49; communication from the mayor transmitting communication from bath trustees relative to, placed on file e 61

improvements: order for loan of \$35,000 for improvements, referred to committee on finance c 188

# North Harvard street.

closing: order to close Monday, July 4, passed c 187; order to close June 23, June 24, passed c 213

sidewalk: William Duff, petition c 284-granted c 286

#### North Market street.

claims by stopping drain: see Lowell, Percival, or Claims sidewalk: John Lawrence et al., petition c 210-granted c 215

# Northampton street.

sidewalk: Arthur W. Cole, petition c 351-granted c 356

widening: order that street commissioners consider advisability of widening, passed c 214; communication from the mayor transmitting communication from the street commissioners, referred to executive committee c 231, 232

#### Oakland street, Ward 24.

sidewalk: National Investment Company, petition c 73-granted c 78; petition c 274-granted c 278

#### Oakman, Elmer P.

sidewalk, Walnut street, petition c 185-granted c 193

#### Oakman street, Dorchester.

sidewalk: H. L. Ewell, petition c 185-granted c 194

#### O'Brien, E. F.

sidewalk, Bellflower st., petition c 305-granted c 305

#### O'Brien, James H., Mrs.

petition to be paid damage to estate, Belvidere st., by defective hydrant or eatch-basin c 337

# O'Brien, Philip.

notice of appointment as assessor c 238

#### Observance of Memorial Day. (See Memorial Day.)

### O'Callaghan, Margaret G., Mrs.

appointed consumptives' hospital trustee c 85-notice of approval by civil service commission c 114

#### O'Connell, John P.

petition for compensation for expenses incurred on account of injuries received while an employee of city e 284

#### O'Connell, William, Catholic Archbishop of Boston.

guest at inaugural exercises, page 1

# O'Connor, Alice.

order that in accordance with provisions of chapter 425, Acts 1910, there be allowed and paid \$1,000 on account of death of husband, Hugh O'Connor, an employee of the sanitary division, referred to executive committee c 119-report, assigned c 122-taken up, substitute order, passed c 130

# O'Connor, Thomas R.

appointed music trustce c 98

#### O'Donnell, James.

petition that he be paid the full amount of wages for time he was incapacitated for work by injuries received while in employ of sanitary division, referred to committee on claims c 45; petition, compensation for injuries received while at work for city c 294

#### O'Donnell, Michael.

sidewalk, Boston st., petition c 274-granted c 278

# O'Hearn, P.

sidewalks, Adams st., petition c 98-granted c 106; Leonard st., petition c 210-granted c 215; Neponset st., petition c 305-granted c 305

#### Oilman, E. M.

sidewalk, Forest Hills st., petition e 305-granted e 305

#### O'Lalor, John T., Estate of.

petition to be paid expense incurred in defending suit against him as police officer c 351-report, with order, accepted, passed c 434

Old Age Pensions. (See City Employees' Retirement Act.)

# Old Art Museum, Copley square, Restriction on. (See • Copley Square Trust Company.)

#### Old Colony avenue.

construction: order for loan of \$26,700, for construction, referred to committee on finance c 130; communication from the mayor transmitting order for loan of \$30,000 for construction of avenue from Dorchester st., across Hyde st., etc., referred to committee on finance

lighting: order that street commissioners have a venue properly lighted, passed c  $93\,$ 

#### Old Colony avenue and other streets.

construction: report with order for loan of \$28,000 for construction, from Dorchester st., across Hyde st., accepted, order took first reading c 211-taken up, passed c 239

#### Old Colony Street Railway Company.

crossing Mattapan sq.: notice of hearing c 220

locations: notice from railroad commissioners of hearing on approval of 6th location, placed on file c 8; notice from railroad commissioners of approval of 6th location c 19; 6th accepted c 24; notice of hearing on approval of 7th and 8th c 220; notice of hearing on approval of 11th and 12th locations c 420

Hyde Park ave.: location of double track, granted c 210

HYDE PARK AVE., WALK HILL ST., FOREST HILLS SQ. AND WASHINGTON ST.: 10th, 11th and 12th locations c 412

MATTAPAN SQ.: location, crossover, granted c 210

Washington st., Ward 23: alteration of location, granted e 210; notice of hearing on approval of location e  $430\,$ 

#### Old Colony Trust Company, Trustee.

release of land, Hemenway st., to: see Public Lands

## "Old Elm," Boston Common. (See Public Grounds Department.)

## Old South Association.

managers: order that Walter Ballantyne and Walter L. Collins be cleeted, passed c 363

#### Old State House.

heating plant: see Public Buildings Department

### Olds, Edward R.

petition: compensation for suit brought against him as police officer c 196-granted c 222

### Olney street.

sidewalk: Robert G. Jones, petition c 115-granted c 123

#### O'Neil, John J.

sidewalk, Bloomfield street, petitiou c 238-granted c 244

#### Orchard Park.

nunicipal building, etc.: order that the committee on finance include in the loan bill \$200,000 for enlargement of park and crection of a municipal building containing an all-year-around system of baths and gymnasia, passed c 80

#### Orchardale street.

claim, surrender of tax deed of cstate: see Welsh, Willard, or Claims

## Order of Business.

rules of city council relative to c 11

#### Ordinances.

committee: appointed c 22

clerk of committees department: ordinance establishing c 3, 4-referred to committee on ordinances c 3-reconsideration, referred c 4

conferences of department heads: communication from the mayor relative to with ordinance providing for conferences, referred to committee on ordinances c 68-report with ordinances in new draft, discussed c 136, 137-assigned c 137-taken up, passed c 149

consolidation of departments: see consolidation of departments

curfew: communication from the mayor transmitting communication from the police commissioner relative to, referred to committee on ordinances c 393, 394; communication from the mayor transmitting communications from the Boston Hone and School Association, Lawrence School Parents Association, Dr. Keenan, Secretary Eastman of the Public Franchise League, Superintendent of Schools Brooks, David A. Ellis, James A. McKibben, A. Lincoln Filene, Mrs. Julia Duff, Rev. Everett C. Herrick, Rev. C. L. Page, Rev. A. B. Williams, probation officers, and C. C. Carstens, and Philip Davis, supervisor of licensed minors, referred to committee on ordinances c 359; communication from the mayor transmitting ordinance submitted by Boston Home and School Association, also correspondence of corporation counsel and police commissioner c 418, 419-referred to committee on ordinances c 419

department of public works: see Public Works

draft of revision of ordinances: order that the city clerk be authorized to prepare and submit in print a draft of revision of ordinances and regulations to contain those now in force with changes necessary on account of passage of the various statutes affecting the city of Boston, etc., passed c 54

fees for coal holes: communication from the mayor relative to ordinance, referred to executive committee c 354

fees for use of vaults: petition of Real Estate Exchange asking for hearing, order setting time for hearing, passed c 145

#### Ordinances, continued.

fire proofing theatrical material: ordinance concerning, referred to committee on ordinances c 163-report, no further action necessary c 334

hours of hawking: order that the committee on ordinances draft an ordinance limiting hours of hawking in North End district, referred to committee on ordinances c 105-report with ordinance in new draft, accepted, amended, passed c 137

junk dealers: ordinances of 1898, section 44, chapter 45, amended relative to, referred to committee on ordinances c 211-report, accepted, ordinance passed c 334-reconsidered, assigned c 334-taken up, discussed c 338, 339-referred to executive committee with instructions to give public hearing c 339-report, accepted, ordinance passed c 334-reconsidered, assigned c 334-

keeping of poultry: order that committee on ordinances be requested to consider advisability of amending ordinance providing for keeping of poultry in the city limits, referred to committee on ordinances c 148; communication from E. W. Burns, Auckland st. c 148; report that order ought not to pass, accepted, order rejected c 431

length of hat pins: ordinance concerning, referred to committee on ordinances c 163-report, accepted, ordinance indefinitely postponed c 334-motion to reconsider, lost c 334

passageway, Cambridge bridge: see Cambridge Bridge

payment for permits or licenses: order that the committee on ordinances be directed to consider, and report an ordinance fixing the terms, by way of cash payment, upon which permits on license shall be issued, passed c 55-report with ordinance in new draft, assigned c 137-taken up, referred to executive committee c 148

poles on streets: see Street Laying-Out Department

reduction of assessors: communication from the mayor transmitting ordinance reducing number of assessors, referred to committee of the whole city council c 7, 8-report, accepted, ordinance passed c 13

removal of refuse: see Street Department

reports: called for, given further time c 328

rules concerning Boston Common: see Boston Common

safety of electrical workers: see Wire Department

seats for women and children: ordinance reserving seats ou Common and public grounds for women and children, during June, July, August, September, referred to committee on ordinances c 149-report, accepted, ordinance passed c 192, 193

settlement of claims: see Claims

shade trees: communication from the mayor, transmitting a draft of an ordinance amending, etc., the existing ordinances relating to shade trees, with notes and suggestions by corporation counsel c 108, 110-referred to committee on ordinances c 110-report, accepted, assigned c 334, 335-taken up, referred to next government c 443

street loitering: ordinance amending section 34 of chapter 47, relative to street loitering, referred to committee on ordinances c 266

streets for parades: communication from the mayor transmitting draft of ordinance recommended by Retail Trade Board to reduce interruption of street travel, referred to committee on ordinances c 144-report, accepted, ordinance passed c 193

suppression of vice: report, referred to committee on ordinances c 413-report, no action necessary c 431

water department: see Water Department

water meter rates, reduction: see Water Department

water ordinance: see Water Department

#### O'Shanky, Howard.

petition to be paid for damages to stock, Howard st., by water c 332

### O'Shea, William.

sidewalk, Seaver st., petition c 85-granted c 93

Outstanding Poll Taxes. (See Collecting Department.

## Overseeing of the Poor Department.

overseers: Thomas Sproules, appointed c 85; notice from civil service commission of approval c 114; P. Robert Greene, appointed c 85; Patrick J. Brady, appointed c 98; Margaret J. Gookin, appointed c 98; notice from civil service commission of approval c 114; Thomas F. Lally, appointed c 145-notice of approval of appointment of Thomas F. Lally, by civil service commission c 186

## Overseeing of the Poor Department, continued.

method of settlement clerks: order that the mayor be requested to investigate the method of procedure pursued by settlement clerks, discussed, passed c 339; communications from the mayor and chairman of board of overseers of poor relative to, placed on file c 377

## P street.

poles: New England Telephone and Telegraph Company, granted c 317

#### Page, Harold D.

appointed measurer of wood and bark, grain, weigher of boilers and heavy machinery and beef e 354-confirmed e 363

## Page, Walter B., Trustee.

petition to be paid damages to estate, Centre st., by sewer c 237-refused

## Page & Phinney.

petition for damage to automobile, Chelsea bridge c 337

## Pagoni, Agostin.

sidewalks. Butchelder st., petition e 327-grantod e 330

## Panama Exposition.

communication from Norman Walker, chairman of committee on nicetings and conventions, New Orleans, La., asking that city of Boston indorse New Orleans as city to hold Panama Exposition, placed on file c 294-report, no action necessary c 413

#### Parade.

Knights of Columbus: order to close streets to travel, passed c 286

Parades, Streets for. (See Ordinances.)

Paralysis of Infants. (See Health Department.)

## Parents and Teachers' Protective Association.

petition, use of Fancuil Hall c 247-granted e 250

### Paris Street Gymnasium.

appropriation: communication from the mayor transmitting communication from the bath trustees, order that \$6,000 be transferred from reserve fund, referred to executive committee c 424-report, accepted, order passed c 432

#### Park Department.

commissioner: James M. Prendergast, appointed c 85-notice of approval by civil service commission c 98

appropriation transfers: communication from the mayor transmitting two orders for transfer of balances from appropriation Marine Park, pier head, to playground, Ward 13; from recreation grounds M, N and other streets, to appropriation for strandway, referred to executive committee c 325-referred to next city council c 413

baseball park, corner Williams and Washington sts., Jamaica Plain: protest of William Van Tassell et al., against e 61-placed on file e 65

consolidation: see Consolidation of Departments

## Park Department, continued.

employees, contract: notice from James B. Shea and J. E. Bean, employees, that they have entered into contract with city of Boston c 8

exchange of property, Berners sq.: communication from the mayor transmitting communication from the park commissioners c 234; order making exchange of property with trustees of Winsor School, referred to committee on public lands c 234-report, accepted, order referred to executive committee c 300-report, accepted, order read once, assigned c 302-taken up, given second reading, passed c 317, 318

holiday on day of picnic: order to allow, etc., passed c 207

improvement, McNary park: order that the park commissioners be requested to establish a convenience station and equip playground with suitable lockers, passed c 43, 44

jurisdiction in properties: see Law Department

laborers on permanent basis: order that commissioners be requested to place laborers on permanent basis, passed e 21; communications from the mayor transmitting communication from the park department, relative to, placed on file c 60, 61

land, Cambridge, Lincoln and Mansfield sts., care, custody and transfer: see Street Laying-Out Department

land for a neighborhood house: see Columbus ave. and Dartmouth st.

list of improvements: communication from the mayor transmitting communication from the park commissioners giving list of estimates e 182, 183-referred to committee on finance c 183

list of park improvements calling for loans: order that the park commissioners furnish a list of needed improvements at parks and playgrounds ealling for loans, passed c 157

loan for playground buildings: communication from the mayor transmitting order for loan of \$30,000, for completion of sanitary buildings and construction work in miscellaneous playgrounds, etc. (list given) c 52, 53-referred to committee on finance c 53-order read a second time and passed c 105

policing of parks: see Police Department

restrictions on land, Peterborough st.: see Nickerson, Albert W.

#### Park, Meeting House Hill.

order that \$49,000 be appropriated by loan to be expended by park department for playground purposes, etc., referred to committee on finance c 157

### Park, Mt. Ida.

order for loan of \$50,000 to be expended for park and playground purposes in vicinity, referred to committee on finance c 145

#### Park Square Real Estate Trust.

compromise with Copley Square Trust; see Copley Square Trust

#### Park street, Ward 20.

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#### Parker, George W.

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#### Parker Hill Playground.

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#### Parkman Estate, Beacon street.

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improvement of Boston Common: order that the superintendent of public grounds expend \$15,000 for laying out and improving play-ground, etc., Boston Common, referred to executive committee c 88

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#### Parkman House.

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## Parkman Memorial.

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## Patterson, Joseph H.

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#### Patterson, Mary.

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#### Pearl street.

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#### Penal Institutions Department.

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commissioner: John B. Martin, appointed c 85; Joseph P. Lyons, appointed c 145; Felix W. McGettrick, appointed c 311

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## Perkins, Charles B.

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#### Perrin, Seamans & Co.

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#### Pierce, Joseph P.

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## Pierce square.

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## Pike alley.

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#### Pilsbury, Eldora, et al.

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#### Pitman, James J. and Henry.

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Playground, Parker Hill. (See Parker Hill Playground.)

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## Playground, River street, Mattapan.

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### Playground, Ward 23.

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## Playground, Ward 25.

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## Playground and Park, Neponset River. (See Neponset River Park and Playground.)

## Playgrounds, Purchase of.

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#### Public Grounds Department.

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### Rapid Transit Commission.

subway: Edmund D. Codman et als., petition asking for hearing; order for hearing referred to executive committee c 285; report with preamble and resolutions relative to appointment of committee, etc., accepted, passed; committee appointed c 302

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## Real Estate Exchange.

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Ringing of Bells on Holidays.

order that the mayor be requested to cause bells to be rung at nine o'clock, noon and sunset on all holidays (given), passed c 46

Ringing of Curfew Bells. (See Ordinances.)

Ripley, A.

sidewalk, Florida st., petition c 220-granted c 225

River street, Ward 24.

sidewalks: Ellen Kehoc, petition c 73-granted c 78; E. Borofsky, petition c 135-granted c 139

widening: order that street commissioners furnish city council with estimates of cost of widening from Pierce sq. to Mattapan sq., passed

## Rivitz, J.

sidewalk, Homestead st., petition c 220-granted c 225

## Robey=French Company.

notice of intention to use building, Bromfield st., for sale of explosives c 211

## Robinson, Nathan W.

sidewalk, Grampian way, petition c 185-granted e 193

#### Rockwell, F. J.

sidewalks, Homes ave., petition c 115-granted c 123; Geneva ave. petition c 305-granted c 305

#### Rockwell street.

sidewalk: Elizabeth A. Quirk, petition c 185-granted c 193

## Rodd, William G.

sidewalk, Florida st., petition c 85-granted c 93

## Rogan, Edward.

petition to be compensated for time lost on account of accident while in street department c 327

## Rogers, J. W.

sidewalk, Blue Hill ave., petition c 115-granted c 123

## Roll Call of Mayor and City Council-elect as Returned by Election Commissioners.

mayor, John F. Fitzgerald eity council: Walter L. Collins, three years; Matthew Hale, three years; John J. Attridge, three years; Thomas J. Kenny, two years; Walter Ballantyne, two years; James M. Curley, two years; Frederick J. Brand, one year; Daniel J. McDonald, one year; Timothy J. Buckley, one year; page 1

### Romsey Congregational Church.

sidewalk, Romsey st., pctition c 73-granted c 78

#### Romsey street.

poles: notice from wire commissioner of location granted, placed on file c 74

sidewalk: Romsey Congregational Church, petition c 73-granted c 78; Mrs. Bella Gorrie, petition c 284-granted c 286; petition c 258-granted c 261

#### Rooney, Stella.

appointed weigher of coal c 52-confirmed c 62

## Roping off Streets. (See City Messenger Department.)

#### Roseclair street.

sidewalk: Charles P. Daly, petition c 274-granted c 278; William G. Ryan, petition c 274-granted c 278

## Roseley court.

changing name: order to change name to Anita ter., placed on file

## Rosen, Max.

sidewalk, Holworthy st., petition c 284-granted c 286

## Rosenstein, Louis.

sidewalk, Holworthy st., petition c 115-granted c 123; Harvard st., petition c 115-granted c 123

## Rosenthal, Michael F.

petition, compensation for injuries c 196

## Ross Towboat Company.

petition, compensation for damages to schooner, Warren bridge e 258

#### Rosseter street.

sidewalk: G. O. Goudey, petition c 73-granted c 78; Bessie B. Giles, petition c 284-granted c 286

#### Rossmore road.

land, release to Patrick Meehan: see Public Lands

renaming of Keyes st.: communication from the street commissioners changing name of said Keyes st. to Rossmore rd., placed on file c 24

## Rothe, Augustus A.

petition, compensation for injuries caused by a defect in Falmouth st. c 294

#### Rothwell, James Mason.

sidewalk, Boylston st., petition c 274-granted c 278

## Round Hill street.

edgestones and sidewalk: schedule of cost with orders to assess and collect, passed c 356

sidewalk: order for construction, passed c 277

### Rourke, Louis K.

appointed superintendent of streets c 113-notice of approval from civil service commission c 156; appointed city engineer, temporarily c 218; remarks at conference of heads of departments relative to parade of worknien c 252; appointed commissioner of public works c 419-notice of confirmation from civil service commissioners c 419

#### Rowen street.

sidewalk: order for construction, passed c 427

#### Rowena street, Ward 24.

sidewalk: order to construct between Carruth and Bushnell sts., passed c 55; order to make from No. 1 to 25, inclusive, passed c 65

## Roxbury.

cleaning yard in district: see Street Department repairs on streets: see Street Department (order March 21)

## Roxbury Historical Society.

communications relative to High Fort Observatory, completion c 429; see, also, High Fort Observatory

#### Royal street.

poles: New England Telephone and Telegraph Company, erection and removal of poles, granted c 430

## Rubenstein, Joseph.

sidewalk, Chestnut Hill ave., petition e 327-granted e 330

### Rubin, Rose.

petition for hearing on claim e 425

#### Rudnick, A. I.

sidewalk, Hemenway st., petition e 327-granted e 330

#### Rudnick, Sam.

sidewalk, Quiney st., petition c 210-granted c 215

#### Rueter & Co.

sidewalks, Terrace st., petition e 305-granted e 305; New Heath st.; petition e 305-granted e 305

#### Ruggieri, Matteo.

compensation for injuries, Endicott st. e 97

#### Ruggles street.

poles: New England Telephone and Telegraph Company, granted c 135, Edison Electric Illuminating Company, transfer, granted c 247; New England Telephone and Telegraph Company, granted c 362

## Rule 16, Amendment to. (See City Council.)

Rules and Accounts at Bath Houses. (See Bath Department.)

## Rules and Orders.

municipal register, 1910: see Municipal Register for 1910

rules: report of special committee c 10-12-laid over c 12-taken up, amended, referred to committee of the whole c 20-report, accepted, rules amended, adopted c 21

volume to be printed and bound: see City Council

## Rules and Orders of City Council. (See City Council.)

#### Rumpf, W. A.

notice of intention to use building, Mill st., for explosives e 328

#### Rush, T.

sidewalk, Florida st., petition e 220-granted e 225

### Ruthven street.

sidewalk: L.W. Shapiro, petition e 73-granted e 78; Mt. Pleasant Home, petition e 284-granted e 286

## Ryan, John F., Chief in Fire Department.

communication from the mayor transmitting communication from fire commissioner and letter from Mrs. Ryan requesting a pension, referred to executive committee e 375-report, recommending reference to fire commissioner e 413; order to allow an annuity of \$300, referred to executive committee e 392-report, accepted, order passed e 433, 434

## Ryan, William A.

sidewalk, Roseclair st., petition c 274-granted c 278

## Ryan, William J.

petition, compensation for damages by fire engine e 378

#### Sacks, Isaac.

appointed weigher of coal c 332-confirmed c 343

### St. Alphonsus street.

electric light: order to locate in front of No. 79, passed c 145

## St. Ann street, West Roxbury.

changing name of portion of Walk Hill st.: order to change name from Asticou rd. to South st., placed on file e 19

pole location: Edison Electric Illuminating Company, granted c 338

#### St. Ann's Parochial School.

sidewalk, Neponset ave., petition c 274-granted c 278

#### St. Botolph street.

sidewalk: Boston Arena Company, petition c 351-granted c 356

## St. Francis de Sales Sunday School.

petition for permit for children to appear at Intercolonial Hall c 114granted c 123

#### St. John's Episcopal Church, Charlestown.

petition, permit for children to appear in public c 185-granted c 193

#### St. Joseph's Church.

sidewalk, Circuit st., petition c 274-granted c 278

#### St. Peter's Parish, Dorchester.

petition, use of Fancuit Hall e 155-granted e 158

## St. Rose street, Ward 23.

repair: order that superintendent of streets place in condition for travel, passed e 205

## Sale of Wharf Property, Chelsea street, East Boston. (See Street Department.)

## Sanitary Conveniences in Boston.

communication from the mayor transmitting communication from M. L. Berkowitz, executive secretary of the United Improvement Association, including a report upon subject of sanitary conveniences c 287-289-referred to executive committee c 289-report, accepted, referred to committee on finance c 302

# Sanitary Division. (See, also, Street Department.) claims, James O'Donnell: see O'Donnell, James, or Claims payment to widow of Hugh O'Connor: see O'Connor, Alice

## Sanitary and Locker Buildings, McNary Park. (See McNary Park.)

## Sanitary and Street Cleaning Division of Street Department. (See, also, Street Department.)

Saturday half holiday: order to graut to employees without loss of pay, passed c 66

## Sanitary, Street Cleaning and Watering Division in Dorchester. (See Street Department.)

## Saratoga street.

poles: New England Telephone and Telegraph Company, granted c 220

sidewalks: Metropolitan Coal Company, petition c 114-granted e 123;
 John Donahue, petition c 210-granted e 215;
 J. J. McKillop, petition c 135-granted e 139;
 D. Bonanni, petition c 361-granted e 366

## Saratoga, Moore and Bennington streets.

sidewalks: order to construct, passed c 329

## Saturday Half Holidays.

order that in accordance with provisions of section 22 of chapter 26 of Acts of 1902 a half holiday be granted with certain exceptions, referred to executive committee c 153

## Saturday Half Holidays for Cemetery Department. (See Cemetery Department.)

## Savin Hill avenue.

poles: New England Telephone and Telegraph Company, granted c 258

#### Sayward street.

sidewalks: R. G. Crosby, petition e 73-granted c 78; petition e 115-granted c 123

## Schlehuber, Frederick.

order that an annuity of \$300 be paid to widow on account of death in discharge of duties as police officer, etc., discussed e 339, 340-passed c 340

#### Schneider, Annie M.

sidewalk, Yeoman st., petition e 327-granted c 330

#### School Department.

commission: notice of appointment of John F. Kennedy c 135-notice from civil service commission of approval c 173; notice of appointment of William Jackson to serve temporarily c 183; notice of acceptance of resignation of R. Clipston Sturgis c 183; Charles Logue, notice of appointment as schoolhouse commissioner c 186-notice of approval by civil service commissioners c 220; Charles B. Perkins, appointed c 210-notice of approval by civil service commission c 247; resignation of Edward R. Gregory, Esq. c 210

discontinuing Way Street School, etc.: order that the schoolhouse commissioners report as to the advisability of discontinuing school, as to need of more schools in the South End and as to question of repairing Quincy Schoolhouse, passed c 214

## School Department, eontinued.

fire escapes, Quincy School: order that schoolhouse commissioners place fire escapes, passed e 189

SETTLEMENT

land, Common and Warrenton sts.: communication from the mayor transmitting preamble and order releasing and conveying to Massachusetts General Hospital et al., said pareel of land, referred to committee on public lands c 310, 311-reconsidered, order given first passage, assigned c 311-taken up, orders passed a second time, passed c 328, 329; communication from the mayor transmitting communication from the schoolhouse commissioners; preambles and order to release to Jonathan II. Mann c 324, 325-referred to committee on public lands c 325

lights for school halls: communication from the mayor transmitting list prepared by schoolhouse commission showing cost of installing lights in the different sections and recommending appropriation for same, referred to committee on finance c 155

school exercises, Columbus Day: see Columbus Day

South Boston High School grounds: order that the schoolhouse commissioners be requested to cause grounds to be put in condition, passed c 79

use of school playgrounds, vacation schools: order that the school committee be requested to cause playgrounds to be opened during the summer season, passed c 66; communication from the mayor transmitting communication from school committee, placed on file c 134

#### School street, Ward 20.

sidewalk: order to make between Washington and Athelwold sts., passed c 54

## School street, Ward 22.

sidewalks: Charles G. Maguire, petition c 73-granted c 78; Charles Maguire, petition c 98-granted c 106

## Scully, John T.

appointed superintendent of supplies c 85

#### Scully, Leonora E.

petition, license for children c 397-granted c 401

#### Seaver street.

sidewalk: William O'Shea, petition e 85-granted e 93

#### Seaverns, Granville F.

sidewalk, South st., petition c 271-granted c 278

## Seavey, Sheriff.

guest at inaugural exercises, page 1

#### Segall, Hyman.

sidewalk, Grant st., petition c 135-granted e 139

#### Segel, Louis.

sidewalk, Blue Hill ave., petition c 294-granted c 303

#### Sergeant=at=arms. (See City Messenger Department.)

#### Seriack, Julian.

petition, license, minor c 62-granted c 65

#### Settlement of Claims. (See Claims.)

ordinance relative to: see Claims

## Seventeenth of June. (See Bunker Hill Day.)

## Sewall, John L.

conference of heads of departments, remarks relative to parade of city workmen e  $251,252\,$ 

## Sewer Assessment and Payment Thereon.

order that chapter 177 of Acts of 1907, entitled an Act relative to apportionment of sewer assessment and the payment of interest thereon, be and the same is hereby accepted, discussed c 41, 42-assigned c 42, 47, 48, 56-59-voted that order be presented to corporation counsel with a request that he submit an opinion c 59; opinion of corporation counsel placed on file c 63; special assignment taken up, indefinitely postponed c 63

## Sewer Division. (See, also, Street Department.)

permanent basis: order that superintendent of sewers be directed to place men employed as laborers upon a permanent basis, passed c 12

re-establishment of Charlestown sewer yard: resolution favoring re-establishing of yard, passed c 47

Tenean st.: see Tenean street

Sewer Yard, Charlestown. (See Sewer Division.)

## Sewerage Works.

communication from the mayor transmitting order for loan of \$674,000 for construction of sewerage works within the watershed of Charles river basin, discussed c 68-70-read once, passed, order will take second reading and passage fourteen days from date c 70-read second time, passed c 105

Sewerage Works, Loan for. (See Street Department.)

### Shade Trees, Ordinance.

communication from the mayor transmitting a draft of an ordinance amending the existing ordinances relating to shade trees, with notes and suggestions by corporation counsel c 108, 109, 110-referred to committee on ordinaces c 110-report, accepted, assigned c 334, 335

#### Shapira, I., et al.

sidewalks, Harvard and Thane sts., petition c 73, 156-granted c 78, 161

#### Shapira, Ira W.

sidewalk, Holworthy st., petition c 172-granted c 193

#### Shapira, L. W.

sidewalk, Ruthven st., petition c 73-granted c 78

### Shapiro, Alexander.

sidewalk, Fowler st., petition c 172, 185-granted c 193

#### Sharpe, I. E.

sidewalk, Draper st., petition e 274-granted e 278

### Shaw, Fannie.

sidewalk, Thane st., petition c 185-granted c 193

## Shawmut Branch, New York, New Haven & Hartford Railroad Company.

connection at Mattapan: see New York, New Haven & Hartford Railroad Company

## Shea, James B.

notice that he has entered into contract with city of Boston c 8

## Sheehan, J. W.

sidewalk, Grand st., petition c 274-granted c 278

## Shepard street, Ward 25.

pole locations: granted by street commissioners c 53

## Sheridan square, Ward 17.

arc light: order to erect, passed c 192

#### Sheridan street.

sidewalk, Charles Bohn, petition c 85-granted c 93

#### Sherman, W. W.

sidewalk, Clarkwood st., petition c 274-granted c 278

#### Sherwood street.

lamp: order to locate, passed c 278

## Shine, Arthur.

appointed weigher of coal c 81-confirmed c 101; appointed measurer of wood and bark c 81-confirmed c 101

#### Shubert, Wilber.

report and order to pay, accepted, passed c 130

## Shubert Company, S. S. and L.

report and order to allow \$6,196.76 in compensation for damage to property by break in Tremont st. water main, accepted, passed c 101

#### Shuman, A.

appointed hospital trustee c 85-notice from civil service commission of approval c 114; notice of intention to use building, Commonwealth ave. for explosives c 328

#### Shurmann, Isaac.

sidewalk, Florida st., petition c 172-granted c 193

## Sidewalk Assessments. (See Street Department or name of street.)

Sidewalks. (See the name of street upon which sidewalk was constructed.)

#### Simpson, David W.

petition to be paid for damage to schooner, Broadway extension bridge c 258

## Simpson Brothers Company.

gasolene location, Proctor and Magazine sts., granted e 338

## Sinking Funds.

commissioner: William F. Fitzgerald, appointed e 145-notice of approval from civil service commission c 196

## Sixth street.

trees: order to trim two trees in front of No. 512, passed e 286

## Slattery, Charles H.

appointed city treasurer c 98-notice from civil service commission of approval c 114; remarks at monthly conference of heads of departments c 181; remarks on pension and retirement act c 309

## Sleeper, C. E.

sidewalk, Tremont st., petition c 305-granted c 305

#### Smith, Anastasia.

petition, compensation for damages, Tremont st., by break in water main c 24

#### Smith, A. T.

petition, permit for children to appear at Dudley School e 355-granted e 356

#### Smith, Frances G.

petition, license for appearance of children e 156-granted e 161

### Smith, Huntington.

appointed constable c 182-confirmed c 196

#### Smith & Lovett Co.

petition, compensation for damages to wagon, East Boston ferry e 237

#### Smoking in Council Chamber.

rules of city council relative to c 12

## Smyth, James H.

appointed superintendent of printing c 98-notice from civil service commission of approval c 114; remarks at conference of heads of departments relative to parade of workmen c 253; notice of resignation c 437

## Snow, Charles A.

sidewalk, Columbus ave., petition e 85-granted c 93

## Snyder, Lillian, Mrs.

petition, compensation for personal injuries, Leverett st. e 19

#### Social Law Library.

petition for an appropriation of \$1,000 c 19-report and order accepted, passed c 122

#### Socialist Party.

petition, use of Faneuil Hall c 53-granted c 66

## Soldiers' Relief Department.

commissioner: John E. Gilman, appointed e 85

appropriation of \$500: order to allow and pay said sum to be expended under approval of committee, ctc., passed c 206

committee: order for appointment of committee, temporarily, to determine the amounts of aid to be allowed soldiers and sailors and their families, passed c 14-committee appointed c 14, 22

investigation: report, ordered printed and assigned e 105, 106-accepted e 122; Dahlgren Post No. 2, petition for investigation e 62

report on department: e 24-27; topics: preliminary e 24, 25; neglect of preliminary investigation e 24, 25; failure to visit e 25, 26; the neglected records e 26; inefficiency of the force c 26, 27; misleading annual reports e 27; placed on file c 27-reconsidered, discussed c 36-40-assigned e 40, 48

state aid: report recommending payment of relief for February, accepted e 16; March c 55; report for April, accepted, passed c 119; May c 149; June c 206; July c 239; August, accepted, passed c 278; September, accepted, passed c 285; October e 329, 330; November c 338; December c 391; January c 420

#### Solomon, Ellen, Mrs.

petition, compensation for injuries caused by excavation, Morton st.

### Sondheim, Felix.

sidewalks, Highland and Cedar sts., petition c 135-granted e 139

## Sondheim, Philip J.

appointed trustec for children e 311

#### Sondon, Louis.

sidewalk, Townsend st., petition e 185-granted e 193

#### South Boston.

improvements: South Boston Citizens' Association, petition for municipal building, improvement of existing parks and playgrounds, and transit, referred to committee on public improvements c 5-report, referred to the mayor c 65

repairs on streets: see Street Department (order March 21)

#### South Boston Citizens' Association.

petition for improvements, transit in South Boston, municipal building in South Boston, improvement of existing parks and playgrounds in South Boston, referred to committee on public improvements c 5-report, referred to the mayor c 65

## South Boston High School.

grounds: communication from the mayor transmitting communication from the schoolhouse department, placed on file c 97

laying out grounds: order that the schoolhouse commissioners be requested to cause grounds surrounding high school to be put in condition, passed c 79

#### South Burial Ground.

survey: see Cemetery Department

## South Department, City Hospital. (See Hospital Department.)

#### South End.

need of more schools: see School Department, Discontinuance of Way Street school, etc.

South Ferry. (See Street Department, Ferry Division.)

## South Hay Scales.

D. P. Walker, appointed c 332-confirmed c 343

#### South street.

sidewalks: K. L. Collier, George W. Harvey, petition c 115-granted c 123; J. J. Lannin, petition c 220-granted c 225; Rose Sobotky, petition c 135-granted c 139; John L. Glesson, petition c 274-granted c 278; Granville F. Seaverns, petition c 274-granted c 278; Hales W. Suter, petition c 327-granted c 330; Joseph Lyons, petition c 327-granted c 338

#### South street and Park road.

land, restrictions: see Couig, Bartholomew H.

### Southampton street, Ward 17.

construction: order that street commissioners be requested to order construction of street, discussed c 93, 94-passed c 94

improvement: order that superintendent of streets immediately put street in condition, construct sidewalks, etc., and report schedule of cost, amended, passed c 48; communication from the mayor vetoing order and transmitting communication from the superintendent of streets relative to, placed on file c 67

## Souther, Mercie M.

petition to be paid for putting walls in Adams and Beaumont sts. in condition c 237

#### Southern, James E.

petition to be paid for personal injuries while in employ of city c 327

## Southwood street.

edgestones and sidewalk: A. S. Whitmore, petition e 156-granted e 161

### Sparks, S. L., Dr.

sidewalk, Stanley st., petition c 98-granted c 106

#### Spear, Alvin.

petition, license to run barges c 145-granted c 150

#### Spectators.

rules of city council relative to c 11

#### Spence, H. G., et al.

petition for hearing on claim for damages, change of grade, Crafts st. c 172

#### Spencer, Frank W.

sidewalk, Washington and Union sts., petition c 115-granted c 123; Washington and Union sts., Ward 25, petition c 172-granted c 193

## Spencer, W. W. C.

sidewalk, Columbus ave., petition e 327-granted e 330

Spread of Leprosy. (See Health Department.)

## Sproules, Thomas.

appointed overseer of the poor c 85-notice from civil service commission of approval c 114; notice received that he was doing work for the schoolhouse commission, placed on file c 258; notice relative to work for schoolhouse and public buildings departments c 285

## Squantum.

camping privileges: see Street Department

Squantum, Sanitation. (See Street Department.)

## Squantum Head.

city land: order that the superintendent of streets be authorized to sell at auction a lot of land no longer needed, referred to committee on public lands c 148-report, accepted, order indefinitely postponed c 415

## Stacey, M. G.

sidewalk, Corey road, petition c 220-granted c 225

## Stahl, Philip.

sidewalk, Richfield st., petition e 172-granted e 193

## Standing Committees.

rules of city council relative to c 11

#### Standish street. Ward 20.

repairing: order to put in safe and proper condition, passed c 13

#### Staniford street.

sidewalk: David Gallis, petition c 327-granted c 330

## Stanley street.

sidewalk: Dr. S. L. Sparks, petition c 98-granted c 106

## Staples, William A.

appointed weigher of coal c 310-confirmed c 328

## Starr, Louis.

communication relative to certificates of solicitors for charity, referred to executive committee c 393-report, placing communication on file c 400

State Aid. (See Soldiers' Relief.)

### State Board of Conciliation and Arbitration.

copy of decision on matter of joint application for arbitration between Upholsterers International Union and Furniture and Interior Decorators Association e 352

#### State Election.

order of notice of, passed e 328

#### State Highway, West Roxbury.

communication from the finance commission relative to c 386-391-referred to executive committee c 391-report, placed on file c 432; order relative to, discussed c 434, 435-rejected c 435; order that mayor be requested to petition the highway commissioners for construction of highway, passed c 435

#### State street.

sidewalk: S. Vorenberg, petition c 294-granted c 302

## State Street Trust Company.

report on petition for compensation for damages to property, Tremont st., by break in water main, with order to allow certain sum, accepted, passed c 149, 150

## Statistics Department.

city real estate: see City Real Estate

money expended in Wards 8, 10, 11: order that said department furnish a report as to the amounts expended during past twenty years on parks, etc., passed e 223; communication from the mayor transmitting communication from secretary of statistics department giving amount for parks, playgrounds and improvements, placed on file c 272

## Statue of Edward Everett. (See Edward Everett Statue.)

## Steinert, M., & Sons.

notice of continuance of use of building, Duncan st., for keeping gasolene c 196

## Sterling street.

poles: New England Telephone and Telegraph Company, erection, granted c 317

## Stevens, Edward S.

appointed constable c 218-confirmed c 239

#### Stewart, Elias J.

petition for hearing on claim for injuries received while in fire department c 284-report, recommending reference to mayor c 352

#### Stewart, Joseph I.

sidewalks, Blue Hill ave., petition c 210-granted c 215; Blue Hill ave., petition c 327-granted c 330

## Stewart, William E.

appointed weigher of coal, etc. c 271-confirmed c 285

## Stobe, William J.

sidewalk, Ferdinand st., petition c 115-granted c 123

### Stock, Frederick W.

petition to be paid damage to automobile e 355

## Stoddard, L. C.

petition to be paid for loss of fowl c 135-report with order, accepted, passed c 150

## Stodder, George, et al.

sidewalk, Blackstone st., petition c 220-granted c 225

#### Stone, Sadie.

petition for hearing on her claim for personal injuries c 396

#### Stony Brook.

abandonment of easement, Roslindale: communication from the mayor and superintendent of streets transmitting preambles and orders relative to release to Emily E. Shepard and Henry A. Wood of land taken by city for sewer construction but no longer needed for said purpose, etc. c 81, 82-referred to committee on public lands c 82-report, accepted, referred to executive committee c 300-report, accepted, order read once, passed, assigned c 302-taken up, passed c 318

## Strandway.

transfer to appropriation: see Park Department

## Street Department. (See, also, Public Works.)

superintendent: Louis K. Rourke, appointed c 113-notice of approval from civil service commission c 156

abandonment of easement of land, Stony brook, Roslindale: see Stony Brook

annuity to widow of late sewer employee: communication from the mayor transmitting order for payment of an annuity to Mary Gorham, widow of John Gorham, for a period of ten years, referred to executive committee c 195, 196-report, accepted, order passed c 206

appropriations for bridges: communication from the mayor transmitting communications from the superintendent and deputy superintendent of streets, and assistant engineer c 256, 257-order for an appropriation of \$56,000, referred to executive committee c 257, 258-report, accepted, order passed c 260

bridge, Forest Hills: see Forest Hills Footbridge

camping privileges at Squantum: order that superintendent of streets be requested to grant, passed c 205; communication from the mayor relative to, placed on file c 231

claims: R. Nazzaro, stopping sewer, Maverick st.: see Nazzaro, R., or Claims; Mrs. J. H. O'Brien, defective hydrant, Belvidere st.: see O'Brien, J. H., Mrs., or Claims; Hunter & Ross: see Hunter & Ross or Claims

consolidation: see Public Works, Department of

construction, repairs, etc.: order that the superintendent of streets be requested to place in suitable condition for travel the following named streets (list given, South Boston, Roxbury, Dorchester, Ashmont), passed c 64

construction, repairs, etc., Dorchester: order that the superintendent of streets be requested to construct at the earliest possible date the following named streets in Dorchester (list given), passed c 64

construction of sewerage works, loan for: order for loan of \$300,000 for construction of sewerage works, discussed, order given first passage c 54-read second time, passed c 75

construction of streets, East Boston, Charlestown and Brighton: order that superintendent of streets put in suitable condition (list of streets given) c 65, 66-passed c 66

dumping of waste material, South Boston: order that the superintendent of streets be requested to order the dumping of waste material on the marshes and McNary park, passed c 204

encroachment upon property, Hunneman st., by department: Patrick L. Connor, protest against c 85

entrance fee to sewer: Massachusetts Homœopathic Hospital, petition to be refunded \$140 c 378-given leave to withdraw c 432

filling in mill pond, Harrison sq. district: see Harrison Square District

grading of land, Cambridge and Mansfield sts.: communication from the mayor and superintendent of streets relative to, placed on file c 218

hours for street cleaning employees: order that the mayor direct the superintendent of streets to arrange so that the employees of the street cleaning division work eight hours a day in shifts of four hours each, passed c 79

installation of mantle gas lamps: see Street Lighting

laborers on permanent basis: order to place all laborers on a permanent basis, passed c 49

loan for Brighton incinerator: communication from the president of the Faneuil Improvement Association protesting against appropriation for an incinerator, referred to executive committee c 411referred to next city council c 432

loan for public lighting in city and incinerator in Brighton: communication from the mayor transmitting communication from the superintendent of streets requesting passage of loan order, \$310,000 for purpose of lighting equipment and \$75,000 for construction of incinerator, referred to committee on finance c 396

## Street Department, continued.

- oiling streets at night: order that the superintendent of streets be requested to consider advisability of oiling streets at night, passed c 192
- public landing, Jeffries Point: order that the superintendent of streets be requested to re-establish, passed c 93
- public scales, Massachusetts ave. and Southampton st.: see Public Seales
- release of land, Hemenway st. and Fenway: see Public Lands
- removal of refuse: ordinance relative to, referred to committee on ordinances c 121-report, no further action necessary c 431
- repair in drainage at Franklin street tunnel: see Franklin Street Tunnel
- repair of Charlestown bridge: communications from the mayor and superintendent of streets with order to transfer \$25,000 from appropriation for reserve fund to repairs, Charlestown bridge, referred to executive committee c 124-report, accepted, order passed c 131
- sale of city land on public alley No. 444: see Public Lands
- sale of material: communication from the mayor transmitting communication from the superintendent of streets relative to, with order authorizing sale of old paving blocks located at the lot, Chelsea st., East Boston, passed c 354
- sale of pump: communication from the mayor transmitting communica-tion from the superintendent of streets with order for sale of old Worthington pump now in sewer department, passed c 355
- sale of wharf property, Chelsea st., East Boston: communication from the mayor with order for sale of property, referred to executive committee c 69-report, accepted, referred to committee on public lands c 65-report with order in new draft, accepted, assigned c 118-taken up, referred to executive committee c 130-report, accepted, read once, passed c 139-taken up, read second time and passed c 158
- sanitaries and water supply, Squantum: report with orders accepted, amended, passed c 215; communication from the mayor relative to, placed on file c 231
- sanitary, street cleaning and watering yard, Dorchester: order that the mayor instruct superintendent of streets to establish, assigned c 12-taken up, passed c 20
- sanitation at Squantum: order that the mayor transfer sum of \$500 from the reserve fund, for the installation of system of sanitaries and water supply, discussed c 138, 139-referred to executive committee
- sidewalks: schedule of cost, with orders to assess and collect, Linwood and other streets, passed c 135; Auckland st. c 8; Hampshire st., Ward 18 c 20; Linden Park st. c 24; schedule of cost of construction of sidewalks, Wenham st., with orders to assess and collect, passed c 387; schedule of cost, with orders to assess and collect on Corbet, Argyle, Washington, Heath, Forbes sts., passed c 420; schedule of cost, with orders to assess and collect on Corbet argyle, washington, Heath, Forbes sts., passed c 420; schedule of cost, with orders to assess and collect, Harvard st., Dunstahle and other streets, passed c 420;
- street cleaning yard, Roxbury: order that superintendent of streets he directed to take steps necessary to establish yard, passed c 21
- transfer, Ashmont bridge extension: see Ashmont Bridge
- uniforming employees: report, referred to superintendent of streets c 225
- use of street sweepings for filling vacant land, Brighton: order that the superintendent of streets confer with park commissioners in gard to using street sweepings for grading land, corner Cambridge and Mansfield sts., passed c 188

### FERRY DIVISION.

- appropriation for ferry piers: communication from the mayor transmitting letter from superintendent of streets recommending an appropriation of \$24,000, referred to committee on finance c 134-report, referred to executive committee c 203-report, no action necessary c 413
- claims: see Maccario, John, and Darragh, Susie
- free ferries, Columbus Day: order to allow one dollar in lieu of tolls referred to executive committee c 318-report, no action necessary c 413
- new ferryboat: communication from the mayor transmitting order ew ferryboat: communication from the mayor transmitting order for loan of \$125,000 c 15. 16-referred to committee on finance c 16-report, that same ought not to pass, Councilman Buckley dissenting, discussed c 75, 76-taken up, referred to executive committee c 77-report, accepted, order rejected c 79; communication from the mayor transmitting loan order of \$125,000 to provide for a large ferry steamer; communications from the superintendent of the ferry division c 254, 255-order for loan, \$200,000, referred to committee on finance c 255-report, accepted, order rejected c 261; communication from the mayor transmitting order for an appropriation of \$10,500, referred to executive committee c 256-report, accepted, order passed c 260; communication from the mayor transmitting order for loan of \$100,000, order passed c 262; communication from the mayor transmitting order for an appropriation of \$125,000, referred to executive committing order for an appropriation of \$125,000, referred to executive committing order for an appropriation of \$125,000, referred to executive committing order for an appropriation of \$125,000, referred to executive committing order for an appropriation of \$125,000, referred to executive committing order for an appropriation of \$125,000, referred to executive committing order for an appropriation of \$125,000 referred to executive committing order for an appropriation of \$125,000 referred to executive committing order for an appropriation of \$125,000 referred to executive committee c 264appropriation of \$125,000, referred to executive committee c 264 report, accepted, order passed c 267

## Street Department, continued.

- payment of ferry tolls: order that the city auditor allow for payment \$1 in lieu of tolls for Fourth of July, passed c 222
- service on South ferry: resolution favoring resumption of service, adopted c 205; communications from the mayor and superintendent of streets, referred to executive committee c 245-report, no action necessary c 413
- vacation for employees: order that the mayor instruct the superintendent of streets, to grant two weeks' vacation without loss of pay to all employees, referred to the corporation counsel c 191; opinion of corporation counsel, placed on file c 197; order to allow two weeks' vacation to all employees, referred to executive committee c 215-report, referred to superintendent of streets c 224; communication from the mayor transmitting communication from the superintendent of streets, referred to executive committee c 230-report, no action necessary c 413

#### improvements:

- A st.: order to put in condition, passed c 204
- Damrell St.: Wood Machine Company, petition c 361-granted c 366 Eustis st.: order to put in repair from Washington to Dearhorn st., passed c 145
- FIFTH AND D STS.: order to repair asphalt in front of Norcross School c 204
- HARRISON AVE. and other streets: see Harrison ave., Kneeland and Albany sts.
- KINGSTON ST.: see Kingston St.
- St. Rose st.: see St. Rose st.
- SOUTHAMPTON ST.: order that superintendent of streets immediately put street in condition, construct sidewalks and report schedule of cost, amended, passed e 48; communication from the mayor vetoing order and transmitting communication from superintendent of streets relative to cost, placed on file c 67
- STANDISH ST.: order to put in safe and proper condition, passed c 13 WEBSTER AVE.: see Wehster ave.

#### sidewalks:

- Anams st., Ward 24: P. O'Hearn, petition c 98-granted c 106; N. Maynes, petition c 185-granted c 193
- Anelaide st.: Catheriue Richardsou, petition c 114-granted c 123
- Allston st.: John Lally petition c 274-granted c 278; order for construction, passed c 317
- ASTORST.: A. Kanter, petition c 115-granted c 123; H. Green, petition c 220-granted c 225; New England Construction Company, petition c 285-granted c 286
- ASTOR AND BICKERSTAFF STS.: Morris Bronstein, petition c 284-granted
- ATLANTIC AVE.: J. E. Doherty, petition c 220-granted c225; W. H. Lynch, petition c 258-granted c261
- Bainbridge st.: M. Goldman, petition c 284-granted c 286
- Batchelner st.: Ugoston Pagon, petitiou c 327-granted c 330
- BAY STATE RR.: A. Dudley Dowd, petition c 274-granted c 278
- Beacon st.: G. W. Johnston, petitiou c 220-granted c 225; E. N. Foss, petition c 185-granted c 193; B. A. Beals, petition c 73-granted c 78; H. K. Weed, petition c 73-granted c 78; Afrs. Jacob Pfaff, petition c 98-granted c 106; E. N. Foss, petition c 274-granted c 278; petition c 284-granted c 286
- Belgrade ave.: J. T. Lannayo, petition c 220-granted c 225
- Bellevue st.: William E. Wight, petition c 172-granted c 193; Woodbury & Leighton Co., petition c 305-granted c 305; petition c 274granted c 278
- Bellflower st.: E. F. O'Brien, petition e 305-granted e 305
- Bennett st.: Agnes R. Pitts, petitions c 274-granted c 278
- Berkeley St.: Young Men's Christian Association, petition e 327granted c 330
- Bernarn st.: J. S. May, petition c 115-granted c 123; J. W. Biggs, petition c 238-granted c 244
- BIRD ST.: A. G. Jones, petition c 220-granted c 225; S. F. Kingsley, petition c 98-granted c 106
- Blackstone st.: George Stodder et al., petition c 220-granted c 225
- BLACKSTONE ST.: George Stodder et al., petition c 220-granted c 225
  Stephen Fopiano, petition c 210-granted c 215;
  Stephen Fopiano, petition c 210-granted c 215; J. W. Rogers, petition c 115-granted c 123; J. McDevitt, Sarah F. Hanlon, petition c 172-granted c 193; J. F. Flaherty, petition c 73-granted c 78; W. J. Logan, petition c 73-granted c 78; W. J. Estahrook, petition c 73-granted c 78; W. J. Estahrook, petition c 73-granted c 303; Joseph Lagerated c 303; Louis Segel, petition c 294-granted c 303; Joseph L. Stewart, petition c 327-granted c 330; Louis Burrows, petition c 327-granted c 330; G. O. Goudey, petition c 327-granted c 350; Joseph Engel, petition c 351-granted c 356; order for construction along No. 1111, passed c 427
- Bodwell St.: W. L. Lewis, petition c 156-granted c 161
- Boston st.: Michael O'Donnell, petition c 274-granted c 278

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#### Street Department, continued.

Bowdoin ave.: John P. Diamond et al., petition, order to construct, referred to executive committee c 147-referred to superintendent of streets c 150; communication from superintendent of streets and deputy superintendent relative to construction of sidewalk, order passed c I57

BOYLSTON ST.: J. Sumner Draper, James T. Wetherald, petitions e 351granted c 356

BOYLSTON ST., WARD 22: Henry Huber, petition c 172-granted c 193; James M. Rothwell, petition c 274-granted c 278; W. II. Turner, petition c 327-granted c 330

Braemore RD.: Herbert L. York, petition e 294-granted e 303

Breen sq.: F. M. McCarthy, petition c 305-granted c 305

Broad and other streets: Suffolk Trust Company, petition c 284granted e 286

Broadway: Baker Building Associates, petition c 294-granted c 303

Burrell st.: W. W. Doherty, petition e 35 I-granted c 356

Bushnell st.: Mrs. W. C. Mayo, petition c 305-granted c 305

CALUMET ST.: John Hanley, petition e 284-granted e 286

CARRUTH ST.: F. P. Jaques, petitions e 327-granted c 330

CENTRE ST., WARD 22: Hooper & Waters, petition c 327-granted c 330

CENTRE ST., WARN 24: Mary L. Redibrough, petition e 172-granted e 193; James A. Gubian, petition e 85-granted e 93; Hyman Rambach, petition e 156-granted e 161; John T. Daly, petition e 294-

Charles st.: W. H. Crowell, petition e 305-granted e 305; John S. Davidson, petition e 327-granted e 330

CHESTER ST., WARD 25: O. Anderson, petition c 172-granted c 193

CHESTNUT HILL AVE.: Joseph Rubenstein, petition e 327-granted c 330 Сискатаwвит st.: J. Murphy, petition c 294-granted c 303; Annie Biggs, petition c 294-granted c 303

CIRCUIT ST.: St. Joseph's Church, petition e 274-granted c 278

CLARKSON ST.: J. H. Cunningham, petition c 210-granted c 215

Clarkwoon st.: W. W. Sherman, petition e 274-granted c 278

COLUMBIA Rn.: C. A. McGrath, petition c 115-granted e I23; Thomas J. Flynn, petition c 172-granted c 193; Frances W. Edwards, petition c 73-granted c 78; Mary I. Wilson, petition c 98-granted c 106; Francis G. Powell, petition c 327-granted c 330; order for construction, passed e 340

Columbus ave.: Charles A. Snow, petition c 85-granted c 93; L. V. Niles, petition c 284-granted c 286; W. W. C. Spencer, petition c 327-granted c 330; Perry Mason, petition c 294-granted c 302

COMMONWEALTH AVE.: J. E. Dowling, petition c 285-granted c 261

CORBET ST.: Maurice Sullivan et al., petition c 85-refused passage e 161

CRAWFORN ST.: Jacob Swartz, petition c 210-granted e 215

Cunningham st.: M. Molliver, petition c 327-granted c 330

CUSHING AVE.: E. J. Ball, petition c 156-granted c 161

Dennis st.: L. J. Curley, petition e 351-granted c 356

DEVONSHIRE ST.: J. F. Woodbury, petition c 73-granted c 78; President and Fellows of Harvard College, petition c 73-granted c 78; City of Boston, petition c 258-granted c 261

Dix st.: Anna E. Lally, petition c 210-granted c 215; J. G. Curtis, petition c 305-granted c 305

DOANE ST.: Augustus P. Loring et al., trustees, petition c 85-granted c 93

DORCHESTER AVE.: B. Leornbaum, petition c 185-granted c 194; V. Farina, petition c 220-granted c 225; Annie Mackin, Hattie A. Pratt, Allan M. Brown, W. H. Googins, petition c 238-granted c 243, 244; Louis Barrows, petition c 85-granted c 93; F. T. Fuller, petition c 327-granted c 330

DORCHESTER AVE. AND WASHINGTON ST.: petition e 156-granted

DRAPER ST.: George B. Jeffery, petition c 185-granted c 193; James F. Flaherty, petition c 85-granted c 93; B. P. Mullaney, petition c 85-granted c 93; I. E. Sharpe, petition c 274-granted c 278; M. A. McCree, petition c 305-granted c 305; Boyd & Berry, petition c 361-granted c 366

Dunstable st.: order to make at corner of Stacey st., passed c 129

EAST EAGLE ST.: J. Goldinger, petition c 73-granted c 78

East Thirn st.: Alice D. Manson, petition c 172-granted c 193

EASTMAN ST.: F. A. Corbett, petition c 98-granted c 106; petition e 172-granted c 193; petition e 294-granted e 303; petition c 327 granted e 330

Easton st.: Robert G. Jones, petition e 274-granted c 278

EDGE HILL St.: James J. Kelly et al., petition c 284-granted e 286; remonstrance of Ellen Hart et al. c 327-report, that same be placed on file e 413

Edison green: G. V. Wattendorf, petition e 327-granted e 330; petition e 351-granted e 356

Enson st.: Mrs. G. A. Goodwin, petition c 294-granted e 303; Frank Manloe, petition c 327-granted c 330

## Street Department, continued.

ELLERY ST.: P. Anderson, petition c 305-granted c 305

ELM HILL AVE.: Mt. Pleasant Home, petition c 221; order to construct granolithie sidewalk with edgestone, passed e 222

Elmo st.: E. A. Talbot, petition c 284-granted c 286; Thomas F. Hurley, petition c 274-granted c 278; Brooker & Glazer, petition c 327-granted c 330; A. I. Golden, petition c 351-granted c 356

Erie st.: N. Isaacson, petition c 238-granted e 244; Weinstein & Yuroff, petition c 73-granted e 78; Hagopian Brothers, petition e 305-granted c 305

EVERGREEN ST.: T. Green, petition e 258-granted c 261

FAIRMOUNT ST.: Robert C. Martin, petition c 294-granted c 303

FANEUIL ST.: E. J. Driscoll, petition c 73-granted c 78

Farracut rn.: Catherine Hannon, William J. Higgins, petition c 284-granted c 286; Catherine Hannon, petition c 224-granted c 303

FERRINANN ST.: W. J. Stobe, petition c 115-granted c 123

FLINT ST.: order to construct sidewalk, passed c 329

Florina st.: Isaac Shurmann, petition c I72-granted c 193; T. Rush, petition c 220-granted c 225; A. Ripley, petition c 220-granted c 255; F. E. Griffin, petition c 220-granted c 225; O. S. Haywood, petition c 220-granted c 225; Mary Cook, petition c 238-granted c 244; William G. Rodd, petition c 85-granted c 93

Forbes st.: A. Weinacher, petition e 274-granted e 274: Mary J. Morgan, petition e 274-granted e 278; Maria B. Conboy, petition e 274-granted e 278; Catherine A. Gooding, petition e 274-granted c 278

Forest Hills st.: E. M. Oilman, petition c 305-granted c 305

FOWLER ST.: Alexander Shapiro, petition c 172, 185-granted c 193

Franklin st.: R. G. Jones, petition e 258-granted 261

FULLER ST.: William Douse, petition c II5-granted c 123; petition c 294-granted c 303

FULTON ST.: L. K. Marston, petition c 115-granted c 123

GALENA ST.: M. Harris, petition c 220-granted c 225

Geneva ave.: Mt. Pleasant Improvement Company, petition c II4-granted c 123; S. Finkelstein, petition c 274-granted c 278; F. J. Rockwell, petition c 305-granted c 305

GERARN ST.: Travers Brothers, petition c 294-granted c 302

Glanstone st.: John A. Webster, petition c 327-granted c 330

Glenarm st.: Mrs. J. Moran, petition c 327-granted e 327; F. G. Powell, petition e 294-granted c 303

GLENNALE AVE.: R. G. Crosby, petition c 220-granted c 225

Glenway st.: Max Goldman, petition e 185-granted e 193; Joseph Grank, petition e 327-granted e 330; orders for construction, passed c 286

GLOUCESTER ST.: W. Tufts, petition e 315-granted c 305

GRAMPIAN WAY: N. W. Robinson, petition c 185-granted c 193

Grant St.: J. W. Sheehan, petition e 274-granted e 278

GREENBRIER ST.: John F. McGloan, petition c 115-granted c 123; G. O. Goudey, petition c 73-granted c 78; petition c 210-granted c 215

IIALL ST., JAMAICA PLAIN: communication from the mayor transmitting petition of Benjamin J. French et al., referred to executive committee c 143-report, referred to superintendent of streets c 150

Hamilton st.: John A. Kelly, petition c 327-against c 330

Hancock st.: Arthur H. Douse, petition e 98-granted e 106; C. F. Whitehead, petition e 274-granted e 278; petition e 294-granted e 303; petition e 351-granted e 356; see, also, Hancock st., Ward 20

Hanover st.: Harris Poorvu, petition e 294-granted e 302

Haroln st.: Henry Green, petition c 115-granted c 123; Louise Finn, petition c 210-granted c 215; H. Green, petition c 220-granted c 225

Harrishof st.: Thomas F. Mahan, petition c 258-granted c 261

HARRISON AVE. AND TYLER ST.: William A. Gaston, petition e 361granted c 366 HARVARN ST., DORCHESTER: John J. Whittaker et al., petition c 125;

communication from the superintendent of streets and deputy superintendent of highway division, relative to construction, order for construction, passed c 172, 173; Mrs. H. Coahn, petition c 98granted c 106

HARVARN ST., WARN 24: Louis Rosenstein, petition c 115-granted c 123 HARVARN ST., WARD 25: J. M. Dowling, petition c 274-granted e 278

Harvarn ann Thane sts.: I. Shapira et al., petition c 73-granted c 78; I. Shapira, petition c I56-granted c 161

EATH ST.: Annic J. Killian, Martin Rutledge, petitions e 351-granted e 356; order for construction, passed c 415 HEATH ST .:

HEATH ST. AND HEATH PL.: Richard F. Nicoll, petitions e 73granted c 78

HEMENWAY ST.: Harry Coleman, petition c 85-granted e 93; Davis & Sherman, petition c 327-granted c 330; A. I. Rudniek, petition c 327-granted c 330

Hewlett st.: Timothy Keefe, petition e 294-granted e 303 HOLDEN ST .: see Holden st.

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## Street Department, continued.

Hollanner st.: I. P. Coppelman, petition c 238-granted c 244

HOLLANDER ST. AND HUMBOLDT AVE.: Hyman Rambach, petition c 98-granted c 106

Holmorthy st.: I. W. Shapira, petition c 172-granted c 193; Louis Rosenstein, petition c 115-granted c 123; Weinstein & Yuroff, petition c 98-granted c 106; Max Rosen, petition c 284-granted

Homes ave.: F. J. Rockwell, petition c 115-granted c 123

Homestean st.: K. A. Mulcahy et al., petition c 185-granted c 193; R. Rivitz, petition c 220-granted c 225; Nathan H. Woolf, petition c I56-granted c 161

Howarn ave.: M. Bernstein, petition c 258-granted c 261

Howland St.: George F. Moser, petition c 274-granted c 278

Humbolnt ave.: Simon Mazur, petition c 258-granted c 261; T. F. Mahan, petition c 274-granted c 278

HUTCHINGS ST.: order for construction, passed c 435

JEROME ST.: Mary E. Williams, petition c 73-granted c 78

Kensington st.: Ann B. Fay, petition c 294-granted c 302

Kenwoon Rn.: A. Geiger, petition c 258-granted 261

Kenwoon st.: C. E. Wood, petition c I56-granted c 161

KILTON ST.: William E. Wight, petition c 85-granted c 93; petition c 258-granted c 261

King st.: Boston Ice Cream Company, petition c 156-granted c 161; Mary A. Carroll, petition c 294-granted c 302; M. F. Carroll, petition c 327-granted c 330

KINGSDALE ST.: R. M. Bowen, petition c 305-granted c 305

Lansing st.: J. Weiner, petition c 305-granted c 305

LAURIAT AVE.: S. M. & J. F. Maffeo, petition c 185-granted c 193

LEONARD ST.: P. O'Hearn, petition c 210-granted c 215

Leynen st.: John Booth, petition c 327-granted c 330; A. C. Forest, petition c 351-granted c 356

LINNEN ST. ANN FARRINGTON AVE.: Arthur G. Jones, petition c 327-granted c 330

Lynne st.: I. Flink, petition c 361-granted c 366

M ANN EIGHTH STS.: J. E. Holden, petition c 284-granted c 286

MAGNOLIA ST.: T. G. Buckley, pctition c 73-granted c 78

MALVERN ST. AND BRIGHTON AVE.: Alvan T. Fuller, petition c 98-granted c 106

MARKET ST.: William H. Woods, petition c II5-granted c 123

MARY HEMENWAY SCHOOL: order to pave along Adams, King and Rozella sts., passed c 88

MASSACHUSETTS AVE.: schedule of cost with order to assess and collect, passed c 220

MATHER ST.: G. H. Lincoln, petition c I15-granted c 123; Bert Gill, petition c I15-granted c 123

Maxwell st.: order to locate opposite No. 20, passed c 47; communications from the mayor, superintendent of streets and deputy superintendent, giving cost, placed on file c 84

MAYFIELD ST.: W. S. Riley, pctition c 274-granted c 278

McLellan st.: Thomas Keene, petition c 156-granted c 161

MELVILLE AVE.: order for construction, passed c 277; communication from the mayor vetoing order, placed on file c 282; see, also, Melville ave.

MERRILL ST.: Israel Burnes, petition c 238-granted c 244; John Burbon, petition c 327-granted c 330

MILLET ST.: Charles W. Brown et al., petition c I25-referred to superintendent of streets c 150

Morelann st.: Mary E. Gerry, petition c 115-granted c 123

Morris st.: Samuel Fine, petition c 294-granted c 302

Morron st.: W. H. Sullivan, petition c 220-granted c 225; order to construct sidewalks, passed c 76; L. L. Foley, petition c 284-granted c 286; Michael S. Morton, petition c 294-granted c 302

Moseley st.: W. H. Hardy, petition c 73-granted c 78

Mt. Everett st.: W. I. Atwood, petition c 274-granted c 278; II. A Drchaut, petition c 274-granted c 278

Mt. Vernon st.: T. J. McLaughlin, petition c 98-granted c 106 Munroe st.: W. W. Evaerts, petition c 73-granted c 78

Neponset ave.: George A. Eastman, petition c 185-granted c 194; John S. McKone, petition c 238-granted c 243; W. H. Hardy, peti-tion c 73-granted c 78; St. Ann's Parochial School, petition c 274-granted c 278; Mrs. M. J. Frost, petition c 327-granted c 330

NEPONSET AVE., COR. MINOT ST.: Daniel J. Daley, petition c 85-granted c 93

Neponset st.: P. O'Hearn, petition c 305-granted c 305

New Heath st.: Rueter Company, petition c 305-granted c 305

NEWHALL ST.: see Newhall st.

NIGHTINGALE ST.: Louis Ginsberg, petition c 115-granted c 123; A. R. Gilliland, petition c 73-granted c 78

NORFOLK ST.: Henry J. Bowden, petition c 238-granted c 243

#### Street Department, continued.

NORTH HARVARD ST.: William Duff, petition c 284-granted c 286

NORTH MARKET ST.: John Lawrence et al., petition c 210-granted c 215

NORTHAMPTON ST.: Arthur W. Cole, petition c 351-granted c 356

OAKLAND ST.: National Investment Company, petition c 73-granted c 78; petition c 274-granted c 278

OAKMAN ST., DORCHESTER: H. L. Ewell, petition c 185-granted c 194 OLNEY ST.: R. G. Jones, petition c 115-granted c 123

Park st.: H. G. Fowle, petition c 305-granted c 305; G. O. Goudey, petition c 327-granted c 330

Pearl St.: Henry S. Clark, petition c 73-granted c 78

PLEASANT ST., WARD 20: Fred C. Bowditch, petition c 238-granted c 244; A. R. Gilliland, petition c 73-granted c 78; John Beck, petition c 327-granted c 330; A. R. Gilliland, petition c 294-granted c 303; John Beck, petition c 351-granted c 356

Pope st.: Joseph Goldinger, petition c 327-granted c 330

POPE AND CHAUCER STS.: Joseph Goldinger, petition c 172-granted c 193

Portland St.: Henry M. Williams, petition c 327-granted c 330

Princeton st.: J. Goldinger, petition c 73-granted c 78

Quincy st.: Sam Rudnick, petition c 210-granted c 215; William E. Wight, petition c 327-granted c 330

RICHFIELD ST.: P. Stahl, petition c 172-granted c 193

RICHMOND ST.: F. C. Gilpatric, petition c 185-granted c 193; Mrs. J. E. Dodge, pctition c 327-granted c 330

RIVER ST., WARD 24: Ellen Kehoe, petition c 73-granted c 78

ROCKWELL ST.: Elizabeth A. Quirk, petition c 185-granted c 193

Romsey sr.: Romsey Congregational Church, petition c 73-granted c 78; B. Gorrie, petition c 258-granted c 261; Mrs. B. Gorrie, petition c 284-granted c 286

ROSECLAIR ST.: Charles P. Daly, petition c 274-granted c 278; William A. Ryan, petition c 274-granted c 278

ROSSETER ST.: G. O. Goudey, petition c 73-granted c 78; B. B. Giles, petition c 284-granted c 286

ROUND HILL ST.: order for construction, passed c 277; schedule of cost, with order to assess and collect c 356

ROWENA ST.: order to construct between Carruth and Bushnell sts., passed c 55; order to make sidewalks from Nos. 1 to 25, passed c 65; order for construction, passed c 427

RUTHVEN ST.: I. W. Shapira, petition c 73-granted c 78; Mt. Pleasant Home, petition c 284-granted c 286

St. Botolph st.: Boston Archa Company, petition c 351-granted c 356

Saratoga st.: Metropolitan Coal Company, petition c I14-granted c 123; John Donahue, petition c 210-granted c 215; D. Bonanni, petition c 361-granted c 366

SARATOGA, MOORE AND BENNINGTON STS.: order to construct sidewalk, passed c 329

SAYWARD ST.: R. G. Crosby, petition c 115-granted c 123; petition c 73-granted c 78

School St., Warn 20: order to construct sidewalk between Washington and Athelwold sts., passed c 54; Charles Maguirc, petition c 98-granted c 106

School St., Warn 23: Charles G. Maguire, petition c 73-granted c 78

Seaver st.: William O'Shea, petition c 85-granted c 93

Sherinan st.: Charles Bohn, petition c 85-granted c 93

SOUTH ST.: K. L. Collier, G. Harvey, petition c 115-granted c 123; J. J. Lannin, petition c 220-granted c 225; John L. Gleason, petition c 274-granted c 278; Granville F. Seaverns, petition c 274-granted c 278; Hales W. Suter, petition c 327-granted c 330; Joseph Lyons, petition c 327-granted c 330

Southwoon st.: A. S. Whitmore, petition c 156-granted c 161 STANIFORN ST.: David Gallis, petition c 327-granted c 330

STANLEY ST.: Dr. S. L. Sparks, petition c 98-granted c 106

STATE ST.: S. Vorenberg, petition c 294-granted c 302

SUMMER ST., WARD 13: Boston Wharf Company, petitions c 85, 172-granted c 93, 193; petition c 73-granted c 78; petition c 327-granted

TAFT ST.: J. McCarthy, petition c 115-granted c 123

Talbot ave.: Mark Lewis, petition c 115-granted c 123; petition c 172-granted c 193; A. Howard, petition c 220-granted c 225; W. H. Crosby, petition c 85-granted c 93; petition c 274-granted c 278; petition c 305-granted c 305; J. F. Flaherty, petition c 327-granted c 330

ALBOT AVE. AND NIGHTINGALE ST.: Louis A. Ginsberg, petition c 156-granted c 161

Terrace st.: Rueter & Co., petition e 305-granted e 305

THANE ST.: Fannie Shaw, petition c 185-granted c 193

Tower st.: C. Reinhard, Helen M. Malone, petition c 115-granted

## Street Department, continued.

Townsend st.: Louis Sondon, petition e 185-granted e 193

Train st.: A. T. Smith, petition c 351-granted c 356

TREMLETT ST.: C. M. Mowatt, petition c 351-granted c 356

TREMONT ST.: George H. Fuller Company, petition c 274-granted c 278; Morse Brothers, petition c 284-granted c 286; C. E. Sleeper, petition c 305-granted c 305

TREMONT AND CHANDLER sts.; R. H. Allen, petition c 361-granted c 366

UNION PARK AND WALTHAM STS.: communication from the superintendent of public grounds, placed on file c 220

VALE ST.: John Gilbride, petition c 351-granted c 356

VILA ST.: J. Hourihan, petition c 220-granted c 225

Wainwright st.: Clifford M. Mowatt, petition c 156-granted c 161; petition c 210-granted c 215; C. M. Durland, petition c 73-granted c 78; C. M. Mowatt, petition c 258-granted c 261

WALK HILL ST.: Charles McDonald, petition c 115-granted c 123

WALNUT AVE.: L. B. Abbott, petition c 294-granted c 302

WALNUT ST.: Mrs. M. E. Gough, petition c 185-granted c 194; A. Clapp, petition c 185-granted c 194; Elmer P. Oakmap, petition c 185-granted c 193

Walton St.: Sarah E. Eaves, petition c 98-grapted e 106

Washington st.: order to make sidewalk between Talbot and Welles aves, referred to executive committee c 129; James Donaldson. petition c 294-granted c 302; William W. Wilson, petition c 294-granted c 302; W. Baker Company, petition c 258-granted c 261; F. G. Powell, petition c 294-granted c 303; Mary C. Decker, petition c 294-granted c 303

Washington st., Dorchester: William Douse, petitiop c 210granted c 215; C. A. Powell, petition c 327-granted c 330

Washington st., Ward 23: order for construction, passed c 415

Washington and Fuller sts.: William Douse, petition c 238-granted c 243

Washington and Union sts.: Frank W. Spedcer, petitiod c 115granted c 123; Frederick W. Spencer, petition c 172-granted c 193

WAYLAND ST.: Bertha M. Dollof, petition c 294-granted c 303
WAYLAND ST.: Bertha M. Dollof, petition c 185-granted c 193;
petition c 156-granted c 161

Welles ave.: order for construction, passed c 286

WENHAM ST.: T. H. Galligan, petition c 172-grapted c 193; P. II Lannin, petition c 185-granted c 193; Catherine McMahon, petition c 156-granted c 161

West Broadway: Mattapan Deposit and Trust Company, petition c 294-granted c 303

Westlann ave.: J. J. Powers, petition c 305-granted c 305; W. H. Andrews, petition c 351-granted c 356

Wheatland ave.: Mary C. Towle, petition c 73-grapted c 78; C. M. Mowatt, petition c 73-granted c 78

Wigglesworth st.: order to construct sidewalk between Huntington and Longwood aves, referred to executive committee c 187-report, accepted, order passed c 193

WINTHROP ST.: Alin Rasafsky et al., petition c 114-granted c 123 WRENTHAM ST.: George A. McDuffee, petition c 238-granted c 243

WYOMING ST.: G. W. Brooks, petition c 73-granted c 78

YEOMAN ST.: Annie McMeniman, petition c 305-granted c 305; Annie M. Schneider, petition c 327-granted c 330

#### Street, George H.

compensation for damages to offices and furniture, Broad st., by water main c 237

#### Street Laying=Out Department.

commissioner: notice of appointment of James A. Gallivan, placed on file c 8-notice from civil service commission approving appointment c 19; notice of appointment of Salem D. Charles c 397-notice of approval of civil service commissioners c 412

appropriation for highways: communication from the mayor transmitting order for loap of \$300,000, referred to committee on finance c 82-report, accepted, order read once, passed c 129-taken up, read second time, passed c 146

changing name of Court st.: resolutions protesting against change of name, discussed c 27, 28-passed c 28

changing name of Keyes st.: see Rossmore rd.

construction, Pike alley: see Pike alley

extension, East Dedham st.: see East Dedham st.

fees for permits: taken up, referred to executive committee c 148 referred to next city council c 432

## Street Laying=Out Department, continued.

new street, Dorchester: communication from the street commissioners giving estimated cost of a street from Mipot st. to the Granite branch railroad, placed on file c 186; see, also, Minot st. to Granite Branch Railroad

one-way street, Lowell and Way sts.: see Lowell and Way sts.

pole locations: December 5 c 362

poles, ordinance: ordinance relative to, referred to committee on ordinances e 435

railway locations: see the names of the different street railway companies

sale of city land, Gibson st. and Dorchester ave.: see Public Lands

sale of gravel pit, Everett: communications from the mayor and street commissioners transmitting order for sale, at public auction, of the gravel pit on Summer and Pleasant sts., Everett, referred to committee on public lands c 269-report, with order, authorizing sale, discussed, accepted, passed c 415-taken up, passed c 431

street traffic regulations: communication from the street commissioners stating certain amendments to regulations, placed on file c 24

terms for permits: ordinance establishing, referred to executive committee c 221

transfer of land, Brighton: order that parcel of land at Cambridge, Lincoln and Mansfield sts. be transferred to care and custody of park commissiopers, passed e 223

use of certain streets in West End for playgrounds: order that street commissioners report as to advisability of using certain streets as playgrounds at certain hours, passed c 188; communication from the street commissioners, placed on file c 239

#### laying out, construction:

Anita ter.: order to change name of Roseley et. to said terrace, placed on file c 19

Ardale st.: order to change name of Arundel st. to, placed on file c 19 Arunnel st.: changing name: see Ardale st.

ASTICOURD.: order to change name of portion of Walk Hill st. to said road, placed on file c 19

AUBURN AND WALL STS.: order that the street commissioners report as to possibility and advisability of asphalting street, passed c 188; communication from the street commissioners, placed on file c 239

Ballou ave.: order to lay out and construct as a public way, passed c 28

Bowker st.: see Bowker st.

CREST AVE.: see Crest ave.

EVERETT Rn.: see Everett rd.

Harvard ave.: order that street commissioners submit estimate of cost of laying out as a public way, passed c 79; order that street commissioners accept and lay out as a public way from Harvard st. to Washington st., passed e 88

HIGHLAND AVE .: see Highland avc.

Marsh st.: see Marsh st.

Mascot st.: order that street commissioners lay out and construct between Mouptain ave. and Norfolk st., passed e 92

Nazing st.: order that street commissioners accept and lay out from Blue Hill ave. to Maple st., passed c 88

Norfolk st., Dorchester: order that committee on finance include in first loan bill \$260,000 for widening from Codman sq. to Dorr's bridge, referred to committee on finance c 12; see, also, Norfolk st.

OLD COLONY AVE. and other streets: see Old Colony avc. and other streets

Payson ave.: see Payson ave.: communication from the mayor and street commissioners giving estimate of cost, placed on file c 154

RIVER ST., WARD 24: order that street commissioners furnish estimate of cost of widening from Pierce sq. to Mattapan sq., passed c 28

St. Ann st., West Roxbury: order to change name of portion of Walk Hill st., placed on file c 19

SOUTHAMPTON ST.: order that street commissioners be requested to order construction, discussed c 93, 94-passed c 94

UNION PARK ST .: see Union Park st.

VOSE GROVE: Edward J. Costello, Jr., et al., petition, asking that streets be laid out; order that street commissioners accept and lay out as a public way, passed e 76

Wallingford Rd.: order that the street commissioners accept and lay out as a public way from Commonwealth ave. to Chestnut Hill ave., passed c 88

WALTER ST., WARD 23: order to extend to Centre st., passed c 47

Washington Street North: order to change name of Charlestown bridge to, placed on file c 19

WHITFIELD ST.: see Whitfield st.

pole locations: see under name of company

## Street Laying=Out Department, continued.

#### track locations granted:

Anams ann Gibson sts.: alteration of tracks c 305

CAMBRINGE, CHARLES STS. AND CAMBRINGE BRINGE: West End Street Railway Company, change of location c 333

Centre, Merinian, Mystic ave., Causeway st. ann Massachusetts ave.: locations, granted c 356

CHARNON, MERRIMAC AND PORTLAND STS.: West End Street Railway Company, alterations c 85

Charter st.: Edison Electric Illuminating Company, removal of poles c 275

CLARK ST.: New England Telephone and Telegraph Company, ercction and removal c 275

COLUMBIA RD., HANCOCK ANN BOWNOIN STS.: West End Street Railway Company, alteration of location c 294

COLUMBUS AVE., AT NORTHAMPTON ST.: West End Street Railway Company, alteration of location c 294

DARTMOUTH ST.: location granted c 317

Dartmouth st. ann Columbus ave.: West End Street Railway Company, alteration of location c 294

DEVONSHIRE and other streets: West End Street Railway Company, relocation of tracks c 275

DORCHESTER AVE.: West End Street Railway Company, removal of pole c 275

Dorchester ave. and Park st.: location, 332d, granted c 338

Dunley st.: West End Street Railway Company, relocation of tracks c 275

Elmira st.: New England Telephone and Telegraph Company, crection of poles c  $275\,$ 

First st.: West End Street Railway Company, alteration of track, granted c 430

GENEVA AVE.: West End Street Railway Company, relocation of tracks c 275

Granby and other streets: Edison Electric Illuminating Company, removal of pole c 275

HUNTINGTON AVE.: West End Street Railway Company, 313th location, granted c 333

tion, granted c 333 HUNTINGTON ANN LONGWOON AVES.: West End Street Railway Company, alterations c 85

HYDE PARK AVE., WALK HILL ST., WASHINGTON ST., WEST ROXBURY: 10th, 11th, 12th locations c 412

Hyne sq.: West End Street Railway Company, extension of time, granted c 317

Pressich st.: West End Street Railway Company, temporary location c 294

Longwoon ave.: West End Street Railway Company, alteration of tracks c 274

MASCOT ST .: see Mascot st.

Minnlesex st.: Charlestown Gas Company, gas main, granted e 275 P st.: West End Street Railway Company, granted e 258

Post Office sq.: West End Street Railway Company, granted c 412 SLEEPER st.: New England Telephone and Telegraph Company, erection and removal c 275

SUMMER ST.: West End Street Railway Company, 331st location, granted c 333

TREMONT AND NORTHAMPTON STS.: West End Street Railway Company, alteration of tracks c 275

Washington st., Haymarket sq. ann Canal st.: West End Street Railway Company, granted c 420

West ann East Broanway ann Dorchester st.: alteration of locations, granted c 305

### Street Lighting.

bids: order that the superintendent of streets be requested to invite bids for installing, equipping and maintaining with gas or electricity 12,000 lamps, etc., passed a 149

cheaper gas: communication from the finance commission relative to providing better and cheaper gas c 247-250-referred to finance committee c 250

lighting: communication from the finance commission relative to, referred to executive committee c 125, 126-report, accepted, placed on file c 151; communication from the mayor transmitting communication from the superintendent of streets c 171, 172-referred to executive committee c 172-report, that same be placed on file c 193; communication from the mayor relative to communication from Boston finance commission, placed on file c 247; communication from the finance commission relative to c 247-250-referred to executive committee c 250-report, that same be referred to committee on finance c 413

mantle gas lamps: order that \$180,000 be appropriated by loan to he expended for purchase and installation of 12,000 inverted mantle gas lamps, referred to committee on finance c 187

## Street Lighting, continued.

municipal ownership: resolution relative to city buying own gas lamps instead of continuing contract for street lighting, adopted c 187

Street Loitering. (See Ordinances.)

## Street Traffic Regulations.

communication from the street commissioners stating certain amendments to regulations, placed on file c 24

## Street Work, Assessing Department.

report of finance commission c 9

#### Streets for Parades.

communication from the mayor transmitting draft of ordinance recommended by Retail Trade Board, to reduce the interruption of street travel, referred to committee on ordinances c 144-report, accepted, ordinance passed c 193

Structures in Public Streets, Temporary Advertisements on. (See Advertisements on Temporary Structures in Public Streets.)

## Sturgis, R. Clipston.

remarks at monthly conference of heads of departments c 175-180; notice of acceptance of resignation as schoolhouse commissioner by the mayor, placed on file c 183

## Subway, Bay street to Savin Hill.

order that the superintendent of streets make an estimate of construction of subway under New York, New Haven & Hartford Railroad at end of Bay street to Savin Hill, passed c 340; communication from the mayor transmitting communication from the superintendent of streets giving estimate of cost, referred to committee on finance c 376; order that the mayor recommend transfer of \$4,500 from the appropriation for reserve fund to a special appropriation for tunnel, referred to executive committee c 421; order that superintendent of streets confer with officials of New York, New Haven & Hartford Railroad concerning construction of tunnel, proportion of cost, etc., passed c 427; communication from the superintendent, referred to executive committee c 430-report, referred to next city council c 436

Suffolk County. (See County of Suffolk.)

#### Suffolk Trust Company.

sidewalks, Broad and other streets e 284-granted c 286

#### Sughrue, Michael J.

order that committee appointed to investigate be authorized to employ stenographer, etc., referred to executive committee c 121-report, accepted, order passed c 122; order that special committee be authorized to investigate payments of money by various city departments during years he served as attorney for finance commission, passed, committee appointed c 64; order that committee on investigation of payments made by city be empowered to call for all bills in the possession of the city auditor, passed c 88

#### Sullivan, Anna J.

petition, compensation for personal injuries c 430

## Sullivan, D. Henry.

appointed superintendent of public grounds c 85-notice of approval from civil service commission c 114; remarks at conference of heads of departments c 178; appointed superintendent of gypsy moths c 52-confirmed c 62

#### Sullivan, Frank J.

appointed constable e 182-confirmed c 196

## Sullivan, Margaret.

petition, compensation for skirt torn on fence, Washington st. c 62

## Sullivan, Maurice, et al.

sidewslk, Corbet st., petition c 85

#### Sullivan, W. H.

sidewalk, Morton st., petition c 220-granted c 225

#### Summer street.

edgestones and sidewalk: Boston Wharf Company, petition c 172granted c 193; petition c 73-granted c 78; petition c 85-granted c 93; petition c 327-granted c 330

## Sumner street, East Boston.

tree: order to trim tree, passed c 242

#### Sunderland street.

pole: New England Telephone and Telegraph Company, removal pole, granted e 333

## Supplies.

superintendent: John T. Scully, appointed c 85; notice of appointment of Patrick F. MacDonald c 220

## Survey of Burial Grounds. (See Cemetery Department.)

## Suter, Hales W.

sidewalk, South st., petition c 327-granted c 330

## Swartz, Jacob.

sidewalk, Crawford st., petition e 210-granted c 215

## Sweeney, Walter F., Rev.

petition for permit for children c 210-granted c 214

#### Swett, Edward B.

petition, compensation for damage to automobile c 258

## Synopsis of District Improvements.

City Document No. 51

#### Taft street.

sidewalk: J. McCarthy, petition c 115-granted c 123

#### Talbot, Edward A.

sidewalk, Elmo st., petition c 284-granted c 286

## Talbot avenue.

pole: erection and removal, Edison Electric Illuminating Company e 173

sidewalk: Mark Lewis, petition c 172-granted c 193; A. Howard, petition c 220-granted c 225; W. H. Crosby, petition c 85-granted c 93; Mark Lewis, petition c 115-granted c 123; William H. Crosby, petition c 274-granted c 278; petition c 305-granted c 305; J. F. Flaherty, petition c 327-granted c 330

## Talbot avenue and Nightingale street.

sidewalk: Louis A. Ginsburg, petition e 156-granted e 161

## Target Practice for Militia. (See Public Buildings Department.)

## Taxi=Service Company.

notice of intention to use building, Newbury st., for use of explosives

## Taylor, Joseph L.

notice of intention to use building, South st. c 156

## Tehan, Charles.

petition, compensation for injuries, Randolph st. c 351

## Telephone Bill.

order that the auditor be authorized to allow for payment the bill of the New England Telephone and Telegraph Company, for service to members of board of aldermen during January, 1910, passed c 130

## Temple Israel.

petition, license minor c 97-granted e 106

#### Temple street, Ward 23.

poles: New England Telephone and Telegraph Company, granted c 74

#### Tenean Beach.

bath house: see, also, Bath Department

entrance: order to provide suitable entrance, passed c 192

new bath house: order that expense of construction, not exceeding \$1,317, be charged to appropriation for bath house, Tenean beach, passed c 87

water system: order that the water commissioner connect bath house when completed with water system, passed c 157

## Tenean street, Ward 24.

sewer: order that the superintendent of streets give estimate of cost of constructing sewer, passed e 391

#### Tenement House Commissioner.

order that the mayor be requested to investigate necessity of having a tenement house commissioner to look after housing conditions, passed c 188

#### Terms for Permits. (See Street Laying-Out Department.)

#### Terrace street.

sidewalk: Rueter & Co., petition c 305-granted c 305

#### Thane street.

sidewalk: Fannie Shaw, petition c 185-granted c 193

Theater and Moving Picture Advertisements. (See Republic, The.)

## Theosophical Society.

petition, use of Fancuil Hall c 45-granted c 66

### Thomas, Adelaide.

petition, permit for children to appear in public c 185-granted c 193

#### Thomas, Chauncey & Co.

notice of intention to use location, Chestnut st., for use of explosives e 362

#### Thomas, George P.

appointed weigher of coal c 377-confirmed c 398

#### Thorndike, R. S., Mrs.

notice of resignation as children's institutions trustee c 437

#### Thorp, Frank H.

notice of storage of explosives, Mt. Vernon st., Ward 23 c 334

## Timayenis, T. T.

petition, use of Faneuil Hall c 62-granted c 75

## Tobin, Francis T., of Philadelphia.

communication concerning proposed World's Exposition on completion of Panama Canal, suggesting that New Orleans be favored as the place; preamble and resolutions favoring New Orleans, referred to executive committee c 266

## Tour of Inspection of City Departments.

remarks by mayor on c 308, 309

## Tower street.

sidewalk: C. Reinhard, petition c 115-granted c 123; Helen M. Malone, petition c 115-granted c 123

#### Towle, Mary C.

sidewalk, Wheatland ave., petition c 73-granted c 78

## Town Planning Conference.

communication from the mayor transmitting communication from secretary exhibition subcommittee, Royal Institute of British Architects, town planning conference; order to transfer \$1,500 from reserve fund to be expended by art trustees, referred to executive committee c 283, 284-report, no action necessary c 302

#### Townsend street.

sidewalk: Louis Sondon, petition c 185-granted c 193

Track Location. (See the different street railway companies.)

Traffic Regulations. (See Street Traffic Regulations or Street Laying-Out Department.)

#### Train street, Ward 24.

sidewalk: A. T. Smith, petition e 351-granted e 356

#### Transfers and Loans.

rules of city council relative to c 12

Transit Situation. (See Boston Transit Commission.)

### Trask, Fred G.

petition to be paid wages for time lost on account of injuries received while on police force e 332

#### Travers Brothers.

sidewalk, Gerard st., petition e 294-granted e 302

### Treasurer's Monthly Statements.

City Documents Nos. 46, 61, 75

#### Treasury Department.

city treasurer: Charles H. Slattery, appointed c 98-notice from civil service commission of approval c 114

Trees, Shade. (See Shade Trees or Ordinances.)

#### Tremlett street.

sidewalk: C. M. Mowatt, petition c 351-granted c 356

#### Tremont street.

claims, breaking water mains: see Noble, John, trustee, or Claims displaying of wares of fakirs: see Police Department

sidewalk: George H. Fuller Company, petition c 274-granted c 278; Morse Brothers, petition c 284-granted c 286; C. E. Sleeper, petition c 305-granted e 305

#### Tremont and Chandler streets.

sidewalks: R. H. Allen, petition e 361-granted e 366

#### Trevesi, Florinda.

petition, compensation for injuries caused by defect in North st. c 155

#### Triggs, Robert H.

appointed constable c 230

#### Tucker, Helen M.

petition, compensation for repairs on drain, Nash st., Dorchester e 97

#### Tufts, W.

sidewalk, Gloucester st., petition c 305-granted c 305

Tunnel to Bay street. (See Subway to Savin Hill.)

#### Turner, Walter H.

sidewalk, Boylston st., Ward 22, petition c 327-granted c 330

## Twomey, Mortimer E., Rev.

resolution of thanks tendered for services as chaplain at exercises, July 4, passed c 240

## Unclaimed Baggage.

Boston Terminal Company: petition for sale of unclaimed baggage e 419-report, with order, accepted, passed c 430, 431

Boston & Maine Railroad: petition asking leave to sell, referred to special committee, committee appointed c 332-report and order to sell, accepted, passed c 352-report accepted, order passed c 363

Underground Convenience Stations. (See Health Department.)

## Uniform Rank, Knights of Pythias.

petition, use of Faneuil Hall c 125-granted c 131

Uniform Scale of Wages. (See Heads of Departments Conferences.)

#### Union Park street.

widening: communication from the mayor relative to, with order for loan of \$95,000 for same, referred to committee on finance c 233, 234-report, accepted, order rejected c 261; order for loan of \$95,000, referred to committee on finance c 261

### Union Park street and Harrison avenue.

closing of street: order authorizing closing of street Saturday, April 9, during race under the auspices of the Cathedral Catholic young men, passed c 55

#### Union Park and Waltham streets and Harrison avenue.

sidewalks: order to place granolithic sidewalks at junction of streets, passed c 189; communication from the superintendent of public grounds, placed on file c 220

Union Scale of Wages to be Paid Mechanics. (See Mechanics.)

#### United Improvement Association.

report of committee on public health on collection and disposal of garbage c 211-213-referred to executive committee c 213-report, that same be placed on file e 413; report upon sanitary conveniences: see Sanitary Conveniences in Boston, emmunication from secretary relative to publicity of business of city council, discussed, referred to executive committee c 333-report, with order that clerk of committees notify association that the doings of the city council are all public, accepted c 335; communication relative to expenditure of Parkman fund c 338; petition that the relation between Parkman and other funds be taken up c 361

## United States War Department.

communication relating to Chelsea bridge, width of draw, placed on file

## Upham, Olga B. M.

petition that \$108 paid by her under a misunderstanding be credited to her on account of taxes, Willow st., West Roxbury c 97-refused c 414

## Upholsterers International Union, Local 53.

arbitration decision e 352

## Upper Leather.

Sewall B. Farnsworth et al., appointed measurers c 113-coufirmed e 127

Vacation Playgrounds. (See School Department.)

Vacations of City Employees in the Various Departments. (See City Employees.)

#### Vale street.

sidewalk: John Gilbride, petition e 351-granted e 356

#### Van Steenbergh, Edward S.

appointed constable c 332-confirmed c 343

#### Van Tassell, William, et al.

protest against crection of baseball park, corner Williams and Washington sts., referred to executive committee c 61-report, placed on file c 65

Vaults, Ordinance Relative to Fees. (See Ordinances.)

Vendors' Licenses. (See Lieenses.)

## Vessels and Ballast Department.

weigher: Cornelius J. Donovan, appointed c 113-confirmed c 19, 127

Veterans, Leave of Absence. (See City Employees.)

#### Vila street.

sidewalk: J. Hourihan, petition c 220-granted c 225

## Vine Street Church, Ward 17.

improvement of grounds: order that superintendent of public buildings place in condition, passed c 152

#### Vineland street.

poles: New England Telephone and Telegraph Company, erection, granted c 317

### Vorenberg, S.

sidewalk, State st., petition c 294-granted c 302

#### Vose Grove, Ward 24.

acceptance of Bearse ave., Vose and Butler sts.: petition of Edward J. Costello, Jr., that streets be accepted as a public way; order that the street commissioners be requested to accept and lay out as a public way, passed c 76

bath house: resolutions relative to, passed c 260

## Vose and Butler streets.

laving out: see Vosc Grove, Ward 24

## Wainwright street.

sidewalk: C. M. Mowatt, petition c 210-granted c 215; C. M. Durland, petition c 73-granted c 78; Clifford M. Mowatt, petition c 156-granted c 161; petition c 258-granted c 261

#### Waite, Charles H.

petition for hearing on claim for personal injuries e 85

#### Walden and Mozart streets.

closing of streets: order to close to travel Tuesday, April 19, passed

#### Walk Hill street.

changing name of portion of street from Asticou rd. to South st.: see St. Ann st.

sidewalk: Charles McDonald, petition c 115-granted c 123

#### Walker, Daniel P.

appointed inspector of pressed or bundled hay and straw c 310-confirmed c 328; appointed superintendent of south bay scales c 332-confirmed c 343

## Walker, Norman.

communication requesting city of Bostou to indorse city of New Orleans to hold Panama Exposition, placed on file c 294

Wall, P. J. (See Claims.)

## Wallingford road.

accepting and laying out: order that the street commissioners lay out and accept as a public way, from Commonwealth ave. to Chestnut Hill ave., passed e 88

#### Walnut avenue.

sidewalk: L. B. Abbott, petition c 294-granted c 302

#### Walnut street.

sidewalk: Elmer P. Oakman, petition c 185-granted c 193; Mrs. M. E. Gough, petition c 185-granted c 194; A. Clapp, petition c 185-granted c 194

#### Walsh, Augusta.

petition, compensation for personal injuries c 361

## Walsh, Richard M.

notice of appointment as bath trustee c 186-notice of approval from civil service commission c 238

## Walter street, Ward 23.

extension: order to extend to Centre st., passed c 47

#### Waltham street.

pole: Edison Electric Illuminating Company, granted c 333

#### Walton street.

sidewalk: Sarah E. Eaves, petition c 98-granted c 106

#### War Department, U. S. A.

communication from the mayor transmitting instrument authorizing city to construct bridge across channel, Mystic river, placed on file c 305; communication from the acting secretary relative to sea wall, Eastern ayenue wharf c 337

#### Ward 5.

playground: see Playground, Ward 5

#### Ward 7.

playground: see Playground, Ward 7

#### Ward 8.

bath house and gymnasium: see Bath Department money expended on improvements: see Statistics Department

## Ward 10.

money expended on improvements: see Statistics Department

#### Ward 11.

money expended on improvements: see Statistics Department

#### Ward 13 Playground.

order that the finance commission be requested to furuish the city council all information relative to playground, passed e 94; communication from the finance commission, referred to executive committee e 98-referred to next government e 413

transfer to appropriation: see Park Department

#### Ward 16.

baseball diamond: John A. Dodd et al., petition c 172

#### Ward 17.

municipal building: see Orchard Park

## Ward 23.

playground, Jamaica Plain: see Playground, Ward 23

## Ward 25.

branch library: see Library Department playground: see Playground, Ward 25

#### Washington street.

sidewalks: order to make between Williams and Marvin sts., passed c 242; order to make between Talbot and Welles aves., referred to executive committee e 129; William W. Wilson, petition c 294-granted c 302; W. Baker Company, petition c 258-granted e 261; James Donaldson, petition c 294-granted c 302; May C. Deeker, petition c 294-granted c 303; F. G. Powell, petition c 294-granted c 303

## Washington Street North.

naming Charlestown bridge: order to name bridge Washington Street North, placed on file c 19

## Washington street, Dorchester.

sidewalk: William Douse, petition e 210-granted c 215; C. A. Powell, petition e 327-granted c 330

## Washington street, near Kilton.

attaching wires to poles: Edison Electric Illuminating Company, granted c 85

## Washington street, Ward 20.

land for overlook park: order that the committee on finance include in first loan bill \$27,000 for purchase of land between 396 and 406, referred to committee on finance c 222

## Washington street, Ward 24.

sidewalk: William Douse, petition c 238-granted c 243

## Washington street, Ward 25.

poles: New England Telephone and Telegraph Company, erection and removal, granted c 378

#### Washington street, West Roxbury.

construction: see State Highway, West Roxbury

poles: Edison Electric Illuminating Company, granted e 247; New England Telephone and Telegraph Company attaching wire to pole c 285; Western Union Telegraph Company, location granted c 333

sidewalks: order for construction, passed c 415

#### Washington street and Dorchester avenue.

poles: New England Telephone and Telegraph Company, granted e 258

## Washington and Grove streets.

location of tracks: Old Colony Street Railway Company, accepted c 24

#### Washington and Union streets.

sidewalks: Frederick W. Spencer, petitions c 115, 172-granted c 123, 193

#### Water Department.

commissioner: William J. Welch, appointed c 85; notice of appointment of James L. Bryne c 173

consolidation: see Public Works, Department of

day off for employees: order that water commissioner be authorized to grant leave of absence on day of picnic, passed c 242

eight-dollar water meter rate: communication from the mayor transmitting order amending ordinance relative to rates, so as to reduce rate from \$15 to \$8, referred to committee on ordinances c 61-report, accepted, ordinance passed c 76-taken up, passed c 149

fountain, Blue Hill ave .: see Blue Hill ave.

## Water Department, continued.

ice for drinking fountains: order that the water commissioner expend \$5,000 for purpose of maintaining and furnishing ice, referred to executive committee c 138-report, accepted, order passed c 138

ordinance: communication from the mayor and water commissioner, also opinion of corporation counsel relative to legality of ordinance c 236, 237-amended, passed c 237; communication from the mayor transmitting amendment to ordinance relative to shutting off water, etc., for nonpayment of bill, referred to committee on ordinances c 376

payment of bills: order to allow and pay \$500 to be used for payment of freight and other bills incurred during year, laid over e 136-taken up, passed e 149

water meter adjustment board; order that the water commissioner establish board, to consist of three master plumbers, etc., discussed c 116, 117-assigned c 117-taken up, indefinitely postponed c 412

Water Meter Adjustment Board. (See Water Department.)

Water Meter Rates, Reduction of. (See Water Department.)

Water Meters, Ordinance Relative to Rates.

City Document No. 59

Water street, Charlestown.

invalid tax deed of estate: see Cobb, Frank I., or Claims

Water and Gray streets.

post for fire-alarm box: granted c 98

Waterlow street.

sidewalks: I. L. Jones, petition c 135-granted c 139; Lottic M. Kellogg, petition c 294-granted c 303

Waters, William.

petition to be paid wages during illness c 316

Wattendorf, George V.

sidewalk, Edison green, petition c $327\text{-}\mathrm{granted}$ c330

Wayland street.

sidewalk: Bertha M. Dolloff, petition e 185-granted c 193; petition e 156-granted c 161

Webster, John A.

sidewalk, Gladstone st., petition e 327-granted e 330

Webster avenue, East Boston.

repairing: order that the superintendent of streets place in proper condition, passed c 214

Weed, H. K.

sidewalk, Beacon st., petition c 73-granted c 78

## Weighers of Boilers and Heavy Machinery. (See Boilers and Heavy Machinery.)

Weighers of Coal. (See Coal, Weighers of.)

Weighers of Vessels. (See Vessels, Weighers of.)

### Weinacker, E.

sidewalk, Forbes st., petition c 274-granted c 278

#### Weiner, J.

sidewalk, Lansing st., petition c 305-granted c 305

## Weinstein & Yuroff.

sidewalk, Erie st., petition c 73-granted c 78; Holworthy st., petition c 98-granted c 106

## Weiscopf, Alice M.

petition for license for children e 412-granted e 413

### Welch, Helen F.

petition for loss of fowls killed by dogs c 125

#### Welch, William J.

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## Weld street.

poles: Edison Electric Illuminating Company, granted c 135

## Weld Hill street.

sidewalk: order to construct from Hyde Park ave. to eenietery fence, passed c 242; communication from the mayor vetoing order and transmitting communication from the superintendent of streets, placed on file c 254

#### Welles avenue.

closing roadway: order to close between Argyle st. and Dorchester ave., passed c 138

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### Wellesley Park.

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loaming, etc.: order to transfer \$700 from the reserve fund to be expended by superintendent of public grounds for loaming and grading e 210

#### Welsh, Willard.

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#### Wenham street.

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## Wentworth, C. H.

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#### Werner, Peter C.

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#### West Broadway.

sidewalk: Mattapan Deposit and Trust company, petition e 294granted c 303

## West Dorchester Improvement Association.

communication thanking members of city council for vote on sidewalks, Corbet st., placed on file c 139

#### West End.

use of certain streets for playgrounds: see Street Laying-Out
Department

## West End Street Railway Company.

alteration of locations: location, Charles st., 308th; alteration, Charlestown bridge, 309th; additional eurve, Blue Hill ave. and Warren st., 310th; crossing, Warren st., 311th; location, Columbus ave. and Washington st., 312th, placed on file c 210

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Anams ann Gibson sts.: alteration of location of tracks c 305

ARLINGTON AVE.: location, granted c 156

CAMBRINGE AND CHARLES STS.: extension of time, notice of permission granted c 98

CAMBRINGE AND CHARLES STS, AND CAMBRINGE BRINGE: alteration of locations granted c 333

Causeway st.: location, granted c 356

Centre st.: location, granted e 356

CHARDON, MERRIMAC AND PORTLAND STS.: alteration, granted e 85

CHELSEA ST.: alteration of tracks, granted c 135

COLUMNIA ROAD, HANCOCK AND BOWDOIN STS.: alteration of location, placed on file e 294

Columbus ave.: alteration of location at Northampton st., placed on file c 294

Dartmouth st.: location granted c 317

DARTMOUTH ST. AND COLUMBUS AVE.: alteration of location, placed on file c 294

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## West End Street Railway Company, continued.

Dorchester ave. and Park st.: location, granted c 338

Dubley st : relocation of tracks c 275

First st.: alteration of track c 430

Geneva ave.: location, granted c 125; relocation of tracks c 275

HUNTINGTON AVE.: location, granted c 173; 313th location, granted

HUNTINGTON AND LONGWOOD AVES .: alteration, granted c 85 HYDE SQ., WEST ROXBURY: extension of time, granted c 317

IPSWICH ST.: temporary location c 294

Longwood ave.: copies of orders from street commissioners c 274

Massachusetts ave.: location, granted c 173; alteration of location, granted c 356

MERIDIAN ST.: location, granted c 356

MYSTIC AVE.: location, granted c 356

NEPONSET AVE.: notice from railroad commissioners authorizing maintenance of crossing, placed on file c 351

P sr.: location, granted e 258

PARK ST., DORCHESTER: extension of time, notice of permission granted c 98

Post Office sq.: copy of order, 338th location c 412

SHAWMUT AVE., GUILD ROW AND ROXBURY STS.: location, granted

Summer st.: 331st location, granted c 333

TREMONT AND NORTHAMPTON STS.: alteration of tracks c 275

WARREN ST., ROXBURY: relocation tracks, granted c 185

Washington st., Haymarket sq. and Canal st.: granted c 420

WEST AND EAST BROADWAY AND DORCHESTER ST.: locations, granted

## West Roxbury.

state highway: see State Highway, West Roxbury

#### West Seventh street.

pole: Edison Electric Illuminating Company, permit, granted c 156

## Western Union Telegraph Company.

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#### Westland avenue.

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#### Westron, Thomas D.

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## Wheatland avenue.

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#### Wheaton, Arthur G.

appointed weigher of coal c 61-confirmed c 75

## Wheeler, H. S.

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## Whitehead, C. F.

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#### Whitfield street.

acceptance, etc.: Eldora Pilsbury et al., petition, order for laying out and construction, passed c 222

## Whitmore, A. S.

edgestones and sidewalks, Southwood st., petition c 156-granted c 161

#### Whitney, George W.

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## Whittaker, John J., et al.

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Widening Streets. (See under name of street, also Street Laying-Out Department.)

## Wigglesworth street.

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## Wight, William E.

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## Wild, Paul R.

appointed weigher of coal c 230

#### Williams, Gertrude L.

petition, compensation for damages to building, Boston st. c 425

#### Williams, Henry M.

sidewalks, Portland st., petition c 327-granted c 330

#### Williams, John J.

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#### Williams, Mary E.

sidewalk, Jerome st., petition c 73-granted c 78

## Williams and Washington streets.

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#### Wilson, Mary 1.

sidewalk, Columbia rd., petition c 98-granted c 106

#### Wilson, William W.

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#### Winsor School.

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### Winthrop square.

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#### Winthrop street.

sidewalk: Alice Rasafsky et al., petition c 114-granted c 123

## Wire Department.

commissioner: Thomas F. Campbell, appointed c 85

pole locations: notice of locations granted New England Telephone and Telegraph Company c 210; notice from wire commissioner of location granted New England Telephone and Telegraph Company, Romsey st., placed on file c 74; copy of locations granted on Woodeliff st. c 114

safety of electrical workers: communication from the mayor transmitting communication from the wire commissioner c 281, 282-referred to committee on ordinances c 282-report, recommending reference to street commissioners c 431

## Withington, Charles F.

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## Wolff, James H., Esq.

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## Women's Relief Corps.

petition, use of Faneuil Hall c 155-granted c 158

#### Wood, C. E.

sidewalk, Kenwood st., petition c 156-granted c 161

#### Wood and Bark.

D. J. Ferguson, confirmed c 172; John W. Kelley, appointed c 182-confirmed c 196; William McDonald, appointed c 7-confirmed c 19; Charles I. Albee et al., appointed c 112-confirmed c 127; Donald J. Ferguson et al., appointed c 154; Stella Rooney, John H. Winsloe, appointed c 336-confirmed c 352; H. L. Farwell, appointed c 336-confirmed c 353-qpointed c 354-confirmed c 365.

#### Woodbury, J. F.

sidewalk, Devonshire st., petition c 73-granted c 78

#### Woodbury & Leighton Company.

sidewalks, Bellevue st., petition e 305-granted e 305; petition e 274-granted e 278

#### Woodcliff street.

pole: New England Telephone and Telegraph Company, copy of location granted c 114

#### Woods, Florence.

petition for a confirmatory release of tax title to estate, Fuller st. c 155; petition asking that release asked for by her be granted to Margaret E. Foley c 266-report, with order for release, accepted, passed c 415

### Woods, John, et al.

petition for damage caused by overflow of cesspool, Haverhill st. c 237

### Woods, William H.

sidewalk, Market st., petition c 115-granted c 123

## Woodward street.

pole: New England Telephone and Telegraph Company, g anted c 247

## Woolf, Nathan H.

sidewalk, Homestead st., petition c 156-granted c 161

## Woolley, C. B.

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## Work Horse Parade.

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## Workingmen's Loan Association.

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## World's Exposition.

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#### Wrentham street.

sidewalk: George A. McDuffce, petition c 238-granted c 243

## Wyoming street.

sidewalk: G. W. Brooks, petition c 73-grauted c 78

## Yaffe, Aaron.

notice of appointment as Children's Institution trustee c 258

#### Yeoman street.

sidewalk: Annie McMeninon, petition c 305-granted c 305; Annie M. Schneider, petition c 327-granted c 330

#### York, Herbert L.

sidewalk, Braemore rd., petition c 294-granted c 303

#### Young Men's Christian Association.

sidewalk, Berkeley st., petition c 327-granted e 330

#### Zammarchi, Louis.

petition, compensation for damages to merchandise, Commercial st. c 45-refused c 414

#### Zeigler street.

land taken by Boston Elevated Railway Company: see Boston Elevated Railway Company

#### Zilg, Alvis.

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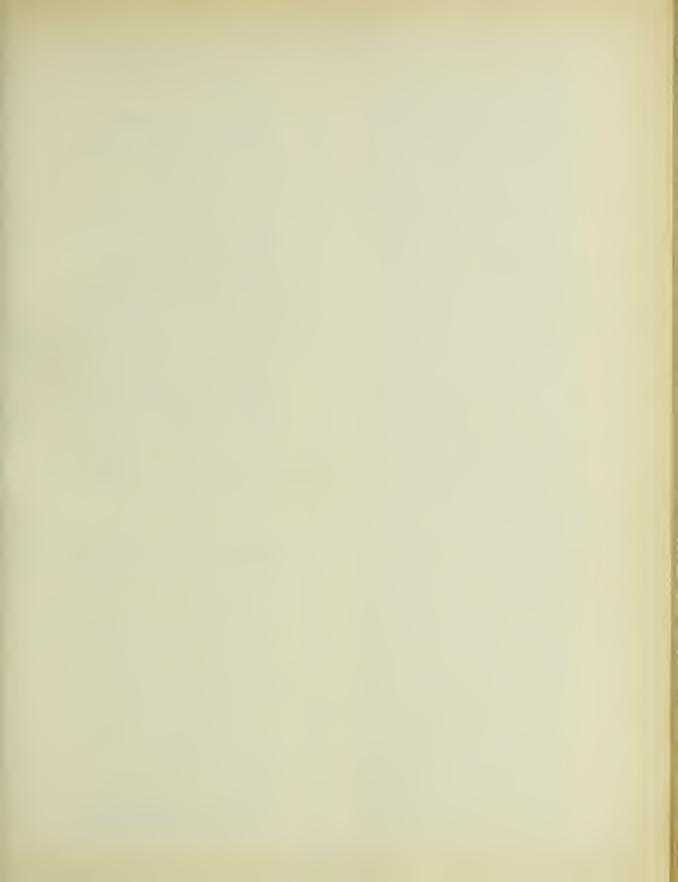
petition, compensation for torn dress, East Boston ferry c 144

#### Zink, Theresa M.

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Zoological Garden. (See Franklin Park.)







## CITY OF BOSTON.

## Proceedings of City Council.

INAUGURAL EXERCISES OF MAYOR AND CITY COUNCIL.

Monday, February 7, 1910.

Meeting of the Mayor and City Council of 1910 in Fancuil Hall.

Meeting of the Mayor and City Council of 1910 in Faneuil Hall.

The members-elect of the City Council met in the Ancient and Honorable Armory, at Faneuil Hall, at 10.15 a.m., and proceeded at 10.34 a.m., under escort of the City Messenger, to Faneuil Hall, where they took seats on the platform.

Coun. BALLANTYNE, senior member-elect, called the meeting to order at 10.35 a.m., saying:

Ladies and gentlemen, we are assembled here this morning for the purpose of inauguration of the City Council of the city government for the year 1910. The Chair awaits a motion.

Coun. BRAND—Mr. Chairman, I move you that a committee of two be appointed to escort the Mayor-elect to the hall.

The motion was carried and Coun. Curley and Brand were appointed said committee. The committee retired at 10.37 a.m. and presently returned and reported that they had performed the duty assigned, and that the Mayor and suite would be presently in attendance.

The Mayor-elect, Hon. John F. Fitzgerald, accompanied by ex-Mayors George A. Hibbard, Josiah Quiney, Thomas N. Hart and Samuel A. Green, Chief Justice Knowlton of the Supreme Judicial Court, Sheriff Seavey, the chaplain, Rev. Father Leo J. Knappe, his Grace Archbishop O'Connell, foreign consuls in the city, he heads of departments and other guests, gntered Faneuil Hall at 10.47 a.m., amid reat applause.

At request of Chairman BALLANTYNE City Clerk Priest read the return of the Election Commissioners, giving the roll of Mayor and City Council-elect, as follows:

Board of Election Commissioners, Old Court House, Court Square, Boston, January 22, 1910.

John T. Priest, Esq.

City Clerk;
Sir,—We certify that as appears by the records
of the votes cast in this city at the municipal
election held on the eleventh instant the following named persons were duly elected to the offices set forth below respectively:

For Mayor. John F. Fitzgerald, 39 Welles avenue.

For City Council (Three Years). Walter L. Collins, 445 Washington street. Matthew Hale, 50 River street. John J. Attridge, 118 Malden street.

For City Council (Two Years). Thomas J. Kenny, 296 West Fifth street. Walter Ballantyne, 224 Dudley street. James M. Curley, 105 Mt. Pleasant avenue.

For City Council (One Year) Frederick J. Brand, 4 Melville avenue. Daniel J. McDonald, 28 Marion street. Timothy J. Buckley, 7 Lawrence street.

JOHN M. MINTON, MELANCTHON W. BURLEN, ALPHEUS SANFORD, EDWARD A. McLaughlin, Board of Election Commissioners.

At request of Chairman BALLANTYNE the City Clerk called the roll of the councilmen-elect and ascertained that they were all present. Chairman BALLANTYNE—I will now request the chaplain, Rev. Leo J. Knappe, to lead us in prepare.

The prayer by Rev. Father Leo J. Knappe was as follows:

was as follows:

In the name of the Father, and of the Son, and of the Holy Ghost. Amen. Our Father who art in heaven, the God of knowledge, counsel, truth and justice, we adore Thee, we praise Thee, we humbly confess Thy holy name. Reverently we acknowledge Thy supreme dominion over us, for Thou art the creator of heaven and earth and of all that dwell therein. Thou hast made us not sufficient unto ourselves but dependent upon our fellows for the pursuit of life, liberty and happiness. Our needs reveal the operation of Thy holy law and purpose. Thou lookest well to the end and directest the means. Thou wert the sole author of society; Thou, too, the author of the institutions which preserve it. Authority is the unifying principle of society, subordinating the well-being of the individual to the will of all, directing and controlling the inclinations of men, promoting and restraining their varied interests, and rightly constituted authority comes from Thee alone. O God of Sabbaoth, the people may determine their form of government and may select their ruler, but it is Thou, O God of principalities and powers, who dost preside over the destinies of nations, who dost invest the chosen one with power to rule, so that obedience to his just mandates is obedience to Thee, and disobedience a violation of Thy eternal law. For he that resistent he power resistent Thy ordinances. Yet if authority comes from Thee, it must be exercised for the ends Thou hast inbedded deep in the soul of man the unseen monitor, the small voice that whispers from within. For public and for private life Thou hast imbedded deep in the soul of man the unseen monitor, the small voice that whispers from within. For public and for private life Thou hast imbedded deep in the soul of man the unseen monitor, the small voice that whispers from within. For public and for private life Thou hast imbedded deep in the soul of man the unseen monitor, the small voice that whispers from within. For public and for private life Thou hast imbedded deep in the so

fair, so rich in nature's gifts, so hallowed by tradition. Make us deeply grateful for the piceless heritage which has come down to us from a glorious past, for the civil and religious privileges we now enjoy. Let it be our aim to improve our advantages and thus transmit them with increase to those who come after us. Teach us our duties and let the fear of Thy holy name, which is the beginning of wisdom, regulate all our civic, social and domestic concerns. Profoundly do we bewail the evils which from time to time become manifest in our social life. May we never fail in our vigilance and co-operation to time become manifest in our social life. May we never fail in our vigilance and co-operation in every movement to correct them. The cry of our hearts is for life and prosperity, contentment and peace with Thee and one another O grant, then, that all the bitterness and strife yet remaining may be laid aside. Let us abound rather in faith and hope for the future and be filled with sweetest charity, each looking not to his personal ends, but to the unlimited common good. Let us learn to hear one another's burdens to his personal ends, but to the unlimited common good. Let us learn to bear one another's burdens and so fulfill the perfect law of Christ. To this end and to all ends for which in this solemn hour we offer our petitions, O Lord, Prince of Peace and lover of concord, direct, we implore Thee, our actions with Thy holy inspiration and carry them on with Thy gracious assistance, that every endeavor, every work of ours begun through Thee, may by Thee be continued and happily ended, through Christ our Lord. Amen. May the blessing of God the Father, and of the Son, and of the Holy Ghost descend upon us all and remain always.

and of the Holy Ghost descend upon us all and remain always. Amen.

Chairman BALLANTYNE—The Chair will now request the Honorable the Chief Justice of the Supreme Court of Massachusetts to administer the oath of office to the Mayor-elect.

Chief Justice Knowlton, at 11,08 p. m., administered the oath of office to Mayor-elect

Fitzgerald.
At 11.12 a. m. Mayor Fitzgerald administered the oath of office to the members of the City

Chief Justice Knowlton and suite retired at

11.14 a. m.

Chairman BALLANTYNE-Mayor Fitzgerald Chairman BALLANTYNE—Mayor Fitzgerald will now deliver his inaugural address. (Great applause.)

The Mayor, Hon. John F. Fitzgerald then delivered his inaugural address.

At the close of the Mayor's address the audience joined in singing "America."

Chairman BALLANTYNE—Ladies and gentlemen, the purpose for which we assembled here this morning having been accomplished, this meeting is now dissolved.

Mayor FITZGERALD—Before we leave I wish to say just a word for those who are in charge

to say just a word for those who are in charge of the ceremonies this morning. The crush at to say Just a word for those who are in charge of the ceremonies this morning. The crush at the door, which caused such confusion, and, I know, annoyance to so many hundreds of people was simply unavoidable, as I believe every one of you realizes, in a place like Faneuil Hall, situated as it is in the crowded business section of the city and with such a small entrance. This is town meeting day (laughter and applause), and I hope each one of you realizes the fact that there are 600,000 people, each one of whom has the same right to enter here as every other person in the city. (Applause.) Perhaps they would all have liked to come here this morning, and hundreds journeyed here without tickets, as well as those with tickets. We simply did the best we could in the matter and we hope that, if there was any crushing and any annoyance, you will forgive in the spirit in which all true Bostonians do forgive and look upon the lighter side of life. (Applause.) I thank you. (Applause.)

#### MEETING OF THE CITY COUNCIL.

The meeting of the City Council was called together by Coun. BALLANTYNE, senior member-elect, in the City Council Chamber, City Hall, at 1.30 o'clock p. m. Chairman BALLANTYNE, in calling to order,

The Council will be in order. The Clerk will call the roll to ascertain whether a quorum is in attendance.

City Clerk Priest called the roll, and all the members of the City Council for 1910 were found to be present. Marie Santal

Chairman BALLANTYNE-A quorum is in attendance and the Chair awaits the pleasure

of the Council.

Coun. BRAND offered an order—That this Board proceed to the election of a chairman according to law.

The order was passed.

Chairman BALLANTYNE—The Clerk will call the roll, and each member, as his name is called, will announce aloud for whom he votes. Coun. CURLEY—Mr. Chairman, before the vote is taken, I would like to make a brief statement, inasmuch as certain newspapers have stated that I would be a candidate for chairman of this Board. Inasmuch as the combination with which I was allied was unsuccessful in electing a majority of its members, or the men who made up the combination, I desire at this time to state that I am not a candidate for chairmanship of this Board and consequently do not desire the votes of any of the members elected.

Chairman BALLANTYNE—The Clerk will call the roll, and each councilman, as his name is called, will express his choice for president.

The members announced their choice for president as follows:

For Daniel J. McDonald—Coun Attridge.

For Walter Ballantyne—Coun. Ballantyne and

Hale,

Hale,
For Frederick J. Brand—Coun. Brand.
For James M. Curley—Coun. Buckley.
For Thomas J. Kenny—Coun. Collins.
For Timothy J. Buckley—Coun. Curley.
For Walter L. Collins—Coun. Kenny.
For John J. Attridge—Coun. McDonald.
And there was no choice.
Coun. CURLEY—Mr. Chairman, I move you, sir, that until otherwise ordered the rules of the old Board of Aldermen, with the exception of Rule 32, be the rules to govern this body.
Coun. BRAND seconded the motion.
Coun. HALE—Mr. Chairman, I would like to amend that motion by substituting for the old rules of the Board of Aldermen as amended by City Clerk Priest, which he did at our request at the last meeting.

Board of Aldermen as amended by City Clerk Priest, which he did at our request at the last meeting.

Coun. CURLEY—Mr. Chairman, I was not aware that the City Clerk was doing business for the new City Council. I supposed that we were going to do it for ourselves. If the City Clerk has drafted rules to govern the new City Council it is news for me. Did I understand Councilman Hale to say that the City Clerk did this for us?

Coun. CURLEY—Hc did it for you?

Coun. CURLEY—Hr. Chairman, I would say that my purpose in moving the adoption of the rules of the old Board, with the exception of rule method of procedure. Rule 32 is the rule which reads as follows:

"The foregoing rules shall not be altered, amended, suspended or repealed, at any time, except by the votes of two-thirds of the members of the Board of Aldermen present and voting thereon."

thereon."

So that if we adopt the old rules with the exception of rule 32, a majority of the Board can at any time substitute any rules they wish. We can adopt the rules of the old Board now, with that exception, and later, if some member has rules that he feels will be better for the government of the body, we will have the right to adopt them by majority vote. But the rules that Mr. Priest may have in his possession are Greek to some members of the body, and some of us have not studied Greek. So I feel that it will be better to adopt something with which we are familiar, and at the same time we will have the option of changing any or all of the rules later, as we see fit. Therefore, I insist on my motion.

Coun. HALE—Mr. Chairman, I shall be glad to withdraw my motion.

withdraw my motion.

Coun. Curley's motion, to adopt the rules of the last Board of Aldermen, with the exception of rule 32, until otherwise ordered, was declared carried.

Coun. BRAND offered the following:
Ordered, That a special committee of three
members of this Council be appointed to prepare
rules and orders for the government of this Council for the present year.

Passed.

Later in the day Chairman BALLANTYNE announced the appointment of the following Committee on Rules:

Coun. Ballantyne, Collins and Curley.

Coun. CURLEY offered the following:

An Ordinance
Concerning the Clerk of Committees.
Be it ordained by the City Council of Boston, as follows:

Section 1 There shall be elected annually

Be it ordained by the City Council of Boston, as follows:
Section 1. There shall be elected annually by vote of the City Council a clerk of committees to serve for the remainder of the municipal year in which he is elected, and until his successor is elected and qualified.

Sect. 2. Said clerk of committees shall act as clerk of all committees of the City Council; shall keep proper records of the proceedings and votes of each committee; shall notify the members of committees of the neetings thereof at least twenty-four hours before the time set for such meetings, unless otherwise directed by vote of the committee; and shall perform such other duties and services for said committees or for the City Council as may, from time to time, be required of him.

Sect. 3. Said clerk of committees shall have charge of the library formerly known as the City Hall Reference Library; shall keep in said library a copy of each of the publications issued by the city and by every board and department thereof: and shall, so far as possible, complete the said library by obtaining copies of publications formerly issued by the city.

Sect. 4. Said clerk shall issue the licenses and badges to minors licensed by the City Council, and shall see that such minors conform to the terms and conditions of their licenses.

Sect. 5. Said clerk shall have the care, custody and, subject to the direction of the City Council or its committees, the distribution of all documents, pamphlets, printed proceedings and books printed for the City Council

Sect. 6. Said clerk shall appoint an assistant clerk, who shall assist him in the performance of the duties of his office and discharge the duties of the clerk of committees department, which is hereby established.

Chairman BALLANTYNE—The ordinance, when appointed.

Chairman BALLANTYNE—The ordinance will be referred to the Committee on Ordinances,

established.
Chairman BALLANTYNE—The ordinance will be referred to the Committee on Ordinances, when appointed.
Coun. CURLEY—Mr. Chairman, I would most respectfully move a reconsideration of that reference. I would say, in speaking to the notion to reconsider, that certain branches of the city service which have been in existence since the charter of 1822 were wiped out automatically in consequence of Plan 2, the amended city charter, and this ordinance is introduced with a view to providing the new City Council with a Clerk of Committees who is familiar with the duties of that office. In all probability if the ordinance is adopted the man who has filled that office for more than fourteen years will still continue to minister to the Board. Under the charter, of course, his position terminated at ten o'clock' to-day. It strikes me that in all fairness the proper mode of procedure would be to adopt the ordinance, in order that the Board may be properly served by a Clerk of Committees who is familiar with the duties. I recognize the fact that the customary mode of procedure here is to move reference to committees, but where no committee exists at the present time, and where it is always within the power of the Board—not by a two-thirds but by a majority vote—to amend an ordinance, I believe the adoption of this ordinance as this time would in no way work injury. It can certainly be remedied at any time within the discretion of a majority of the members of the Board. So I sincerely trust that reconsideration will prevail. We have no means of knowing when a committee on ordinances may be appointed or of when they may act in the event of their being appointed.

Coun. KENNEY—Mr. Chairman, I don't quite understand that ordinance. May I ask to have it read again?

(The ordinance was read).

Coun. McDONALD—Mr. President, I hope reconsideration will not prevail. That ordinance is practically the old ordinance with reference to

the Clerk of Committees Department. Under the new charter the Clerk of Committees Department has been abolished. While I shall no doubt vote to create a Clerk of Committees Department. I do not feel as if I wanted to-day to vote to re-establish the old Clerk of Committees Department until I have at least had a chance to consider just what I think the Clerk of Committees should do and just what the City Council wants the Clerk of Committees to do. I hope reconsideration will not prevail, because if it does not prevail there will be a temporary order introduced to-day to cover the Clerk of Committees Department and other departments to serve the new City Council, pending action on ordinances that will be introduced later to cover the departments. cover the departments.

Coun. BRAND-Mr. Chairman, I think Coun. Coun. BRAND—Mr. Chairman, I think Coun. McDonald is somewhat in doubt as to the nature of this ordinance. It does not create, as I understand it, a Clerk of Committees Department. It simply establishes the office of Clerk of Committees, which is a necessity to this Board. It seems to me that the ordinance offered by Coun. Curley is entirely proper and is one that we might properly take action on to-day. I do not think it has anything to do with the new conditions under the new city charter at all. I think it is something we need for our own help and benefit, and I certainly hope reconsideration will prevail.

will prevail

Coun. McDONALD—Mr. Chairman, I am very familiar with that ordinance. I had a copy given me and I intended to introduce it later. I sent it to Corporation Counsel Babson, and he I sent it to Corporation Counsel Babson, and he looked it over and revised it for me and drew it up as he thought proper. It does create the Clerk of Committees Department and it gives the right to select any employees he may deem necessary to run his office. I had a duplicate copy of the ordinance, and I thought I was going to introduce such an ordinance when we were ready to have it introduced. But it does create the department and gives the head of it all the power he has now, except that some transfers have been taken away from him.

power he has now, except that some transfers have been taken away from him.

Coun, CURLEY—Mr. Chairman, it is not my purpose to in any way embarrass any member of the City Council, but I don't know whether I am a full fledged member of this body or not. One member earlier in the proceedings said that the City Clerk has drawn up a set of rules for this body. Now my distinguished friend from Charlestown says that a little later an ordinance will be introduced to take care of this and other matters. It appears that there is a wheel within a wheel, and that I am the rim of the wheel. In fact, I think perhaps I am the tire, entirely outside of the wheel. But I still recognize the fact that there are to be certain committees connected with this body, as there must be with every legislative body, requiring the services of some one who is familiar with such duties. The ordinance as presented simply provides for a Clerk of Committees and an assistant to the Clerk of Committees. I haven't anything to conceal mything; in fact, I haven't anything to conceal. The purpose of providing an assistant was to take care of Frank Chisholm, who has been clerk of the Board of Aldermen for a great number of years and who, I believe, has filled that position to the satisfaction of pretty nearly every member of this body. I do not feel that the framers of the charter intended to strike at John Dever, Frank Chisholm or Ned Leary. It was their purpose to strike at John F. Fitzgerald and a mannamed Curley, who might be candidates for certain offices. But, unfortunately, in the striking process these men I have named have suffered, whereas John F. Fitzgerald has not suffered and Jim Curley has not suffered. I can conceive of no reason why these men should suffer, and if we are to secure the services of a competent Clerk of Committees certainly the best test of a man's competency is fourteen years or more in that office, serving to the satisfaction of men in both branches; and the best proof of the competent Clerk of Committees certainly the Coun. CURLEY-Mr. Chairman, it is not my

ment that shall last for all time. It is something that may be thrown over at any time when half a dozen or five members of the Board may see fit to do so. The adoption of the old rules with the exception of Rule 32 leaves it within the power of the majority, five out of nine, if nine are present, or four out of seven, if seven are present, to change it at any time when they see fit. I think every member of the Board will agree with me that it was not the purpose of the men who framed the charter to strike particularly at the Clerk of Committees or the clerk of the Board of Aldermen; and I submit that it is a known fact to every member of this body that both those men after such a term of service should be sufficiently qualified to act as clerks of the Board. I have no axe to grind. I believe it is the wish of the members that some action of this sort should be taken. There is nothing here with reference to salary. It is your right to establish the salaries at whatever point you see fit at any future time. But certainly we require the services of a Clerk of Committees in connection with the work of this Board. The clerk is necessary to take charge of the documents. I anticipate that the City Messenger is still to continue in the capacity of City Messenger is till to continue in the capacity of City Messenger is till to continue in the capacity of City Messenger is till to a Clerk of Committees of Committees will, in addition, have charge of the reference library, the licensing of minors, the work of committees, as well as other duties that fall on a Clerk of Committees, of Committees office, but I have simply introduced this ordinance because I think it is a proper one, and I hope it will pass. If members should desire to amendinents that they may see fit to offer.

Coun. BUCKLEY—If will do so, if I can.

Coun. BUC ment that shall last for all time. It is something

require a two-thrids vote in order to do that. In fact, if we saw fit to do so, we could strike out 3, 4 or 5 of those sections later. The duties of that department can be changed easily, if we so wish. This ordinance is simply introduced to cover a vacuum that is there at the present time. Reconsideration of the reference was declared lost. Coun. CURLEY doubted the vote and

asked for a rising vote.

Reconsideration was lost, 3 to 6.

Coun. HALE offered the following:

Ordered—That Edward J. Leary be appointed temporarily to fulfill the ordinary duties of a sergeant-at-arms and City Messenger, and such other duties as the City Council may impose upon him, and that for such temporary employment by the received convergence of the control of t

upon him, and that for such temporary employment he receive compensation at the rate of \$2,500 a year.

Ordered, That Frank X. Chisholm be appointed temporarily to fulfill the ordinary duties of a secretary and such other duties as the City Council may impose upon him, and that for such temporary employment he receive compensation at the rate of \$1,800 a year.

Ordered, That John F. Dever be appointed temporarily to fulfill the ordinary duties of a Clerk of Committees and librarian and such other

temporarily to Julii the ordinary duties of a Clerk of Committees and librarian and such other duties as the City Council may impose upon him, and that for such temporary employment he re-ceive compensation at the rate of \$2,500 a year. Chairman BALLANTYNE—Is there any objection to taking up the orders collectivally.

objection to taking up the orders collectively?

Coun. CURLEY—I object. I think they should be taken up individually. I believe that

should be taken up individually. I believe that is the proper way.
Chairman BALLANTYNE—The question first comes on the order appointing Mr. Leary.
Coun. CURLEY—Mr. Chairman, I should like to ask Coun. Hale if this is an order drafted by himself, or if it has been subject to suggestions from other members of the City Council?
Coun. HALE—Mr. Chairman, this is an order drafted by myself embodying in it the united efforts of various members of the present Board.
Coun. CURLEY—Mr. Chairman, I should like to ask Coun. Hale where this subject was considered—at the City Club, or where?
Coun. HALE—Mr. Chairman, I think that Coun. Curley's question does not pertain to the city's business. I therefore decline to answer.
Coun. CURLEY—Mr. Chairman, I did not anticipate that he would care to answer it. Perhaps it is a little personal. I supposed that the members of this body were elected to represent the people of Boston. I supposed that they had got all through representing the City Club after the last election, but apparently they have not the safe personal and decide on the old Board to meet at the City Club every Monday and discuss the calendar and decide on the policy to pursue, and to come down here and try to put it into effect, whether right or wrong. Apparently we now see the same policy, and I would like to offer an amendment to that order. I do not know how expensive the tastes of the City Messenger have been in the past, but it the policy to pursue, and to come down here and try to put it into effect, whether right or wrong. Apparently we now see the same policy, and I would like to offer an amendment to that order. I do not know how expensive the tastes of the City Messenger have been in the past, but it strikes me that if a man has been accustomed to living at the rate of \$4,000 a year it is a pretty serious blow to drop him \$1,500 at one smash. I think it would be far more gentlemanly and far more decent, perhaps, to lop off \$500, if economy is the purpose, and I don't think any grave injury would be done by that reduction, except possibly to Mr. Leary himself. I do not feel as a member of this Board that I would enjoy a cut of \$1,500 a year in my income, and yet that is what it amounts to in the case of Mr. Leary, and also in the case of the Clerk of Committees. Of course, if the matter has been definitely settled by a majority of the members of this Board meeting in session, subject to call of the framer of the order, at the City Club—the new City Council chamber—I appreciate that it is useless for me to stand up here and discourse on the order. But if it has not been definitely settled, if the roll has not been called and the vote has not been doubted, I would like to move as an amendment that the salary be increased from \$2,500 to \$3,500. If he was worth \$4,000 under the old regime I am satisfied that he will be worth at least \$3,500 under the new.

Coun. Curley's amendment was declared lost. Coun. Brand, Buckley, Curley—3.

Nays—Coun. Brand, Buckley, Curley—3.

Nays—Coun. Brand, Buckley, Curley—3.

Nays—Coun. Brand, Buckley, Curley—3.

The order in relation to Edward J. Leary as originally introduced by Coun. Hale was passed. Coun. BRAND—Mr. Chairman, I doubt the vote and ask for a verification by rol call. In doubting the vote I want to say this, that I believe we ought to be fair, at least, and

shall move to amend the order so as to increase the salary to \$3,000. Reconsideration was declared lost. Coun.

the salary to \$3,000.

Reconsideration was declared lost. Coun.
BRAND doubted the vote and asked for the
yeas and nays.

Reconsideration was lost, yeas 3, nays 6:
Yeas—Coun. Brand, Buckley, Curley—3.
Nays—Coun. Attridge, Ballantyne, Collins,
Hale, Kenny, McDonald—6.

The question came on the passage of the order relating to the appointment of John F, Dever temporarily as Clerk of Committees.

Coun. CURLEY—Mr. Chairman, for information I would like to ask how much the cut is

in this case.
Chairman BALLANTYNE—The Chair would

state \$1.500

Coun. CURLEY-I would move as an amendment that the salary be increased to \$3,500. The framer of this order does not take up more than half as much space physically as the Clerk of Committees, and if his salary is \$1,500 and the Clerk of Committees takes up twice the amount of space he does, it would seem reasonable to make the salary of the Clerk of Committees at least twice as great. The salary of the Clerk of Com-mittees has been \$4,000. With the eventual adoption of an ordinance concerning the department, whoever has charge of that department will have considerable responsibility, and in the case of a position so responsible surely the same argument cannot be advanced as was advanced at the City Club in the case of the City Messenger. I don't know whether I am gifted with second sight, but I presume the line of reasoning adopted by Coun. Hale in advocating this lower compensation among the members of the City Council at the City Club was that the City Messenger's duties would be greatly reduced, that the position would be something of an honorary one, more in fact of the line of ornament than of real work, and that in his case \$1.500 would be a munificent salary. Certainly that argument could not have been advanced in the case of Clerk of Committees Dever, or if advanced it was impropadoption of an ordinance concerning the depart not have been advanced in the case of Clerk of Committees Dever, or if advanced it was improperly and erroneously advanced. If his duties are to be as great as we understand they will betaking charge of the flying squadron of the city government in its nightly rounds through the city during the coming week and having charge of the doings of the Board for the remainder of the very certainly \$2,500 would be no more than city during the coming week and having charge of the doings of the Board for the remainder of the year, certainly \$3.500 would be no more than a reasonable salary to pay him. If economy is to be the watchword and there is to be a reduction, I don't feel that the same argument would apply in his case that has been applied in the case of Mr. Leary. I don't know what Mr. Dever's tastes are, but if his personal appearance is any criterion by which judgment might be formed, I should say that it would be pretty hard to satisfy him even in the eating line on a salary of \$4.000 a year, and I hesitate to think what would become of him if his salary were reduced to \$2,500 a year. Approaching the proposition in a spirit of charity, as well as from a business point of view, considering the amount of business the office will have to do, it strikes me as very unreasonable to reduce the compensation to \$2,500, and I therefore move as an amendment that the salary be made \$3,500. Chairman BALLANTYNE—The question—Coun. CURLEY—Of course I appreciate the Chair's nervousness and his desire to jam this through. Nevertheless sometimes there is pleasure in teasing him. If there is some good argument that Coun. Hale can advance why the amount should be \$2,500 instead of \$3,500 I shall be pleased to listen to it While I don't feel that it would ike to know what the argument is I am anxious to know.

Coun. HALE—Coun. Curley has said that

reet that it would convince me in any degree, still I would like to know what the argument is. I am anxious to know.

Coun. HALE—Coun. Curley has said that whatever I said would not convince him, and, as a sufficient number of members of the Board, I think, already feel convinced, I shall not waste words on Coun. Curley. I don't believe, although he does, that it is worth while talking when it does not change the result.

Coun. CURLEY—Mr. Chairman, it appears that Coun. Hale is also gifted with second sight. He says he does not have to convince a majority of the Board—so it appears that this proposition has been settled at the City Club. I think it is about time to settle some propositions right here.

Coun. Curley's amendment to increase the amount from \$2.500 to \$3,500 was declared rejected. Coun. CURLEY doubted the vote and asked for the yeas and navs.

The amendment was rejected, yeas 3, nays 6:

and asked for the yeas and nays.

The amendment was rejected, yeas 3, nays 6:
Yeas—Coun. Brand, Buckley, Curley—3.
Nays—Coun. Attridge, Ballantyne, Collins.
Hale, Kenny, McDonald—6.
The order as offered was pas-ed.
The order to appoint Frank X. Chisholm
Clerk of the Board temporarily, etc., was passed.
Coun. HALE offered the following:

Ordered, That there be allowed and paid for clerical assistance in the office of the Register of Probate and Insolvency until April 1, 1910, at the

Probate and Insolvency until April 1, 1910, at the rate of \$16,000 per annum.
Ordered, That there be allowed and paid for elerical assistance in the office of the Clerk of the Superior Court. Criminal Session, until April 1, 1910, at the rate of \$15,000 per annum.
Ordered, That there be allowed and paid for elerical assistance in the office of the Clerk of the Superior Court, Civil Session, until April 1, 1910, at the rate of \$30,500 per annum.
Ordered, That there be allowed and paid for elerical assistance in the office of the Clerk of the Supreme Judicial Court, until April 1, 1910, at the rate of \$8,300 per annum.
Ordered, That the City Treasurer be authorized to expend for elerk hire on account of the County of Sulfolk until April 1, 1910, at the rate of \$800 per annum.

per annum.
Ordered, That the City Collector be authorized to expend for clerk hire on account of the County of Suffolk until April 1, 1910, at the rate of \$700

or annum.
Ordered, That the judges of the Probate Court be authorized to expend for messenger and uniforms, until April 1, 1910, at the rate of

unitornis, until April 1, 1910, at the rate of \$1,600 per annum.

Ordered, That the amounts paid under authority of the foregoing orders be charged to the County of Suffolk.

Coun. HALE—Mr. Chairman, I would like to say that in these orders there are no cuts. These are simply the same orders that we passed unanimously leat year, in order to enable the county mously last year in order to enable the county departments to continue their business until we have passed the appropriation bill.

nave passed the appropriation bill.

The order was passed.

Coun. BRAND offered an order—That Monday of each week, at 3 o'clock p. m., be the day and hour when regular meetings of this Council shall be held, until otherwise ordered.

be held, until otherwise ordered.

Passed.

Coun. KENNY presented petitions of the South Boston Citizens Association relative to (1) transit in South Boston, (2) a municipal building in South Boston, and (3) improvement of the existing parks and playgrounds in South Boston. Severally referred to the Committee on Public Languagements, when amounted

ing in South Boston, and (3) improvement of the existing parks and playgrounds in South Boston. Severally referred to the Committee on Public Improvements, when appointed.

Coun. BRAND—Mr. Chairman, I move you, sir, that we now proceed to the election of a president of this Council under the law.

Coun. HALE—Mr. Chairman, I would like to say a word on that motion. One of the things that was objected to most seriously by the public last year and two years ago was the deadlocks that occurred in the Board of Aldermen in electing a presiding officer. I think that under this new charter we ought to turn over a new leaf and elect a president the first day. On the first ballot we have had, under the simple device of swapping votes, every man in this room voted for himself, with one exception. I think it is disgraceful for a new body of nine men, now attempting to organize in order to run the city government of Boston, to come in here and not be willing to sink their personal ambition, uniting on some man. I would like to enter my protest against that attitude now.

Coun. McDONALD—Mr. Chairman, I, too, think we ought to get together to-day and elect a chairman. That was my opinion two weeks ago, ever since we were elected. I have been telling everybody that we ought to at least elect a chairman the first day. We all know how the Board of Aldermen was criticised in past years because a chairman was not elected. We should get together and select somebody, no natter who he is, to preside over this body so that we may give the people of Boston what we promised them—a good administration for the year 1910.

Coun. BUCKLEY—I, too, feel like the other speakers, that we ought to get together and elect a president of this body for the coming year. It secens to me that the gentlemen themselves are in fault for not combining on some nan, so that the city's business may be facilitated. If the

scens to me that the gentlemen themselves are in fault for not combining on some man, so that the city's business may be facilitated. If the responsibility is anybody's it is theirs.

Coun. HALE—Mr. Chairman, I am surprised that either Coun. Curley or Coun. Buckley object when we do come in here to have something settled in City Hall, They have just been objecting because we settled things before we came in here. eame in her

Coun. CURLEY—Mr. Chairman, I would say that it is not the fault of either Coun. Curley or

Coun. Buckley that you did not settle it; that you went out of your way Sunday afternoon to try to settle it at the City Club—the same old institution, the rum club, the club whose proceeds from the sale of liquor last year exceeded those of any bar room in Boston. It is a nice institution to carry on the city's business in. I want to say that I am rather surprised that you didn't settle it. You settled about every matter of state there and in all probability if it had been possible you would have settled this there. I want to say that I stand ready to vote on the chairmanship to-day. Personally I would like to see Coun. Buckley made chairman, because in the last campaign, with the exception of myself—who am not a candidate—he is the only man who was friendly disposed to the man who is now Mayor. If it is your desire that there be a business administration and that the hands of the Mayor he unliampered, what is the objection to Buckley as chairman? He was in sympathy with Fitzgerald before election and the prospects are that he will be in sympathy with him for the Coun. Buckley that you did not settle it; that Buckley as chairman? He was in sympathy with Fitzgerald before election and the prospects are that he will be in sympathy with him for the balance of the year. His is a one-year term. I don't see any objection to making him chairman and I am ready to vote for him now.

Coun. Brand's motion that the Council proceed to the election of a president was carried The Clerk called the roll, and the members announced their choice as follows:

For Daniel J. McDonald—Coun. Attridge:

For Walter Ballantyne—Coun. Ballantyne and Hale.

For Frederick J. Brand—Coun. Brand.
For James M. Curley—Coun. Buckley.
For Thomas J. Kenney—Coun. Collins.
For Timothy J. Buckley—Coun. Curley.
For Walter L. Collins—Coun. Kenny.
For John J. Attridge—Coun. McDonald.
And there was no choice.
Ol motion of Coun. Brand the Board voted to proceed to another ballot for president of the Council, and the Clerk called the roll, with the following result:

following result:

For Daniel J. McDonald—Coun. Attridge.

For Walter Ballantyne—Coun. Ballantyne

and Hale.
For Matthew Hale—Coun. Brand.
For James M. Curley—Coun, Buckley.
For Thomas J. Kenny—Coun, Collins and

For Thomas J. Kenny—Coun. Conins and Curley.
For Walter L. Collins—Coun. Kenny.
For John J. Attridge—Coun. McDonald.
And there was no choice.
Coun. BRAND—Mr. Chairman, as the hour is getting late and we have none of us had our lunch, I move that we now adjourn.
The motion to adjourn was declared earried.
Coun. CURLEY doubted the vote and asked for the yeas and nays.

the yeas and nays.

The Council voted to adjourn, yeas 7, nays 2, Coun. Curley and Buekley voting nay.

Adjourned at 2.20 p. m., to meet on Monday, February 14, at 3 p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Monday, February 14, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p.m., Coun. BALLANTYNE, senior member, presiding and all the members present.

The Council voted, on motion of Coun. HALE, to dispense with the reading of the records of

the last meeting.

#### JURORS DRAWN.

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894 (the Mayor being present), viz.:
Fourteen traverse jurors, United States District Court, February sitting, to appear March

triet Court, February sitting, to appear March I, viz.:
William T. Bolles, Ward 17; John H. Thompson, Ward 10; Eskild Perssen, Ward 2; John A. Anderson, Ward 1; Edward W. Ware, Ward 16; Eugene J. O'Connor, Ward 21; William E. Mock, Ward 23; John P. Lyman, Ward 11; Archibald J. Elliott, Ward 25; John H. McKinnon, Ward 19; Roderick Boone, Ward 21; James A. McIntyre, Ward 14; Michael A. Finn, Ward 18; Thomas J. Kirby, Ward 21.
Five traverse jurors, Superior Civil Court, seventh session, to appear February 21, viz.:
Michael McDermott, Ward 25; Frederick L. Dutton, Ward 23; George E. McGowan, Ward 14; George F. Jones, Ward 24; Eugene E. Kingsley, Ward 17.

# PETITIONS REFERRED.

The following petitions were received and referred to the committees named when appointed,

John H. Forger, to be paid expense incurred by him on account of trial for his acts while an officer in the House of Correction. Walter C. Isaacs, for compensation for damage

to his overcoat by a projection on a waste paper can, corner Court street and Cornhill.

Committee of the Whole.

Petitions for use of Faneuil Hall, viz.: Isidor Phillips, evening of February 23. Fusileer Veteran Association, afternoon and evening of May 11.

Boston Lodge No. 10, B. P. O. E., evening of

March 6.

# APPOINTMENTS BY THE MAYOR.

City of Boston,
Office of the Mayor, February 14, 1910.
To the City Council:
Subject to confirmation by your honorable body, I hereby appoint Cornelius J. Donovan (37 Eutaw street, Ward 1) Weigher of Vessels for the term ending April 30, 1910.
Respectfully,
JOHN F. FITZGERALD, Mayor.

City of Boston,
Office of the Mayor, February 14, 1910.
To the City Council:
Subject to confirmation by your honorable body, I hereby appoint William McDonald (27 Huckins street, Ward 17) a Weigher of Coal, Measurer of Wood and Bark, Measurer of Grain and a Weigher of Boilers and Heavy Machinery for the term ending April 30, 1910.
Respectfully,
JOHN F. FITZGERALD, Mayor.
Laid over, under the law.

# LOAN FOR FIREBOAT.

The following was received:

The following was received:

City of Boston,
Office of the Mayor, February 12, 1910.
To the City Council:
The Fire Commissioner has requested, under date of January 22, that the loan appropriation for a new fireboat be increased from \$55,000 to \$60,000, and that the unexpended balances in the appropriations for Fireboat No. 47, amounting to \$2,374.99, and for a fireboat landing and quarters for the men, amounting to \$199.49, be transferred to the same appropriation. His reason, as given in the communication referred to, is that the lowest bid received for the construction of the new fireboat is \$54,500, and that an additional sum will be required for expenses of equipment, as well as for advertising, inspection and the architect's fee. and the architect's fee.

1 approve the reason set forth in the Fire Commissioner's letter and recommend the passage of the accompanying drafts of orders providing for an increase of the loan and for the above-mentioned transfers.

Respectfully, John F. Fitzgerald, Mayor.

Ordered, That the sum of five thousand dollars (\$5,000) additional be hereby appropriated to be expended by the Fire Department for new fire-

be expended by the Fire Department for new fireboat; and that to meet such appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to the above amount.

Ordered, That the City Auditor be authorized to transfer the unexpended balance of the appropriation for Fireboat No. 47, amounting to \$2,374.99, and the unexpended balance of the appropriation for landing for firehoat and quarters for men, amounting to \$199.49, to the appropriation for new fireboat.

Referred to the Committee on Finance, when

Referred to the Committee on Finance, when

appointed.

#### REDUCTION OF ASSESSORS.

Office of the Mayor, February 14, 1910.
To the City Council:
I hereby recommend to your houorable body the passage of an ordinance relating to the Assessing Department, according to the form herewith inclosed.

Respectfully yours,
John F. Fitzgerald, Mayor.

City of Boston.
An Ordinance Relating to the Assessing
Department.
Be it ordained by the City Council of Boston,

as follows:
Section 1. Section 1 of chapter 5 of the
Revised Ordinances of 1898 is hereby amended
by striking out the word "nine" in the second
line thereof and by inserting in place thereof
the word "seven," so that the said section as
amended will read as follows:
The accessing department shall be under the

amended will read as follows:

The assessing department shall be under the charge of the board of assessors, consisting of seven assessors, who shall have and exercise all the powers and duties, and be subject to all the limitations, of assessors of taxes; shall keep a full and complete record of the names of each person having a residence in the city of Boston, with his residence on the first day of May of the current and preceding year, and also a record of the names of persons whose taxes have been abated in whole or in part, with the amount originally assessed to each, the amount of the abatement, and the reason for which it was made; may appoint as assistants, subject to confirmation by the mayor, two persons for each assessment district, and such assistants and subordinates as it may deem necessary.

ssistants and subolumates as it may decim necessary. Sect. 2. Section 5 of chapter 3 of the Revised Ordinances of 1898 is hereby amended by strik-ing out the word "eight" in the twelfth line thereof and by inserting in place thereof the word "six."

Declared referred to the Committee on Ordi-

nances, when appointed.
Coun. BRAND—Mr. Chairman, I move reconsideration of the reference for the reason that I

believe this should be referred to Committee of the Whole this afternoon and considered and reported back to-day. Reconsideration prevailed, and on motion of Coun. BRAND the ordinance was referred to Committee of the Whole Board, to be considered and reported back later to-day.

### NOTICES OF CONTRACTS.

Notice was received from James B. Shea, an employee of the Park Department, that he has entered into a contract with the City of Boston. Notice was received from J. E. Bean, an employee of the Park Department, that he has entered into a contract with the City of Boston. Placed on file.

# NOTICE OF APPOINTMENT

Notice of appointment of James A. Gallivan as Street Commissioner was received and placed on

# COAL AND COKE LICENSES.

A list of coal and coke licenses granted by the Secretary of the Commonwealth was received. Placed on file.

# MEDICAL EXAMINER DISTRICTS.

A petition was received from George Burgess Magrath, M.D., Medical Examiner, for a new division of Suffolk County into two medical examiner districts.

Referred to the Committee on County Accounts.

#### NOTICE OF HEARINGS.

Notice was received from the Railroad Commissioners of hearing on petition of the Old Colony Street Railway Company on February 16

Colony Street Railway Company on February 16 for approval of 6th location.

Notice was received from the Railroad Commissioners of hearing on petition of West End Street Railway Company on February 16 for approval of 295th and 296th locations.

Placed on file.

# ACCEPTANCE OF LOCATION.

Notice was received from the American Sugar Refining Company of acceptance of track reloca-tion on Granite and First streets.

Placed on file.

# SIDEWALK SCHEDULE.

A communication was received from the Super-intendent of Streets of the cost of constructing gravel sidewalks with granite edgestones on Auckland street, between Savin Hill avenue and Bay street, amounting to \$1,404.18.

In connection with the above was the following:
Ordered. That the persons named in the within
schedule be and they hereby are charged and
assessed with one-half the sums set to their
respective names as their proportional parts of
the cost of constructing gravel sidewalks with
granite edgestones in front of their estates, and
the same is ordered to be certified and notice
given to the parties aforesaid, the amount being
8702.09.

The order was passed.

The order was passed.

# REPORT UPON ASSESSING DEPARTMENT.

The following was received:

Boston Finance Commission,

Boston, February 12, 1910.

To the Honorable the Mayor and City Council: Gentlemen,—The commission respectfully submits herewith a report upon the Assessing Department.

The former Finance Commission, on November 7, 1908, submitted a report upon this department, in which it was pointed out that in many respects the methods of administration were antiquated, and that the expenditures of the department were excessive. Some of the recommendations then made were adopted by the department, and the expenditures have been reduced from \$190,720 in 1907-08 to \$175,058 in 1908-09, and to \$169,330 in 1909-10.

The commission believing that the other recommendations, if adopted, would have effected a much larger saving, without loss of efficiency, procured an accountant to examine the expenditures of the department for the year 1908-09, and to compare the cost of administration in Boston with Worcester, which ranks next to Boston in valuation, and with Brookline, which ranks third after Boston. The result of this investigation has convinced the commission that by changing certain methods and by establishing such reasonable standards of efficiency as ought to be attained in the public service of a city like Boston, the expenditures of the department would be reduced to \$128,000 a year, or \$55,343 less than the department's estimates for the current year.

The department is not responsible for having two additional assessors thrust upon it at a cost of \$8,000 a year. The work had been performed for nearly two years by seven principal assessors, without any diminution of efficiency, and they did not ask for the increase in the force. The appointments were deliberate gifts of the city's money, apparently for political purposes, and wholly without justification.

The appointments were deliberate gifts of the city's money, apparently for political purposes, and wholly without justification.

The appointments of the principal and of the assistant assessors have been made almost invariably for political reasons, and it is not remarkable, therefore, that the work of the department has not been performed more efficiently and economically. The existing system is cumbersome and extravagant, and seems

The extravagance of the department is shown

The extravagance of the department is shown by the following facts:

The average annual pay roll cost for the entire department in the fiscal years 1904 to 1908 (both inclusive) was \$175,785. In 1908-09 it was \$169,031, and in 1909-10, \$163,632. In 1908-09 the pay roll cost for each person assessed for poll tax was 90 cents in Boston and 36 cents in Worcester. The pay roll cost per bill was 69 cents in Boston and 25 cents in Worcester. The comparative costs in 1909-10 have not been computed, but they would not show any substantial variation from the figures of the year 1908-09. After making all possible allowances in favor of Boston, due to differences in conditions, the pay roll cost in this city appears to be greatly excessive.

The excessive pay roll cost is due to the system

mayor of boston, due to dimerences in conditions, the pay roll cost in this city appears to be greatly excessive.

The excessive pay roll cost is due to the system that has been established which necessitates the employment of a larger force than a proper system would require. In the year 1908-09 there were employed in the department ten permanent salaried clerks whose compensation amounted to \$22,947, twenty-five ward clerks who received \$53,108, and twenty-one extra street and miscellaneous clerks who received \$7,767, the total aggregating \$83,823. Of this sum, \$60,876, or approximately 75 per cent of the total cost of clerical assistance, was paid for clerks on per diem or per item rates, which, in the opinion of the commission, were too high. In the last year the cost of clerk hire has been reduced from \$83,823 to \$78,448, but further reduction should be made. The average annual salary of the office clerks in the city of New York is \$925, and of the district clerks \$1,130, whereas the average earnings of the ward clerks in Boston in 1908-09 for a period of less than twelve months was \$2,124. It is true that more work is performed by each clerk in the Boston department, but, even allowing for this excess, the disparity in salary is still far too great. Comparisons with Worcester and Brookline furnish evidence of the excessive compensation paid in Boston. In 1908-09 the clerical cost of the Assessing Department in Boston was \$77,44 for each million of real estate valuation; in Worcester \$58.86, and in Brookline \$55.10. The clerical cost per million of personal estate

valuation in Boston was \$341.77; in Worcester \$238.25, and in Brookline \$104.40. The clerical cost per million of total valuation, real and personal, was, in Boston, \$127.31; in Worcester \$106.31, and in Brookline \$80.74. This basis of comparison is unfavorable to Worcester and Brookline, as the total valuation in Boston is more than ten times as much as in Worcester and about thirteen times as much as in Brookline, and the ratio of the cost of assessing to the total assessed valuation should therefore be lower in Boston than in these municipalities.

The present cost of elerical service is not justified by the increase in population, or in the work of the department, as shown in the report of the former Finance Commission (Volume I., page 441). During the ten years previous to 1908, the clerical cost increased 44.7 per cent, while the increase in the number of polls was only 14.27 per cent, in the number of polls was only 14.27 per cent, in the number of persons assessed for property 9.96 per cent, and in the number of tax bills 15.38 per cent. While the experience of the present elerical force is valuable, the compensation should not so greatly exceed that which similar services command in private employment. The commission calls special attention to cer-

similar services command in private employment.

The commission calls special attention to certain of the methods now existing, and to the remedies which it proposes.

# The Street Work,

I. The Street Work.

From the first of May to the fifteenth of June in each year the department employs 138 men upon the street work, which consists of a house-to-house canvass throughout the entire city for the purpose of listing the polls and obtaining information relative to the holdings of personal and real property as a basis for the assessment of taxes. For this purpose the city is divided into forty-six districts, and three men are assigned to each district. The street force consists of forty-six first assistant assessors, who are paid \$5 a day, and forty-six street clerks, also paid \$5 a day, and forty-six street clerks, also paid \$5 a day, the total compensation for this work amounting to \$36,800. The cost is greatly disproportionate to the value of the service rendered, especially to that part which relates to the enumeration for poll tax purposes. A large reduction could be made if chapter 276 of the Acts of 1894, which requires the appointment of assistant assessors in equal numbers from the two leading political parties, were repealed and the list of voters taken by the Police Department were used by the Assessing Department as a basis for the assessment of poll taxes. The Legislature has been requested by the commission to repeal the Act of 1894, and to provide that the names taken by the police shall be transmitted to the Board of Assessors, to be used by them as a basis for the assessment of poll taxes. Leaving power in the assessors, however, to add to the list of those liable for a

to be used by them as a basis for the assessment of poll taxes, leaving power in the assessment however, to add to the list of those liable for a poll tax any persons found by the Board of Assessors but not listed by the police.

Under the proposed amendments to the law, the assessors would be relieved of substantially all of the work of listing persons subject to a poll tax only, which constitutes the bulk of the street work. The second assistant assessors could then be dispensed with, and the number of assessing districts, the number of first assistant assessors, and the number of street clerks could then be reduced from forty-six to thirty-one, as indicated in an appendix hereto marked "A." This arrangement would give ample time for the proper performance of the street work, and would result in a saving of \$27,200 annually, as follows: follows

\$9,200 46 second assistant assessors at \$200... 15 first assistant assessors at \$1,000.... 15 street clcrks at..... 3.000 \$27,200

Total.....

# II. The Cost of Assessing Single Polls.

Those persons who are liable only for a poll tax are termed by the department "single polls." In the year 1908-09 there were 168,541 "single poll" assessments of \$2 each. These represented 70 per cent of the total number of tax bills, but only 1½ per cent of the total taxes assessed, including those assessed for property, and only 59,952, or less than one-third, were collected in that year. Of these probably not more than 40,000 were single polls, as about 19,000 polls are assessed

in connection with property, and the amount collected on the single polls therefore was only about \$\$0,000. The cost of assessing and collecting the "single poll" taxes was at least \$\$35,000 more than the amount collected. Although this part of the city's business has been for years conducted at considerable loss, no effort has been made to simplify the system and reduce the cost. Notwithstanding the recommendations of the former Finance Commission, these unremunerative single polls are still copied by hand seven times, making 1,179,787 items altogether, as follows: altogether, as follows:

In the street books.
In the tax books.
Upon the bills.
Upon the bill coupons.
In the collector's manuscript.
Upon eards used to prepare the consolidated manuscript.

In the consolidated manuscript.

The clerical eost of this work, excluding the cost of entering the names upon the street books and also on the bill coupons for the Collecting Department, is approximately \$17,000 a year. The department officials claim that there is no Department, is approximately \$17,000 a year. The department officials claim that there is no practical method of reducing the expense of this unproductive work, but the commission believes that it can be accomplished in the following manner: From cards furnished by the Police Department containing the list of voters, the "single polls" can be separated by the Assessing Department, and arranged in one alphabetical series for the entire city. From this list the bills and coupons could be made out in duplicate at one operation, either on the typewriter or by hand. From the same list, also at one operation, duplicate sheets could be made, one for the assessors" single poll" tax book for the entire city, and one for a duplicate book for the use of the collector. These sheets could subsequently be bound in book form, thus rendering unnecessary the entry of "single poll" items in the consolidated manuscript which now contains the list of "single poll" and personal and real estate assessments. The new "single poll" book would be as useful to those who have settlement claims as the present consolidated manuscript. A responsible private company has offered to do this entire work in its own offices for \$1,955, or at City Hall for \$2,250 a year. The assessors' clerks should be able to perform the work for not exceeding \$2,500 a year. In either case, approximately \$11,000 (allowing \$2,000 for the additional police list and \$1,000 for sorting cards in an alphabetical series) should be saved annually. A further saving of about \$500 a year could also be made by the elimination of interpreters who, under the proposed sustem, would not be necessary.

### III. Real Estate Ward Books.

III. Real Estate Ward Books.

These books contain real estate entries for a single year only, and the annual cost of preparation is about \$3,500. All real estate entries for the entire city are written each year, notwith-standing the fact that in many cases no change of title has taken place. In such cases the rewriting of the entry is wholly unnecessary. The form of record kept by the Boston Real Estate Exchange furnishes a history of each parcel of real estate for five years, and no entry except the valuation, is made during this period, unless there has been a change of title. A similar but improved form of record, made of loose leaves, would furnish far more information and would cost much less. In this record, whenever the space provided for a particular parcel is insufficient to note all the changes of title, there should be a reference to the following page, on which such changes in title could be set forth. The loose leaves could be bound together and locked, and thus would furnish as safe a record as the one now used. By this means the department would save about \$2,600 annually.

### IV. The Dooming Board.

In the opinion of the commission, the Dooming In the opinion of the commission, the Dooming Board, as at present constituted, is not the most efficient means of determining the assessments on personal property. The taxes on personal estates of \$5,000 or more are fixed by the action of this Board, which consists of the nine principal assessors and forty-six first assistant assessors, and is in session for a period of about fifty days. Much of its work concerns trusts, divided estates and corporations, for which statistics are on file in the assessors' office, but with which the assistant assessors cannot be familiar. In other places, such as Worcester and Brookline, where such personal assessments are determined by the principal assessors alone, the ratio of personal estate valuation to real estate valuation is much higher than it is in Boston. It seems doubtful whether the city receives full value for the \$18,400 paid each year for this work, and the commission suggests that the principal assessors consider a means of improving the efficiency of the Dooming Board, or of finding a better substitute. The estimate of the department for the current year is \$183,343. In the opinion of the commission, by the adoption of the recommendations herein made, the department can be maintained, without loss of efficiency, at an annual cost of about \$128,000, or over \$55,000 less than the department's estimate.

The commission recommends:

1. That in the event of the repeal of chapter 276 of the Acts of 1894, and the amendment of the Police Listing Act, so as to enable the department to receive the police list as a basis for assessing polls, the second assistant assessors be dispensed with, and the number of first assistant assessors and of street clerks be each reduced from forty-six to thirty-one.

dispensed with, and the number of first assistant assessors and of street clerks be each reduced from forty-six to thirty-one.

2. That the bills and coupons for "single poll" items be made out at one operation, and that the assessors' "single poll" tax book for the entire city, and the collector's duplicate of the same be made at one operation.

3. That a form of real estate book, similar to that used by the Real Estate Exchange, but improved as already suggested, be adopted.

4. That the excessive salaries of the clerical force be reduced.

force be reduced.

5. That the board of principal assessors be reduced by action of the Mayor and City Council reduced by action of from nine to seven.

Respectfully submitted,

THE FINANCE COMMISSION,
by

John A. Sullivan, Chairman.

# APPENDIX "A."

Reduction of Assessing Districts.

Ward.	Present Number of Districts.	Proposed Number of Districts.		
1	2	2 3 3 1 1 1 2 1 2 1 1 1 1 2 1 1 1 1 2 1		
	46	31		

Placed on file.

# LICENSES.

The Chair presented petitions for minors' licenses for sixty-eight newsboys, five bootblacks and five vendors, and asked the approval of the Board on the same.

The licenses were granted by the Board.

#### RULES OF THE BOSTON CITY COUNCIL.

Coun. KENNY submitted the following:

In City Council, February 14, 1910.
The special committee appointed to prepare rules for the government of the City Council for the current year report herewith the accompanyiug draft.

Respectfully submitted, Walter Ballantyne, Chairman.

#### President.

Rule 1. The president of the council shall take the chair at the hour to which the council shall have adjourned, and shall call the members to order, and, a quorum being present, shall cause the minutes of the preceding regular meeting to be read. In the absence of the president, the senior member by age present shall preside until a presiding officer is chosen.

Rule 2. The president shall preserve decorum and order, may speak to points of order in preference to other members, and shall decide all questions of order, subject to an appeal. Any member may appeal from the decision of the chair, and no other business, except a motion to adjourn, shall be in order until the question on appeal has been decided. The question shall be put as follows:

"Shall the decision of the chair stand as the judgment of the council?" The vote shall be by a roll call, and it shall be decided in the affirmative unless a majority of the votes are to the contrary.

Rule 3. The president shall propound all motions in the order in which they are moved, unless the subsequent motion shall be previous in its nature, except that, in naming sums and fixing times, the largest sum and the longest time shall be put first; provided that this rule shall not be construed to mean that the original motion shall be put previous to amendments and substitutions.

substitutions.

Rule 4. The president shall, at the request of any member, make a division of a question when the sense will admit.

Rule 5. The president shall, without debate, decide all questions relating to priority of business to be acted upon

decide all questions relating to priority of business to be acted upon.
Rule 6. The president shall declare all votes; but if any member doubts a vote, the president shall cause a rising vote to be taken, and, when any member so requests, shall cause the vote to be taken or verified by yeas and nays.
Rule 7. The president shall appoint all committees, fill all vacancies therein, and designate the rank of the members thereof.
Rule 8. When the president of the council or the president pro tempore shall desire to vacate the chair he may call any member to it; but such substitution shall not continue beyond an adjournment. adjournment.

# Motions

Rule 9. Every motion shall be reduced to writing if the president shall so direct.

Rule 10. A motion to strike out and insert shall be deemed indivisible; but a motion to strike out being lost shall not preclude amendment, or a motion to strike out and insert.

Rule 11. No motion or proposition of a subject different from that under consideration shall be admitted under color of amendment.

ject different from that under consideration shall be admitted under color of amendment. Rule 12. When an order or resolution relates to a subject which may properly be examined and reported upon by an existing committee of the city council, such order or resolution shall, upon presentation, be referred to such committee. When a motion is made to refer any subject, and different committees are proposed, the motion shall be put in the following order:

1. To a standing committee of the council.

2. To a special committee of the council.

Rule 13. After a motion has been put by the president it shall not be withdrawu except by unanimous consent.

unanimous consent.

Rule 14. When a question is under debate the following motions only shall be entertained, and in the order in which they stand arranged:

1. To adjourn.

2. To lay on the table.

To postpone to a day certain. To commit.

To amend.

To postpone indefinitely.

Rule 15. A motion to adjourn shall be in order at any time, except on an immediate repetition, or pending a verification of a vote; and that motion, the motion to lay on the table and the motion to take from the table, shall be decided without debate.

#### Readings.

Rule 16. Every ordinance, order and resolu-Rule 16. Every ordinance, order and resolutions shall, unless rejected, have two several readings, both of which may take place at the same session, unless objection is made. Whenever the second reading immediately follows the first reading the document may be read by its title only; provided, that all orders for the sale of land other than school lands, all appropriations for the purchase of land other than for school purposes, and all loans voted by the city council shall require a vote of two-thirds of all the members of the city council, and shall be passed only after two separate readings and by two separate votes, the second of said readings and votes to be had not less than fourteen days after the first.

### Reconsideration.

Rule 17. When a vote has been passed, any member may move a reconsideration thereof at the same meeting; or he may give notice to the clerk, within twenty-four hours of the adjournment, of his intention to move a reconsideration at the next regular meeting; in which case the clerk shall retain possession of the papers until the next regular meeting; and when a motion for reconsideration is decided that vote shall not be reconsidered.

# Conduct of Members.

Rule 18. Every member when about to speak shall rise, address the chair, and wait until he is recognized, and in speaking shall confine himself to the question and avoid personalities. Any member who, in debate or otherwise, indulges in personalities or makes charges reflecting upon the character of another member shall make an application of the property of the property when the the character of another member shall make an apology in open session at the meeting when the offence is committed or at the next succeeding regular meeting, and failing to do so, shall be named by the president or held in contempt and suspended from further participation in debate until said apology is made.

Rule 19. No member speaking shall, without his consent, be interrupted by another, except lungs a point of order.

upon a point of order.

Rule 20. No member shall be permitted to vote on any question, or serve on any committee, where his private right is immediately concerned.

where his private right is immediately concerned, distinct from the public interest.

Rule 21. Every member who shall be present when a question is put, where he is not excluded by interest, shall give his vote, unless the council for special reason shall excuse him. Application to be so excused on any question must be made before the council is divided, or before the calling of the yeas and nays; and such application shall be accompanied by a brief statement of the reasons, and shall be decided without debate.

# Standing Committees.

Rule 22. The following standing committees of the council, to consist of three members each except where otherwise herein provided, and all other committees, unless otherwise provided for,

or specially directed by the council, shall be appointed by the chair:

Committee on armories and military affairs—county accounts—Faneuil Hall and county buildings—inspection of prisons—lamps—liceuses—markets—railroads—soldiers' relief—

ceuses—markets—railroads—soldiers' relief—public improvements, to consist of all the members of the council.

1. A committee on appropriations, to consist of all the members of the council, to whom shall be referred such appropriation orders as may be submitted to the council from time to time.

2. A committee on finance, to consist of all the members of the council, to whom shall be referred all applications for expenditure which involve a loan, or a transfer of any part of an appropriation named in the general appropriation order. tion order.

3. A committee on claims, to consist of five councillors, to whom shall be referred all claims against the city arising from the act or neglect of any of its departments. They shall report annually a list of the claims awarded or approved

by them, and the amount of money awarded or

by them, and the amount of money awarded or paid in settlement thereof.

4. A committee on ordinances, to consist of five councillors, to whom shall be referred all ordinances introduced in the council, or transmitted to them by vote of any standing committee. Unless specially instructed, they shall pass upon the question of the form and legality of the ordinances so referred; they may append an order that such ordinance "ought not to pass" and give their reasons therefor, or report such ordinance in a new draft. Such report shall be made in not over two weeks from the meeting at which the reference was ordered, or the ordinance received from a committee.

5. A committee on legislative matters, to consist of three councillors, who shall, unless otherwise ordered, appear before committees of the General Court and represent the interests of the General Court and represent the interests of the city; provided, said committee shall not, unless directed so to do by the city council, oppose any legislation petitioned for by the preceding city council.

6. A committee on police, to consist of three councillors, to whom shall be referred all matters relating to the Police Department.

7. A committee on printing, to consist of three councillors, who shall have the charge of all printing, advertising, or publishing ordered by the city council, as one of its contingent or incidental expenses, and the supply of all stationery or binding for the same purpose. The committee shall fix the number of copies to be printed of any document printed as above, the minimum, however, to be 600; and they shall have the right to make rules and regulations for the care, custody and distribution of all documents, books, pamphlets and maps by the clerk of committees.

8. A committee on public lands, to 'consist of three councillors, to whom shall be referred

committees.

8. A committee on public lands, to 'consist of three councillors, to whom shall be referred all matters relating to public lands.

9. A committee on revenue from bay windows, areas, etc., to consist of five councillors.

10. A committee on Assessing Department, to consist of three councillors.

11. A committee on Bath Department, to consist of three councillors.

12. A committee on Cemetery Department to consist of three councillors.

13. A committee on Consumptives' Hospital

13. A committee on Consumptives' Hospital Department, to consist of three councillors.

14. A committee on Health Department, to consist of three councillors.

15. A Committee on Hospital Department, to consist of three councillors.

16. A committee on Institutions Department, to consist of three councillors.

to consist of three councillors.

17. A committee on Library Department, to consist of three councillors.

18. A committee on Overseeing of the Poor

Department, to consist of three councillers.

19. A committee on Street Department to consist of five councillors.

# Order of Business.

Rule 23. At every regular meeting of the council the order of business shall be as follows:

1. Communications from his houor the mayor.
2. Presentations of petitions, memorials and

remonstrances

Instrances.
Hearings.
Unfinished business of preceding meetings.
Orders of notice of hearings.
Reports of city officers.
Reports of committees.
Metions, orders and exceptations

Motions, orders and resolutions.

### Report of Committees.

Rule 24. Committees, to whom any matter is especially referred, shall report within four weeks or ask for further time.

### Spectators.

Rule 25. No person, except a member of the council, shall be permitted to occupy the seat of any member while the council is in session. Rule 26. No person, excepting heads of departments, and reporters, shall be allowed in the anteroom of the council chamber while the council is in session. No person shall be allowed to enter the council chamber while the council is in session, after the seats furnished for spectators are occupied. The city messenger shall enforce this rule. enforce this rule.

#### Burial Grounds.

Rule 27. No permission for the use of land for the purpose of burial shall be granted until a public hearing shall have been given by the city council on the application for such per-

# Smoking in the Council Chamber.

Rule 28. No smoking shall be allowed in the council chamber when the council is in session,

#### Meetings.

Rule 29. No meeting of any committee shall, without the consent of all members thereof, be called upon less notice than twenty-four hours from the time the clerk shall have mailed the notices or dispatched them by special messenger.

# Form of Votes.

Rule 30. In all votes the form of expression shall be "Ordered" for everything by way of command; and the form shall be "Resolved" for everything expressing opinions, principles, facts, or purposes.

# Transfers and Loans.

Rule 31. Every application for an additional appropriation, to be provided for by transfer or loan, shall be referred to the conmittee on finance; and no such additional appropriation shall be made until the said committee have reported thereon.

#### Amendment and Suspension.

Rule 32. The foregoing rules shall not be altered, amended, suspended or repealed, at any time, except by the votes of two-thirds of the members of the city council present and votin thereon.

It was voted, on motion of Coun HALE, that the reading be dispensed with and that the report be laid over to the next meeting, and that each member of the City Council be supplied with a copy for examination.

# SANITARY DIVISION, DORCHESTER.

Coun. BRAND offered an order—That his Honor the Mayor be requested to direct the Superintendent of Streets to establish a yard of the Sanitary Street Cleaning and Watering Division in the Dorchester district.

Coun. BRAND—Mr. Chairman, in connection with this I wish to say that this is a renewal of an order which I offered two years ago, and at that time I went into details more fully than I shall to-day. There is available for the purpose now an appropriation of \$50,000, and the city has ample facilities to establish this yard on Gibson street. There is land there and the city at the present time has a division or a branch yard of the Sewer and Sanitary Division, and also the Water Department. It seems centrally located and admirably adapted for a branch yard, and it will be unnecessary for the city to go to any additional expense to purchase land. There is ample room there, and they can make use of that particular place. It will not be a detriment to the neighborhood, because it will simply be a matter of keeping a few more tagms there there show any last the present time be a detriment to the neighborhood, because it will simply be a matter of keeping a few more teams there than are kept at the present time. With that money available, and with the land, it seems reasonable to expect that the yard might properly be established there during the coming

properly be established there during the coming spring.

Coun. HALE—Mr. Chairman, I think this cought to rush it through. Mayor Fitzgerald the other night introduced a good many arguments for and against this proposition, and I think we ought to consider it pretty carefully, referring it to a committee before we pass it. I move that the passage of this order be postponed for two weeks.

Coun. BRAND—Mr. Chairman, I have no particular objection to the order going over for another week, but of course Coun. Hale knows that it requires the approval of the Mayor. The Mayor is quite familiar with the conditions there in Dorchester, and, fortunately, he was at a large meeting held in the Dorchester High School and heard the complaints from every section of Dorchester—Neponset, the Lower

Mills, Mattapan, Field's Corner, Upliam's Corner, Meeting House Hill—in fact, from every section of the district. It seems to me, with the money available and the land available, and the matter requiring the approval of the Mayor, there can be no particular reason for great delay. If the councillor will change his request for assignment from two weeks to one week! I shall be willing to have the matter assigned for one week. Coun. HALE—Mr. Chairman, I shall be glad to do see

Coun. HALE—Mr. Chairman, I shall be glad to do so.

Coun. BRAND—He says he will gladly consent to that. Therefore, I will be willing to have the matter go over for one week—simply stating, however, that I think this is something upon which we should have immediate action.

The order was assigned to the next meeting of the Council.

# EXPENSE OF HEARINGS, PRINTING, ETC

Conn. COLLINS offered the following—Ordered, That the expense of hearings given by the City Council or its committees during the present financial year be charged to the appropriation for City Council, Incidental Expenses. Passed

Passed.
Ordered, That the expense of printing documents ordered printed by the City Council during the present financial year be charged to the appropriation for Printing Department, City Documents, etc.

Passed.

Passed.
Ordered, That the expense incurred during the present financial year for the advertising by the city of hearings before state officers and boards, for the advertising of elections and for the publication of ordinances and regulations be charged to the appropriation for City Council, Incidental Expenses.

Passed.

#### CARE OF RECORDS, ETC.

Coun. ATTRIDGE offered an order—That all the records, documents, maps, plans, papers and portraits formerly in the charge of the Clerk of the Common Council be placed in the eare and eustody of the City Clerk.
Passed.

# WIDENING OF NORFOLK STREET.

Coun. BRAND offered an order—That the Committee on Finance, when appointed, be requested to include in the first loan bill the sum of \$260,000 for the widening of Norfolk street, from Codman square to Dorr's Bridge, street, fr Ward 24.

Referred to Committee on Finance when ap-

pointed.

# PERMANENT BASIS, SEWER DIVISION.

Coun. CURLEY offered an order—That the Superintendent of Sewers, through his Honor the Mayor, be directed to place men employed as laborers in said department upon a permanent

basis.

Coun. CURLEY—Mr. Chairman, in connection with this order I would state that it has been customary in the Dorchester sewer yard since the election of the present chief executive for the foreman in charge of that yard—who was interested in some other candidate for mayor—to let the men off Saturday mornings, so that they would lose an entire day, and on pleasant days to cause them to work. That is apparently the only yard of the Sewer Division where any such practice prevails, and I certainly trust that the Superintendent of Streets will see the wisdom of correcting it at once. eorrecting it at once.
The order was passed.

# VOTES FOR PRESIDENT.

On motion of Coun. CURLEY the Council other to proceed to the election of a President.
The members, when their names were called, amounted their choice as follows:
Coun. Attridge, Collins and McDonald—Walter

L. Collins.

Coun. Ballantyne and Hale-Walter Ballan-

ne. Coun. Brand—Frederick J. Brand. Coun. Buckley—Timothy J. Buckley. Coun. Curley—Thomas J. Kenny. Coun. Kenny—Matthew Hale.

Coun. Kenny—Matthew Hale.
And there was no choice.
Coun. CURLEY—Mr. Chairman, there being no choice, I would most respectfully move that we proceed to another ballot; but in connection with that motion I would state that I had supposed, after the numerous conferences and dinners of certain members of the Board, that they had made up their minds as to who was the best member of the body to support as president. I have cast one or two votes here for a Good Government member, and I have cast a couple of ballots for a better government member of the Board. (Laughter.) Perhaps it is a case where no member of the Good Government Association wants to be president of the Board, or perhaps it no member of the Good Government Association wants to be president of the Board, or perhaps it is their desire that some one other than one indorsed by the Good Government Association be chairman. Thinking that such may be the case, I shall be pleased on the next ballot to vote for Coun. Brand, who has been indorsed by neither the Municipal League, the Good Government Association nor the Democratic party.

The roll was called, and the members aunounced their choice for president as follows:

Coun. Attridge, Collins and McDonald—Walter L. Collins.

Coun. Ballantyne and Hale-Walter Ballan-

Coun. Brand and Curley—Frederick J. Brand. Coun. Buckley—Timothy J. Buckley. Coun. Kenney—Matthew Hale.

Coun. Kenney—Matthew Hale.
And there was no choice.
Coun. BRAND—Mr. President, I move that we proceed to another ballot for president.
Coun. CURLEY—Mr. Chairman, on the question of proceeding to a further ballot I desire to state that it apparently was the wish of one of the members of this body at the last meeting that we get down to business. We were informed that the public was watching us and expected us. the members of this body at the last meeting that we get down to business. We were informed that the publie was watching us and expected us to act. Now, I am satisfied that if there were as many of the Curley-Timitly-Lomasney combination in this Board as there are of the Good Government Association it would be unnecessary to wait for more than one meeting to decide upon a chairman of the body (laughter), and where there are men indorsed by the Good Government Association here—men of so much intelligence and among whom there is apparently such unanimity of good feeling and good fellowship—it seems that it should be possible for them to decide without any great difficulty the question of who shall be the presiding officer. It may be that each one is hoping that the lightning will hit him and is, at the same time that he is dolging it, afraid that it will hit his neighbor. It would seem that if there is any real sincere desire to get down to business there is a possibility of doing it without even having the lightning hit a Good Government member of the body. I would now suggest as president the most modest member of this body, but one well qualified to serve as president, and that is the gentleman from Charlestown, Mr. Buckley. If modesty is an attribute of a presiding officer, I think he possesses it in an extremely marked degree, even if he has voted for himself; and if there are any members of the Good Government Association who are really sincere in their wish to cleet a presiding officer to-day, and if they do not wish to elect one of their own number, why do they not join in with myself and Mr. Buckley and make Mr. Buckley chairman of the Board? I sincerely trust that they will do so.

The motion to proceed to another vote for president was contact and the second content of the second conten trust that they will do so.

The motion to proceed to another vote for president was carried, the members announcing their

choice as follows:

Coun. Attridge, Collius, McDonald-Walter L. Collins. Coun. Ballantyne and Hale—Walter Ballan-

Coun. Brand—Frederick J. Brand. Coun. Buckley—Thomas J. Kenny. Coun. Curley—Timothy J. Buckley Coun. Kenny—Matthew Halc.

And there was no choice.
Coun. CURLEY—Mr. Chairman, I move you that we proceed to another ballot. I would say in this connection that I have been informed that one member of this body has four votes

pledged to him, including his own. If such is the case I think an opportunity should be given him to be chairman of the body and I shall vote

him to be chairman of the body and I shall vote for him on this ballot.

The Council voted to proceed to another ballot for president, and the Clerk called the roll with the following result:

Coun. Attridge, Collins, McDonald—Walter

L. Collins Coun. Ballantyne, Brand, Hale-Walter Bal-

Coun. Buckley—Thomas J. Kenny.
Coun. Buckley—Thomas J. Kenny.
Coun. Curley—Daniel J. McDonald.
Coun. Kenny—Matthew Hale.
And there was no choice.
Coun. CURLEY—Mr. Chairman, I move you that we proceed to another ballot. It is apparent that we are gradually arriving at a solution of the problem. Some of the members have received three votes. If they had one more that would be four and another would make five; but they do not seem to receive a sufficient number on a show down. I sincerely trust that the Council will see the wisdom of selecting somebody on this ballot. Personally I am going to vote for Mr. Buckley.

The Council voted to proceed to a ballot, the

The Council voted to proceed to a ballot, the roll was called and the members responded with

the following result:
Coun. Attridge, Collins, McDonald—Walter L. Collins.

Collins.
Coun. Ballantyne, Hale—Walter Ballantyne.
Coun. Brand, Curley—Timothy J. Buckley.
Coun. Buckley—Thomas J. Kenñy.
Coun. Kenny—Matthew Hale.
And there was no choice.

#### RECESS.

The Council voted, on motion of Coun. BRAND at 3.52 p. m., to take a recess and go into Committee of the Whole.

The Council reassembled in the Council Chamber and were called to order by Coun. BALLANTYNE at 4.15 p. m.

# REPORTS OF COMMITTEE ON THE WHOLE.

Coun. CURLEY, for the Committee on the Whole, submitted the following: (1) Reports of petitions (severally referred to-day) for the use of Faneuil Hall—that leave

be granted, viz.:

Isador Phillips, evening of February 23.
Fusileer Veteran Association, afternoon and evening of May 11.
Boston Lodge No. 10, B. P. O. E., evening of

March 6.

Reports accepted; leave granted on the usual

Reports accepted, tax by the Reports accepted, tax by the Report on message of Mayor and amended ordinance (referred to-day) reducing the number of principal assessors from nine to seven—that the ordinance ought to pass.

Report accepted; said ordinance passed.

# THE REPAIR OF STANDISH STREET.

Coun. BRAND offered an order-That the Superintendent of Streets be requested to immediately put in safe and proper condition for public travel Standish street, Ward 20, Dorchester. Passed.

# VOTES FOR PRESIDENT.

Coun. BRAND—Mr. Chairman, I move you, sir, that we proceed to ballot at this time for president of this Council.

The motion was carried, the Clerk called the roll, and the members announced their preference as follows:

Attridge, Collins, McDonald-Walter L. Collins. Coun. Ballantyne, Brand, Curley, Hale—

Walter Ballantyne.
Coun. Buckley—Thomas J. Kenny.
Coun. Kenny—Matthew Hale.

And there was no choice.

Coun. BRAND—Mr. Chairman, there being no choice, I move you, sir, that we proceed to take another ballot, and I want to say to my colleagues in this Board that if they really wish to perform a public duty and service to the City of Boston, organizing this Council without further delay, they should lay aside their personal preferences and elect the man who has had four ballots to-day. Here is a clear chance to show whether they are sincere or whether they want to elect a president regardless of their own personal desires. I hope that the members will stand by the man who has received four ballots and elect him. Coun. BRAND-Mr. Chairman, there being no

personal desires. I hope that the members will stand by the man who has received four ballots and elect him.

Coun. CURLEY—Mr. Chairman, on the question of proceeding to another ballot I believe that up to date I have voted for about everybody in the Council, with the exception of Coun. Hale and Coun. Attridge, and I will have an opportunity to vote for them before the afternoon is over, because we will have a great many ballots and will not settle this matter to-day. It appears, however, that neither Coun. Hale nor Coun. Attridge is the choice of the members. Personally I would like to see Coun. Buckley in the chair but apparently it is the desire of the councillors that somebody other than Buckley be president. If it is the wish of the members that I act as president, if they desire to be relieved from the torture of listening to me on the floor during the greater portion of the year and a sufficient number would vote for me, in spite of the declaration that I am not a candidate, I would be forced to accept. However, I feet that there is no grave danger of that coming to pass. I will state that I voted for Coun. Ballantyne on the last ballot because I believe he had had sufficient time to dig up four other votes, and I gave him sufficient time to dig them up. He did not suclast ballot because I believe he had had sufficient time to dig up four other votes, and I gave him sufficient time to dig them up. He did not succeed, however, so I cannot vote for him any more. (Laughter.) If every member for whom I have had a chance to vote will vote for me on the next ballot I will be president, even though I don't want the job; but, of course, if they cast their votes for me I shall be forced to accept, regardless of the disagreeable situation in which it places me. (Laughter.) I will state, however, that it is not my purpose to vote for Coun. Ballantyne on the next ballot, so I trust that no member of the Council will be misked as to my position.

The Council voted to proceed to another ballot, with the following result:

Coun. Attridge, Collins, McDonald—Walter L. Collins.

Coun. Ballantyne, Brand, Hale-Walter Ballantyne.
Coun. Buckley—Thomas J. Kenny.
Coun. Curley and Kenny—Matthew Hale.

And there was no choice.

On motion of Coun. BRAND the Council voted to proceed to another ballot, with the following

Coun. Attridge, Collins, Kenny, McDonald—Walter L. Collins.

Coun. Ballantync, Hale—Matthew Hale.
Coun. Brand—Frederiek J. Brand.
Coun. Buekley—Thomas J. Kenny.
Coun. Curley—John J. Attridge.
And there was no choice.
On motion of Coun. McDoNALD the Council

on motion of Count. McDONALD the council voted to proceed to another ballot, with the following result:
Coun. Attridge, Collins, Kenny, McDonald—Walter L. Collins.
Coun. Ballantyne, Buckley, Hale—Matthew

Hale.

Coun. Brand-Walter Ballantyne.

Coun. Brand—Watter Balantyne.
Before the result was announced Coun.
CURLEY said:
Mr. Chairman, we might as well settle this
thing—Matthew Hale. (Laughter.)
And there was no choice.
Coun. CURLEY moved to adjourn, but

withdrew the motion at request of Coun. Buckley.

# COMMITTEE ON SOLDIERS' RELIEF.

Coun. BUCKLEY offered an order—That a special committee, to consist of three members of

the City Council, be appointed temporarily to determine the amounts of aid to be allowed to soldiers and sailors and their families and other soldiers and salors and their families and other persons, under the provisions of chapter 79 of the Revised Laws and any acts in addition thereto or amendment thereof; the amounts so paid to be eharged to the appropriation for soldiers' relief. The order was passed. The President ap-pointed as such committee Coun. Hale, Brand

and McDonald.

#### MINORS' LICENSES, ETC.

Coun. HALE offered an order—That the City Clerk shall, until otherwise ordered by the City Council, issue licenses and badges to minors, and shall, in such ease, see that every minor licensed by order of the City Council conforms to the condition of such license.

Passed.

# DUTIES OF CLERK OF COMMITTEES.

Coun. HALE offered an order-That the Clerk Coun. HALE offered an order—That the Clerk of Committees already elected by the City Council shall have charge of the libraries in the rooms of the former Clerk of Committees Department; shall, when no other provision is made, act as the clerk of all committees, standing or special, of the City Council; shall make proper records in books kept for the purpose of all the proceedings and transactions of each committee; shall keep a calendar of all the meetings of each committee, and notify the members thereof of such keep a calendar of all the meetings of each committee, and notify the members thereof of such meetings when requested so to do by the chairman or a majority of the committee; shall keep in the said libraries, which together shall be known as the City Hall Reference Library, a copy of the several publications issued by the city, and by every board and department thereof, and copies of publications presented to the City of Boston from other sources; and shall perform such other duties and services for said committees as they may, from time to time, require. Assigned to the next meeting, on motion of Coun. CURLEY.

# DUTIES OF SERGEANT-AT-ARMS.

DUTIES OF SERGEANT-AT-ARMS.

Coun. HALE offered an order—That the Sergeant-at-arms already elected by the City Council shall have the care, custody and distribution of all documents, pamphlets and books printed for the City Council, and of all such documents, pamphlets and books formerly in charge of the City Gouncil and committees thereof; shall, under the direction of such chambers and rooms as may be assigned for the use of the City Council or any committee thereof; and shall perform all services required of him by the Mayor, the City Council and any committees thereof for the conduct of their affairs; shall have charge of all regular or special details of police for the preservation of order in City Hall; and may spend such money as may be necessary for the performance of his duties, subject to the approval of the City Council.

The question came on giving the order a second reading.

reading.

reading.

Coun. CURLEY—Mr. Chairman, I most respectfully move that that order be assigned for one week. I understand that our present City Messenger is a member of the City Messengers' Club of Massachusetts, and, while perhaps no grave injury will result to him by changing his title, still the title of sergeant-at-arms is not quite as dignified as that of city messenger. There might also be other corrections made in the order, and I move that it be assigned till the next meeting.

The motion to assign to the next inceting was

Adjourned, on motion of Coun. CURLEY, at 4.30 p. m., to meet on Monday, February 21, at 3 p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Wednesday, February 16, 1910.

Special meeting of the City Council held in the Council Chamber, City Hall, at three o'clock p. m., Coun. BALLANTYNE. senior member, in the chair and all the members present.

The Clerk read the call for the meeting, as follows:

City of Boston, Office of the Mayor, February 14, 1910.

To the Members of the City Council:
You are hereby requested to assemble in the
City Council Chamber, City Hall, on Wednesday,
February 16, 1910, at three o'clock p. m., for
the purpose of effecting a permanent organization of your honorable body and transacting
such other business as may come before you. Respectfully,
John F. Fitzgerald, Mayor.
Placed on file.

# ELECTION OF PRESIDENT.

Coun. BRAND-Mr. Chairman, I move you

Coun. BRAND—Mr. Chairman, I move you that at this time we proceed to the election of a president of the Council, under the law.

The motion was carried, and the Clerk called the roll, with the following result:
For Walter L. Collins—Coun. Attridge, Collins, Kenny, McDonald—4.

For Walter Ballantyne—Coun. Ballantyne, Brand, Buckley, Hale—4.

Coun. CURLEY—Mr. President, I suppose in the interests of good government it is about time to settle this question. Personally, I had supposed that it would be possible for the representatives of good government in the body without the assistance of one who is outside the pale of the Good Government Association. But apparently it is not. The situation to my mind presents a bit of a paradox—two candidates having four votes each; and I suppose for the good of the community it might be just as well to settle it now as at any time. Personally, I have great admiration for both gentlemen, and do not enjoy any more than they do the torture that I am now causing them (laughter); but, in order that this question may be definitely settled, once and for all, Mr. President, and in order that an honor may be conferred upon the Scotch race that they have never enjoyed in this city, I am going to vote for Walter Ballantyne.

Walter Ballantyne, having received five votes and Walter L. Collins four votes, Walter Ballantyne was declared elected president of the Council. (Applause.)

Coun. CURLEY—Mr. President, I move you that we do now adjourn.

ouncil. (Applause.) Coun. CURLEY—Mr. President, I move you

Council. (Applause.)

Coun. CURLEY—Mr. President, I move you that we do now adjourn.

President BALLANTYNE—Just a moment, gentlemen; I would like to say one word before we adjourn. This honor has come to me as a surprise at this time, although I had been looking for it and thought that in the end I might be chosen to this high office. I want to assure you that I appreciate this very high honor that has been done me. I thank those who have voted for me and I express my good will to those who refrained from voting for me for what they thought good reasons. I have no feeling against any one who has voted against me at any time, and I promise you that in the discharge of my duty as president of the Council I shall try to be fair to every one. I shall use this gavel without distinction and shall show favor to none. I thank you again for the honor you have conferred upon me. (Applause.)

Coun. BRAND—Mr. President, I wish to call the Council's attention to the rules as printed, finding a copy of them ou the desk here. Rule 7 conflicts with the ordinance or order which was offered at the Monday afternoon meeting, and I would suggest that we either strike out rule 7 or

amend the ordinance that is before the Council,

amend the ordinance that is before the Council, as the two conflict.

The PRESIDENT—The Chair would say to Coun. Brand that the rules as printed are simply here for the action of the Council. None of them have been adopted. We are simply at the present time working under the rules of the old Board of Aldermen. These rules were assigned to the next meeting of the Council, so they are before us for action if the members so wish.

Coun. BRAND—Mr. President, I take occasion at this time to call attention to the conflict between Rule 7 and the order or ordinance before the Council, before we adjourn.

Coun. CURLEY—Mr. President, at the last meeting it was moved that the adoption of the rules be assigned to the next meeting, the presumption being that we would adjourn for one week. I would say that this is the first time I have seen a copy of the rules. I would like to read them over myself, and I trust that no action will be taken before the next meeting of the Council. I have discovered several slight informalities, one in particular in relation to the distinguished gentleman who now presides as sergeant-at-arms pro tem., and in the past has presided as city messenger. The title of city messenger is conferred upon him under the new rules, and yet we are unaware at the present time whether he shall be reduced to sergeant-at-arms. In all probability other informalities may be discovered between now and next Monday.

Coun. BRAND—Mr. President, it was not my purpose to have any action taken on this, but merely to call the attention of the Council to

and next Monday.

Coun. BRAND—Mr. President, it was not my purpose to have any action taken on this, but merely to call the attention of the Council to an irregularity. Through our haste at the last meeting, when we passed the ordinance reducing the number of assessors from nine to seven, in accordance with the message of his Honor the Mayor, we neglected to reconsider, and I think this would be a proper time to observe that formality. Therefore, at this time I move a reconsideration of the action taken by the Council last week on the ordinance reducing the number of assessors from nine to seven, hoping that the same will not prevail.

The PRESIDENT—The Chair would rule the motion out of order, for the reason that it would have been necessary to give notice of reconsideration to the City Clerk within twenty-four hours of the adjournment of the last meeting. The matter is in the hands of the Mayor I believe now, and not in the hands of the Council. Coun. BRAND—Mr. President, I wish to say that I think the Chair is in error in his ruling, because I believe the question is open and can be called up for reconsideration even after the twenty-four hours.

The PRESIDENT—The Chair does not so understand the rules, unless you give notice to the City Clerk within twenty-four hours after the

understand the rules, unless you give notice to the City Clerk within twenty-four hours after the adjournment of the meeting.

# NEW FERRYBOAT.

The following was received:

City of Boston,
Office of the Mayor, February 16, 1910.
To the City Council:
Complaints To the City Council:

Complaints have been received from representatives of the teaming interests that owing to the recent loss of one of the boats in the Ferry Division of the Street Department, and the age and defective condition of two of the others now in service, there is imminent risk of such interruption in the service as to cause great loss to our business interests unless the ferry flect is immiditable unlessed. is immediately enlarged.

After a thorough investigation of the subject and consultation with the Superintendent of Streets, I recommend the passage of a loan order appropriating \$125,000 for a new ferryboat of improved modern type to meet the legitimate demands of this important and constantly increasing tending.

increasing traffic.

Respectfully, JOHN F. FITZGERALD, Mayor.

Ordered, That the sum of one hundred and twenty-five thousand dollars (\$125,000) be appropriated, to be expended by the Superintendent of Streets for the purpose of constructing and equipping a new ferryboat; and that to meet said appropriation the City Treasurer he authorized to issue from time to time, on request of



the Mayor, bonds of the city to said amount for

said purpose.

Referred to the Committee on Finance, when appointed.

# SOLDIERS' RELIEF.

Coun: CURLEY moved to adjourn.
Coun. HALE—Mr. President, I don't know whether it is possible to wait, but we are expecting from the Soldiers' Relief Department a new typewritten copy of the order for the month. If we do not pass it to-day it will hold up the pay for a week cree. week or so.

A recess was taken at 3.33 p. m. for fifteen

A recess was taken at 3.33 p. m. for inteenminutes.

The Council reassembled and were called to order by the President at 3.52 p. m.

Coun. HALE, for the Committee on Soldiers' Relief, submitted a report recommending the passage of an order for the payment of aid to soldiers and sailors and their families in the City of Boston for the month of February, 1910.

Report accented: order passed.

Report accepted; order passed.

Adjourned at 3.53 p. m.; on motion of Coun. ATTRIDGE, to meet on Monday, February 21, at 3 p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Monday, February 21, 1910.

Regular meeting of the City Council in the Council Chamher, City Hall, at three o'elock p. m., President BALLANTYNE in the chair and all

On motion of Coun. HALE, the reading of the records of the last meeting was dispensed with.

# JURORS DRAWN.

Forty-one traverse jurors were drawn under chapter 514 of the Acts of 1894, for the Superior Criminal Court, to appear March 9, as follows:

chapter 514 of the Acts of 1894, for the Superior Criminal Court, to appear March 9, as follows:

Frank E. Smith, Ward 17; Franklin P. Daly, Ward 22; Henry H. Fletcher, Ward 19; Frank E. Hanson, Ward 21; James Young, Ward 25; Edward Murphy, Jr., Ward 20; William E. Shackley, Ward 20; Lawrence A. Rettmann, Ward 22; Annable Smith, Ward 10; James Murray, Ward 23; William E. Leavett, Ward 24; Lawrence Grant. Ward 22; Theobald Goetz, Ward 23; Eugene McCarthy, Ward 23; Nicola V. Campana, Ward 6; Charles H. Whittemore, Ward 24; Arthur J. Leary, Ward 13; William Orkin, Ward 8; John F. Holman, Ward 3; James R. Meany, Ward 19; Clifford C. Chapnan, Ward 17; Robert W. Stanley, Ward 18; Berton A. Rupert, Ward 22; Nicholas J. Quinn, Ward 9; Walter A. Smith, Ward 23; George A. Griffith, Ward 11; John J. O'Connor, Ward 16; Harry L. Flynn, Ward 20; William H. Scott, Ward 4; Jabez Nichol, Ward 23; Harry A. Simpson, Ward 20; Joha F. Shea, Ward 13; William E. H. Horne, Ward 20; Daniel N. S. Barker, Ward 20; Ferdinand Holzworth, Ward 19; William J. McCracken, Ward 24; Gustaf Cederlund, Ward 19; Henry W. Kelly, Ward 17; Fred A. Cunningham, Ward 18; Edward E. Piper, Ward 10; Alonzo Fernald, Ward 2.

# \* RESIGNATION AND REMOVAL.

Notice was received from the Mayor of the resignation of John H. Donovan from the Board of Assessors, to take effect at the close of busi-

ness February 18, and of the removal of Alonzo F. Andrews as a member of the Board of Assessors February 18. Notices placed on file.

# APPROPRIATION BILL.

The following was received:

City of Boston, Office of the Mayor, February 18, 1910.

To the City Council:

To the City Council:

In accordance with section 3 of chapter 486 of the Acts of 1909, I transmit herewith the estimates of the several departments for the financial year 1910–1911, together with a list of the appropriations which I recommend. I also transmit for your information the basis of estimate prepared by the City Auditor, which includes the amount which can be raised within the tax limit for the current expenditures of the city and an estimate of the income for the present year. These two items, added together, fix the limit within which the total amount appropriated by the City Council must fall.

The sum total of all the estimates submitted by the heads of city departments, with an allowance of \$250,000 for the Reserve Fund, is \$13,311,726. The total of the estimates submitted by heads of county departments is \$1,384,679. The city and county debt requirements, embracing interest, sinking funds and installments upon serial bonds, total \$5,097,480. The sum of these various items, \$19,793,885, is \$467,507 less than the amount available under the law for current expenditures.

The sum of these various items, \$19,190,500, is \$467,507 less than the amount available under the law for current expenditures.

I recommend a reduction of \$914,430 in the eity and county estimates, making a total appropriation of \$18,849,455. This includes an increase of \$80,834.59 in the debt requirements, over which the Mayor and the City Council have no control, and an increase of \$495,564.31 over the actual expenditures of the eity and county departments during the fiscal year 1909–1910. The amount available but not appropriated is \$1,381,396,28.

It is my judgment that in most cases the items of increase merely allow for the normal growth of population. In special cases, such as the Highway and Sanitary Divisions of the Street Department, experience has proved that the appropriations in the past have been reduced below the minimum of efficiency and of enlightened regard for the public welfare.

Respectfully,

Respectfully,
JOHN F. FITZGERALD, Mayor.

Appended were the detailed department esti-

Art Department: Eight hundred dollars  Assessing Department: One hundred seventy thousand dollars  Auditing Department: Forty-six thousand eight hundred dollars  Buth Department: One hundred eighty-three thousand nine hundred fifty-two dollars  Building Department: One hundred ten thousand four hundred eighty dollars—	\$800 00 170,000 00 46,800 00 183,952 00
Building Department	. 110,480 00
Cemetery Department: Eighty thousand dollars City Clerk Department: Forty-five thousand dollars	80,000 00 45,000 00
City Council: Forty-nine thousand five hundred seventy-five dollars Salaries \$13,500 00 City Council proceedings	
Ineidental expenses	49,575 00
City Documents: Thirty-two thousand dollars Collecting Department: One hundred thirty-six thousand dollars Consumptives' Hospital Department: One hundred ninety thousand dollars	32,000 00 136,000 00 190,000 00
Election Department: One hundred forty-eight thousand seven hundred twenty-live dollars	148,725 00
Engineering Department: Eighty-five thousand dollars Finance Commission: Thirty thousand dollars Fire Department: One million five hundred fifty thousand dollars—	85,000 00 30,000 00
Current expenses	1 550 000 00
Health Department: Two hundred twenty thousand dollars	1,550,000 00 220,000 00 498,500 00

Institutions: Children's Institutions Department: Two hundred five thousand three hundred eightholders—	ty
Placing Out and Office Division   \$97,000 (  Parental School   60,000 (  Suffolk School for Boys   48,380 (	00 00 00
Institutions Registration Department: Twenty-three thousand dollars Boston Infirmary Department: One hundred eighty-three thousand five hundred	- \$205,380 00 . 23,000 00 d
dollars	00 00 00 00 00
Law Department: Fifty thousand one hundred forty dollars Library Department: Three hundred fifty-one thousand nine hundred seventy-eigh	. 25,289 00 . 50,140 00
dollars Market Department: Ten thousand seven hundred fifty dollars Mayor: Eighty-five thousand dollars— Office expenses, etc Public eelebratious \$50,000 (	10.750.00
Music Department: Nineteen thousand dollars	19,000 00
Overseeing of the Poor Department: One hundred forty-two thousand five hundred dollars Park Department: Three hundred sixty-five thousand dollars Police Department: Two million one hundred forty-five thousand dollars Current expenses Pensions  135,473 (  Linguistic Reard: Thirty-five thousand dollars	142,500 00 . 365,000 00
Meensing Board. Thirty-live thousand donars	. 35,000 00
Printing Department: Salary of Superintendent and operating expenses to be met be revenue. Public Buildings Department: One hundred ninety-five thousand dollars Public Grounds Department: One hundred fifty thousand dollars Registry Department: Forty-two thousand fifty-five dollars	
Public Buildings Department: One hundred fifty thousand dollars Public forounds Department: One hundred fifty thousand dollars Registry Department: Forty-two thousand fifty-five dollars Reserve Fund (for the payment of claims, executions of court, court fees, expert witness, and other legal expenses, and for transfers): Two hundred fifty thousand dollars Sinking Funds Department: Two thousand four hundred dollars Soldiers' Relief Department: Two hundred forty thousand dollars. Statistics Department: Fifteen thousand two hundred dollars— Statistics Department:	250,000 00 2,400 00 240,000 00
Soldiers' Relief Department: Two hundred forty thousand dollars. Statistics Department: Fifteen thousand two hundred dollars— Statistics Department City Record, publication of 4,200 0  Street Department: Four million one hundred thirteen thousand nine hundred fifty-fivence.	
dollars—       \$22,768 0         Central Office       \$22,000 0         Ferry Division       232,000 0         Highway Division       730,000 0         Sanitary Division       1,282,109 0         Sewer Division       325,078 0	
Street Laying-Out Department: Eighty-five thousand dollars Supply Department: Fifteen thousand dollars Treasury Department: Forty-eight thousand six hundred dollars Weights and Measures Department: Twenty-four thousand eight hundred ninety-si	- 4,113,955 00 . 85,000 00 . 15,000 00 . 48,600 00
Weights and Measures Department: I wenty-four thousand eight hundred ninety-si dollars  Wire Department: Fifty-seven thousand eight hundred fifty dollars	x . 24,896 00 . 57,850 00
City Debt Requirements:       \$1,465,755 0         Sinking funds       34,750 0         Interest       3,385,000 0	0 0 0 0 - 4,885,505 00
County of Suffolk: One million five hundred five thousand six hundred twenty-five dollars—  General expenses	
County Debt Requirements: Sinking fund and principal	
	\$18,849,455 00
Water Department: One million forty thousand nine hundred sixty dollars. (To b paid by water income.)	
Current expenses and extension of mains \$900,000 00 Debt requirements. (Interest.)	

		Basis	OF	Esti	MATE					1000 40
Average valuation \$1 200 962 0	ര									1909-10.
Average valuation, \$1,300,863,9 \$6.94 on a thousand brings Estimated income					:	:				. \$9,027,995 88 . 4,009,000 00
										010 000 00 00
City debt, for sinking funds Interest County, for sinking fund and princip										\$13,036,995 88 1,597,784 00
Interest	. 1						•			. 3,240,000 00
Interest	)21.1					•			•	. 65,716 00 . 132,330 00
Interest										1,245,000 00
										\$19,317,825 88
Assessment violation @1 222 802 0	79									1910-11.
Average valuation, \$1,323,892,9 \$6.79 on a thousand brings	10.									. \$8,989,233 28
Estimated income										4,790,000 00
										\$13,779,233 28
City debt, for sinking funds										. 1,465,755 00
Serial loans										. 34,750 00
Interest	1									3,385,000 00 76,160 00
Interest	1130									135,815 00
Appropriation										1,384,679 00
										\$20,261,392 28

Referred to the Committee on Appropriations when appointed.

# PETITIONS REFERRED TO COMMITTEES WHEN APPOINTED.

W. L. Douglas Shoe Company, for compensation for the breaking of a window at corner Court

and Howard streets.

Mrs. Lillian Snyder, for compensation for injuries caused by an alleged defect at 155 Leverett street.

# County Accounts.

Social Law Library, for an appropriation of \$1,000 for said library.

# Fancuil Hall, Etc.

Boston American, for use of Faneuil Hall on evening of March 21.
Boston Lodge No. 10, B. P. O. E., for use on the afternoon of March 6, 1910.

# CONFIRMATION OF APPOINTMENT.

The President called up, under unfinished business, Nos. 1 and 2, viz.:

Action on appointments submitted by the Mayor February 14, viz.:

1. Cornelius J. Donovan, to be a Weigher of

1. Cornelius J. Donovan, to be a Weigher of Vessels for the term ending April 30, 1910.
2. William McDonald, to be a Weigher of Coal, a Measurer of Wood and Bark, a Measurer of Grain and a Weigher of Boilers and Heavy Machinery, for the term ending April 30, 1910.
The question came on confirmation. Committee, Councillors Brand and McDonald. Whole number of ballots nine; yeas nine, and the appointment was confirmed.

ment was confirmed.

### NAMING STREETS.

Communications were received from the Street Laying-Out Department submitting the following orders:

following orders:
Changing name of way at West Roxbury known as Arundel street, from Walter street to Centre street, to Ardale street.
Naming Charlestown Bridge Washington Street, North, from the present terminus of Washington Street to North from its junction with Causeway street to the junction of City square and Chambers

Changing the name of Walk Hill street, West Roxbury, from Asticou road to South street, to

St. Ann street.
Changing name of Walk Hill street, West Roxbury, from Asticou road to Washington street, to Asticou road.

Changing name of way at Roxbury known as Roseley court, leading southwesterly from Roxbury street, to Anita terrace.
Severally placed on file.

# REGISTRY OF DEEDS PAY ROLL.

A communication was received from the Suf-A communication was received from the Suffolk Register of Deeds certifying the persons employed in the office commencing January 24, 1910, and ending February 21, 1910, total amount of clerk hire being \$3,165.55.

Referred to the Committee on County Accounts when appointed.

# COAL AND COKE LICENSES.

Notice was received from the Secretary of the Commonwealth of the granting of coal and coke licenses.

Placed on file.

# RAILROAD NOTICES.

Notice was received from the Railroad Commissioners of approval of 295th and 296th location of the West End Street Railway Company. Notice was also received from the Railroad Commissioners of approval of 6th location, curved track, corner of Washington and Grove streets, of the Old Colony Street Railway Company.

pany.
Notice was received from the Railroad Com-Notice was received from the Kallroad Com-missioners that public convenience and necessity do not require the construction of the Roston, Lowell and Lawrence Electric Railroad Company. Placed on file.

# REPORT OF FINANCE COMMISSION.

Communication was received from the Finance Commission reporting on excessive salaries and

superfluous employees.

Referred to the Committee on Appropriations when appointed.

# BOSTON WHARF COMPANY.

Notice was received from the Boston Wharf Company of acceptance of location for track across Congress street, Ward 13. Placed on file.

# SIDEWALK ASSESSMENTS.

Communications were received from the Super-Communications were received from the Super-intendent of Streets giving the cost of construct-ing brick sidewalks in front of certain estates on Hampshire street, Ward 18, amounting to \$1,495.68, and on sundry streets in Ward 18, amounting to \$1,038.78, with orders that the persons named in the within schedules be and they hereby are charged and assessed with one half the sums set to their respective names as their proportional parts of the cost of construct-ing brick sidewalks with granite edgestones in front of their estates on said streets, and the same is ordered to be certified and notice given to the parties aforesaid.

# MINORS' LICENSES.

President BALLANTYNE submitted the applientions for minors' licenses of forty-three newsboys and one bootblack.

The Board voted to grant the licenses.

# THE PROCEEDINGS.

Coun. ATTRIDGE offered an order—That the contract formerly made with Edward W. Harnden to report the proceedings of the City Council, be continued until otherwise ordered, except that the yearly amount named in said contract as payment therefor be reduced from \$5,100 to \$3,000; the amount paid to be charged to the appropriation for City Council Proceedings when made made. Passed.

#### DORCHESTER SANITARY YARD.

Coun. BRAND called up special assignment,

viz.: Ordered, That his Honor the Mayor be requested to direct the Superintendent of Streets to establish a yard of the Sanitary, Street Clean-ing and Watering Divisions in the Dorchester district.

### RULES.

On motion of Coun. HALE the Council took

On motion of Coun. HALE the Council took up special assignment, viz.:

3. Report of the Committee on Rules, recommending the adoption of a draft of rules for the government of the City Council for the current year, as contained in City Document 44.

Coun. HALE moved to amend the rules as reported by striking out in Rule 22, the committees on Armories, Lamps, Licenses, Markets, Railroads, and the committees provided for in clauses 9 to 19, inclusive.

Coun. BRAND offered an order—That the committee designated in the rules submitted as "Public Improvements" be and is hereby designated as the Executive Committee of the City Council.

The rules, with the proposed amendments, were referred to Committee of the Whole.

# POSTAGE FOR CITY RECORD.

Coun. KENNY offered an order—That there be allowed and paid to the editor of the City Record the sum of one hundred dollars to meet the eost of postage on the mailing of the paper to subscribers; to be accounted for by vouchers filed with the City Auditor, and to be charged to the appropriation for Statistics Department, City Record, publication of. Passed.

### DUTIES OF CLERK OF COMMITTEES.

On motion of Coun. HALE the Council took

on motion of Coun. ITALE the Council took up special assignment, viz.:
5. Ordered, That the Clerk of Committees already elected by the City Council shall have charge of the libraries in the rooms of the former Clerk of Committees Department; shall, when no

other provision is made, act as the clerk of all committees, standing or special, of the City Council; shall make proper records in books kept for the purpose of all the proceedings and transactions of each committee; shall keep a calendar of all the meetings of each committee, and notify the members thereof of such meetings when requested so to do by the chairman or a majority of the counnittee; shall keep in the said libraries, which together shall be known as the City Hall Reference Library, a copy of the several publications issued by the city, and by every board and department thereof, and copies of publications presented to the City of Boston from other sources; and shall perform such other duties and services for said committees as they may, from time to time, require.

In connection with the above Coun. HALE offered the following as a substitute:

Ordered, That the Clerk of Committees already elected by the City Council shall have charge of the libraries in the rooms of the former Clerk of Conmittees Department; shall, when no other provision is made, act as clerk of all committees, standing or special, of the City Council; shall make proper records in books kept for the purpose of all the proceedings and transactions of each committee; shall keep in the said libraries, which together shall be known as the City Hall Reference Library, a copy of the several publications presented to the City of Boston from other sources; and shall perform such other duties and services for said committees as they may, from time to time, require; and may spend such money as may be necessary for the performance of his duties, subject to the approval of the City Council.

The order and substitute were referred, on motion of Coun, CURLEY, to Connuittee of the

cil.

The order and substitute were referred, on motion of Coun. CURLEY, to Committee of the

# DUTIES OF SERGEANT-AT-ARMS.

On motion of Coun. CURLEY the Council

took up special assignment, viz.:
6. Ordered, That the sergeant-at-arms already elected by the City Council shall have the care, custody and distribution of all documents, pamphlets and books printed for the City Council, pamphiets and books printed for the City Couneil, and of all such documents, pamphlets and books formerly in charge of the City Messenger; shall attend all meetings of the City Couneil and committees thereof; shall, under the direction of the presiding officer, have the supervision of such chambers and rooms as may be assigned for the use of the City Council or any committee thereof; and shall perform all services required of him by the Mayor, the City Council and any committees thereof for the conduct of their affairs; shall have charge of all regular or special details of police for the preservation of order in City Hall; and may spend such money as may be necessary for the performance of his duties, subject to the approval of the City Council.

Referred, on motion of Coun. CURLEY, to Committee of the Whole.

# ABOLITION OF GRADE CROSSINGS.

Coun. CURLEY offered the following:
Resolved, That the City Council of the City
of Boston, acting as County Connnissioners, is
opposed to such modification in the plan, already
adopted for the abolition of grade crossings of
the Old Colony Railroad through Dorchester, as
will tend to confine the ebb and flow of the tide,
or in any way interfere with the water bed in
Tenean creek, Dorchester district, such as would
result from the construction of a conduit instead result from the construction of a conduit, instead

result from the construction of a contain, instant of the bridge.

Resolved, That the City Clerk be directed to forward a copy of these resolutions to the Harbor and Land Commission,

Resolved, That the Corporation Counsel be requested to appear before commission to represent the city's interests:

The resolutions were read a second time; and the question came on their passage.

Coun, CURLEY—Mr. President, I might offer a brief explanation in connection with this. The Commission on Abolition of Grade Crossings, after hearings extending over a period of some two years, made their report to the Railroad Commission, and that report, in so far as it affected water rights, was referred to the Harbor and Land Commissioners. An order was passed that was acceptable to the representatives of the Dorchester section, Ald. Carr and Brand, at the second or third last meeting of the Board of Aldermen of last year, requesting the Board of Harbor and Land Commissioners to follow along the recommendations of the Commissioners on the Abolition of Grade Crossings. In the order as drawn the request that the Corporation Counsel be instructed to appear before the Harbor and Land Commissioners was omitted, and in consequence, at a hearing held last week, the Corporation Counsel, not having been officially notified by the Board or by his Honor, did not attend the meeting. What the Harbor and Land Commissioners propose doing in that particular section is earrying out not the recommendations of the Commission on Abolition of Grade Crossings, who recommend that which is for the best interests of the City of Boston, but rather what is desired by the engineers of the New York, New Haven & Hartford system. The entrance at the present time to Tenean ereck for small boats that put in there for storage or wharf or harbor purposes is about seventy-two feet wide, and if the recommendations of the railroad's engineers are adopted a conduit entrance about fourteen feet in width will be provided, which will in case of ebb tide increase the velocity of water coming through there about five times what it is at present. In other words, a boat would go through there, if outward bound, in case the width of the entrance were reduced to fourteen feet, as if it were shot out of a cannon. Of course such a condition of affairs would be a menace to human life and safety in that section, and I certainly hope and trust that this Counci Coun, CURLEY-Mr. President, I might offer a brief explanation in connection with this. The Commission on Abolition of Grade Crossings,

The resolutions were passed.

# LABORERS IN PARK DEPARTMENT.

Coun. CURLEY offered an order—That his Honor the Mayor be requested to order the Park Commissioners to place the laborers in the Park Department on a permanent basis. Passed.

# STREET CLEANING YARD IN ROXBURY.

Coun. CURLEY offered an order—That the Superintendent of Streets, through his Honor the Mayor, be directed to take the steps necessary for the establishment of a municipal street cleaning yard in the Roxbury district.

Passol

# EXPENSES OF CLERK OF COMMITTEES AND SERGEANT-AT-ARMS.

Coun. CURLEY offered an order—That the salaries and authorized expenses of the Clerk of Committees and the sergeant-at-arms be charged to the appropriation for contingent expenses, City Council, when made.

Passed.

# RECESS.

On motion of Coun. CURLEY, the Council voted at 3.37 p. m. to take a recess, subject to the call of the President, going into Committee of the Whole, and the President designated Coun. Buckley as chairman of that committee of this precision.

The members reassembled in the Council Chamber and were called to order by President BALLANTYNE at 5.04 p. m.

# REPORT ON RULES.

Coun. BUCKLEY submitted the following: The Committee of the Who'e, to whom was referred the report of the Committee on Rules

and Orders for the government of the City Council for the present year, report the same in a new draft as follows:

Amend rules referred to below to read as fol-

Rule 22, as follows: The following standing committees of the Council and other committees,

committees of the Council and other committees, unless otherwise especially directed by the Council, shall be appointed by the Chair.

Section 1. A committee to be known as the Executive Committee of the City Council, to consist of all the members of the Council.

Section 2. A committee for the inspection of prisons to consist of all the members of the Council.

Council.

Section 5 amended to read as Section 7. section 5 amended to read as Section 7. A committee on legislative matters to consist of five councillors who shall, unless otherwise ordered, appear before committees of the General Court and represent the interests of the city; provided, said committee shall not appear, unless authorized by vote of the City Council, oppose any legislation petitioned for by the preceding City Council.

Section 6 original stricken out

Section 6, original, stricken out.
Section 7, original, now Section 8, amended in the last line by striking out after the words "Clerk of Committees" and substituting the words "City Messenger."

Rule 24. Second line strike out "four" and insert "three" so as to read "three weeks" instead of "four weeks."

Rule 27. After the words "City Council" in the third line, add "after due notice has been served upon abutters."

The report was accepted, the rules were amended as recommended by the committee, and as amended were adopted.

(2) Report on the orders relative to duties of Clerk of Committees, recommending the passage of the following new draft:

Clerk of Committees, recommending the passage of the following new draft:

Ordered, That the Clerk of Committees already elected by the City Council shall have charge of the libraries in the rooms of the former Clerk of Committees Department; shall, when no other provision is made, act as the clerk of all committees, standing or special, of the City Council; shall make proper records in books kept for the purpose of all the proceedings and transactions of each committee; shall keep a calendar of all the mentings of each committee, and notify the members thereof of such meetings when requested so to do by the chairman or a majority of the committee; shall keep in the said libraries, which together shall be known as the City Hall Reference Library, a copy of the several publications issued by the city, and by every board and department thereof, and copies of publications presented to the City of Boston from other sources; and shall perform such other duties and services for said committees as they may, from time to time, require, and may spend such money as may be necessary for the performance of his duties subject to approval of the City Council; such money to be paid from the appropriation for City Council, incidental expenses, when for ( made.

Report accepted, order passed.

(3) Report on the order relative to duties of ergeant-at-arms, recommending the passage of the following new draft:

Ordered, That the City Messenger already elected by the City Council shall have the care, enstody and distribution of all documents, pamphlets and books printed for the City Council, and of all such documents, pamphlets and books fornerly in charge of the City Messenger; shall attend all meetings of the City Council and committees thereof; shall, under the direction of the presiding officer, have the supervision of such chambers and rooms as may be assigned for the use of the City Council or any committee thereof; and shall perform all services required of him by the Mayor, the City Council and any committees thereof for the conduct of their affairs; shall have charge of all regular or special details of police for the preservation of order in City Hall; and may spend such money as may be necessary for the performance of his duties, subject to the appropriation for City Council, incidental expenses.

Percent accounted order unstad

Report accepted, order passed.

# SETTLEMENT OF CLAIMS.

Coun. KENNY offered the following:

City of Boston In the Year Nineteen Hundred and Ten,

An Ordinance. To Amend section 17 of chapter 3 of the Revised Ordinances of 1898.

Be it ordained by the City Council of Boston, as follows:

as follows:
Section seventeen of chapter three of the Revised Ordinances of I898 is hereby amended by striking out all of said section and substituting the following thereto:
Section 17. All claims against the city presented to the city council shall be referred to the law department for investigation. Every officer in charge of a department shall settle any claim or suit arising from any transaction, act or neglect of the department under his charge, provided that the settlement is approved by the corporation counsel and by the mayor, and can be effected for not exceeding the sum of five hundred dollars.

hundred dollars. Referred to the Committee on Ordinances when appointed.

# APPROVAL OF COMMISSIONER GALLI-VAN'S APPOINTMENT.

Notice was received from the Civil Service Commission approving the appointment of James A. Gallivan as Street Commissioner. Placed on file.

# APPOINTMENT OF COMMITTEES.

President BALLANTYNE stated that he was

President BALLANTYNE stated that he was about to amounee the appointment of standing committees of the City Council.

Coun. CURLEY—Mr. President, before the committees are announced, I desire to say a word on the question of personal privilege. Some of the daily papers last week published a statement that my action on the question of the chairmanship was based on a trade that I had made with Mr. Ballantyne for the chairmanship of the Committee on Public Improvements. I want to say, Mr. President, that I had no trade with you,—no agreement relative to committees,—and that it is my desire that some person other than James M. Curley be made chairman of the Committee on Public Improvements. If it was your intention that I should be chairman of that committee, I want to save you any embarrassment by informthat I should be chairman of that committee, I want to save you any embarrassment by informing you at this time that I should resign even if appointed; that I have no desire to accept it. I wish to say that my action on the chairmanship was based on my own judgment, and it might have been different perhaps if there were not so many influences at work to make it different. Personally I felt that I was as good as any other member of this Board. I recognized the fact that I could not be elected chairman, and had sufficient discretion to refuse to stand as a candidate; but I did see fit to youe for every other. sufficient discretion to refuse to stand as a candidate; but I did see fit to vote for every other member of the Board before a chairman was elected and then invited them to vote for me. It did not eause any particular surprise, neither did it occasion any humiliation or embarrassment on my part, when I did not result neeting and I then voted as I saw fit, and, with no desire that you be placed in an embarrassing position, I again repeat that if it was your purpose to place me as chairman of the Committee on Public Improvements I want to save you the embarrassment of a resignation. I should not serve.

President BALLANTYNE—The Chair will say that he is not in the habit of making any trades, and that he has neither the desire nor intention of changing any arrangement that he has made in

and that he has neither the desire nor intention of changing any arrangement that he has made in the appointment of committees. I will read the list of committees as appointed.

President BALLANTYNE read the list of committees, as follows:

Appropriations—All the members, Coun.

Brand, Chairman.

Finance-All the members, Coun. Attridge, Chairman.

Executive Committee—All the members, Coun. Hale, Chairman.
On the following committees the first named member is Chairman

Ordinance - Curley, Brand, Buckley, Hale,

Attridge. Claims-Buckley, Hale, Collins, Brand, Me-

Dollid.
Legislative Matters—Kenny, Collins, Brand, Buckley, Hale.
Public Lands—Collins, Attridge, Ballantyne.
Printing—McDonald, Brand, Kenny
County Accounts—Attridge, Kenny, Hale.
Faneuil Hall—Curley, Attridge, Ballantyne.
Soldiers' Relief—Hale, Buckley, Curley,
Prince, All the purpley Core.

Prisons-All the members, Coun. Brand, Chairman.

#### ROPING OFF OF STREETS.

Coun. HALE offered an order—That the City Messenger be requested to cause the necessary roping off of streets or public grounds that may be required, and until otherwise ordered; the expense attending the same to be charged to the appropriation for City Council, incidental expenses, when made.

Coun. HALE—Mr. President, I move that that be referred to the Executive Committee and that Corporation Counsel Babson be requested to appear at our next meeting with regard to the matter.

Coun. Hale's motion was carried.

### DISPLAY OF FLAGS.

Coun. HALE offered an order—That the City Messenger be requested to cause the flags to be displayed on the public flagstaffs during all holidays, until otherwise ordered; the expense attending the same to be charged to the appropriation for City Council, incidental expenses, when made. Coun. HALE—Mr. President, I move that that also be referred to the Executive Committee. Coun. BRAND—Mr. President, I would suggest that to-morrow is Washington's Birthday, a day when the flags are all displayed, and that the City Messenger be instructed to display the flags as usual on all public buildings.

President BALLANTYNE—The Chair will accept that as a motion when this order is acted

accept that as a motion when this order is acted upon.

The order was referred to the Executive Com-

Coun. BRAND—Mr. President, I move that the City Messenger be requested to display the flags on all public places to-morrow, Washington's Birthday, and that the expense attending the same, including Washington's Birthday and Lincoln's Birthday, be charged to the City Council birday to generate consequences. cil, incidental expenses.

Coun. Brand's motion was carried.

# EIGHT-HOUR BASIS FOR AMBULANCE DRIVERS.

Coun. CURLEY offered an order—That the Hospital Trustees be requested, through his Honor the Mayor, to place the men employed as ambulance drivers on an eight-hour basis and a salary of not less than \$2.50 per day.

Passed.

### GENERAL RECONSIDERATION.

On motion of Coun. CURLEY, general reconsideration of all action taken to-day was refused.

# LOCKER BUILDING, FRANKLIN FIELD.

The following was received:

Office of the Mayor, Boston, February 21, 1910.

To the City Council: I hereby recommend the passage of the accompanying loan order for \$4,500 for the completi of the locker building at Franklin Field. This action is taken at the special request of his Honor Mayor Fitzgerald, in compliance with the recommendation of the Board of Park Commissioners in their letter of February 14 addressed

missioners in their letter of February 14 addressed to him.

The items covered by said loan as scheduled by the Park Commissioners in their letter are:

1. For concrete flooring and plastering in the basement of the locker building at Franklin Field, \$1,000.

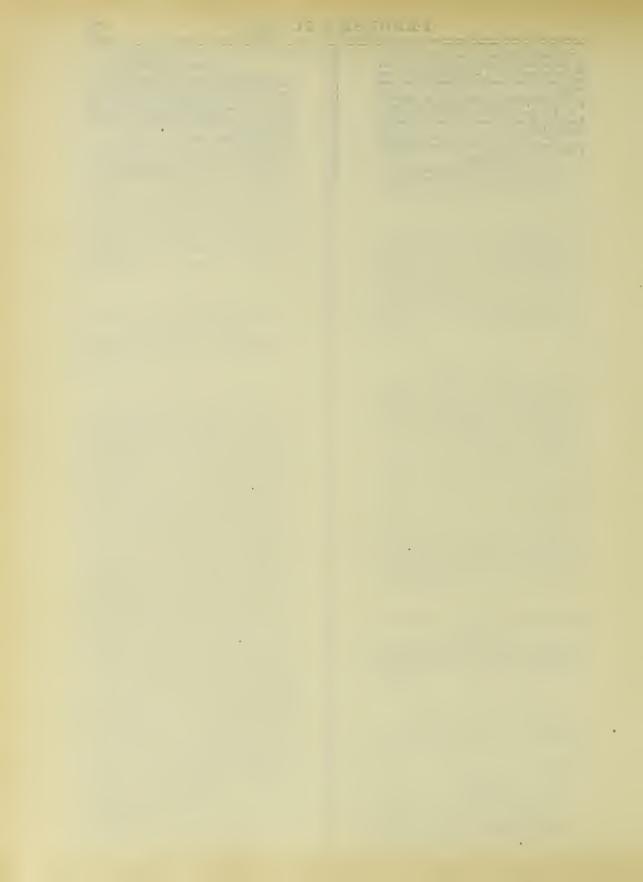
2. For railings to the porch and balustrade and steps on the front walk or terrace of same, \$3,500.

Respectfully

Respectfully,
WALTER BALLANTYNE, Acting Mayor.

In City Council,
Boston, February 21, 1910.
Ordered, That the sum of four thousand five
hundred dollars (\$4,500) be appropriated, to be
expended by the Park Department for the completion of the locker building at Franklin Field,
and that to meet the said appropriation the City
Treasurer be authorized to issue, on the request
of the Mayor, bonds of the City of Boston for
the said amount.
Referred to the Committee on Finance.

Adjourned, on motion of Coun. BRAND, at 5.22 p. m., to meet on Monday, February 28, at 3 p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, February 28, 1910.

Regular meeting of the City Council in the Council Chamber, City Hall, at three o'clock, p. m., President BALLANTYNE in the Chair and all the members present.

# PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Claims.

Anastasia Smith, for compensation for damage at 249 Tremont street by the breaking of a water main January 3.

Hargedon & Lynch, for compensation for damage to property at 689 Washington street by water on January 3, 1910.

John J. Duggan, for compensation for expense incurred by him on account of injuries to his minor son by the collapse of platform at Spring Street Bath House.

Mary Kelley et al., for compensation for dam-

Street Bath House.

Mary Kelley et al., for compensation for damage to property on Baxter street and adjacent streets in South Boston, caused by flooding on account of the dumping of snow in said locality (corner Baxter street and Old Colony avenue).

George C. Fitzpatrick, to be paid balance of rent for use of property at Jeffries Point for a public landing

public landing.

James F. Cart, for compensation for injuries
by snow and ice falling from lamp post on West Boston Bridge.

### Faneuil Hall.

National Lancers, for the use of Faneuil Hall

on June 14.
Boston Lodge No. 10, B. P. O. E., evening of March 13 and afternoon of March 20.

# SIDEWALK SCHEDULES.

A communication was received from the Super-

A communication was received from the Super-intendent of Streets giving cost of constructing brick sidewalks in front of estates on Linden Park street, Ward 18, amounting to \$1,166.12, and recommending the passage of the following: Ordered, That the persons named in the within schedule be and they hereby are charged and assessed with one-half the sums set to their respective names as their proportional parts of the cost of constructing brick sidewalks in front of their estates on said street, and the same is ordered to be certified and notice given to the parties aforesaid. parties aforesaid.

The order was passed.

# STREET TRAFFIC REGULATIONS.

A communication was received from the Board of Street Commissioners, stating certain amendments to the street traffic regulations adopted by the Board on December 10, 1908.

Placed on file.

# ROSSMORE ROAD.

A communication was received from the Street Laying-Out Department stating that the name of the way at West Roxbury, known as Keyes street, between Washington street and Forest Hill street, has been changed to Rossmore road. Placed on file.

# SALE OF EXPLOSIVES.

Certificates were received of intention to con-Certificates were received of intention to continue the use of buildings or structures for the keeping or sale of explosives or inflammable fluids at the following locations:

Jenney Manufacturing Company, First street, between D and E streets.

Jenney Manufacturing Company, 8 India street and 146 Milk street.

Robert M. Molineux, 9 Wabon street, Ward 21. Severally placed on file.

# ACCEPTANCE OF LOCATION.

Communication was received from the Old Colony Street Railway Company, stating its acceptance of 6th location, curved track at corner of Washington and Grove streets. Placed on file.

# COAL AND COKE LICENSES.

A communication was received from the Secretary of the Commonwealth containing list of the coal and coke licenses granted. Placed on file.

# REPORT ON SOLDIERS' RELIEF DEPARTMENT.

The following was received:

To the Honorable the City Council:
Gentleman,—I inclose a report of an investigation of the Soldiers' Relief Department of the City of Boston. I am sending drafts of this report also to his Excellency the Governor, and to the General Court.

Respectfully,

John F. Moors, Acting Chairman.

Boston, February 26, 1910.

To the Honorable the Mayor and City Council: Gentlemen,—The Soldiers' Relief Departments of the cities and towns of Massachusetts act, under various statutes, as agents of the Commonwealth in dispensing to those who served in the Civil or Spanish War "State Aid," "Military Aid," and "Soldiers' Relief," all those forms of assistance being supplementary to the pensions granted by the United States Government. The Commonwealth, under chapter 468, section 6, Acts of 1909, pays state aid in sums not exceeding \$6 a month to men, or \$4 a month to women, and no more than \$8 to or for all the dependent relatives of any one soldier or sailor in any one month. Under chapter 468, sections 9 to 14, Acts of 1909, each city and town shares with the Commonwealth in giving military aid in cases where the United States pension and state aid combined would be insufficient for support, though an applicant cannot at the same time receive both military and state aid. If military aid is granted the state aid ceases. The Soldiers' Relief Department, as maintained by the City of Boston, makes all these disbursements both for itself and the Commonnealth. The latter not only reimburses the city for its share of expenditure, but also for money expended for burying indigent soldiers, their wives, widows or dependent mothers. Under chapter 79, sections 18 and 19 of the Revised Laws, the city pays entirely for Soldiers' Relief, which, like military aid, is supplementary to the other forms of public relief; while pensions and state aid are limited by regular schedules, there are no limitations at the either military aid or soldiers' relief. The purpose of soldiers' relief, as declared at the outset, was to prevent dependence of veterans of the Civil War and their widows on the almshouse or on the Overseors of the Poor.

The department consists of a commissioner salary \$3,500; a male clerk, salary \$1,500; a male settlement clerk and visitors, salary \$1,500; and the following women: A chief clerk, salary \$1,300; four

clerk, salary \$800; a "matron" at \$600, whose duties are those usually performed by an office boy, and a stenographer with a salary of \$800. Total salaries, \$14,400 a year.

Applications for state aid and the recommendations thereon of the Soldiers' Relief Commissioner are passed upon by the State Aid Commissioner. Applications for soldiers' relief are similarly passed upon by a committee of the Boston City Council, formerly by a committee of the Boston Board of Aldermen. Applications for military aid are passed upon by the

State Aid Commissioner and the Soldiers' Relief

Commissioner, acting concurrently.
In the eight years and eleven months since the

In the eight years and eleven months since the present commissioner took office the department has spent or disbursed over \$2,000,000 of the money of the Commonwealth and of the city.

Expenses and disbursements of the department during the year (1901–02) when he took charge were as follows: \$234,296.89. Reinbursed by the state, \$146,619.69; net cost to the city, \$87,677.20. In subsequent years the expenses and disbursements have been as follows:

Years.	Totals.	Reimbursed by State.	Net Cost to the City.	
1902-03	\$259,077 23	\$142,590 79	\$96,948 44	
1903-04	245,853 24	140,405 72	105,447 52	
1904-05	243,757 71	138,229 37	105,528 34	
905-06	248,941 94	134,947 18	113,994 76	
906-07	252,760 76	133,118 33	119,642 43	
907-08	254,184 10	133,042 28	121,141 82	
908-09	247,659 70	130,259 32	117,400 38	
909–10	236,297 49	*123,398 31	*112,899 18	

\* Approximately.

The Finance Commission is in accord with the

The Finance Commission is in accord with the general policy of the Commonwealth and the city in undertaking to assist needy veterans. The criticism of the Soldiers' Relief Department, which the commission feels compelled to make, is directed entirely against the manner in which the benefactions of a generous and grateful community have been distributed.

In the judgment of the commission this department has been one of the most grossly mismanaged departments examined by either this or the former. Finance Commission. The simplest forms of preliminary investigation have been neglected. After relief has been granted, visits to applicants have been rare and unintelligent. The records are in confusion. The force has been inefficient. The annual reports have been misleading. The results have been violation of the law, great waste of public money and demoralization among many recipients of the relief.

A subcommittee of the former Finance Commission conducted a preliminary investigation of this department so near the end of its term of service that it was unable to report on the subject. Nevertheless, as a result of recommendations then made to the commissioner in charge of the department, certain improvements have been introduced during the past year. More frequent visits have been made to the recipients of the relief, better records of visits have been adopted in preparing monthly relief pay rolls. During the past year \$11.362.21 less was expended and disbursed than in the previous year through discontinuance of relief, with a tendency manifest toward further reduction.

While this commission has had to take eases at random and has had time to examine only a small fraction of those on file, the characteristics

while this commission has had to take eases at random and has had time to examine only a small fraction of those on file, the characteristics in all those examined are so similar as to convince it that they are typical, and that every record will be found on investigation to show serious incompetence.

The Neglect of Preliminary Investigation.

Though the commissioner states that it is a rule of the office that applicants be visited before relief is granted, he could offer no convincing evirelief is granted, he could offer no convincing evidence that this rule was generally put into effect until after the investigation in December, 1908, by a subcommittee of the former Finance Commission. Before that time applicants' statements about themselves were taken as final. As a result the department has been seriously misinformed. For example, each record examined by the commission has described the applicant's

habits as either "temperate" or "good," or the space under "habits" has been left blank. No such uniformity of good habits in fact exists.

Typical cases of failure to make a suitable preliminary investigation are Nos. 18,568, 7,220, 12,512 and 805.

Case No. 18,568: Woman admitted in application ownership of house worth \$2,000 and \$50 in bank. The slightest investigation would have shown that her tax bill was \$68,80, and that her house was thus worth over twice as much as she had represented. Eventually a stranger volunteered information that she was worth \$20,000. Thereupon relief was stopped.

Case No. 7,220: Third wife of a sailor who died February 7, 1907. By husband's will all his property except \$200 was left to her; copy filed among department's records. Six days after husband's death she was granted \$26 soldiers' relief and \$4 state aid. The commissioner had recommended \$16 soldiers' relief. The committee of the Board of Aldermen added the other \$10. A member of this committee became one of the appraisers and thus found two months later that she had personal property amounting to \$5,231.17. Nevertheless, the aid still continues. The testimony of the commissioner is illuminating as to this case:

Q. Why was it raised to \$26? A. Well, I can only answer that by saying that the husband had a friend on the committee, probably.

Case No. 12,512: Woman elaimed to have been

only answer that by saying that the husband had a friend on the committee, probably.

Case No. 12,512: Woman claimed to have been married to a soldier in New York, and on strength of this has been receiving relief since 1907. Investigations of Finance Commission show that there is no record of her marriage in New York, and the United States government has refused to grant her a pension for lack of proof of such a marriage

marriage.
Case No. 805: Woman's husband enlisted in Case No. 805: Woman's husband enlisted in Civil War under false name and was dishonorably discharged. Records of dishonorable discharge were not availed of. Woman married another man while husband was alive and not divorced. Commissioner could not discover from his records the history of this case. Aid to this doubly disqualified woman has been continuous from the time when he took office in 1901 until May, 1907, when the facts which he should have ascertained through his visitors were disclosed to him from an outside source. an outside source.

# Failure to Visit.

In 1907 the four women clerks and visitors made only eight visits in the entire year; practically a complete breakdown of the system so far as they were concerned.\* At other times the records indicate spasms of visiting activity so extraordinary that the visits, if really made, must have been ineffective. In the six days, May 21 to 26, 1906, inclusive, a woman visitor made 108 visits, an average of 18 a day, while the records state that another made 30 visits in one day and 42 in another. The commissioner states that he does not think that more than 30 visits were made by a single visitor in one day. Such flying visits could not have included any real investigation.

Typical cases resulting from the failure to visit cally a complete breakdown of the system so far

Typical cases resulting from the failure to visit are Nos. 15,497, 16,354, 17,388, 14,568, 4,629 and 3,909.

are Nos. 15,497, 16,354, 17,388, 14,568, 4,629 and 3,909.

No. 15,497: Habitual drunkard who had spranted had been pronounced by the investigator addicted to liquor, and not likely to make judicious use of money. Report states that he had a comfortable home with his wife, who was paying \$65 a month rent, and had three children, all grown and self-supporting. Notwithstanding that these facts were in the possession of the department, not only was the relief granted him but from 1897 to 1908 no visits were made to him. In 1908 two visits disclosed his drunken state of life. No action was takeu on these reports until September, 1908. On the eighth day of that month the man's son asked that the aid be stopped on account of his father's drinking habits, and renewed this appeal earnestly on the tenth by a written statement, to the effect that the father's actions had become unbearable on account of drunkenness; that he was intoxicated two-thirds of the time, and that he had been put out of barrooms for throwing bottles at the barenders. Then at last the relief was cut of

account of drunkenness; that he was intoxicated two-thirds of the time, and that he had been put out of barrooms for throwing bottles at the bartenders. Then at last the relief was cut off. The record of the previous day states that the man's pension had been raised from \$15 to \$30 a month, through the influence of the congressman from his district.

No. 16,534: Man earning wages (and therefore ineligible) applied in May, 1907, and received \$8 a month soldiers' relief in addition to \$12 United States pension. Under "habits" the record is "temperate." He was visited in May, 1909, and the following is the record: "Mr.—not living at above address. Saw landlord (Mr.—), who said that he was obliged to put Mr.—out last week. Rented two rooms and lived here about seven months. Drank very hard; took fifty quart whiskey bottles out of his room; was a man of bad character; was employed as steam fitter at Navy Yard, earning \$3.50 a day." Aid was then at last stopped.

character; was employed as steam fitter at Navy Yard, earning \$3.50 a day." Aid was then at last stopped.

Casc No. 17,388: Man has been receiving relief since 1902. Lives in house variously reported in the records to be worth \$2,400, \$2,500 and \$3,000, mortgaged for \$2,000. Though house is much too large for him no part appears to have been rented since 1902. Records state that interest on mortgage is paid on money received from estate of wife's uncle, yet no effort appears to have been made to discover the nature aud extent of this fund.

Casc No. 14,568: Man applied and received relief in July, 1902, and later died. House then reported to be mortgaged for \$700. Widow received relief until December, 1909. On March 23, 1908, the visitor reported both that woman had no money or visible means of support, and that she had \$1,000 in the bank and that her husband had left insurance of \$2,000. For nearly six years no curiosity as to the resources of this family seems to have been aroused. On the day when the commissioner testified before this commission (December 3, 1909, nearly seven and one-half years after application was granted) he recommended that the relief be discontinued.

Even greater negligence has been shown in giving relief to those who at the same time have been on the city's regular pay rolls. Instances are Nos. 4,629 and 3,909. Each of these received \$2.25 a day from the Street Department, while also securing relief from the Soldiers' Relief Department in 1901, 1902 and 1906 that his health was very bad and he could do no work.

\* In this year the settlement clerk and visitor made 299 visits, but mostly to ascertain the legal

Yet in August, 1906, he got employment in the Sanitary Division, his age then being 69, and he continued to receive his wages there, and to receive also his state aid for nearly three years unvisited. The comparative alertness of the department last year discovered him. The other city employee was not visited from Dccember, 1902, to March, 1909, and no date of his securing city employment is given in the records. In 1902 1902, to March, 1909, and no date of his securing city employment is given in the records. In 1902 the man's house was valued at \$3,000 and one record of that date states that there were on it four mortgages aggregating \$3,600. Another record alongside of the first of the same date shows that there were only two mortgages aggregating \$1,800—an instance of the prevailing confusion. confusion.

confusion. The commissioner admits that political influences have at times induced him to give precedence to certain applicants.

The commissioner has sought to excuse the failure to make proper visits, first, on the ground of his having an inadequate force; second, because of the preparation of a new card index. As for the force he has never asked for an addition to it and the preparation of the property of the preparation of because of the preparation of a new card index. As for the force he has never asked for an addition to it and the present force, taken as a whole, has appeared to the commission insufficiently occupied. As for the card index, an expert employed by this commission reported that a single clerk should have been able under the most favorable couditions to perform the task in three months. This catalogue was not begun until May, 1907, and cannot excuse only eight visits by the four women clerks and visitors in the whole of that year. It also does not excuse the fact that families have gone for ten years without a visit from the department. Some idea of what should have been done earlier may be deduced from the improvement this year under the stimulus of the former Finance Commission's investigation. Disbursements have been cut down nearly \$1,000 a mouth, 2,556 visits have been made and beneficiaries have been reduced 552.

#### The Neglected Records.

The records which should contain the facts The records which should contain the lacts about the beneficiaries are in chaotic condition. The original applications, some stray memoranda, and a few entries on such portions of the paper as may present a blank space, comprise most of these records. Their condition is such that they cannot have been seriously used. The testimony of the commissioner indicates that he consults the cord lively for such information as he desired. of the commissioner indicates that he consults the card index for such information as he desires, and in his report of 1908, he described these meager cards which present only a few figures as "embracing the history of beneficiaries." Some of the inconsistencies which appear in the records have been incidentally noted above. Other instances are the following:

Case No. 18,832 is that of a woman reported in the records of the department as sixty-four years old in 1908 and fifty-two years in 1909.

Case No. 17,776 states that a child who was eight years old in 1904 was married before 1908.

Case No. 11,461 states that a woman was fifty-eight years old in one year and seventy-five the next.

the next.

Case No. 10,067: Woman claimed in 1898 to have shattered nerves through care of husband who was reported to have been insane five weeks before his death. Ten years latter woman's nerves said to be still shattered from the same nerves said to be still shattered from the same cause and husband's insanity was reported to have been for five years' duration. A girl in the family, who ceased work immediately on receipt of the relief by her mother, was reported to be seventeen and twenty-five years old at the same

# Inefficiency of the Force.

The inefficiency of the force has been demonstrated by its inability to cope with the question of beneficiaries who are insured for the benefit of others, its failure to co-perate with the well-to-do offspring of beneficiary, or to induce them to bear part of the burden, and by the idleness in the

When beneficiaries are insured for the benefit of others, either the premiums are paid from the relief or by persons who should be equally interested to participate in the support of the bene-

ficiaries.

Not a record had been found which shows that any scrious effort has been made to find out whether grown sons and daughters, not living at home, were able to help the veterans, much

<sup>\*</sup> In this year the settlement clerk and visitor made 299 visits, but mostly to ascertain the legal status of the applicants.

less to induce them to aid. The commissioner's own testimony practically admits this. In such cases the state's bounty is diverted in effect to the children and helps them to evade the care of their

Cases were also found in which young people were living in idleness with and on the beneficiaries. The instances of sons or daughters who had been at work up to the time when the relicf was received and then stopped seemed to be

With the possible exception of the settlement clerk and visitor the men in the department do little work. The women do more. But, through faulty organization the same women, highly paid, are both clerks doing elementary copying, and visitors with hundreds of families largely dependent on them, and with hundreds of thousands of dollars at stake.

The comprision has sought in vain to find any With the possible exception of the settlement

The commission has sought in vain to find any The commission has sought in vain to find any cases of relief once given, having been reduced as a result of intelligent visiting, until after the investigations of the former Finance Commission in December, 1908. If any such reductions have taken place, neither the commissioner nor his subordinates have been able to point them out. The part hitherto played by the Aldermen and their sub-committees may be deduced from the following testimony of the commissioner:

Q. Don't they in most cases vote to give relief where you recommend it to be done?

A. Yes, in most cases.
Q. Has there been a single case in which you have recommended relief and have been given

have recommended relief and have been given nothing?

A. No, I think not one. There has been one case that we know of where they cut down the amount recommended.

Q. What examination of the facts does the committee on Soldiers' Relief make?

A. Practically none.

Q. And the Board of Aldermen?

A. Absolutely none. They take the report of the committee.

of the committee.

# Misleading Annual Reports.

Misleading Annual Reports.

It should be reiterated that the foregoing criticisms are not directed against the policy of the state and city in affording relief to needy veterans. They are directed entirely at the inefficient manner in which this policy has been carried out. The question arises as to how the department could have been allowed to lapse into such a state of incompetence. While the laws governing soldiers' relief are less exacting than those governing state and military aid, the commissioner has stated that he is as careful in dispensing one kind of relief as another. In fact, he has been extremely earless as to both. The laws are explicit and mostly sound. The fundamental trouble with the department lies in neglect. The public has not questioned the department's acts under the assumption that, as its one mission is to do good it must be doing it. The State Aid Commissioner says that his responsibility ceases after he has determined that an application may legally be granted, and that payment to those who no longer need relief is due to neglect on the part of the Soldiers' Relief Department. Nor ean the Committee of the City Council, changing from year to year, be expected to oversee intelligently a department of this kind.

The chief reason, however, why the public has

Council, changing from year to year to to oversee intelligently a department of this kind.

The chief reason, however, why the public has failed to appreciate the true condition of the department is the misleading character of the annual reports. In these reports soldiers' relief is described as "far reaching in its human mission" and "a strong incentive to good citizenship." The committee of the Board of Aldermen is complimented as having dispensed the relief in "such a manner as to conduce to the greatest good of the greatest numbers." The report for 1905-06 stated: "All the time that could be spared from the clerical duties of this office by our officials has heen devoted to such service, with the result that 717 visits have been made during the year, and, in consequence of the information gained thereby, a substantial saving has been made to the city by reason of the improved financial condition of the parties visited rendering assistance no longer necessary." Likewise, the report for 1906-07 stated: "Every hour that could be spared by the officials from their clerical duties has been given to such service,

with the gratifying result of 1,015 visits during the year." Again, the report for 1907-08 stated: "The officials of this department are required to visit beneficiaries as often as is practicable, in order to keep informed of any changes in their financial condition that would render further assistance unnecessary. Only 436 of such visits were made during the past year, owing to the introduction of the new eard index, embracing the history of and payments to all beneficiaries now on the department pay roll. In making this index great labor and much time has been and will be consumed." Then follows the statement that "as a result of the visits a number have been dropped from the pay roll, it being found that they were no longer in need of assistance." ith the gratifying result of 1,015 visits during

ance."
This picture is clearly not in accordance with

The facts.

On the one hand, it must be true that many of the recipients are excellent people, in real need, to whom the community owes much. Such persons are entitled to watchful and enlightened care. On the other hand, the investigations of this commission have shown a widespread nurturing of deceitulness, imposition, irresponsibility, idleness, drunkenness. The worst effect has been upon the younger generation, for which the relief was not intended.

The commission does not question the integrity of the commissioner.

The commission recommends:

1. That the governor consider the advisability of recommending that the State Aid Commissioner undertake more supervision of the disbursement of these moneys in which the Commonwealth is directly interested.

2. That the General Court enact section 11 of House Bill No. 10, presented by this commission, substituting a board of unpaid trustees for a committee of the City Council as the body to pass on relief and giving them general powers of supervision.

3. That the department be thoroughly reorganized as to personnel and methods, and that there be appointed as bead of the department some person, professionally trained in the distribution of relief.

4. That, under this head, there be appointed some person professionally trained in the keeping of relief records.

5. That the present office of male clerk be abolished. On the one hand, it must be true that many of

5. Tha aholished. That the present office of male clerk be That clerical work and visiting he abso-

o. That clerical work and visiting he absolutely separated.
7. That the whole office force be adjusted to the amount and kind of work to be performed.

Respectfully submitted,

The Finance Commission,
By Joun F. Moors, Acting Chairman.

Placed on file.

### LICENSES

Petitions were presented asking that minors' licenses be granted to thirty-seven newsboys, two bootblacks and three vendors.

Approved by the Council.

# COURT STREET.

Coun. BRAND offered the following:
Resolved, That, in the opinion of the City
Council of the City of Boston, the name of Court
street, which has been so called since 1788, has a
sentimental and historic value which far outweighs the reasons advanced for the change of
name of a portion of said street to State street
Resolved, That, in the opinion of the City
Council, the proposed change of name is inexpedient and unwise.
Ordered, That the City Clerk be directed to
send copies of the above resolutions to the Street
Commissioners and to the State Highway Comnission.

mission.

The resolution was read a second time, and

The resolution was read a second time, and the question came on its passage.

Coun. BRAND—Mr. President, the reason why I offer that resolution is this. It seems to me there is no good reason why the name of one of the most historic streets in the City of Boston, which has been known as Court street since 1788, should be changed simply because two or three banking institutions which have seen fit

to locate on Court street wish to be in the so-called State street district. It seems to me it would have been better for them to discover that it was Court street before they located there, and if they had then located themselves or their buildings on State street there would now be no occasion for a change of name. While they claim that they represent about \$7,000,000 worth of taxable property, it seems to me, with the more than \$1,300,000,000 worth of taxable property in the City of Boston, \$7,000,000 is a pretty small proportion, and it does not seem to be any good reason for changing the name of the street. I have therefore offered this resolution.

The resolution was passed.

The resolution was passed

# FIRE-ALARM BOX.

Coun. BRAND offered an order—That the Fire Commissioner be requested to place a fire-alarm box at the corner of Homes avenue and Bowdoin street, Dorchester, Ward 20. Passed.

# BALLOU AVENUE, WARD 24.

Coun. BRAND offered an order—That the Street Commissioners be requested to lay out and construct as a public way Ballou avenue, Ward 24, Dorchester.

Passed.

# WIDENING OF RIVER STREET.

Coun. BRAND offered an order-That the Coun. BRAND offered an order—That the Street Commissioners be requested to furnish this Council with an estimate of the cost of widen-ing River street to a width of 60 fect, from Pierce square to Mattapan square, Ward 24, Dorchester. Passed.

# GAVELS FOR COUNCIL.

Coun. BRAND offered the following:
Ordered, That the President be authorized to approve the bill for gavels furnished this Council for 1910; the expense thus incurred to be charged to the appropriation for City Council, incidental expenses, when made.
Coun. BRAND—Mr. President, I wish to say that that order is offered at the request of the Auditor, who wishes the authority of the Council and their approval of it.
The order was passed.

# CALENDAR FOR CITY COUNCIL.

Coun. HALE offered an order—That, in the calendar printed for each meeting of the City Council, the City Clerk be directed to include, under the head of new business, such papers, or a synopsis thereof, as may be filed with him by the Mayor or a member of the City Council on or before five o'clock in the afternoon of the Thursday, preciling any tember meeting. day preceding any regular meeting. Passed.

# INDEX OF PROCEEDINGS.

Coun, HALE offered an order—That the contract formerly made with Nella Gilman Crowley to compile an index of the proceedings of the City Council be continued, until otherwise ordered, the yearly amount named in said contract to be \$1,000; the amount paid to be charged to the appropriation for City Council Proceedings, when made when made.

Referred to the Executive Committee, on motion of Coun. HALE.

### GARBAGE AND REFUSE DISPOSAL.

Coun. HALE presented the following:

SUGGESTIONS AS TO THE NECESSITY FOR CHANGE IN OUR PRESENT SYSTEM OF GARBAGE DISPOSAL, TOGETHER WITH RESOLUTIONS TO BE INDORSED BY REPRESENTATIVES OF THE PEOPLE OF THIS CITY, AND TO BE SUBMITTED TO HIS HONOR THE MAYOR AND TO THE MEMBERS OF THE CITY COUNCIL.

#### CONTENTS.

1. Text of Report. 2. Resolutions.

3. Appendix.

(a) Comparison of the garbage disposal sys-(a) Comparison of the garbage disposal system in Boston, Mass., and Columbus, Ohio, together with letter describing Columbus plant received from the engineer in charge thereof.
(b) Comparison of the cost of garbage disposal systems in Boston, Mass, and Cleveland, Ohio.
(c) The relative merits of reduction and inciparation, together with estimated

incineration, together with estimated cost of destructor proposedf or Milwankee

waukee.
(d) Ways in which garbage destructors can be made to yield profit.
(e) Successful examples of the destructor system in England.
(f) Reasons why so many American disposal systems have at least partially failed; successful examples of destructors in America.

The commission appointed by ex-Mayor Hibbard to investigate the subject of the "Collection and Disposal of Refuse in the City of Boston," in its report submitted January 31, 1910, emphasizes the necessity for certain changes in our garbage disposal system which at present is a serious menace to the public health; and recommends the building of incinerating plants (of the English "Destructor" type) in the various parts of the city.

This recommendation we indorse, but we do not agree with the further proposal that these plants should be operated by private contractors.

The commission in support of its recommendation maintains that a private contract will insure greater economy and efficiency of service, and that, furthermore, some of the chief advantages claimed for the policy of public operation, namely, good conditions of employment, sanitary and unobjectionable methods of collection, etc., can be secured just as well under private as under public management by means of proper stipulations inserted in the contract.

But who, we ask, is to see that such stipulations are enforced? Who is to insure the maintenance of the good conditions insisted on? There is nothing in the nature of the contract system to make compliance with those stipulations either automatic or inevitable. Does not the task then in the end fall back upon the city authorities and their inspecting forces;\* and thus is not the efficiency of a vital part of the service under private as under public ownership dependent upon the efficiency of the contract vistors were that there are reited and the contract vistors were that there are reited and the contract vistors were that there are reited and the contract vistors were that there are reited and the contract vistors were the contract vistors.

dependent upon the efficiency of the city's officers?

As to the superior economy of the contract system, we know that there are cities abroad owning and operating their own incinerators which are making a profit thereby; that even in this country where the nethods of garbage disposal have been more crude and undeveloped than abroad, a number of cities are making sufficient profit on their disposal systems to considerably offset collection costs, and that these profits are increasing year by year, \(^{\dagger}\) Now if the costs of collection in Boston under the new system are no greater than before, why

Now if the costs of collection in Boston under the new system are no greater than before, why should the city pay private contractors 75 cents per ton more ‡ (as the commission calculates is necessary) than it had paid under the wasteful methods hitherto employed?

Why, for instance, if the city of Cleveland (after allowing 4 per cent on the capital invested in its plant) realizes a profit of 72.4 cents per ton upon the garbage it disposes of (thus greatly offsetting collection costs), § should Boston pay a contractor for pocketing a like revenue?

<sup>\*</sup>The point might be raised here that if the city Health and Police Departments are to be responsible for the enforcement of these stipulations, the city, in order to make such enforcement possible, may have to enlarge the inspection force and go to additional expense for its support.

<sup>‡</sup> Report of the Second Special Commission to Investigate the Collection and Disposal of Refuse in the City of Boston, 1910, page 20.

<sup>§</sup> See Appendix B.

The only possible reason for increase in the cost of garbage disposal under the new system is that that system might necessitate longer hauls from the place of collection to the disposal plants, thus increasing collection costs. We find, how-ever, that if anything the costs of this collection will be less under the new scheme. To quote the words of the first commission (which, like its successor, advocated the building of incincrators

will be less under the new scheme. To quote the words of the first commission (which, like its successor, advocated the building of incincrators in the various districts):

The present system of garbage collection "is less convenient and more expensive than a single collection of all classes of refuse (which the new system involves). First, it imposes on the householder, for whose convenience, and ultimately at whose expense, the work is done, the trouble of separating his rubbish and the necessity of using three receptacles for it instead of one. Second, the segregation of garbage, ashes and combustible waste in different receptacles or vehicles makes each sort of material more offensive than if it were mixed with the others, both when in the house or yard of the householder and when transported through the streets or handled at the wharves . . . Third, if there were one collection (as there would be under the new scheme) either the same number of vehicles could collect oftener, thus adding to the convenience of the householders, and by carrying away the garbage while it is fresh lessening the offensive character of it, or a less number of vehicles could be used, thus materially diminishing the expense of collection. Thus saving in transportation arises in two ways: First, the mixed refuse is much more compact than when it is kept separate. Second, each vehicle and crew can cover more ground, both because there will be fewer receptacles to be handled and dumped into carts, and because the routes can be more systematically airanged if there is one collection instead of three."\*

Thus we have the authority of the commission for the statement that the cost of collection

Thus we have the authority of the commission

Thus we have the authority of the commission for the statement that the cost of collection would be less rather than more under the new system, because of the greater compactness of the refuse collected, and because of the greater possible economy in collection routes.

All that remains, therefore, to make the estimated additional expense of 75 cents per ton necessary is the disposal system, and that, as the experience of other cities demonstrates, should be a source of profit, a means of counterbalancing collection costs, rather than an object of expense.

Garbage [collection is in its nature a nonprofit-

Garbage [collection is in its nature a nonprofit-Garbage [collection is in its nature a nonprofit-making enterprise, the only saving in the cost of which can come through the adoption of more scientific and economical methods. The cost can never be completely done away with or offset by any system of collection however scientific it may be. If, therefore, under the new plan proposed for this city, collection costs remain stationary, while service is more frequent, or the costs decrease while the service is as frequent as before, we gain.

Now though the system of collection can never any for itself there is no reason why the cost.

row though the system of confection can never pay for itself, there is no reason why the cost, even in Boston, should not be to a considerable extent offset by the profit arising from scientific methods of garbage disposal.

The products obtained by such methods are of considerable commercial value, and their sale, in a number of cities, has yielded a surplus over and above the cost of the disposal system. Thus and above the cost of the disposal system. Thus, in England there are seven cities, which, by combining their garbage destruction with their sewage works (using the power obtained from their disposal plants to pump the sewage) and further by using or selling the clinker (which the destruction process leaves behind) for use in filter beds, or in the making of mortar, bricks, paving and flagstones, etc., have obtained a net surplus annually from their disposal plants and thus been able to reduce their tax rate.‡

Now the power and the clinker obtained from the incineration of refuse has commercial value in the United States as well as in England and elsewhere abroad; and the scientific methods utilized abroad are just as possible of utilization here. Why, then, should not Boston undertake some such progressive scheme (as the commission recommends) and in addition retain the

profit which accrues therefrom, instead of paying large sums for having it appropriated by contractors?

Because we believe that change in the present Because we believe that change in the present system is urgently required and because we do not see why some such progressive plan as that proposed is not just as practicable here as elsewhere, we submit the following resolutions to the consideration of his Honor the Mayor and to the City Council of Boston, as well as to the indorsement of the people of this city through their various representatives. various representatives.

KATHARINE TYNG, Investigator.

Approved: Edith Guerrier, Chairman North End Division, Committee on Streets and Alleys, Women's Municipal League.

Sanitary and Street Cleaning Employees, Local 149, International Brotherhood of Teamsters, Boston, Mass., February 21, 1910.

Dear Madam,- The organization which I rep-Dear Madam,—The organization which I represent is heartily in favor of the movement in which you are interested. We are always opposed to the contract system in Boston and to alien labor which is employed by the contractor. The men sleep in barns; are fed like hogs, which is enough to bring contagious diseases; do not know how to speak the English language; are not citizens of Boston; work fourteen to eighteen hours per day, salary \$12 to \$15 per month. We believe in abolishing the contract system, having day labor by citizens, and the prevailing rate of wages labor by citizens, and the prevailing rate of wages that is now paid by the City of Boston.

Trusting you will have success in the move-

ment, I remain,

Very respectfully, (Signed) W. P. GREANY, President.

To His Honor the Mayor and the Members of the City Council of the City of Boston:

Whereas, The present method of garbage collection and disposal is a serious menace to the public health, and an unnecessary drain upon the public treasury, and

Whereas, The experience of other cities demonstrates that more profitable and sanitary methods of disposal can be found, and

Whereas, We believe that fair conditions of employment, the most sanitary methods of collection, and the full return of profit to the people cannot (in this instance) be obtained through private contract, be it

Resolved, That steps be taken to consider,—

(1.) The erection of disposal plants in the various distracts of this city as the commission recommends, and

(2.) Means whereby the efficient operation of

Means whereby the efficient operation of these plants by the city may be secured.

# APPENDIX A.

A COMPARISON OF THE GARBAGE DISPOSAL SYSTEMS OF BOSTON, MASS., AND COLUMBUS, Оню.

BOSTON, MASS.

Collection:

No regulation as to the nature of the carts, which in the South and West Ends are of iron, but in most of the remaining districts are of wood.

Conditions of Employment:

Of the worst possible order, involving sorting of refuse and repeated handling of the garbage in the various stages of its disposal, thus threatening the health of the workers and making them disseminators of contagion.

Methods of Disposal:

Dumping in the harbor and on vacant lots, and some reduction at a reduction plant, which because of the noxious odors it produced had to be put on an island in the harbor.

By-Products:

None, except a few from the private reduction ant at Spectacle Island, which the contractor, not the city, profits by.

For these above advantages Boston pays over \$700,000 a year.

<sup>\*</sup> Report of First Commission, 1908, page 19.

<sup>†</sup> See Appendix D.

<sup>‡</sup> See Appendices D and E.

# COLUMBUS, OHIO.

#### Collection .

In sanitary steel wagons, which are hauled to a In samilary steel wagons, where the refuse is discharged into large water-tight railway cars for transportation to the disposal plant. The wagons are steamed out and sterilized after unloading.

# Conditions of Employment:

The garbage is not exposed from the time it is unloaded until it is sterilized and delivered from the machinery in a finished product. This allows the destroying or utilizing of the garbage without the men at the plant coming in contact with the same.

### Methods of Disposal:

Highly sanitary, no contact with the garbage necessary after the first process of reduction has been gone through.

# By-Products:

Grease and tankage of considerable commer-

# Cost:

Cost of disposal completely offset by profits on sale of by-products, which profits it is expected \* will in time be sufficient to cover collection costs as well.

Board of Public Service, Improved Garbage and Refuse Disposal, Irwin S. Osborn, Engineer in Charge, Columbus, Ohio, February 18, 1910.

Dear Madam,—Replying to your letter of the 15th relative to garbage disposal system at Columbus, Ohio.

We are not able to furnish you with reports as to the operation of our garbage disposal plant as we are just completing a new reduction plant which has been designed, constructed and will be operated as a municipal plant. We will briefly describe the plant, but not from a technical standpoint.

describe the plant, but not from a technical standpoint.

The garbage is collected in sanitary steel wagons and hauled to a central loading station in the central part of the city, where it is discharged into large water-tight railway cars for transportation to the disposal plant. The wagons are steamed out and sterilized after unloading.

At the plant the garbage is unloaded from the cars in a building separate from the disposal plant, and by means of an inclosed conveyor is discharged into large tanks and cooked. The garbage is cooked and the solids dried, leaving two salable products of grease and fertilizer. The returns from the salable products paying for the cost of disposal.

returns from the salable products paying for the cost of disposal.

The Columbus plant will be the first plant that was ever designed and constructed by a city and operated as a municipal plant where this method was used, although Cleveland, Ohio, have a municipal reduction plant that was purchased from a private company that had been disposing of the garbage by contract. The Cleveland plant last year had returns from the sale of by-products that amounted to a profit to the city of nearly \$100,000 over and above the cost of disposing of the material material.

In designing the Columbus plant it has been our first object to make it as sanitary and free from objectionable features as possible. The garbage is not exposed from the time it is unloaded till it is sterilized and delivered from the machinery in a finished product. This allows the destroying or utilizing of the garbage without the men at the plant coming in contact with the same. All garbage water and liquors are evaporated and there are no undesirable materials to be gotten rid of at the plant.

The buildings are of fireproof construction, and of a pleasing architectural design, and we do not think any one visiting the plant after it is in operatiom will find anything displeasing in the least.

\* If the experience of Cleveland is any indication.

Trusting this will give you the desired information, we remain,

(Signed)

Very truly yours, IRWIN S. OSBORN.

#### APPENDIX B.

Comparison of the Cost of the Garbage Disposal System in Boston, Mass., and CLEVELAND, OHIO.

Comparison of the Cost of the Garbage Disposal System in Boston, Mass., and Cleveland, Outo.

In Boston the 403,757 tons of refuse (exclusive of market refuse) received during the year ending January 31, 1909, was collected and disposed of at a total cost of \$751,254.94; that is, at the rate of \$1.84 per ton.\*

In Cleveland (1907), after allowance had been made for extraordinary expenses, depreciation, etc., the total combined cost of collection and disposal was \$193,614.55, for 37,605 tons, or \$5.12 per ton.†

But whereas in Boston no profits were accruing from utilization of the products of the disposal system, in Cleveland such products yielded a return of \$34,035.17 over and above the operating costs of the disposal plant after extra expenses and depreciation had been allowed for. Thus the total cost to the city of its garbage system was reduced by the amount of the disposal cost, or from \$193,614.55 to \$98,419, plus an additional net profit of \$34,035.17, or of 20 per cent on the total investment.†

Thus we see that in Cleveland, the disposal system (which in Boston is a source of great expense) is paying for itself, and in addition, in 1907, netted the city a profit of, approximately, 72.4 cents per ton after allowing 4 per cent interest on the total investment.

It is difficult to discover just what the separate costs of collection and disposal may he, but it is perfectly plain that if the city by the establishment of a scientific method of garhage disposal and the utilization of its products could completely offset disposal costs (as Cleveland has done), and, in addition, realize a profit of 72.4 cents per ton on the garbage handled, which in the case of Boston would mean a profit of approximately \$294,347 to offset collection costs, the change, from a financial point of view alone, would be well worth the making.

The only reason why collection charges, as has been the case in Cleveland (in fact, would rather learned to the city limits.

The new system proposed for this city would not necessitate highe

FINANCIAL STATEMENT, CLEVELAND REDUCTION PLANT. INCOME FROM DISPOSAL PLANT. 1905.

From sale of products inventory, rents, etc.

Total operating expenses, \$54,449 38
Extra expenses and depre-\$65,881 14

ciation 6,310 99 60.760.37

Net profit, not including interest charges \$5,120 77

<sup>\*</sup> Report of Second Commission, page 9.

<sup>†</sup> Morse, "Collection and Disposal of Municipal Waste," pages 404-5.

1906.	
From sale products, inventory, rents, etc.  Total operating expenses, \$83, Extra expenses and depre-	. \$106,990 41 383 88
	993 25 87,377 13
	\$19,613 28
1907. From sale products, inventory, rents, etc. Total operating expenses, \$85, Extra expenses and depre-	\$129,230 64 293 67
	901 80 95,195 47
Net profit, not including	\$35,035,17

"Assume value of plant in 1905 at \$70,495.37. The returns are approximately 7.2 per cent on

The returns are approximately 7.2 per cent on investment.

"For 1906, at a valuation of \$146,287.18, the returns are 14 per cent on value of investment.

"For 1907, returns on total investment at valuation of \$222,726.92 is 15 per cent; on disposal plant alone, \$173,855.92, is 20 per cent."

Later figures show that the increase in profit since 1907 has been greater still. Last year (1909) the city of Cleveland realized a profit of nearly \*\$100,000 over and above its garbage disposal costs on the sale of by-products from its disposal plant. (See Letter in Appendix A.)

### APPENDIX C.

THE RELATIVE MERITS OF DEDUCTION AND INCINERATION.\*

Goodrich (a much quoted authority on refuse disposal) says in his book, "Refuse Disposal and Power Production," pages 349, 350:
"It is idle for advocates of reduction to con-

"It is idle for advocates of reduction to contend that the system is more profitable, commercially speaking, than destruction and power production. This can only be determined by making careful comparison between a reduction system and a modern destructor supplying power, paid for at a reasonable rate. Further, the clinker has to be taken into account, this frequently being a good source of revenue.

"The wordern destructor as we understand the

nas to be taken into account, this frequently being a good source of revenue.

"The modern destructor, as we understand the term, is unknown in America; the immense amount of power obtainable coincidently with the destruction process has yet to be realized, as also the residuum and its ever widening sphere

also the residuum and its ever widening sphere of influence.

"It is not exaggeration to say that if it were possible to erect two large British destructors in New York, destroying sufficient refuse to operate about 200 cleetric cars for eighteen hours daily, reduction would at once become an impossible system. Separate collection of the waste and sorting would cease entirely, and destruction by fire would speedily become as popular as is the case in this country.

"As already indicated, the commercial aspect

case in this country.

"As already indicated, the commercial aspect has counted for nuch in the development of reduction, and it may be fairly assumed that the commercial aspect of destruction, once demonstrated, would appeal strongly to a people possessing no mean utilitarian record.

"To the British student of the subject it must be evident that the power aspect of refuse disposal alone is likely to induce a commercial people to abandon that laissez faire attitude concerning their filth, which is the most serious stumbling block to sanitary progress."

William F. Morse† compares the systems of reduction and destruction as follows:

"A comparison of these two methods when applied to the American conditions will naturally suggest some points common to both, which may

suggest some points common to both, which may

be stated thus:

"(a.) Area of ground required: For destructor, 20 per cent less than for incinerators.

\* i. e., Destruction.

"(b.) Initial cost of plant complete: For municipal work, in quantities of thirty tons up to seventy-five tons daily, the cost for destructor plant is 15 per cent more than for incinerators. This is for the added boiler and machinery continued." equipment.

"(c.) Capacity of plant: A reserve capacity for the same relative quantities in favor of destructor, because of storage of waste and more economical use of time in disposal.

"(d.) Durability of construction: Is greatly

economical use of time in disposal.

"(d.) Durability of construction: Is greatly in favor of destructors, as proven by continuous work of more than 300 destructors against the intermittent work of 180 crematories or incinerators, of which over one-half are discontinued.

"(e.) Temperatures attained: In destructors the minimum is 1,250 degrees Fahrenheit; the maximum 2,000 to 27,000 degrees; the average 1,500 to 1,900 degrees. This destroys, within the furnace, all consumable gaseous compounds. In crematories and incinerators the initial temperature at the fire box rarely attains 1,500 degrees, with a continuous loss of heat for every foot of distance to the chimney.

"(f.) The addition of fuel is not required in destructors but is a necessity in all crematories.

"(g.) The gases of combustion are consumed

"(g.) The gases of combustion are consumed by the destructors within the furnace; in crema-tories and incinerators they are incompletely

destroyed in their rapid passage over fume cremators. "(h.)

"(h.) The power developed by destructors is an asset of revenue, but in crematories and incinerators the heat is passed direct to the

chimney and lost.

"(i) The residuums of destructor work are vitrified clinkers useful for several departments of municipal service. The soft ashes from crematories have no value except for filling

crematories have no value except for filling ground.

"(j.) The scope of usefulness of destructors covers every form of municipal waste that fire will affect; the crematories can deal only with garbage, but are not able to burn or attempt to convert house ashes into power."

An additional argument in favor of destruction is that destructors, unlike reduction plants, generate no noxious odors and can therefore be built and have been built, in fact, in city centers, thus entailing no increased collection cost, while reduction plants have usually to be built outside the city limits, involving large expenditures for hauling the waste.

An estimate of cost for an incinerator (i. e., destructor) for Milwaukee, Wis., capable of disposing of 450 tons per day, is as follows:\*

Furnaces and appurtenances, chimney,

flues, electric crane, etc	\$197,000 60,000 50,000		
	\$307,000		
Cost per day: Operation, 450 tons at 35 cents			
Total	\$299 03 252 50		
Net cost per day Net cost per ton	\$46 53 10		

It may be added that the cost of construction is believed to be liberal. The estimate for operating expenses is also fair and based on experience elsewhere. It is believed that a rate of 10 per cent will cover both interest and depreciation of all perishable parts, if converted annually into a renewal fund.

The estimate of 1,000 kilowatts per hour is conservative, if the electricity can be disposed of

conservative, if the electricity can be disposed of continuously for power or lighting, to do which should not offer great difficulties in this city.

<sup>†</sup> In the "Collection and Disposal of Municipal Waste," pages 431, 432.

<sup>\*</sup>Report of the Commissioner of Health, Milwaukee, 1907, page 182.

### APPENDIX D.

WAYS IN WHICH GARBAGE DESTRUCTION CAN BE MADE TO YIELD PROFIT.

The products yielded by destructors are:

(1) clinker. (2) power.

Clinker utilization:

Clinker utilization:

"It has been practicable in England to find good market for the sale of furnace clinker. I see no reason why it should not be the case here. It is worth at least the cost of material for filling which is 25 cents a ton."\*

Morse in the "Collection and Disposal of Municipal Waste" estimates that 22 per cent to 35 per cent of the refuse destroyed remains as vitreous clinker. By many municipalities this is used, or sold for use, in filter or bacteria beds, and in the production of mortar, bricks, flagstones, pavement, etc.† In one instance, even, it has been used, like concrete, for building purposes.‡ Power utilization:

Many municipalities are utilizing the power

Power utilization:

Many municipalities are utilizing the power produced by their destruction plants.

(1) By combining garbage destructors with sewage works, susing the power to pump the sewage and the clinker for its bacterial treatment. By so doing no less than seven English towns, after meeting all capital and standing charges on their plants, have obtained a net annual surplus which has enabled them to reduce their tax rate.

(2) By combining destructors with electricity.

which has enabled them to reduce their tax rate.
(2) By combining destructors with electricity
works."

During the last ten years seventy English
municipalities have adopted this combination
with, generally speaking, very satisfactory results.

(3) By combining with waterworks,\* e. g., Sheerness, England. There for three years past the destructor has shown a net surplus toward the reduction of taxes of over £400 per annum, the total cost of repairs and maintenance being less than £10.

(4) By combining with central heating

By combining with central heating plants. (5) By using the power in any other useful way or by selling it.

### APPENDIX E.

SUCCESSFUL EXAMPLES OF THE DESTRUCTOR SYSTEM IN ENGLAND.

System in England.

For further facts in regard to English cities which are making profits off their disposal systems, we refer to a special article entitled "British Destructors Throughout the World," by W. Francis Goodrich, which is to be found in William F. Morse's book, the "Collection and Disposal of Municipal Waste."

The seven cities which (as mentioned earlier in this report) have been enabled to reduce their tax rate by means of the profit gained from their disposal plants are as follows: Aldershot, Eccles, Epsom, Hereford, Lytham, Watford, Weymouth.‡

disposal plants are as follows: Aldersnot, Eccles, Epsom, Hereford, Lytham, Watford, Weymouth.‡

The following section from a table in "Heat and Light from Municipal Waste," by Joseph Branch,§ will give some idea of the number of destructors installed in England, and of how the power generated by the disposal process is utilized:

# MUNICIPAL INCINERATORS FOR GARBAGE DISPOSAL AND POWER PRODUCTION.

# ENGLAND

ENGLAND.									
Сіту,	Population.	Daily Tons.	Cost per Ton.		Power Purposes.				
Acerington	43,122	60	5	\$0.31	Electric light.				
Aldershot	14,248	11		.25	Sewerage pump.				
Ashton-under-Lyne	43,890	30		.23	Electric traction.				
Ashton	77,310	75		.22	Two installations mortar mills and clinker crushing and lighting.				
Bangor	11,770	93		.32	Electric lighting.				
Barry	27,000	25		.28	Mortar mills.				
Bath	49,821	45		.27	Mortar mills and crusher.				
Berkenham	26,000	24		.42	Electric lighting.				
Batley	30,721	15		.30	Electric lighting.				
Birkenhcad	111,102	180		.21	Two installations mortar mills, 90 tons each.				
Birmingham	522,204	400		.19	Four installations mortar mills, workshop machinery and electric lighting.				
Blackburn	129,216	130		.21	Four installations: 1. 40-ton mortar mills. 2. 15-ton workshop. 3. 30-ton gas works. 4. 45-ton water pumping.				
Oldham	137,238	120		.57	Works purposes: 1. Clinker crusher mortar mills. 2. Public baths and wash houses, etc.				

### APPENDIX F.

W. Francis Goodrich (in "Refuse Destruction and Power Disposal"), Joseph Branch (in "Heat

waukec, 1907, page 183.
† Morse, page 275ff.
‡ Goodrich, page 109ff.
§ Morse, page 265ff.
|| Morse, page 271ff.

and Light from Municipal and other Waste') and William F. Morse (in the "Collection and Disposal of Municipal Waste") agree that the reason why so many American destruction sys-tems have failed is, that in this country we

<sup>\*</sup> Report of the Commissioner of Health, Mil-

<sup>\*</sup> Morse, page 275ff. † Joseph Branch: "Heat and Ligh Municipal and Other Waste," page 120ff. ‡ Morse, page 267. § Morse, page 17ff.

have been utilizing an antiquated type of plant, long since abandoned in England, for those of more scientific construction, and that the matter of garbage disposal has not been treated here as an engineering problem.

Mr. W. Francis Goodrich, the well' known English writer on destructors and their work, gives the following three classes into which refuse destructors may be divided:

destructors may be divided:

"First, the original type of low temperature and slow combustion cells, with which little, if any, use was made of the escaping gases for

any, use was made of the escaping gases for power production.

"Second, destructors provided with artificial draft, and therefore, more efficient as destructors, by reason of the higher temperature obtained, and greater destroying capacity, but which only provide power for work purposes or clinker utilization; and

"Third, destructors of modern types providing the maxinum amount of power available from the refuse, and available for the generation of electricity, for pumping sewage, for gas works or other municipal purposes for which power is required."

Mr. Goodrich further says:

Mr. Goodrich further says:

"With the early type of destructor of the low temperature, slow combustion type, boilers were but rarely installed, and no attempt whatever was made to develop power. The low temperature gases were useless for steam raising purposes, very frequently not being sufficiently high in temperature to avoid nuisance.

"The residuum or clinker was soft and objectionable, having no commercial value, it being impossible to produce a good, serviceable vitreous clinker unless a high temperature be reached and maintained in the cell."

The above description of results obtained by

maintained in the cell."

The above description of results obtained by the early forms of British destructor may be applied to the present forms of crematories and incinerators used in this country, without the change of a single word.\*

Lately, however, a few destructors of the modern English type have been justalled. The following letter just received from Milwaukee shows that the authorities there expect their plant to be as economical as any in the country and to at least cover all disposal costs.

# February 18, 1910.

February 18, 1910,
Dear Madam,—Your letter of February 15 has been referred to me by the Mayor of Milwaukee. Your request for full information with reference to the subject of garbage disposal is so sweeping in its character as to leave us in doubt as to exactly what to write you. Full information upon the subject would require a whole book. The situation in Milwaukee, however, in brief is as follows: For many years Milwaukee has tried all known methods of garbage disposal. In 1902 an incineration plant was erected on an island named Jones Island. This has been a success except that its location on an island was unfortunate, because the expense of handling is 40 per cent more than it would be were it on the mainland. The garbage also has increased since that time to such an extent that the plant is too small. Further, it is only a garbage burner and not a refuse destructor. Only garbage is disposed of, leaving all miscellaneous rubbish, manure, etc., to be disposed of in other ways.

Because of these facts the city of Milwaukee last year decided to erect a new and more modern destructor, situated upon the mainland, near the heart of the city. This will have a capacity of 300 tons per day of mixed garbage, rubbish, ashes, manure, street sweepings, etc. The cost will be \$200,000. The mixture of rubbish will be burned without the use of coal, and after the plant has been in successful operation a steam generating auxiliary plant will be built whereby the surplus heat from the refuse destructor will be converted into steam, and later into electricity. By using this power generated from the refuse destructor, it is figured that the plant will operate without cost; in other words, the value of the power will offset the cost of operating the plant, which we figure will be somewhere between 60 and 75 cents per ton. The new refuse destructor will be a high temperature plant, whereas the present garbage burner does not

produce high temperature. The plant is being erected by the Power Specialty Company, New York City, who are American representatives of the Heenan & Froude English furnaces. The plans and specifications were prepared by Dr. Rudolph Hering, New York City, and the firm Hering & Fuller are the supervising engineers. Milwaukee has a municipal garbage collection system, established for the last twenty years. It has been found to be the most satisfactory. Of course I do not know just exactly what information you desire, but the above is a sunnary of the situation. We expect the new plant will be in operation within the next two months, and that we will then have the most modern refuse destructor in the world, as well as the most economical.

economical.

I am sending you under separate cover a report of the department for the year 1907, which includes, beginning page 140, a report on the whole garbage situation in Milwaukee, which was made by Dr. Rudolph Hering of New York for the city. It was following upon this report that Dr. Hering was later employed to prepare plans and specifications for the kind of a plant which he had recommended

which he had recommended.

If there is any further information you desire, we shall be glad to furnish it upon application.

Respectfully yours, (Signed) A. B. CARGILL, Secretary

Coun. BRAND-Mr. President, as this memo rial is a very lengthy one—I have a copy myself and I think each member has—I move you, sir, that reading be dispensed with.

The Council voted to dispense with the reading

of the memorial.

of the memoral.

In connection with the above Coun. HALE offered the following:
Ordered, That the Executive Committee of the City Council hold one or nore public hearings in regard to the present and proposed methods of collection and disposal of garbage and other

of collection and disposal of garbage and other refuse.

Coun. HALE—Mr. President, ordinarily I am against holding indiscriminate public hearings because I think they do more harm than good, but I think this question of the collection and disposal of city refuse and garbage is one of the most vital before our Board this year, and I think all nine of us ought to go into this very thoroughly. I am convinced that we can do as well as many of the western cities do in the matter of disposition of our refuse and can make money for the city by doing it ourselves. I am also convinced that the present contract system works very badly. I think we all want to go into the whole question very carefully and sec if we cannot do the work with city labor and still save money for the city. I think the two things can be combined, so that the city's tax rate will be reduced and we will at the same time give a square deal to city labor.

Coun. CURLEY—Mr. President, I agree with what Coun. Hale has said. I received one of those communications myself, and it appeared to me that there are some professional uplifters in the community interested in some English syndicate that has methods for the disposal of garbage. Personally, I have no desire to see Coun. Hale fooled on this proposition, and I most respectfully move that further consideration of the matter be assigned for two weeks. The chances are that by that time numerous others will send in memorials and we can then consider the entire matter.

Further consideration of the matter was

matter. Further consideration of the matter was assigned for two weeks.

# RESOLUTION FAVORING ELECTRIFI-CATION OF RAILROADS.

Coun. BRAND offered the following: Whereas, The operation of steam locomotives in localities where the population is dense is a constant menace to the health and comfort of the community and greatly decreases the value of

community and greatly accreases the value of property; and
Whereas, The electrification of the steam railroads will greatly improve the local passenger service; be it
Resolved, That we hereby respectfully urge the Legislature of 1910 to take such action as shall definitely establish as a policy of the Commonwealth the electrification of all railroads in

<sup>\*</sup> Morse, page 216.

the metropolitan district of Boston and 'that provision be made for the completion of such electrification at the earliest practicable date.

The preambles and resolution were read a second time, and the question came on their

passage.

Coun. CURLEY—Mr. President, I would say that I have received a rather lengthy communication from the improvement associations with relation to the electrification of railroads, and I should like to ask if this applies to all railroads

entering Boston.
Coun. BRAND—Mr. President, I would reply

entering Boston.

Coun. BRAND—Mr. President, I would reply to Coun. Curley through you that it does.

Coun. CURLEY—Mr. President, I don't know whether I ought to inflict this on the members or not, but it is a sufficiently large proposition to warrant a discussion by the members of the Board. In nearly every one of the outlying sections of the city visited by the portable City Council recently, there seemed to be a universal demand that there be electrification of the steam roads entering Boston, not only because of the nuisance created by the smoke issuing from the locomotives, but for the better transportation facilities that might be afforded on a line that was run by electricity. I would say that it has been found possible to electrify in New York, and I suppose if there is the proper kind of agitation pursued in the City Council and the Legislature it is only a question of time when we shall have a railroad commission that will not be subservient to the corporations and that will reprepursued in the City Council and the Legislature it is only a question of time when we shall have a railroad commission that will not be subservient to the corporations and that will represent something other than the corporations. But unless an agitation is started and carried on and the Press assists and does its part, it will be impossible. On this particular subject I have received a communication from a representative of the United Improvement Association which, by the way, did not support me in the last contest. They say, among other things, that this is a matter that ought not to be passed on with a mer request on our part to the steam railroads involved, but some sort of discussion of the subject ought to be had here to show that we are really in earnest about it. Electrification of steam roads and better suburban transportation thereon has been in the public mind for some years. Numerous petitions have been filed with the roads themselves and with the Railroad Commissioners in years gone by, with only the result that it has been promised many times, but until lately no pesitive action has been taken by the city or state to force the railroads to do that which now has become a public necessity. In January, 1908, the Railroad Commissioners said in their annual report "The source to which the general public may rightfully look for final relief from the smoke nuisance is the use of electricity as a motive power, and the abandonment of steam locomotives," and recommended to their several railroad companies operating in and about Boston that studies be prosecuted and completed at the earliest possible date relative to the whole question of electric installation. All the power the Railroad Commissioners have under our laws is under chapter 111 of the Revised Laws of this Commonwealth, simply relative to the whole question of electric installation. All the power the Railroad Commissioners have under our laws is under chapter 111 of the Revised Laws of this Commonwealth, simply giving them the right to recommend to the railroads any changes they deem necessary for the public good, but so strong is this board as a buffer between the people and the corporations that their recommendations are almost universally acted upon at once by the railroads. In this case, however, they did absolutely nothing, and so in 1909, the Commissioners in their annual report again called the attention of the railroads to the former action of the board, and on October 8, 1908, addressed to the managements of the Boston & Albany, Boston, Revere Beach & Lynn, Boston & Maine and New York, New Haven & Hartford Railroads, severally, letters asking what they had done under their former recommendation. The answers to these letters from each is contained in the Railroad Commismissioners report for 1909. On January 18, 1909, the board went out of its way, in deciding the Berkshire Merger case, to say "It would seem that the first field for endeavor and expenditure in electrification of steam railroads is the City of Boston and its Surburbs." Chapter 108 of the Acts and Resolves of 1907, brought into existence the Metropolitan Improvements Commission.the purpose of which as expressed by the Legislature was as follows: "Said Commission mission the purpose of which as expressed by the Legislature was as follows: "Said Commission shall investigate and report as to the advisability

of any public works in the Metropolitan District of any public works in the Metropolitan District which, in its opinion, will tend to the convenience of the people, the development of local business, the beautifying the district, or the improvement of the same as a place of residence. It shall consider the establishment of a systematic method of internal communication by highways, the control or direction of traffic and transportation, and the location of such docks and terminals as the interests of the district may demand."

tion, and the location of such docks and terminals as the interests of the district may demand."

This Metropolitan Improvements Commission spent \$89,000 of the state's money in investigation, and as a result of that expenditure of \$89,000 they recommended the appointment of another commission to study the study that they had tried to study. About all the good they did was to leave a volume of some 318 pages that has been read probably by less than fifty people, but in that volume they say on page 7, under the heading "The Paramount Issue" that, "In view of the wide variety of subjects which was open for discussion before the commission, it was a notable fact, that inquiries throughout the open for discussion before the commission, it was a notable fact, that inquiries throughout the Metropolitan District, as well as the statements made and evidence officred at the various hearings, disclosed it to be the very general belief of the public that the question of transportation was the most waret one to be considered, and was the most urgent one to be considered, and that the future commercial and industrial in-terests of the Metropolitan District, and therefore of Massachusetts, depended in a great measure upon its proper solution."

of Massachusetts, depended in a great measure upon its proper solution."

On page 22 they say, "It is to be noted throughout the discussion of this plan, that it presupposes and is conditioned upon the electrification of all passenger lines entering Boston." In the report of their engineer, Mr. George E. Wadsworth, page 108, he says, "All studies presented herewith are contingent upon the complete electrification of all passenger lines entering Boston."

The Joint Board of Metropolitan Improvements, appointed by the last Legislature to study the above study, have made their first report, and in it they ask (after spending nearly a year giving hearings) the Legislature to pass a bill asking the railroads themselves to make a study of electrification, something that was asked of the railroads three years ago by the Railroad Commissioners, with no result.

It seems to me, Mr. Chairman, that the time for studies has long since passed. We have heard almost every section of Boston at our hearings in its various sections say that one of their strongest needs is electrification of steam roads. If by costing the city nothing, but by discussion of this subject in this public place, among the true representatives of the people, we can help to get rid of the smoke nuisance, the cost of repair to bridges which is no small item (because the corroding of steel by locomotive discussion of this subject in this public place, among the true representatives of the people, we can help to get rid of the smoke nuisance, the cost of repair to bridges which is no small item (because the corroding of steel by locomotive smoke under them is costing the county and therefore the taxpayer considerable sums each year), then we ought to speak in no uncertain terms. Ninety per cent of the people living five miles out of Boston proper, that is those living in Dorchester, West Roxbury and Brighton, ride by train. If this electrification is brought about, it means that where there is one train of six cars run per hour, there can be run one train of one car every ten minutes, at the same expense, because each car is a motor. The steam roads own the arteries of an ideal surburban passenger traffic, which if they could be induced to develop properly would give us an ideal rapid transit system, and would do away with the necessity of the erection of any more elevated structures either in our public streets or on private property. While the people are pounding at their doors and demanding better service, they sit back and say that they can't make surburban passenger traffic pay anyway, so what's the use of their trying. They are doing only what they are obliged to do, and say so very frankly.

President Mellen, at the Boot and Shoe Club banquet, the other night, said, "In our judgment, it will be a mistake in the present stage of development to force by legislative enactment the electrification of the lines about Boston. Through the natural process of evolution electric traction will be installed in Boston, and the whole subject may well be left to the managers of the railroads as those more greatly interested even than the public which is to be benefited." In light of the facts that experts employed by the state have been for years recommending this muchneded improvement, after a thorough investi-

have been for years recommending this much-needed improvement, after a thorough investi-

gation of the subject; that the people have demanded it for a much longer period; that these roads are being paralleled by interurban fast electric lines, causing an unnecessary duplication of routes that is a burden both on the property through which it passes and a duplication of capital, dividends on which have to be paid out of our nickels and dimes; and all this because of the fact that the railroads won't move for themselves, it would seem that Mr. Mellen's request to be let alone ought not to be given much weight. His "natural process of evolution" would seem to be a long and discouraging period for an impatient people to wait. Not only has this particular question been agitated in all the local citizens' and improvement associations of Boston proper, but similar organizafast electric lines, causing an unnecessary dupliin all the local citizens' and improvement asso-ciations of Boston proper, but similar organiza-tions, boards of trade and boards of selectmen of many of the thirty-nine cities and towns in the metropolitan district have appointed com-mittees to co-operate with the united improve-ment associations of Boston in a bill now before the Massachusetts Legislature to bring about this much desired result. In this Board appoint a committee of three to act the sorder passes I shall offer a motion that this Board appoint a committee of three to act in conjunction with similar committees from other cities and towns in the metropolitan district, with full powers to appear before the legislative committees to advocate any measure that in

conmittees to advocate any measure that in the judgment of the committee will help in solving better suburban passenger traffic in the

city limits.

Mr. Chairman, that is a very lengthy document, but to my mind it sums the proposition up about as well as it can be summed up, and I will submit it to the City Clerk. The Railroad Commission, as everybody knows, does only that which the railroads desire that it shall do. The real pleasure of riding on a train between New York it to the City Clerk. The Railroad Commission, as everybody knows, does only that which the railroads desire that it shall do. The real pleasure of riding on a train between New York and Boston can be best enjoyed on that portion of the New York Central line between New York City and South Norwalk that is run by electricity at the present time. On a pleasant day it is possible to raise the window beside which you are sitting and enjoy the air without dust and smoke. I don't know why the City of Boston or the Massachusetts Legislature—particularly the Massachusetts Legislature—should continue or be permitted to continue as the personal property of the corporations. I believe that the people of Boston, who pay the greater portion of the cost of running this state, are entitled to some consideration. Take the train service in the Dorchester section, in the Neponset section. Why, Mr. President, as has been pointed out in the argument presented by a representative of the United Improvement Association, it would be possible to give five-minute service on those lines if they were run by electricity, and it would be unnecessary to have this great agitation for subways to the Dorchester district, involving an expenditure of eight or ten million dollars. Why it seems that we are acting in conjunction with Mr. Mellen in his policy of gobbling up the railroad lines in New England. If I am rightly informed, the New York Central—really I suppose the Pennsylvania controls the New York Central Acday—has control of about every electric and steam railroad in Massachusetts, if not in New England, with the exception of the Boston Apayers' money they are built eventually and primarily for the benefit of the New York Central Railroad and for no other purpose. Now, they should be compelled to assume some portion of the burden themselves. There is no reason why we should be compelled to assume some portion of the burden themselves. There is no reason why we should be compelled to assume some portion of the burden themselves. There is public spirit. I believe it should be put in operation and I would like to see it done before we leave this body. I would like to see them do something practical on this line on the hill. It would eause great rejoicing in my congressional district, and would be in line with the results recently achieved by Admiral Bowles when he returned after having succeeded in obtaining contracts for the building of two battleships by the Fore River Company. If we could promise the people down there—I am not very good on promises, but if it were possible to assure the people of that section that there would be electrification of railroads between Boston and Quincy, it would be greeted with great rejoicing. I sincerely trust that when House Bill No. 99I is before the Legislature, the Legislative Committee from this body with the improvement associations from all sections of the city, with the representatives of the thirty-nine cities and towns that are to-day suffering because of the control exercised by the railroads over the Board of Railroad Commissioners, will go to the Legislature and demand that some measure of consideration and of justice be meted out to the people who live in Boston and in the surrounding cities and towns.

Coun. BRAND—Mr. President, the resolution which I have offered is right in line with the bill which Coun. Curley has referred to, No. 991: and in order that this body may take some action, may instruct the Legislative Committee of the Council to appear before a committee of the Legislature and urge the passage of this act, I want to read just a few reasons why this bill should be passed.

First, the soft coal smoke and noxious locomotive gases will be abolished.

Second, railroad noise will be practically eliminated.

Third, the saving in operation by electrification

Third, the saving in operation by electrification is so large as to warrant a very large investment

Fourth, the operation of steam locomotives in populous districts is a constant menace to health and comfort and greatly decreases the value of

and comfort and greatly uccreases the randoproperty.

Fifth, electrification has proved to be a financial and engineering success wherever tried, whether in Europe or the United States.

Sixth, the New York Legislature prescribed time limits within which electrification should be accomplished within-New York City, and the work was done promptly and effectively. If they can do it in New York City for a distance of twenty-five or twenty-eight miles from New York clear through to Stamford, there is no reason why they cannot do it here in Boston within the why they cannot do it here in Boston within the ten-mile limit.

Seventh, railroad officials and engineers admit the benefits received from the New York work and have extended it without legislative com-pulsion. That is another evidence that it should pulsion. That is another evidence that it should be done here.

Eighth, the big railroad tunnel from the North

be done here.

Eighth, the big railroad tunnel from the North to the South Station, recognized as imperative by Boston business men, cannot be operated until railroad lines are electrified.

Ninth, the Massachusetts Commerce and Industry Commission says that railroads promised electrification if official sanction were accorded the New York, New Haven & Hartford and Boston & Maine merger. Mr. Mellen has forgotten all about that apparently, judging from his speech before the Boot and Shoe Club.

Tenth, every body of official experts assigned by our Legislature to a study of electrification has urged the taking of immediate steps towards securing the improvement.

Eleventh. The time to act is now, because the railroads and public are ready. I quite agree with Coun, Curley in commenting upon President Mellen's speech. Evidently he had in mind the holding company as proposed by the Boston Elevated Railway. I believe there is a well laid plan between the New York, New Haven & Hartford Railroad and the Boston Elevated, because of the law prohibiting the New Haven road from acquiring further electric lines, to accomplish it through the holding bill which is proposed for the Boston Elevated, and I think it is the purpose of the New York, New Haven & Hartford Railroad to control not only the Boston & Maine but the Boston Elevated Railway. I think that is sufficient reason why President Mellen was so positive in his statements before the

Boot and Shoe Club. I trust that the legislation will pass and that your committee will be instructed to appear before the committee at the State House and advocate this bill.

The preambles and resolution were adopted. Coun. ATTRIDGE—Mr. President, in line with the remarks of the two previous speakers, I desire to offer the following order giving the Committee on Legislative Matters authority to appear before the Legislature and advocate the passage of House Bill No. 99I, which provides for the electrification of the railroads in the vicinity of Boston.

vicinity of Boston.
Coun. ATTRIDGE offered the following:
Ordered, That the Committee on Legislative
Matters be authorized, and his Honor the Mayor be requested, to appear before the committee of the General Court on railroads, in favor of legislation to compel the electrification of the railroads operated in or about the City of Bos-ton, substantially as provided in House Bill No. 991

The order was passed.

# REPORT ON SOLDIERS' RELIEF DEPART-MENT.

Coun, CURLEY—Mr. President, I would like to ask what disposition has been made of the Finance Commission's report in relation to the Soldiers' Relief Department? President BALLANTYNE—It has been placed

Coun. CURLEY—Mr. President, I don't know what the feeling of the members of this Council is in relation to that matter. Personally, I believe that is the greatest insult, the most gross is in relation to that matter. Personally, I believe that is the greatest insult, the most gross insult that has ever been administered to the defenders of this country in the birthplace of human liberty within the memory of any man. I feel that it is an insult that warrants us in sending that communication back to the body from which it comes—the Finance Commission. It is an insult to the character and the standing in this community of a man who at the age of sixteen enlisted that the Union might remain whole, and at the age of eighteen left his right arm on the field of Gettysburg; who when he came from the hospital continued in the service of his country until the war was ended, while his critics were summering in some place where there was no war. I want to say that I am very, very much pleased that I am a member of the Committee on Soldiers' Relief this year, and that any veteran of the Civil War or the widow of any veteran of the Civil War who is recommended for state aid by the man, who in my opinion, is the best judge of their needs, John Gilman, will get the limit so far as my vote is concerned, and I will accept the consequences of my act. Mr. President, allowing that there were a few glaring cases to which they refer, where the money was misspent or ill spent, they were only a few among a great number: consequences of my act. Mr. President, allowing that there were a few glaring cases to which they refer, where the money was misspent or ill spent, they were only a few among a great number; and, Mr. President, it strikes me that the gentleman who submits this report for the Finance Commission, a gentleman who is prominent in the Associated Charities movement, is prompted by something other than a desire to protect the city's interests. The Associated Charities receive large sums of money from various individuals and various organizations; but they are only charity unless it is specifically recommended or contained in a bequest that the money be used along certain lines. The rest of the money and all the money they receive other than that which is specifically stated shall be spent in some particular manner is used primarily for the purpose of investigation and for the compilation of records. I want to say that n Jo-n Gilman, as Soldiers' Relief Commissioner, has been liberal with the veterans of the Civil War and with their widows, he deserves credit for it, that it makes him all the more a hero in the eyes of every decent thinking man in this community; and if he had been niggardly, mean and contemptible, as it is evidently the desire of the Finance Comdecent thinking man in this community; and if he had been niggardly, mean and contemptible, as it is evidently the desire of the Finance Commission that he be, it would have made him niggardly, mean and contemptible in the eyes of the general public and unfitted to hold the position that he occupied. Mr. President, to what do they refer? They refer to some eight or ten cases out of something like perhaps 5,000 or 10,000 cases that have been at various times in the last twenty years before the Soldiers' Relief

Department, and they do what by their reference and by their publicity on this proposition? They drag the Grand Army of the Republic in the mire, and they mire the American flag as well. Good government is never obtained by the destruction of American principle or by the destruction of American patriotism. It is not dollars that count in time of war, it is principle and it is patriotism, and it is about time that the Finance Commission understood that fact. Mr. President, if they have a criticism to make of the manner in which the department is conducted that is all if they have a criticism to make of the manner in which the department is conducted, that is all right; that is within their province. If there are wrongs in that department to be corrected, no one will question the honesty or the decency of John Gilman as the head of that department and his desire to administer it honestly. I want to say that if I had been a member of the Committee on Soldiers' Relief—and I say this without any discrepant to say, wan who was a member of it. his desire to administer it honestly. I want to say that if I had been a member of the Committee on Soldiers' Relief—and I say this without any disrespect to any man who was a member of it last year—I would have voted in favor of increasing the pension of Mrs. Taylor and I would have voted for any other case where it was recommended by Mr. Gilman, because I think his judgment on these matters is better than the judgment of paid investigators, cold and calculating, whose desire is never actuated by a human feeling, but by what we might term strictly business. It was not strictly business ideas that caused men to enlist and to take their lives in their hands in defence of American institutions. When Abraham Lincoln issued his call for 100,000 troops and the tramp, tramp, tramp came from every hamlet in this great land of ours, they did not tramp because there were great bonuses, they did not tramp because they believed in the principle of the cause which was recognized by Abraham Lincoln. The old soldiers are gradually dying out; their widows are disappearing; and are we going to mar the Grand Army of the Republic in the declining years of its life? Why, Mr. President, we would be unworthy to be called American citizens and representatives in the birthplace of freedom were we guilty of such gross and infamous conduct as to uphold any commission in a report of this character. Mr. President, as an American citizen I feel that it is our duty to reconsider the vote whereby the proposition was placed on file, and I consider it our duty to move that that communication and its recommedations be referred back to the Finance Commission.

Reconsideration was declared lost, Coun.

Reconsideration was declared lost. Coun. CURLEY doubted the vote and asked for the yeas and nays.

Reconsideration prevailed, yeas 5, nays 2.

Yeas—Coun. Attridge, Buckley, Curley, Hale, McDonald—5.

Nays—Coun. Ballantyne, Collins—2.

Coun. CURLEY—Mi. President, I move you, sir, at this time that the communication and recommendations received from the Finance Commission be returned to that commission.

Commission be returned to that commission.

Coun. HALE—Mr. President, I would like to amend that motion by having the matter assigned to one week from to-day. My reason for making that motion is not that we may weaken the statements that Mr. Curley has made, but so that we may back them up with more effect. I assue you that no one was more surprised at reading the report of the Finance Commission than I was. I have been on the Committee on Soldiers' Relief for a year. At present I amenairman of the committee, and the report came like a bolt out of a clear sky. Certain parts of the Finance Commission's reports I know very little about, and it is those parts that I want to the Finance Commission's reports I know very little about, and it is those parts that I want to investigate—for instance, the proportion of these cases to the total number of cases. Nobody can have more confidence in Mr. Gilman than I have, and I know that when I talk with him I can get all the facts at my fingers' end, so that we can really have the facts right with us when we send the matter back to the Finance Commission. There was one thing that came up last year in the dealings between the Finance Commission and the Soldiers' Relief Committee which I think may account in large measure for their real attitude on this measure. They tried to induce our committee—of which Ald. Carr was chairman and Ald. Whelton and I the other nuembers—to take the attitude that we had to treat each one of these cases as though they were charitable cases in just the way that the Associated Charitice cases were treated. Not one of the three of us agreed to that. We said that the Soldiers' Relief was an entirely different proposition, that it was not giving alms, that it was not charitable work. It is in the nature of a reward of merit for service to the country, and we refused to take that attitude. I see that in their report they have not come out openly with that proposition. I imagine that they knew that it would he a little bit too unpopular even for them. But their report sounds as though they were thinking aloug that line all the time, even though they do not come out openly with it. For that reason I would like to investigate the matter more thoroughly, and I believe we will be able to give a really good reply to the Finauce Commission a week from to-day.

Coun. CURLEY—Mr. President, I dislike exceedingly to oppose any motion made by Coun. Hale, as I recognize the fact that he is an eminently fair man. I don't think, however, that it will do any harm to read this report over at the present time, analyzing it as we go along. It contains only about fifteen pages, and we can get some idea of just what they do think on this proposition. It is a pretty important proposition, it strikes me, and one upon which we should not delay. It is one that blackens the Grand Army and the widows of Grand Army men as they have never been blackened by any person, persons or organization in the history of this country:

"To the Honorable the Mayor and City Council:

"Gentlemen — The Soldiers' Relief Depart.

persons or organization in the history of this country:
"To the Honorable the Mayor and City Council:
"Gentlemen,—The Soldiers' Relief Departments of the cities and towns of Massachusetts act, under various statutes, as agents of the Commonwealth in dispensing to those who served in the Civil or the Spanish War 'state aid,' 'military aid' and 'soldiers' relief,'—all these forms of assistance being supplementary to the pensions granted by the United States government. The Commonwealth, under chapter 468, section 6, Acts of 1908, pays state aid in sums not exceeding \$6 a month to men, or \$4 a month to women, and no more than \$8 to or for all the dependent

relatives of any one soldier or sailor in any one month. Under chapter 468, sections 9 to 14, Acts of 1909, each city and town shares with the Commonwealth in giving military aid in cases where the United States pension and state aid combined would be insufficient for support, though an applicant cannot, at the same time, receive both military and state aid. If military aid is granted, the state aid cases. The Soldiers' Relief Department, as maintained by the City of Boston, makes all these disbursements both for itself and the Commonwealth. The latter not only reimburses the city for its share of expenditure, but also for money expended for hurying indigent soldiers, their wives, widows or dependent mothers.

"Under chapter 79, sections 18 and 19 of the Revised Laws, the city pays entirely for soldiers' relief, which, like military aid, is supplementary to the other forms of public relief. While pensions and state aid are limited by regular schedules, there are no limitations as to either military aid or soldiers' relief, as declared at the outset, was to prevent dependence of veterans of the Civil War and their widows on the almshouse or on the overseers of the poor." relatives of any one soldier or sailor in any one

dependence of veterans of the Civil War and their widows on the almshouse or on the overseers of the poor."

If that was the purpose of that enactment, and it has served that useful purpose since 1865, why change it at this time? It was passed in order that no veteran or widow of a veteran should become dependent on the almshouses or overseers of the poor for a living.
"The department consists of a commissioner, salary \$3,500; a male clerk, salary \$1,500; a male settlement clerk and visitor, salary \$1,500; and so on. I don't think we have anything to do with the visitors of the department; that is not a proposition that is involved here; it is the

with the visitors of the department; that is not a proposition that is involved here; it is the principle of the thing.

"In the eight years and eleven months since the present commissioner took office the department has spent or disbursed over \$2,000,000 of the money of the Commonwealth and of the city.

"Expenses and disbursements of the departments during the year (1901–02), when he took charge, were as follows: \$234,296.89; reimbursed by the state, \$146,619.69; net cost to the city, \$87,677.20. In subsequent years the expenses and disbursements have been as follows:

YEARS.	Totals.	Reimbursed by State.	Net Cost to the City.	
1902-03	\$239,077 23	\$142,590 79	\$96,948 44	
1903-04	245,853 24	140,405 72	105,447 52	
1904–05	243,757 71	138,229 37	105,528 34	
1905-06	248,941 94	134,947 18	113,994 76	
1906-07	252,760 76	133,118 33	119,642 43	
1907-08	254,184 10	133,042 28	121,141 82	
1908-09	247,659 70	130,259 32	117,400 38	
1909–10	236,297 49	123,398 31*	112,899 18*	

\* Approximately.

That is, it reached the maximum amount, in 1907–08, of \$254,184.10, and the amount in 1909–10 was \$236,297.49, a great reduction from the period of 1907–08.

"The Finance Commission is in accord with the general policy of the Commonwealth and the city in undertaking to assist needy veterans. The criticism of the Soldiers' Relief Department, which the commission feels compelled to make, is directed entirely against the manner in which the benefactions of a generous and grateful community have been distributed.

"In the judgment of the commission this department has been one of the most grossly mismanaged departments examined by either this or

managed departments examined by either this or the former Finance Commission. The simplest forms of preliminary investigation have been neglected. After relief has been granted, visits

to applicants have been rare and unintelligent. The records are in confusion. The force has been inefficient. The annual reports have been misleading. The results have heen violation of the law, great waste of public money and demoralization among many recipients of the relief."

In other words, Mr. President, they are not only calling John Gilman a liar and a thief, but they stigmatize as a liar and a thief each head of the department, each Grand Army man who has ever served as Soldiers' Relief Commissioner—and invariably every man who has been Soldiers' Relief Commissioner has been a veteran of the Civil War.

"A subcommittee of the former Finance Commission conducted a preliminary investigation of

mission conducted a preliminary investigation of this department so near the end of its term of service that it was unable to report on the sub-

ject. Nevertheless, as a result of recommenda-tions then made to the commissioner in charge of tions then made to the commissioner in charge of the department, certain improvements have been introduced during the past year. More frequent visits have been made to the recipients of the relief, better records of visits have been kept, and more economical methods have been adopted in preparing monthly relief pay rolls. During the past year \$11,362.21 less was expended and disbursed than in the previous year through discontinuance of relief, with a tendency manifest toward further reduction."

I do not know how many cases of reduction in the running expenses of the department were

I do not know how many cases of reduction in the running expenses of the department were brought about as was the case of Mrs. Taylor; but as I understood that case—and I believe I received it pretty straight, Mr. Chairman—it was the case of a woman who was seventy years of age, the widow of a veteran, and it was recommended that the amount of state aid given her be reduced from \$12 a month to \$6 a month, less than \$1.50 a week an which to live, and she was be reduced from \$12 a month to \$6 a month, less than \$1.50 a week, on which to live, and she was bedridden with rheumatism and had a son dying with tuberculosis in the Cullis Consumptive Hospital. If that is the theory on which they are going to save \$11,000, the best duty that the Finance Commission can perform is to resign its position and start in by saving \$30,000, which they have asked for, and let the \$11,000 be misspent, if it is going to benefit such cases as that of Mrs. Taylor.

"While this eommission has had to take cases at random and has had time to examine only a small fraction of those on file, the characteristics in all those examined are so similar as to convince

in all those examined are so similar as to convince it that they are typical, and that every record will be found on investigation to show serious incompetence.

"The Neglect of Preliminary Investigation.

"Though the commissioner states that it is a rule of the office that applicants be visited before relief is granted, he could offer no convincing evidence that this rule was generally put into effect until after the investigation in December, 1908, by a subcommittee of the former Finance Commission."

He could offer no convincing evidence—that is, He could offer no convincing evidence—that is, Gilman's word was not taken. Gilman was a liar, and although Gilman said he investigated his word was not taken. They must have further proofs; the man is a confirmed liar—a nice title to confer on a man who has been honored with the title of Commander in Chief of the Grand Army of the Republic. "As a result, the department had been seriously misinformed. For example, each record examined by the commission has described the applicant's habits as mission has described the applicant's habits as either 'temperate' or 'good,' or the space under 'habits,' has been left blank. No such uniformity of good habits in fact exists.'

In that portion of the law to which they refer, they are yet reference to the way's

uniformity of good habits in fact exists."

In that portion of the law to which they refer, they do not make any reference to the man's habits in connection with his needs. The fact that a man is a veteran of the Civil War and is in need should be sufficient. What have his habits got to do with it? Perhaps a man has contracted the quinine habit, the whiskey habit or the tobacco habit during the war and has followed it up at times since, so that he may feel inclined to smoke or chew tobacco continually or drink occasionally. Do you suppose that Gilman would be justified, even if he knew that the man, who was a comrade in arms with him to keep the Union whole and to put down the Rebellion, was a tippler, a drunkard or a drug fiend, in cutting off all assistance from him? Why he would be a degenerate dog if he did it.

Then it says that "Typical cases of failure to make a suitable preliminary investigation are Nos. 18,568, 7,220, 12,512 and 805." They say that their investigation was not thorough, but the numbers range from 805 to 18,568. Then there is somebody connected with the Finance Commission who is a liar. From 805 to 18,568—I think that does not show a thorough investigation. The cases were evidently just glanced over; that is all; it is merely a matter of glancing over 18,000 cases.

"Case No. 18,568; Woman admitted in appli-

over 18,000 cases.

"Case No. 18,568: Woman admitted in application ownership of house worth \$2,000 and \$50 in bank. The slightest investigation would have shown that her tax bill was \$68.80, and that her house was thus worth over twice as much as slie had represented. Eventually a stranger yolun-

eered information that she was worth \$20,000.

Thereupon relief was stopped.

Why, some other stranger might have gone up and said she was worth \$1,000,000, and some one else might have said that her house was nort-

one else might have said that her house was mortgaged for \$1,900 and was worth only \$2,000, and the woman was living on the bricks, eating the bricks out of the house, and the Finance Commission might then think they would be justified in saying that she ought to have some money. They are willing to believe anything derogatory to a person but nothing commendable.

"Case No. 7220: Third wife of a sailor, who died February 7, 1907. By husband's will all his property except \$200 was left to her; copy filed among department's records. Six days after husband's death she was granted \$26 soldiers' relief and \$4 state aid. The commissioner had recommended \$16 soldiers' relief. The committee of the Board of Aldermen added the other \$10. A member of this committee became one of the appraisers and thus found two months later

\$10. A member of this committee became one of the appraisers and thus found two months later that she had personal property amounting to \$5,231.17. Nevertheless, the aid still continues."
The testimony of the commissioner is illuminating as to this case: "Why was it raised to \$26?" A. "Well, I can only answer that by saying that the husband had a friend on the committee, probably."
Well, if he said "probably," then he said it as if he was not positive, and if he was not positive, why does the Finance Commission report it? If she did get the \$26 and had \$5.000 in the bank.

why does the Finance Commission report it? If she did get the \$26 and had \$5,000 in the bank, perhaps it was a little excessive.

"Case 12,512"—6,000 cases from the first.

"Woman claimed to have been married to a soldier in New York, and on strength of this has been receiving relief since 1907. Investigations of Finance Commission show that there is no record of her marriage in New York, and the United States government has refused to grant her a pension for lack of proof of such a marriage."

But it doesn't say how much she was getting; But it doesn't say now much she was getting; it does not say that she was getting anything. Why do they withhold the amount in that case and cite it in the other eases? Are they fair with members of this Council and with the public? "Case No. 805"—about 18,000 cases from the first case. "Woman's husband enlisted in Civil Was worder falso represent west disheperable.

first case. "Woman's husband enlisted in Civil War under false name and was dishonorably discharged. Records of dishonorable discharge were not availed of. Woman married another man while husband was alive, and not divorced. Commissioner could not discover from his records the history of this case. Aid to this doubly disqualified woman has been continuous from the time when he took office in 1901 until May, 1907, when the facts which he should have ascertained through his visitors were disclosed to him from an outside source."

through his visitors were disclosed to him from an outside source."

What is the source furnishing the information? They don't say what the source is. They don't say that Mr. Gilman discovered it himself, or that somebody connected with a friend who worked in the department discovered it. They say, "from an outside source." What is the outside source? I believe in giving a man whatever credit he is entitled to. Now, there are some

side source? I believe in giving a man whatever credit he is entitled to. Now, there are some other cases.

"In 1907 the four women clerks and visitors made only eight visits in the entire year, practically a complete breakdown of the system, so far as they were concerned. At other times the records indicate spasms of visiting activity so extraordinary that the visits, if really made, must have been ineffective."

Calling him a liar again.
"In the six days, May 21 to 26, 1906, inclusive, a woman visitor made 108 visits, an average of eighteen a day; while the records state that another made thirty visits in one day and forty-two in another. The commissioner states that he does not think that more than thirty visits were made by a single visitor in one day. Such flying visits could not have included any real investigation."

Well, Mr. President, it is not necessary to have the same kind of investigation that you have in the case of the Associated Charities—asking where the father was born; where the mother was born; how long they have lived in the city; what schools they have attended; who they know; who lives in the house with them; how long the house was built; who founded the country, and who conducts the government. It is not necessary

to ask all those questions, but simply to make up your mind whether they need it or not—and if they need it, give it to them. They are not paupers, but persons entitled to receive it.

"Typical cases resulting from the failure to visit are Nos. 15,497, 16,354, 17,388, 14,568, 4,629 and 3,909."

So they went through over 15,000 cases to find a few of what were in their opinion typical cases resulting from failure to visit. They were able to make a thorough investigation of all those cases and found only these few cases to criticise. Here are half a dozen cases in perhaps three of which aid should not have been administered.

"In this year the settlement clerk and visitor made 299 visits, but mostly to ascertain the legal status of the applicants."

"No. 15,497." This is a nice recommendation to make in regard to an old soldier who probably fought through the entire Civil War, and was probably willing to die at any period of the war for his country.—"Case No. 15,497. Habitual drunkard, who had applied for relief in 1897, and before the relief was granted had been pronounced by the investigator addicted to liquor, and not likely to make judicious use of money."

Well, now, Mr. President, I would like to ask if when that man enlisted in 1861 to keep the Union whole they asked him whether he was an habitual drunkard or whether they considered the question of not taking him into the service of the government because he was an habitual drunkard, I venture to say that they were glad to have him go to the front, and if Moors was drafted in 1861 the chances are that he would have dug up some habitual drunkard to go and represent him. He would not have the sand to go himself.

"Report states that he had a comfortable

"Report states that he had a comfortable home with his wife" (too bad!) "who was paying \$65 a month rent, and had three children, all grown and self-supporting. Notwithstanding that these facts were in the possession of the department, not only was the relief granted him, but from 1897 to 1908 no visits were made to him. In 1908 two visits disclosed his drunken state of life."

but from 1897 to 1908 no visits were made to him. In 1908 two visits disclosed his drunken state of life."

1. That is a nice report to send out on a Grand Army veteran—habitual drunkard, two visits disclosed his drunken state of life.

1. "No action was taken on these reports until September, 1908. On the eighth day of that month the man's son asked that the aid be stopped on account of his father's drinking habits, and renewed this appeal earnestly on the tenth, by a written statement, to the effect that the father's actions had become unbearable on account of drunkenness."

1. Well, if he called on the eighth day of the month it wasn't necessary to call again on the tenth and renew the earnest appeal, and if it was renewed on the tenth the help need not necessarily have been stopped. In fact, they couldn't stop it until the following month anyway. Then, why the necessity for the "earnest appeal" stuck in there?

1. "That he was intoxicated two-thirds of the time, and that he had been put out of barrooms for throwing bottles at the bartenders. Then at last the relief cut was off. The record of the previous day states that the man's pension had been raised from \$15 to \$30 a month, through the influence of the Congressman from his district."

1. "Case No. 16,534. Man earning wages (and therefore ineligible) applied in May, 1907, and received \$8 a month soldiers' relief in addition to \$12 United States pension. Under 'habits' the record is 'temperate.' He was visited in May, 1909, and the following is the record: 'Mr.—not living at above address. Saw landlord (Mr.—), who said that he was obliged to put Mr.—out last week. Rented two rooms and lived here about seven months. Drank very hard; took fifty quarts whiskey bottles out of his room; was a man of bad character; was employed as steamfilter at navy yard, earning \$3.50 a day' Aid was then at last stopped."

1. Why, if he was a good tenant for seven months and then he left the room it was only natural that the landlord would say unkind things, and so far as his

and three-quarters. Moors belongs to the City

and three-quarters. Moors belongs to the City Club.

"Case No. 17,388: Man has been receiving relief since 1902. Lives in house variously reported in the records to be worth \$2,400, \$2,500 and \$3,000,"—that is one house, not three houses,—"mortgaged for \$2,000. Though house is much too large for him, no part appears to have been rented since 1902. Records state that interest on mortgage is paid on money received from estate of wife's uncle, yet no effort appears to have been made to discover the nature and extent of this fund."

Well, now, L suppose they should have cut off

extent of this fund."

Well, now, I suppose they should have cut off in that case. It would be possible if the house was mortgaged for \$2,000 and the man had an equity which was originally \$300, if the equity increased to \$500 and eventually \$1,000, for hin to live on that. That man should not have received soldiers' relief. He had an opportunity to eat the plaster out of the wall and consume the nails, laths and the roof. He certainly could have lived on that. Why should he receive any pension? All he did was what a great many others did in the Civil War, —risk his life for the glorious Republic, —and it is but proper that he should be abused in the declining years of his life.

life.

"Case No. 14,568: Man applied and received relief in July, 1902, and later died." Bless him!
"House then reported to be mortgaged for \$700. Widow received relief until December, 1909. On March 23, 1908, the visitor reported both that woman had no money or visible means of support, and that she had \$1,000 in the bank and that her husband had left insurance of \$2,000. For nearly six years no curiosity as to the resources of this family seems to have been aroused. On the day when the commissioner testified before this commission (December 3, 1909, nearly seven and one-half years after application was granted) he recommended that the relief be discontinued."

Well, allowing that she had \$3,000 in the bank at 4 per cent interest, that gave this woman about \$2.40 a week to live on. She ought to be cut off; she ought to live on \$2.40 a week. I visited the cold storage warehouse recently, the one in which Crocker's brother is interested and in which Crocker and other reformers are interested. I saw there enough food to supply the City of Boston for six months, in the Eastern Cold Storage, and it was simply kept in that cold storage waiting for prices to advance, and for no other reason. How does Mr. Crocker hope to have dividends paid on his cold storage stock if he is going to cut down in the case of these widows? With that \$2.40 a week she couldn't buy a cow if she lived a hundred years, with steak 40 cents a pound. Well, allowing that she had \$3,000 in the bank steak 40 cents a pound.

"Even greater negligence has been shown in giving relief to those who at the same time have been on the city's regular pay rolls. Instances are Nos. 4629 and 3909."

been on the city's regular pay rolls. Instances are Nos. 4629 and 3909."

Those are the only two instances we have in about 12,000 or 14,000 city employees.

"Each of these received \$2.25 a day from the Street Department, while also securing relief from the Soldiers' Relief Department on the plea of having no means of self-support.

"One of these beneficiaries in the Street Department had maintained to the Soldiers' Relief Department in 1901, 1902 and 1906 that his health was very bad and he could do no work. Yet in August, 1906, he got employment in the Sanitary Division, his age then being sixty-nine, and he continued to receive his wages there, and to receive also his state aid for nearly three years unvisited. The comparative alertness of the department last year discovered him. The other city employee was not visited from December, 1902, to March, 1909, and no date of his securing city employment is given in the records. In 1902 city employment is given in the records. eity employment is given in the records. In 1902 the man's house was valued at \$3,000"—must have been a magnificent block—"and one record of that date states that there were on it four mortgages aggregating \$3,600." He should never have worked for the city; he should have been cashier in a Cambridge bank, "Another record along side of the first of the same date shows that there were only two mortgages aggregating. along side of the first of the same date shows that there were only two mortgages aggregating \$1,800,—an instance of the prevailing confusion. The commissioner admits that political influences have at times induced him to give precedence to certain applicants."

That is only natural. Political influences have caused changes in our Massachusetts courts, and I have nothing to say against their character or their standing in the community. It was Dana's position on the peaceful picketing bill and on other labor measures that secured for him his appointement as judge; and another young man has been appointed associate judge recently at Worcester who has been a lobbyist at the Legislature for two years. It was his attitude on labor measures that secured for him his appointment as an associate judge. I have great respect for Judge Schofield, but it was Schofield's leadership and the manner in which he swung the whip in the Legislature in 1901 and 1902 that secured for him his judgeship. It was John Duff's ability to control the Committee on Cities in 1902 and 1903 that secured for him his position as judge in our state courts, and what is it that secures the position of the United States district attorney in our United States courts? Was Lewis selected on account of his color, because of his exceptional ability or because of his Harvard influence? No; he was selected because he spoke against the Butler monument after being pledged to speak in favor of it. And what is it that has secured other appointments over there, more recent ones, Garland and the others? The same thing. You can go right along the line—it is political influence. What is the use of playing the hypocrite? You might just as well pull off the veil of hypocrisy. Political influence will continue to dominate as it has in the past the world over, and you will never change it with a narrow Finance Commission.

"The commissioner has sought to excuse the failure to make proper visits, first, on the ground of his having an inadequate force; second, because of the preparation of a new card index. As for the force, has never asked for an addition to it, and the present force, taken as a whole, has appeared to the commission reported that a single clerk should have been able under the most favorable conditions to perfo

Why, Mr. Chairman, I would rather see 1,000 or 10,000 persons receive state aid who were not or 10,000 persons receive state and who were not entitled to it than to see one suffering needy case that deserves it denied. It is not a pauper aid, and it should not be considered as such.

"The records, which should contain the facts about the beneficiaries, are in chaotic condition.

about the beneficiaries, are in chaotic condition. The original applications, some stray memoranda and a few entries on such portions of the paper as may present a blank space, comprise most of these records. Their condition is such that they cannot have been seriously used. The testimony of the commissioner indicates that he consults the card index for such information as he desires, and in his report of 1908 he describes these meager cards which present only a few figures as 'embracing the history of beneficiaries.''

Why should there be a complete history of who was the father or who the mother of the man receiving aid? The only history that is necessary, in my opinion, is the history of service in the cause of the country—what a man did or showed a willingness to do for his country, and his actual

a willingness to do for his country, and his actual

a willingness to do for his country, and his actual financial condition.

"Some of the inconsistencies which appear in the records have been incidentally noted above. Other instances are the following:

"Case No. 18,832 is that of a woman reported in the records of the department as sixty-four years old in 1908 and fifty-two years in 1909."

Well, that is a most uncommon clerical errorto put down fifty-two for sixty-four. That is something that never occurred in any business or banking establishment in the country; that never occurs anywhere. That is a glaring case. "Case No. 11,461 states that a woman was fifty-eight years old in one year and seventy-five the next."

Well, all you have to do is to strike out the seventy-five and put down fifty-nine. That is a very common mistake.

"Case No. 10,067: Woman claimed in 1898 to have shattered nerves through care of husband who was reported to have been insane five weeks before his death. Ten years later woman's nerves said to be still shattered from the same cause, and husband's insanity was reported to have been for five years duration. A girl in the family, who ceased work immediately on receipt of the relief by her mother, was reported to be seventeen and twenty-five years old at the same time."

Well, allowing that those little inaccuracies did occur, that does not affect the principle of the thing any.

thing any.

thing any.

"Inefficiency of the Force." It goes on in regard to inefficiency of the force and in regard to misleading annual reports; but, Mr. President, I feel that I have taken up enough time in discussing the subject. It strikes me, Mr. President, that there are two things that are playing a prominent part in connection with the introduction of these recommendations, and that this Council is not justified in being a party to either of them. The first is the hearing that takes place, I suppose before the Committee on Cities, on the second day of March, seeking a transfer of the custody of the Soldiers' Relief Department to a commission appointed by the Governor; and the other proposition is that of eventually letting the Associated Charities secure control. If the Governor has the appointment of the commission a commission appointed by the Governor; and the other proposition is that of eventually letting the Associated Charities secure control. If the Governor has the appointment of the commission it will be persons recommended by the Associated Charities who will have charge of the Soldiers' Relief Department, and they do not recognize any distinction between paupers and veterans of the Civil War entitled to aid from their city. If this Council is ready to turn this department over to the state, the proper thing to do is to let the matter hang fire until after the state has acted, as they will act in their committee on the second day of March. To-day is the last day of February; the hearing at the State House is on Wednesday. If we lay this over for two weeks—and I will say that I don't think Mr. Hale was aware of this—we will only be placing a weapon in the hands of the committee at the State House who have charge of the bill as presented by the Finance Commission and who will dispose of the soldiers' relief control. I don't feel that there is anything that I can add. Even the desire to gain control of a department like the Soldiers' Relief Department or any other department does not warrant such a disgracing of the Grand Army of the Republic. There is no justification for dragging a commander-in-chief of the Grand Army in the mud two days before the committee sits in order to influence the committee that will sit to consider the case. If the city was milked of \$50,000 instead of, as the cases show, a very few thousand dollars given in unworthy cases, I would still take the same position. I would rather see a thousand men who claimed to be veterans and women who claimed to be widows of veterans, or even one, in want, in danger of starvation for lack of food, or sick because of lack of medicine. This city cannot afford to have a stain of this character rest on its fair name. Never in the history of the entire United States has such a position been taken. Allowing that there may be some gross negligence, that does no the foul source from which it emanated.

Coun. Hale's motion to further assign the matter for one week was declared carried. Coun. CURLEY doubted the vote and asked for the

yeas and nays.

The matter was further assigned for one week, Yeas 6, nays 2:
Yeas—Coun. Attridge, Ballantyne, Brand,
Collins, Hale, McDonald—6,
Nays—Coun. Buckley, Curley—2.

Coun. HALE—Mr. President, I would like to move that the Committee on Soldiers' Relief—consisting of Councilors Curley, Buckley and myself—prepare some kind of a report for the next meeting on this subject.

President BALLANTYNE—That will be a matter for the Committee on Soldiers' Relief.
Coun. HALE—Ht does not come within our usual functions, Mr. President, and that is why I have asked for special authority.
Coun. CURLEY—Mr. President, I would say that I am perfectly agreeable to sitting down with the committee but I will be a party to no report other than a report in favor of sending back to the Finance Commission the recommendations that they have sent to this body to-day.
Coun. Hale's motion was carried.

### FINANCE COMMISSION REPORTS.

Coun. BRAND offered an order-That the

Coun. BRAND offered an order—That the Finance Commission be requested to submit all reports pertaining to the City of Boston to the City Council before giving to the public.

Coun. BRAND—Mr. President, my reason for offering that order is this, that it seems that common courtesy would prompt the Finance Commission to submit a report pertaining to the City of Boston to the City Council or to the Mayor before it was made public. I have lead the exquisite pleasure, while coming in on the train of a morning, of hearing some one who perhaps had been more fortunate than myself, read a report of the Finance Commission in the morning report of the Finance Commission in the morning report of the Finance Commission in the morning paper about something that they were going to send to the Council and about which I had seen or heard nothing. It seems to me that, as a matter of common courtesy to the Council at least, communications should be sent here first or to his Honor the Mayor. For that reason I offer the carder the order.
The order was passed.

### MAINTENANCE OF COUNTY BUILDINGS.

Coun. ATTRIDGE offered an order-That the Coun. ATTRIDGE offered an order—That the Committee on Legislative Matters be authorized and his Honor the Mayor be requested to appear before the Committee of the General Court on Counties, in favor of legislation to compel Chelsea, Revere and Winthrop to pay a fair share of the cost of unaintenance of county buildings in the County of Suffolk, as provided in House Bill No. 450 No. 450.

The order was read a second time, and the

question came on its passage.
Coun. ATTRIDGE—Mr. President, Mayor
Fitzgerald in his inaugural address on February

ritzgeraid in his inaugural address on February 7 stated:

"Nearly the whole of the county tax is assessed upon Boston, although few will be found to dispute the proposition that Chelsea, Revere and Winthrop should in justice be charged with their characteristics have feet this large."

Winthrop should in justice be charged with their share of this burden.

"The heavy burden of the metropolitan charges and the unjust apportionment of them among the different communities that make up the metropolitan district, have been the constant theme of my predecessors in olice, but at present there seems to be no immediate prospect of alleviation or redress. Bostou is thus charged with an indebtedness of more than \$36,000,000, or 64 per cent of the total metropolitan debt."

The Legislature has before it at the present time House Bill No. 450, which has been presented by a man who has served in the city government of Bostom—ex-alderman, now Representative Charles L. Carr—and on March 16 there will be a hearing upon that bill. The bill reads as follows:

### AN ACT

Relative to the Maintenance of County Buildings in the County of Suffolk.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

by the authority of the same, as follows:
Section 1. Section five of chapter twenty of
the Revised Laws is hereby ameuded by striking
out in the second line thereof after the word
county, the words except Suffolk, so that said
section when amended shall read as follows:—
Section 5. Each county shall provide suitable
court houses, jails, houses of correction, fireproof
offices and other necessary public buildings for
the use of the county; but the county of Dukes
county need not provide a house of correction.

Sect. 2. Chapter twenty of the Revised Laws is hereby further amended by striking out therefrom sections seven and eight. Sect. 3. This act shall take effect upon its

passage.

passage.
Section 5 of chapter 20 of the Revised Laws reads as follows:
"Each county, except Suffolk, shall provide suitable court houses, jails, houses of correction, fire-proof offices and other necessary public buildings for the use of the county, but the County of Dukes County need not provide a house of correction."

house of correction."

If this act is reported by the legislative committee and is passed by the Legislature of Massachusetts, it means that Chelsea, Revere and Winthrop will be compelled to pay their just share of the expenses for maintaining the county buildings in the Council of Suffolk, and, as there is a rule of the Council that the Committee on Legislative Matters of the Council must have the authority of the Board in order to appear in favor of any proposition, I think that this order is sufficient to give them authority. They should be instructed by the City Council to appear in favor of this measure, and see if it is not possible to prevail upon the committee to report this bill, so that Chelsea, Revere and Winthrop may pay some of the expenses of the county in maintaining our county buildings. county in maintaining our county buildings.

The order was passed.

### ATTENDANCE OF FINANCE COMMISSION.

Coun. HALE offered an order—That the Finance Commission be requested to attend, by one of its members, the hearing of the Committee on Appropriations relative to the Assessing

Department

one of its members, the hearing of the Committee on Appropriations relative to the Assessing Department.

Coun. HALE—Mr. Presideut, my reason for introducing that order is this: To-night we shall have a hearing before the Committee on Appropriations, of which Coun. Brand is chairman, on the Assessing Department. The first of the weekly reports of the Finance Commission this year dealt with the Assessing Department, recommending a reduction of \$55,000, which they said could be saved. Shortly after that we reduced the unmber of assessors from une to seven, thereby saving \$8,000 out of the \$55,000, and immediately after that the Mayor cut down the appropriation of the department by another \$5,300, thus taking out \$13,500 of the \$55,000 recommended. Thirty-seven thousand two hundred dollars of the appropriation is, as I understand it, entirely governed by statute—that is, reterring to the proposed abolition of the second assistant assessors. Then they recommend a reduction of \$5,000 by getting rid of interpreters. We are told that if the second assistants are abolished and they use the police lists there will be no need of interpreters, but we have to make up the budget under the present system. Then there are two other items that I would like to have them explain. One is an item in regard to take them explain. One is an item in regard to books. I have been talking with Mr. Folsom for two hours to-day, and he says that their suggestions are entire y impracticable, and he has given some reasons to me which seemed to be good. I would like very much to have an opportunity to cross-examine a representative of the Finance Commissiou on this subject, because it seems to me they have made a very serious mistake. I would like to have them before the committee in order to show them that they have. The order was passed.

### CHAPTER 177, ACTS OF 1907.

Conn. CURLEY offered an order—That chapter 177 of the Acts of 1907, entitled "An Act relative to the apportionment of sewer assessments and the payment of interest thereon," be and the same is hereby accepted.

Coun. CURLEY.—Mr. President, this order proposes the acceptance of chapter 177 of the Acts of 1907, being an act relative to the apportionment of sewer assessments and the prayment.

ritionment of sewer assessments and the payment of interest thereon. It provides as follows:
"Section 15 of chapter 49 of the Revised Laws is hereby amended by inserting after the word 'section,' in the second liue, the words:—or the

corresponding provisions of any act hereafter passed, by inserting after the word 'request' in the eighth line the words:—said board may also in its discretion, at any time before proceedings for the enforcement of the collection, apportion said assessment into such number of equal parts, not exceeding ten, as the owner shall in said notice request, and by inserting after the word 'interest,' in the same line, the words: on the principal sum the first year and cach year thereafter on such balance as remains unpaid, so as to read as follows: Section 15. If in a city or town which accepts the provisions of this section or the corresponding provisions of this section or the corresponding provisions of any act hereafter passed, or has accepted the corresponding provisions of earlier laws, the owner of land therein, within thirty days after notice of a sewer assessment thereon, or of any charges made for entering or using any public sewer, notifies in writing the assessors to apportion the same, they shall apportion it into such number of equal parts, not exceeding ten, as the owner shall in said notice request. Said board may also in its discretion, at any time before proceedings for the enforcement of the collection, apportion said assessment into such number of equal parts, not exceeding ten, as the owner shall in said notice request. The assessors shall add one of said parts with interest on the principal sum the first year, and each year thereafter on such balance as remains unpaid fron the date of apportionment to the annual tax of said land for each year next ensuing until all parts have been so added."

such balance as remains unpaid from the date of apportionment to the annual tax of said land for each year next ensuing until all parts have been so added."

"Section 2. This act shall take effect upon its passage."

That act was approved by the Governor, March 8, 1907. But the little joker in section 15 provides: "If in a city or town which accepts the provisions of this section or the corresponding provisions of any act hereafter passed, or has accepted the corresponding provisious of earlier laws," etc.; so it is necessary that that act be accepted in order to relieve a person who is compelled to pay his sewer assessment in a period of ten years. This act was passed that he might be saved from the burden of being obliged to pay interest on the original amount for the entire ten years. In other words, the man pays his interest on the original amount in the first year, and a partial payment on the original amount, and the second year, if this act is accepted by the City Council, he pays on the amount as represented in the second year, which of course represents the original amount less the original payment made: and then in the third original amount, and the second year, if this act is accepted by the City Council, he pays on the amount as represents the original amount less the original payment made; and then in the third year the first and second year payments are taken off, and so on. So it will not be as it is at the present time. At the present time if a sewer assessment on a small property owner is \$250, and it is spread out over a period of ten years, he pays \$25 every year and he p\_ys the interest not on the balance each year, but on the original amount of \$250 for the entire period of ten years. In other words, he pays, at the rate of 5 per cent, one-half more than the original amount for the period of ten years, where under this system he would pay but a fair proportion. This burden falls largely on the small householder in the outlying sections of the city, and particularly in the tenth Congressional district, the section in which I am naturally very greatly interested. I am agreeable to having this matter lie over to the next meeting, if the members have not made up their minds that they are ready to vote for it at the present time. In the great Dorchester section, in Aslmont and in Mattapan, that section made up largely of owners of small properties of from anywhere from \$2,000 to \$8,000 or \$10,000 in valuation, if a sewer is put in in any part of the section, naturally, of course, there are persons of saving disposition and of good habits, who have accumulated sufficient money so that they have a little property, and they should not be compelled to pay interest on the entire amount during the entire ten years. If this act is accepted by the City Council they will be protected from this unjust system of paying interest on the original principal, which is reduced every year of the ten years. If it is the desire of the Council that the matter lie over for a week, that they may more fully understand it, I am agreeable to that disposition, and I would most respectfully move at this time that further consideration of the Board. I would say that I do this solely in the interests of the great Dorchester section.

The order was assigned to the next meeting.

### RECESS.

On motion of Coun. HALE, the Council voted at 5 p. in. to take a recess, subject to the call of the Chair.

The members reassembled in the Council Chamber and were called to order by the President at 5.55 p. m.

### EXECUTIVE COMMITTEE REPORTS.

Coun. HALE, for the Executive Committee, submitted the following:

(1) Report recommending the passage of the following order (referred February 21):

Ordered, That the City Messenger be requested to cause the flags to be displayed on the public flagstaffs, during all holidays, until otherwise ordered; the expense attending the same to be charged to the appropriation for City Council, incidental expenses, when made.

Report accepted; order passed.

(2) Report recommending the passage of the following order (referred February 21):

Ordered, That the City Messenger be requested to cause the necessary roping off of streets or public grounds that may be required, and until otherwise ordered; the expense attending the same to be charged to the appropriation for City Council, incidental expenses, when made.

Report accepted; said order passed.

(3) Report on order (referred to-day) to continue the contract with Nella Gilman Crowley for compiling the index of the proceedings of the City Council, at an amount of \$1,000 per annum—recommending the passage of the order.

Report accepted; said order passed.

### FANEUIL HALL.

Coun. CURLEY, for the Committee on Faneuil Hall, submitted reports on petitions recommending that leave be granted to use Faneuil Hall, as

National Lancers (referred to-day), afternoon

National Lancers (referred to-day), afternoon and evening of June 14.

Boston Lodge No. 10, B. P. O. E., evening of March 13 and afternoon of March 20.

Boston American (referred February 21), evening of March 21.

Boston Lodge No. 10, B. P. O. E., afternoon of March 21.

March 6. Reports severally accepted; leave granted on the usual conditions.

## LOCKER BUILDING, FRANKLIN FIELD.

Coun. HALE, for the Committee on Finance, submitted a report recommending the passage of the following order (referred February 21):

Ordered, That the sum of \$4,500 be appropriated, to be expended by the Park Department, for the completion of the locker building at Franklin Field, and that to meet the said appropriation the City Treasurer be authorized to issue, on the request of the Mayor, bonds of the City of Bostoa, for the said amount.

The report was accepted, and the order was read once and was passed, veas 9, nays 0.

President BALLANTYNE—The order will lay over for fourteen days for final action under the law.

the law.

### HEARINGS IN DIFFERENT SECTIONS.

Coun. KENNY—Mr. President, at the recent meetings held in different sections of the city before the Mayor and City Council, in each instance the Mayor suggested that the meetings stand adjourned until the first part of March. In the case of South Boston the meeting would naturally be on the first Friday of March and in the case of Dorchester I think on the 2d or 3d of March. That adjournment was in order to give to the people of the different sections an opportunity to examine into the appropriations, wa

reporting to them the progress which had been made. As a matter of fact, there has as yet been no progress made. The budget has only been ealled to our attention within a few days, and we are now considering it. That consideration is going to consume several more nights. Therefore, we cannot report progress at these meetings which were supposed to be held in March; and I am going to suggest that the Council vote to adjourn such hearings as were to be held in March until such time as the Mayor may eall them on his return.

Coun. Kenny's motion was carried.

### SYNOPSIS OF DISTRICT NEEDS.

Coun. CURLEY—Mr. President, I present a file, a synopsis of the needs of the various districts in the matter of appropriations and loans, as compiled by Mr. Harnden, and move that it be printed as a public document.

(Coun. CURLEY presented the synopsis

referred to.)

Coun. Curley's motion was declared earried.
Coun. HALE—Mr. President, I doubt the
ote. Mr. President—
The President ordered a rising vote to solve

the doubt.
Coun. HALE—Mr. President, isn't it usual to allow debate on a motion?
President BALLANTYNE—Not on solving a

Coun. Curley's motion was carried by a rising

Coun. HALE moved a reconsideration of the vote; lost.

### OPINION OF CORPORATION COUNSEL.

The following was received:

Law Department, Boston, February 26, 1910.

To the Honorable City Council, City Hall, Boston:

Gentlemen,-I have just received from the Gentlemen,—I have just received from the Clerk of Committees a request to appear before your honorable body at 4 p. m. on Monday. I regret to say that I have just been summoned to Washington to argue the case of Boston Chamber of Commerce v. City of Boston, before the Supreme Court of the United States, and shall have to leave for Washington either Sunday night or early Monday morning.

In reference to the subject of roping off streets and displaying flags by the City Messenger, I think that it would be well for the City Council, to avoid misunderstanding, to put their question in writing and I will reply in writing as soon as I

in writing and I will reply in writing as soon as I

return.

in writing and I will reply in writing as soon as I return.

As to the other subject, I should say nothing were it not for certain things which have appeared in the daily papers stating that I have given opinions concerning the duties of the City Council in regard to appropriations which I have never given, so I will now give an opinion in writing substantially on the same lines as my conversation with Mr. Mitchell on the subject.

With the exception of increasing appropriations, the provisions of the city charter amendments as to the respective duties of the Mayor and City Council seem to me to be perfectly plain. The City Council cannot originate an appropriation. The Mayor sends in an appropriation bill to the City Council. The City Council can reduce or reject any item of the budget sent to them by the Mayor. If they reject any item that is the end of it and there is no appropriation made for that object until such time, if it ever arrives, as the Mayor and the City Council may agree on a supplemental budget containing the same item. If, instead of rejecting an item in the budget, the City Council reduces an appropriation, it then goes back to the Mayor under section 4 of the amendments, it being an appropriation and vote of the City Council which requires to be presented to the Mayor for his approval or disapproval. If within fifteen days he files his objection to this appropriation in writing, then there is no appropriation for that purpose and can be none until both the City Council and the Mayor agree.

As far as the rejection or reducing of items in the budget are concerned, the powers of the City

Council are exactly the same as they were under the old city charter except that the veto of the Mayor is absolute and cannot be overridden by a two-thirds vote. The charter seems to me to be perfectly plain on this point, that until the Mayor and City Council concur in the amount there can be no appropriation for any department.

periectly plant on this point, that ultil the Mayor and City Council concur in the amount there can be no appropriation for any department.

Take as a concrete illustration—if the City Council should vote to reduce the item in the budget appropriating money for the Street Department by the sum of \$500,000 and the Mayor should decline in writing to approve the appropriation so reduced, there would be no appropriation for the Street Department until such time as the Mayor and the City Council could agree upon the amount to be appropriated. If they couldn't agree, the department, after it had exhausted its one-third of the appropriation for the former year which it is allowed to expend under the ordinances, would have to stop work because it would have no money to expend.

Now as to the only doubtful thing in the city charter on the subject of appropriations, section 3 says that the City Council shall not increase any item nor the total of a budget, nor add any item thereto without the approval of the Mayor. That is to be read in conjunction with section 4, which provides that every appropriation and vote of the City Council shall read to the conjunction with section 4, which provides that every appropriation and vote of the City Council shall to the council shall confidence that every appropriation and vote of the City Council shall that the city council shall confidence that every appropriation and vote of the City Council appropriation and vote of the city council shall confidence that the city council appropriation and vote of the city council ap

thereto without the approval of the Mayor. That is to be read in conjunction with section 4, which provides that every appropriation and vote of the City Council except votes relating to its own internal affairs shall be presented to the Mayor for his approval or disapproval.

There can be three constructions put upon this phrase: First, that it is meaningless, being a mere repetition of what is contained in section 4. Second, that it means that the Mayor has to approve in advance the action of the City Council before it can increase or add any item to the budget. Third, that what is meant is that if any item is increased by the City Council or any new item inserted, such an item cannot become an appropriation unless it has the written approving it within fifteen days.

Take the ordinary appropriation, and if it is presented to the Mayor and he does not disapprove of it in writing within fifteen days it becomes a binding appropriation, and this phrase was intended to make a special exception of increases of items or the addition of an item. On the whole, I am inclined to the last interpretation and am of the opinion that it means that if the City Council has increased any item in the appropriation bill or added any item to the appropriation bill, in order to become binding

the appropriation bill or added any item to the appropriation bill, in order to become binding it must receive the written approval of the Mayor.

Yours truly,

THOMAS M. BABSON, Corporation Counsel.

Coun. COLLINS—Mr. President, I move you, sir, that the opinion of the Corporation Counsel be printed and that each member of this Council be furnished with a copy of it.

Coun. Collins's motion was carried.

### GENERAL RECONSIDERATION.

On motion of Coun. ATTRIDGE the Council refused a general reconsideration of all action taken to-day.

### ROPING OFF OF STREETS, EVACUATION DAY.

Coun. KENNY offered an order—That the City Messenger rope off such streets as the Police Commissioner may require on Thursday, March 17, 1910, in connection with the parade and celebration of Evacuation Day; the expense attending the same to be charged to the appropriation for City Council, incidental expenses, when made when made, Passed.

### CONVENIENCE STATION AND EQUIP-MENT, MCNARY PARK.

Coun. KENNY offered an order—That the Board of Park Commissioners be requested, through his Honor the Mayor, to establish a convenience station and also to equip the playground

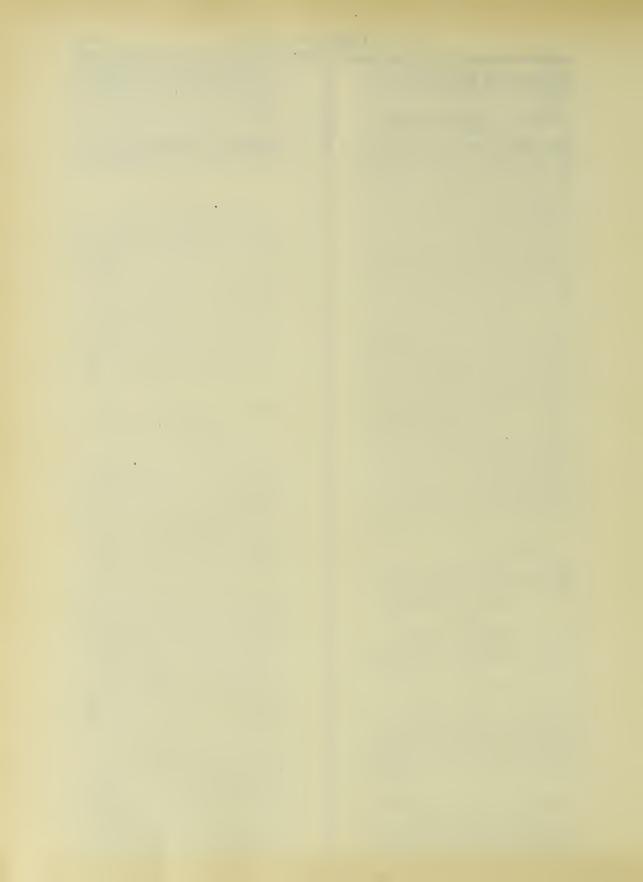
at McNary Park with suitable lockers; the expense attending the same to be charged to the appropriation for Park Department, when made. Passed.

CLOSING OF STREETS, EVACUATION DAY.

Coun. KENNY offered an order—That the Police Commissioner be authorized to close to

travel by vehicles, except fire, police, hospital and mail wagons, such streets as may be required on Thursday, March 17, 1910, in connection with the parade and celebration of Evacuation Day. Passed.

Adjourned, on motion of Coun. COLLINS, at 6.07 p.m., to meet on Monday. March 7, at 3 p.m.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, March 7, 1910.

Regular meeting of the City Council, in the Council Chamber, City Hall, at 3 p. m., President BALLANTYNE in the chair and all the members

#### PETITIONS REFERRED.

Petitions were received and referred to committees named, as follows:

#### Faneuil Hall.

Petitions for the use of Faneuil Hall, viz.: Boston Typographical Union No. 13, on sundry dates during 1910. Theosophical Society, on afternoon of April 10.

### Board of Health.

Mary A. Brown, for license to maintain a lying-in hospital at 838 East Fifth street, instead of at 848 East Fifth street.

M. E. Bearse & Co., for compensation for damage to wagon by collision with a fire escape on the Eliot School.

Charles A. Estey, for compensation for injuries caused by a fall in front of 53 Monmouth street, East Rest.

East Boston.

East Boston.

Louis Zammarchi, for compensation for damage to merchandise, etc., by water from a defective main at 56 Commercial street.

John H. Forger, to be paid expenses incurred by him in defence of a suit against him on account of his acts as an officer at the House of Correction.

P. J. Hutchinson, for compensation for injuries caused by a defect in stairway in Old Court House, received while performing his duty as a letter carrier.

carrier.
C. C. and N. F. Ahern, for a hearing on their claim for damages to estates 7 and 9 Ellery street.

### COMPENSATION FOR INJURIES IN SANI-TARY DIVISION.

Coun. BUCKLEY offered the following:

Boston, March 7, 1910.

Boston, March 7, 1910.

To the City Council of the City of Boston:

The undersigned represents that he was thrown from a wagon and severely injured on December 19, 1909, while in the employ of the Sanitary Division of the Street Department; that he received one month's pay, and that he respectfully requests that he be paid the full amount of the wages which he would have received during the time he was incapacitated for work by such injuries.

James O'Donnell, (Per N. N. C.) Referred to the Committee on Claims.

### COAL AND COKE LICENSE.

A communication was received from the Secretary of the Commonwealth giving notice of coal and coke license granted. Placed on file.

## APPROVAL OF TRACK LOCATION.

A communication was received from the Rail-road Commissioners giving notice of approval of track location across Congress street, Ward 13, granted to the Boston Wharf Company. Placed on file.

FINANCE COMMISSION REPORTS.

The following was received:

Boston Finance Commission, 410–413 Tremont Building, Boston, March 3, 1910.

The Honorable the City Council, Boston, Mass.:

Gentlemen,—The commission is in receipt of the order of the City Council dated February 28th ult., viz.;
"Ordered, That the Finance Commission be requested to submit all reports pertaining to the City of Boston to the City Council before giving to the public."

In reply the commission have

In reply the commission begs to state that all its reports addressed to the Mayor and City Council are handed to the Mayor and mailed to

Council are handed to the Mayor and maned to the Council before being sent to the newspapers. The commission will consider any suggestion from the City Council intended to improve this method. The commission respectfully suggests that it might be helpful if the Council would designate some accessible person to whom com-munications to it might be delivered.

Very truly yours, John F. Moors, Acting Chairman.

Very truly yours,
John F. Moors, Acting Chairman.

Coun. BRAND—Mr. President, as there seems to be some doubt in the minds of the Finance Commission as to who the accessible persons are here in authority I wish to submit this order in connection with the report:

Ordered, That the Boston Finance Commission be hereby requested, as a matter of ordinary courtesy, to refrain from making public any report or recommendation which it proposes to submit to the City Council until after said report or recommendation shall have been presented to the City Council by the City Clerk, on an occasion when the said Council is duly assembled in a meeting for the transaction of city business.

Coun. BRAND—Mr. President, I am quite surprised that the Finance Commission regard the City Clerk as inaccessible. I wish to say in relation to that communication from the Finance Commission that I will be charitable enough to take it for granted that the commission or its acting chairman misunderstood the purport of the order. It may be true that copies of the various reports of the commission are sent to the Mayor's office or mailed to the City Council before being made public, but the intention of the order of the last meeting was to request that the orders should not be made public until after the City Council had an opportunity of considering them, or at least hearing them read, at a regular session. In regard to the uncalled-for statement in the last paragraph of the communication, to the effect that it might be helpful if the City Council would designate some accessible person to whom the reports might be helpful if the City Council would designate some accessible person to whom the reports might be commission has delivered all reports up to date at his office, and I have yet to learn that the City Clerk, or in his absence the assistant City Clerk was inaccessible or that any papers have not been properly attended to. However, Mr. President, I have prepared another order which I will

at his office, and I have yet to learn that the City Clerk, or in his absence the assistant City Clerk, was inaccessible or that any papers have not been properly attended to. However, Mr. President, I have prepared another order which I will submit and which I hope makes the point involved clear enough so that it cannot be misunderstood, either innocently or intentionally. Coun. HALE—Mr. President, I would offer an amendment to that order—"and that said commission be further requested to furnish a copy of any report concerning a department to the head of the department." That occurs to me because Mr. Gilman never received any copy of the report upon his department and never saw it until he read it in the newspapers and the City Record. I think it is a matter of courtesy to the head of the department criticised that a report should be sent to him direct.

Coun. Hale's amendment was adopted, and the order as amended was passed.

### LICENSES.

Minors' licenses were granted to thirty-two newsboys, five bootblacks and three vendors.



### BELL RINGING ON HOLIDAYS

Coun. KENNY offered an order—Ordered, That his Honor the Mayor be requested to cause the bells to be rung at nine o'clock in the morning, at noon and at sunset on Lincoln's Birthday, Washington's Birthday, Evacuation Day, Patriots' Day, Seventeenth of June, Fourth of July, Labor Day, Thanksgiving and Christmas; the expense attending the same to be charged to the appropriation for City Council, Incidental Expenses, when nade Expenses, when made. Passed.

### VOLUME OF RULES AND ORDERS.

Coun. COLLINS offered an order—Ordered, That the Clerk of Committees be authorized to have printed and bound a pocket edition of the rules and orders of the City Council, with a list of the members and committees of the City Council, heads of departments, etc.; the expense of the same to be charged to the appropriation for City Council, Incidental Expenses.

Passed.

### PREPARATION OF MUNICIPAL REGISTER.

Coun. ATTRIDGE offered an order—That the Municipal Register for 1910 be prepared and printed under the direction of the Committee on Rules and Orders; the expense of the same to be charged to the appropriation for City Documents.

Passed.

### POLICE MATRONS-PAY INCREASE.

ATTRIDGE offered an order-That, the Police Commissioner concurring, the pay of the officers of the House of Detention for women be established as follows:

Chief matron, first year of service, \$1,100 per annum; second year and thereafter, \$1,200 per

Assistant chief matron, first year of service, \$900 per annum; second year and thereafter, \$1,000 per annum.

Assistant matrons, each, first year of service, \$600 per annum; second year, \$700; third year and thereafter, \$800 per annum.

The question came on giving the order a

and thereafter, \$500 per annum.

The question came on giving the order a second reading.

Coun. ATTRIDGE—Mr. President, this is the identical order that was introduced in reference to this matter in last years' Board of Aldermen. The matter was then referred to the Committee on Police Department, and that committee did nothing with reference to the order. Two years ago Stephen O'Meara, the Police Commissioner of the city, in a letter to the city government stated that the pay of the women employed on the House of Detention on Somerset street should be increased. His letter and recommendations two years ago were referred to the Committee on Public Improvements, and nothing then was done in reference to this increase. The City Council, concurring with the Police Commissioner, have the right to increase or regulate the salaries of the women employed in the House of Detention, and Mr. O'Meara, as I have stated, sent a letter to the city government two years ago, saying that the salaries of the chief matron, the assistant chief city government two years ago, saying that the salaries of the chief matron, the assistant chief matron and the three assistant matrons should be

matron and the three assistant matrons should be increased, because, he said:

"The work of the matrons, which is carried on night and day throughout the year, requires courage, intelligence, sympathetic feeling and unusual strength of mind and of body. They must deal humanely and yet with good knowledge of the law with the sick, the insane, the criminal and the otherwise unfortunate women who come under their care. Comparisons with the salaries paid in the Police Department and in other branches of the public service, with clerical, mechanical and similar kinds of work, all, in the opinion of the Police Commissioner, justify the suggested increases which in the aggregate, with all matrons receiving the maximum rates, to which some are not yet entitled, would amount to but \$1,000 a year."

That letter is dated November 27, 1907, and is signed by Stephen O'Meara, Police Commissioner of the City of Boston. Last Friday evening the Police Commissioner appeared before the Committee on Appropriations, and at that time to stated in answer to questions that this matter of a raise was one of equity—that is, it was but equitable for the city to increase the pay of these women. He was asked by one of the councilmen at the meeting on Friday night these questions:

these questions:

"Q. I want to ask the Commissioner through you, Mr. Chairman, one question. Possibly it may not be pertinent to the subject in hand, and possibly it may. It is in relation to the increase in the salary or salaries of the women employed as matrons at the House of Detention at Somerset street. I think the increase was recommended by you in a letter? A. Two years ago.

"Q. And last year, also? A. By indirection, yes. That is to say, my opinion was asked and I referred to the letter of a year before.

"Q. The increase would be \$1,000 a year? A. Yes.

"Q. Now, can you tell the members as to the need for an increase?

Q. The filterease would be \$1,000 a year. A. Yes.

"Q. Now, can you tell the members as to the need for an increase?"

"A. Well, it is purely a question of equity. We can get as many matrons at the present salary as we wish. The fact is that we have a chief matron who serves for \$1,000 a year, which is the lowest price paid to a patrolman, taking the same department for comparison. We have an assistant chief matron who is paid \$800 a year, which is a little more than the price paid to a man who comes on the force to-morrow,—a reserve man; and then we have three assistant matrons who are paid \$600 apiece, which is \$130 a year less than is paid to the reserveman, who is taken on to-morrow. Now those women have the same hours that the police have, day and night. They have charge of prisoners. It is a responsible place. Some 4,000 or perhaps 5,000 women pass through the House of Detention every year as prisoners. Some of them are drunk, some of them partly insane, some of them vicious. It takes a pretty good grade of woman to maintain her self-respect, which she must maintain, and to have the physique, the mental and moral equipment which a woman should have who has the care of those unfortunate people. I believe that two years ago, without a desire to expend money,—because I am just as careful of the city's money as if I were dependent upon an appropriation, exactly, because it is a matter of good faith,—it seemed to me that those women were not paid what they should be paid in proportion to what is paid in other department or in proportion to what is paid in other department or in proportion to what is paid in other department or in proportion to what is paid in other departments.

"Q. As I understand it, the salaries now paid."

in other departments.

"Q. As I understand it, the salaries now paid are the salaries that have been paid in the House of Detention for many years? A. Yes, twenty-

"Q. When it was instituted? A. Yes,
"Q. And as I understand it, the captain or
the man in charge on the other side of the archway,—in charge of the men— A. The keeper of

way,—in charge of the men— A. The keeper of the city prison.

"Q. Yes. A. He has a captain's salary, \$2,500.

"Q. And, of course, he has more assistance there, too? A. Of course; he handles nearly 40,000 prisoners.

"Q. And he has there— A. Three sergeants at \$1,400 a year; two patrolmen, I think, may be three, at the minimum of a patrolman's salary, which is \$1,200.

"Q. So that the patrolmen where the men are in the city, prison receive more than the head

Q. So that the patrolmen where the men are in the city prison receive more than the head matron in charge of the House of Detention?
A. \$200 a year more.
"Q. And you think it is but equitable to give to those women an increase in salary? A. Absolutely. I stand by the letter I signed two years

lutely. I stand by the letter I signed two years ago — "Q. Thank you very much. A. But, as the City Council did not see fit to act upon it, it did not seem proper to me to obtrude it upon them." Mr. President and members of the Council, here is a matter which can be decided by the City Council concurring with the Police Commissioner. By the Acts of 1887, chapter 204, section 3, the Police Commissioner and the City Council may regulate the salaries of the women employed in the House of Detention. Two years ago and last year the Police Commissioner recommended that increases be granted, but the city government did not see fit to concur with the Police Commissioner. He believes it is

equitable to give these needed increases, and he says that he is just as careful in the expenditure of the city's money as any one else. This year he is willing again, the third year, to concur with the city government of Boston; and in my opinion this Council should concur with him and grant to these women employed there these increases in salary which do not amount, in the aggregate, to more than \$1,000 in two years, for there are but five women employed and the increase yearly will be but \$100 each, amounting in the first year to \$500 and in the second year to \$500 additional. I agree with the Police Commissioner that it is but equitable that these increases should be granted, and it now remains for the City Council to concur with the Police Commissioner in this matter.

The order was read a second time and passed.

The order was read a second time and passed.

### BINDERS FOR DOCUMENTS AND MINUTES.

Coun. HALE offered an order-That the City Coun. HALE offered an order—That the City Messenger be authorized to procure a new set of Improved Keystone Binders for filing the city documents and City Council minutes on the desks of the members and Clerk of the City Council; the expense attending the same to be charged to the appropriation for City Council, Incidental Expenses, when made.

### RULES AT ALL-YEAR-AROUND BATH HOUSES.

Coun. KENNY offered an order—That the Bath Trustees inform the City Council of its rules relative to the opening and closing of the all-year-around bath house, stating the days and hours of said opening and closing; also report to this board their method of receiving moneys and keeping accounts at the various bathing establishments throughout the city.

Passed

Passed.

### MAKE-UP OF MINUTES.

Coun. KENNY offered an order—That the minutes of the meetings of the City Council, as published, contain only the motions, orders and resolutions, and such papers as the Council may see fit to incorporate in its records, and that the verbatim reports of all speeches be eliminated from such printed records.

Referred, on motion of Coun. ATTRIDGE, to the Executive Committee.

### \$150,000 FOR PLAYGROUND IN WARD 5.

Coun. BUCKLEY offered an order-That the Committee on Finance be requested to include in the first loan order reported by them the sum of \$150,000 for a playground in Ward 5.

Referred to the Committee on Finance.

### RE-ESTABLISHMENT OF CHARLESTOWN SEWER YARD.

Coun. BUCKLEY offered the following: coun. BUUKLEY offered the following: Resolved, That in the opinion of the City Council the efficiency of the Sewer Division would be increased by the re-establishment of its yard in the Charlestown district; and that his Honor the Mayor be hereby requested to take such action as he may deem expedient to bring about such re-establishment at an early date. Passed.

### BRANCH LIBRARY FOR CHARLESTOWN.

Coun. BUCKLEY offered an order—That the sum of \$45,000 be and the same is hereby appropriated to be expended by the Board of Trustees

of the Public Library for the purchase of a site and for the erection of a building for the branch library in the Charlestown district, and that to meet the said appropriation the City Treasurer is hereby authorized to issue, from time to time, on request of the Mayor bonds of the City of Boston to said amount for said purpose.

Referred to the Committee on Finance.

#### SIDEWALK, MAXWELL STREET.

Coun. CURLEY offered an order—That the Superintendent of Streets, through his Honor the Mayor, be requested to locate edgestone with gravel sidewalk opposite estate 20 Maxwell street, Ward 24, and to report to this Board the cost thereof.

Passed.

#### EXTENSION OF WALTER STREET.

Coun. CURLEY offered an order—That the Board of Street Commissioners be requested to extend Walter street to Centre street, Ward 23.

### APPORTIONMENT OF SEWER ASSESS-MENTS, ETC.

On motion of Coun. CURLEY, the Council took

on motion of Count CURLET, the Council took up special assignment, viz.:

2. Ordered, That chapter 177 of the Acts of 1907, entitled "An Act Relative to the Apportionment of Sewer Assessments and the Payment of Interest thereon," be and the same is hereby accepted.

Coun. COLLINS—Mr. President, I move you, sir, that consideration of No. 2 of the orders of the day be further assigned to one week from

to-day.

the day be further assigned to one week from to-day.

Coun, CURLEY—Mr. President, I should like to ask the gentleman his reason for special assignment. I will say that No. 2 on the calendar, chapter 177 of the Acts of the year 1907, was drafted by a number of attorneys interested in the property owners of the outlying sections of the city; that it was drafted for the purpose of relieving the owners of property in the outlying sections from a burden that, through stress of circumstances, they were compelled to bear—the burden of paying interest on the full amount of an original tax levy during a period of ten years, while during the entire ten years they were annually reducing the original principal. The act was passed upon recommendation of the Committee on Metropolitan Affairs of the Legislature, and I suppose if there was anything wrong about it the Attorney General would, in all probability, have discovered it. As the matter stands to-day, the owner of a piece of property in Dorchester, West Roxbury, or any of the outlying sections, when a sewer is put in on his street, being unable to pay the full amount of the assessment at the time it is levied, has it apportioned to cover a period of ten years, paying off one-tenth of the principal in each of the ten years. But under the old law it is necessary, in spite of the fact that he is continually reducing the principal each year, that he pay interest on the entire principal during the entire ten years. With the acceptance of this act by the City Council, he will only have to pay interest on such sum of money as is due from year to year; as the principal is reduced so is the amount on which he is compelled to pay interest on such sum of money as is due from year to year; as the principal is reduced so is the amount on which he is compelled to hay interest point of this act into operation Should be shown to be illegal by the Corporation Counsel, no serious injury would be done the city's interest by its passage to-day. Unless the gentleman has a well founded legal Coun, CURLEY-Mr. President, I should like

anybody's endcavor along that line.

anybody's endeavor along that line. But this statute as framed strikes me as being in a way nugatory—or, perhaps, I might use another phrase by saying it is not as good as the old statute of 1902. You may rightly ask me for my reason, Mr. President. The old statute of 1902 provides that:

"If in a city or town which accepts the provisions of this section or has accepted the corresponding provisions of earlier laws, the owner of land therein, within thirty days after notice of a sewer assessment thereon, or of any charges made for entering or using any public sewer, notifies in writing the assessors to apportion the same, they shall portion it into such number of equal parts, not exceeding ten, as the owner shall in said notice request. The assessors shall add one of said parts with interest from the date of apportionment to the annual tax of said land for each year next ensuing until all parts have been so added."

The statute which the councillor refers to as not being accepted yet is the statute of 1907. Now, how does that change the pre-existing law, Mr. President? It says:

Now, how does that change the pre-existing law, Mr. President? It says:

"Said board may also in its discretion, at any time before proceedings for the enforcement of the collection, apportion said assessment into such number of equal parts, not exceeding ten, as the owner shall in said notice request."

What notice, Mr. President? There is but one notice referred to—that is the notice which is spoken of in the Revised Laws, namely, the notification of the assessors in writing to apportion the same. That is to say, anybody seeking an apportionment must notify the assessors within thirty days of their desire to ask for this splitting up of the assessment into ten different parts. The law of 1907 provides that "said board may also in its discretion, at any time before proceedings for the enforcement of the collection, apportion said assessment." Under the old law the men had an absolute right to ask for that apportionment. The trouble with this statute seems to be that they inserted the words "in said notice," so that anybody asking that this apportionment be made has to give a notice, under the old law. I am not as yet informed whether or not the provisions of existing laws have already been accepted by the city government. I have made an endeavor to find that out this morning, but my efforts up to date have proven futile. For that reason I have asked for this postponement until a week from to-day, and I hope the Council will see its way clear to taking that action. taking that action.

and I hope the Council will see its way clear to taking that action.

Coun. CURLEY—Mr. President, if the gentleman feels that it is possible to improve upon the thing in any way I have no objection to its going over for a week, but this is the only act that has been passed since January, 1907, bearing upon this particular proposition, and the only real change of any consequence is one that is beneficial—that is to say, by inserting after the word "interest" in the eighth line the words "on the principal sum the first year and each year thereafter on such balance as remains unpaid." In other words, it makes it possible for the poor man who is struggling to keep his head above water, maintaining a small piece of property, to enjoy the same advantage that is enjoyed by a rich man, in a sense. That is to say, under the old law we will say that a man got an apportionment covering ten years. We will suppose that the original assessment is \$300, and that the man was to reduce it \$30 each year. By the end of the sixth year he would have paid off \$180, but instead of paying the interest on the difference between \$180 and \$300, or \$120, he would still continue to pay 6 per cent interest on the \$300. In just the same way, after he had paid seven assessments in seven years, or \$210, instead of paying the interest on the \$300. In just the same way, after he had paid seven assessments in seven years, or \$210, instead of paying the interest on the \$30 remaining unpaid, but on the cntire \$300. If the gentleman feels that there are some sections of the law that he would like to probe, I have no desire to displease him and I am agreeable to the matter going over for one week so that he may have an opportunity to do a little probing. But in all probability it will be on oavail.

Coun. HALE in the chair.

The order was further specially assigned to the next meeting of the Council.

### SOUTHAMPTON STREET IMPROVEMENT.

SOUTHAMPTON STREET IMPROVEMENT.

Coun. BRAND offered an order—That the Superintendent of Streets be requested to immediately put Southampton street in proper condition and to construct sidewalks thereon, and to report to this Board a schedule of the cost of said sidewalks.

Coun. CURLEY—Mr. President, I move to amend that by making it the entire length of Southampton street, to the junction with Massaclussetts avenue, I am informed, as is the gentleman on the other side of the chamber, that Mr. Emierson now has about 60,000 paving blocks located on a lot on Massachusetts avenue just waiting for the weather to break to do that work; and I will suggest that amendment, if agreeable to the councillor on the other side of the chamber. Coun. BRAND—I am quite agreeable, Mr. Chairman, if it will accomplish its purpose.

The amendment was adopted, and the order as amended was passed.

as amended was passed.

### CONSTRUCTION OF INCINERATOR OR DESTRUCTOR.

Coun. HALE offered an order—That the sum of \$300,000 be and is hereby appropriated, to be expended by the Superintendent of Streets for the construction of a garbage incinerator or destructor on land belonging to the city in the Roxbury District; and that to meet the said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount.

Referred to the Committee on Finance.

President BALLANTYNE in the chair.

### LEGAL SERVICES, ELECTION COMMIS-SIONERS.

Coun. CURLEY offered an order—That the Board of Election Commissioners, through his Honor the Mayor, be requested to furnish the City Council the following information:

First, how much money if any has been paid for expert legal services during the past three years?

Second, to whom was money paid? Second, to whom was money paid?
Third, what was the nature of said services?
Fourth, by whom were services ordered?
Fifth, when paid.
Sixth, in the opinion of the Board were such services necessary?
The question came on giving the order a second

reading.

Coun. CURLEY — Mr. President, I would say in connection with this order that I am informed that no less a person then the distinguished counsel for the Finance Commission has acted as attorney for the Election Department in the matter of securing legislation for the creation of voting precincts in the basement of schoolhouses; and, in view of the fact that one of the Election Commissioners finds ample time to go to the Legislature and represent outside interests on liquor legislation, Mr. McLaughlin, it appears just a trifle singular to me that it should be necessary to call in outside legal talent to do the business of the department. For that reason I offer the order. Coun. CURLEY - Mr. President, I would say order.

The order was read a second time and passed.

### REPORT ON SOLDIERS' RELIEF DEPART-MENT.

On motion of Coun. HALE the Council took up

On motion of Coun. HALE the Council took up special assignment, viz.:

1. Report of the Boston Finance Commission relative to the conduct of the Soldiers' Relief Department and the expenditure of the appropriation for Soldiers' Relief.

Coun. HALE — Mr. President, I would ask that that be assigned to a week from to-day. That is the request of Commissioner Gilman.

The matter was assigned to a week from to-day.

#### RECESS.

On motion of Coun. BRAND the Council voted, at 3.50 p. m., to take a recess subject to the call of the Chair.

The members reassembled in the Council Chamber at 4.24 p. m. and were called to order by President BALLANTYNE.

### FINANCE COMMISSION REPORTS.

Coun. HALE, for the Executive Committee, submitted a report on the communication from the Finance Commission in regard to submission of reports to the City Council before giving them to the public (referred to-day) — recommending that the same be placed on file.

Report accepted; said communication placed on file.

# ADDITIONAL APPROPRIATION FOR FIRE

Coun. ATTRIDGE, for the Committee on Finance, submitted a report on the orders (filed with Mayor's message February 12) for a loan of \$5,000 additional to be expended by the Fire Department for new fire boat, and authorizing a transfer for same —that the same ought to pass. The report was accepted, and the orders were read once and passed, yeas 8, nays none. President BALLANTYNE —The orders will take their second reading fourteen days from to-day.

### GENERAL RECONSIDERATION.

On motion of Coun. BRAND the Council refused a general reconsideration of all action taken to-day.

### PERMANENT BASIS IN STREET DEPART-MENT.

Coun. BUCKLEY offered an order—That the Superintendent of Streets, through his Honor the Mayor, be requested to place all the laborers in the employ of the Street Department on a permanent basis. Passed.

### BASEBALL ON NORTH END PARK.

Coun. McDONALD offered an order—That his Honor the Mayor be requested to direct the Bath Trustees to allow the boys to play baseball on North End park.

Coun. McDONALD—Mr. President, as I understand it, ever since the North End park has been in existence the boys have had a right to play baseball down there. They started last week to play ball and the Superintendent told them that they were to stop playing baseball week to play ball and the Superintendent told them that they were to stop playing baseball,—that they could not play baseball there any more. It is a thickly congested part of the city, and that is the only place for them to play ball, unless they go up on the Common. I think they should at least be granted the privilege of playing baseball there, because it is a long ways from the North End to the Common. The order was passed.

#### BANDS AND CARRIAGES, EVACUATION DAY.

Coun. CURLEY—Mr. President, I intended to present an order that in the matter of engag-ing bands and carriages for the Evacuation Day celebration in South Boston the committee give preference to those bands that are Union bands, preference to those bands that are Union bands, and to those carriages that are run by members of the Carriage Drivers' Union. It has always been customary, Mr. President, to have the matter of spending money in connection with any holiday placed in charge of the Clerk of Committees department or of the Mayor's secretary. I am informed this year, however, that it has been placed in charge of a member of the City Council. As to whether a member of the City Council has a right to contract for the expenditure of money on the part of the city

the expenditure of money on the part of the city or not, I would say that I am very much in doubt, but if he has the right I feel, in justice to those organizations representing organized labor, and which mist on the payment of a living rate of wages, that they should be given preference over those who conduct the musical business or the carriage business as an adjunct to some other general business. I desire to call this matter to the attention of the chairman of the Committee on Evacuation Day celebration. Coun. McDONALD—Mr. President, the chairman of the Committee on Evacuation Day not being present, I would simply say that the committee from the Central Labor Union called this to his attention to-day and he said he was very much interested that such should be the case, that union bands and carriages should be employed, but he said that Lieutenant McInnes, who is chief marshal of the Evacuation Day parade had full charge of that matter. The committee, as I understand it, has had a talk with Lieutenant McInnes, and he didn't seem to be interested as to whether union men would be given the preference or not. The committee has gone down to see Mr. McInnes and get a final answer from him. I intended to bring the matter up to-day, but I had a talk with the chairman of the Evacuation Day Committee, Coun. Kenny, and he said he was perfectly willing and hoped that what Coun. Curley suggests would be the case, but that in South Boston on Evacuation Day the chief marshal, of the parade would spend that money and make those arrangements. I do not think myself that he is the proper person to spend the city's money or that he should be the man to make those arrangements, as he is not a member of or a representative of the government. While the thing may be settled between now and next Monday, if it is not settled, I propose to introduce an order compelling the chief marshal or the councillor from the district to give preference to union men.

President BALLANTYNE—The Chair would say at this time that the matter is not properly before the Council at all. The Evacuation Day parade matter not having been brought before

parade matter not having been brought before the Council, and not being properly before us now, the Chair awaits any motion.

Coun. CURLEY offered an order—That the Committee on Evacuation Day celebration be directed to give preference in the matter of music, carriages, etc., to organized labor unions.

Coun. CURLEY—Mr. President, in order that the matter might be properly before the Council I have drawn and present this order.

President BALLANTYNE—The Chair will rule that the order cannot be maintained, because there is no committee of the Council having charge of the matter at present.

Coun. CURLEY—Mr. President 1 desire to

because there is no committee of the Council having charge of the matter at present.

Coun. CURLEY-Mr. President, I desire to speak to a question of privilege. My question of privilege is the right of a member of this body to see that the wishes of the citizens and voters of the City of Boston are carried out. It was called to my attention that it was proposed to engage nonunion bands and to have carriages participate in the parade the drivers of which were not members of organized labor. I want to say at the outset that I have never been a member of a labor organization in my life, but I recognize the great good that has been accomplished through organized labor. I recognize the fact that this order may be properly ruled out by the Chair — under what section of our rules, however, I don't know, although I do not propose to question it, because I recognize the power of the gavel. I simply felt, however, that the order as drawn might bring the matter home directly to the committee. In view of the fact that the Acting Mayor is on the job, if in order, I would move to amend the order as presented so that it will read as follows:

"Ordered, That his Honor the Mayor be requested to direct the chairman of the committee having in charge the Evacuation Day celebration to give preference in the matter of music, carriages, etc., to organized labor unions."

I would say that I have not mct Mr. McInnes. I anticipate the pleasure of riding on his staff on St. Patrick's Day in order that my constituency in the congressional district may have a chance to judge of my powers in the matter of riding a horse (laughter), but I do not feel that I would enjoy riding in that parade behind a lot of non-

union bands and flanked by nonunion carriages. I believe in placing the responsibility for this thing somewhere. The fact remains that the chairman of the Evacuation Day Committee is a member of this body; that the chairman of the Evacuation Day Committee practically has the say-so as to who shall be the chief marshal of that parade, and if the man who has been selected as the chief marshal of that parade does not see fit to respect the instructions or the request, if one has been made, of the chairman of the Evacuation Day Committee with respect to the rights of the members of unions, it is not too late to change the chief marshal. I should enjoy riding behind somebody else as much as behind Mr. MeInnes. It would not affect me particularly. I can see no reason why the excuse which has been suggested should be advanced or presented. If my friend, the representative of organized labor on the other side of the channber, wants to swallow that story that has been passed out to him, that Heetor McInnes or some other McInnes is responsible for it, he is a little more guilible than I take him to be. There is now sufficient time to change the conditions if they are wrong. If they have made arrangements for nonunon bands and earriages the responsibility rests on the chairman of the Evacuation Day Committee, regardless of who is chief marshal of that parade; and if the man who has been selected as chief marshal of the parade is going ahead in this way, then change the chief marshal of the parade. That is the proper thing to do I do not believe in misunderstandings of this kind. I do not believe the representatives of organized labor should have a right to go out and criticise the members of this Council because of our failure to at least attempt to correct anything that may be wrong with relation to the Evacuation Day celebration. I feel that it is union bands and flanked by nonunion carriages. thing that may be wrong with relation to the Evacuation Day celebration. I feel that it is the desire of every member of this Council that those men who play some instrument for a living and who belong to a union should be given preference in this matter. The average nonunion band is made up of what? It consists of ten men who are musicians and fifteen who are hod who are musicians and fifteen who are hod earriers, or something else, not musicians, and who simply hold the instruments in their mouths or their hands and march along while the others make the music. They receive \$2 for participating in the parade, and the man who has charge of the parade collects the difference between \$2 and \$5 from the men who make up the so-called band. There is no reason why this condition of affairs should obtain on Evacuation Day. I trust that the chairman of the committee will recognize the fact that the responsibility rests entirely on him and will govern himself accordingly.

Coun. McDONALD—Mr. President, as far as

Coun. McDONALD—Mr. President, as far as swallowing anything that Mr. McInnes may tell

me or may tell the committee is concerned, I I don't think I would swallow anything he said if I did not think it was right. But the committee of the Central Labor Union was here to-day and had a talk with Coun. Kenny. I was present at the interview. Coun. Kenny was very fair about it and said he thought it should be so, that union men should be employed, but that Mr. McInnes was the chief marshal and that the same eustom would be followed that had been followed there since Evacuation Day started. He was to hire the bands and the carriages, and the councillor suggested that the committee go down and see Mr. McInnes, who is a policeman, I understand, working on some crossing near here, being stationed in Station 2. They have gone down to see him. As a matter of courtesy to Coun. Kenny I simply state that he was very fair with the committee. We were going to wait until they found out what Mr. McInnes, the chief marshal, said about the matter, and if he did not give them a satisfactory answer we were going to insist that condition sbe made satisfactory—if they were not satisfactory, seeing the Acting give them a satisfactory answer we were going to insist that condition sbe made satisfactory—if they were not satisfactory, seeing the Acting Mayor or the Mayor and, if the matter was not being handled properly, have it rectified, introducing an order next Monday. I don't care what becomes of the order at the present time; that is the way it stands, and if things are not right they can be rectified later. I am going to see, if I can, that union men are given the preference; but out of courtesy to Coun. Kenny, who is not present, I believe we should let the matter go over until next Monday. We will then know whether Mr. McInnes has given a satisfactory answer.

Coun. ATTRIDGE—Mr. President, I am informed that Mr. McInnes, as present a member of the Brieklayers' Union, and in my opinion the rights of union men in the matter of bands and carriages will no doubt be respected if Mr. McInnes, as chief marshal of that parade, has authority in the matter. The question probably is, Who has authority to hire the bands and to thire the carriages and carriage drivers? If it is the chairman of the Evacuation Day Committee, then as Coun Curley has said the responsi-

the chairman of the Evacuation Day Committee, then as Coun. Curley has said, the responsi-bility rests upon him. If the right to hire these men rests with the chief marshal of the parade and there is some question in my mind as to his authority—then the responsibility would rest upon him. In my opinion Mr. McInnes, having served as an active member of a labor union in this city, will no doubt favor labor union men, men who would receive a fair rate of wages.

The order as amended by Coun. Curley was

read a second time and passed.

Adjourned at 4.42 p. m., on motion of Coun. HALE, to meet on Monday, March 14, at 3 p. m.

# CITY OF BOSTON,

# Proceedings of City Council.

Monday, March 14, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE presiding, and all the members present.

On motion of Coun. KENNY the reading of the minutes of the last meeting was dispensed with.

### JURORS DRAWN.

Jurors were drawn under chapter 514 of the Acts of 1894, as follows:

Thirty-five traverse jurors, Superior Civil Court, first Session, to appear April 4, 1910, as

Thirty-five traverse jurors, Superior Civil Court, first Session, to appear April 4, 1910, as follows, viz.:

William S. Moody, Ward 24; William J. Gorman, Ward 22; Jerome J. F. Fitzgerald, Ward 1; James T. Rownn, Ward 12; George Campbell, Ward 22; Janes Gillis, Ward 10; James Masterton, Ward 19; Ray P. Blanchard, Ward 24; William C. Law, Ward 20; Frank F. Ernst; Ward 22; Timothy White, Ward 24; Harry L. Buswell, Ward 1; Clinton D. Rankin, Ward 23; John Kilduff, Ward 20; Edward J. Kenney, Ward 3; Henry F. Merriam, Ward 8; Obed Baker, Ward 22; Hamilton S. Conant, Ward 12; Samuel Chaskin, Ward 21; John W. Morrill, Ward 18; Herbert W. Jackson, Ward 10; William E. Flynn, Ward 15; James Jackson, Ward 1; Henry Kramer, Ward 24; Patrick Leonard, Ward 4; Joseph Helman, Ward 2; George B. Kriss, Ward 1; John Behan, Ward 20; Albert R. Sidlinger, Ward 8; Charles J Lamb, Ward 3; Jean Willhoft, Ward 23; Henry S. Elwell, Ward 1; John H. Burke, Ward 16; Henry Kennedy, Ward 13.

Thirty-five traverse jurors, Superior Civil Court, Second Session, to appear April 4, 1910, as follows, viz.:

Albert II. Perkins, Ward 25; Dudley M. Pray, Ward 20; Charles 1. Martine, Ward 24; Patrick Crowley, Ward 25; Lewis C. Humphrey, Ward 21; Charles R. Piper, Ward 24; James H. Willis, Ward 12; John J. Dunn, Ward 1; Arthur A. Bishop, Ward 10; Jerome H. Lincoln, Ward 6; Frank Shea, Ward 25; Carl L. Larson, Ward 9; Frederick T, Caine, Ward 16; Robert Schmidt, Ward 22; Michael M. Gordon, Ward 1; Timothy F. Sullivan, Ward 19; George W. Adams, Ward 22; John Callahan, Ward 16; Charles P. Moore, Ward 18; John Phillips Reynolds, Jr., Ward 11; Simon Miller, Ward 19; George W. Adams, Ward 15, John W. Day, Ward 16; Thomas J. Brady, Ward 17, Five traverse jurors, Superior Civil Court, Third Session, to appear April 4, 1910, as George T. S. Shrewsbury, Ward 17. Becker, Ward 17,

Thirty-five traverse jurors, Superior Civil Court, Third Session, to appear April 4, 1910, as

Court, Third Session, to appear April 4, 1910, as follows, viz.:
William Buttinger, Ward 23; George F. Raugh, Ward 23; Louis Jeselsohn, Ward 17; George G. McNeil, Ward 24; Herman M. Metcalf, Ward 24; Joseph M. Dana, Ward 8; Robert Foley, Ward 17; Beals C. Wright, Ward 20; Timothy F. Gochrane, Ward 9; Herbert C. Jenkins, Ward 24; John D. Hunnefeld, Ward 18; John J. Burke, Ward 18; Robert Poor, Ward 5; Walter A. White, Ward 17; James L. K. Cormack, Ward 4; John J. Murphy, Ward 16; Jacob Fritz, Ward 22; George F. Johnson, Ward 10; George Lent, Ward 3; Albert R, Baker, Ward 20; William D. Camphell, Ward 5; Olof J. Oliver, Ward 11; John L. Murtagh, Ward 17; Daniel F. Casey, Ward 13; Carl Herbert Sandquist, Ward 22; Andrew J. Ford, Ward 22; Charles W. Barry, Ward 24; Paul Holson, Ward

21; John T. Colton, Ward 20; Edward Whalen, Ward 8; George C. Gott, Ward 10; William H. Lynch, Ward 16; Joseph Cunco, J. Ward 6; Clarence E. Sturgis, Ward 20; John A. Shay, Ward 22.

Thirty-five traverse jurors, Superior Civil Court, Fourth Session, to appear April 14, 1910,

Thirty-five traverse jurors, Superior Civil Court, Fourth Session, to appear April 14, 1910, as follows, viz.:

Herbert W. Wesson, Ward 21; Daniel A. Berninger, Ward 21; Joseph McKinnon, Ward 22; Frederick Brooks, Ward 11; John J. Singleton, Ward 15; Hyman Spitz, Ward 8; Frank H. Mulloney, Ward 19; John J. Lang, Ward 21; William B. Smith, Jr., Ward 15; Andrew Anderson, Ward 1; Henry Sonderman, Ward 22; Charles H. Holmes, Ward 24; Henry J. Clark, Jr., Ward 21; James Cowan, Ward 16; William J. O'Rourke, Ward 22; John B. Gibbons, Ward 22; John D. Bruce, Ward 21; Charles King, Ward 1; William Mann, Ward 23; James F. Du Vally, Ward 8; Thomas Craig, Ward 14; William F. Brennan, Ward 25; Charles H. Hertz, Ward 21; Owen Carrigan, Ward 25; Henry R. Heard, Ward 11; Henry W. Hunt, Ward 24; William Barry, Ward 11; Hymen M. Rambach, Ward 23; Robert Meffan, Ward 16; Abram Abrams, Ward 21; George J. Riley, Ward S; John J. Magner, Ward 15; Samuel Stock, Ward 20; Michael J. Mahoney, Ward 13.

Thirty-five traverse jurors, Superior Civil Court, Fifth Session, to appear April 4, 1910, as follows, viz.:

Court, Fifth Session, to appear April 7, 1949, as follows, viz.:

Charles O. Lawton, Ward 10; Warren E. Collins, Ward 22; Lorenzo M. Griffin, Ward 10; James Johnston, Ward 23; Joseph E. Studley, Ward 21; Walter Spratt, Ward 13; Louis E. Mayhew, Ward 23; John M. Maaning, Jr., Ward 23; James B. Ward, Jr., Ward 17; Glenn C. Taylor, Ward 13; John Feeley, Ward 4; Fred A. Wright, Ward 20; Cleveland F. Witherby, Ward 19; August G. Acker, Ward 14; Samuel J. Pattison, Ward 20; Ernest H. Parker, Ward 22; John J. McDernnott, Ward 6; William P. Cahill, Ward 21; Charles C. Carrasco, Ward 19; Joseph H. Renner, Ward 16; Fenwick W. Boyd, Ward 12; George E. Pratt, Ward 22; Albert A. Gay, Ward 22; Gilbert W. Booth, Ward 5; William L. Gleason, Ward 22; Thomas J. Faulkner, Ward 24; Ferdinand A. Freier, Ward 22; Edward R. Flavell, Ward 12; Michael J. Collins, Ward 14; Henry J. Burns, Jr., Ward 1; Charles S. Peers, Ward 2; Joseph M. Hutchinson, Ward 24; Frank E. Cruff, Ward 16; Harry D. Corbin, Ward 22.

Thirty-five traverse jurors, Superior Civil Court, Sixth Session, to appear April 4, 1910, as follows, viz.:

as follows, viz.:

South, Sixtin Session, to appear April 4, 1910, as follows, viz.:

Wendell N. Harding, Ward 25; Edward J. Gill, Ward 11; Frank L. Donovan, Ward 14; Harry S. Allen, Ward 19; Charles M. Ambrose, Ward 23; John M. Thierauf, Ward 19; Bror H. Lohr, Ward 19; Nis N. Linden, Ward 1; Edward Steptoe, Ward 20; Herbert E. Love, Ward 20; Allen H. Cox, Ward 11; Henry N. Lesage, Ward 4; Julius Mellgren, Ward 9; Henry A. Schmidt, Ward 23; Morris Goldberg, Ward 20; Charles R. LeGall, Ward 20; William R. West, Ward 1; William T. Tisdale, Ward 25; Allan A. Roberts, Ward 11; Timothy J. Kelley, Ward 22; John McK. Cameron, Ward 16; David A. Fullerton, Ward 1; Timothy White, Ward 3; Frederick W. Hayden, Ward 17; Frederick A. M. Page, Ward 1; Marcellus E. Cloudman, Ward 10; David Kinnear, Ward 14; Edwin M. Hahn, Ward 20; George B. Moody, Ward 12; John T. Keogh, Ward 19; Julius Abrams, Ward 20; Joseph M. Connors, Ward 15; Richard F. Condon, Ward 5; James P. Fox, Ward 19.

Thirty-five traverse jurors, Superior Civil Court, Seventh Session, to appear April 4, 1910, as follows, viz.:

Court, Seventh Session, to appear April 4, 1910, as follows, viz.:
George B. Gibbs, Ward 18; Harry G. Dixon, Ward 24; Daniel H. Giles, Ward 23; Gustave Hanek, Ward 22; Dauiel W. Hurley, Ward 5; William F. F. Riley, Ward 9; Addison B. Holmes, Ward 18; David F. Barry, Ward 9; Eugene P. McCarthy, Ward 4; Henry G. Leland, Ward 1; Nicolaus A. Bjorkman, Ward 22; William N. McGreenery, Ward 21; Bartholomew Connor, Ward 18; Frank E. Howard, Ward 15; William J. Barrett, Ward 25; Michael J. Torpey, Ward 2; Patrick H. Murray, Ward 14; Alfred J. Lil, Jr., Ward 8; Henry A. Savage, Ward 12; John McGarthy, Ward 9; Edward W. Sawyer, Ward 21; Joseph H. Cody, Ward 20; Hugh J. McMackin, Ward 6; Bernard Higgins, Ward 17; George M. Powers, Ward 21; John J. Curley

Ward 21; Curtis W. Scriven, Ward 10; S. Browning Tucker, Ward 12; Augustus H. Pike, Ward 20; James M. Drey, Ward 12; Ferdinand H. Pendleton, Ward 1; Harry H. Holt, Ward 21; Daniel J. Driscoll, Ward 15; Charles E. Burley,

#### EXECUTIVE APPOINTMENTS.

The following was received:

City of Boston,
Office of the Mayor, March 14, 1910.
To the City Council:
Subject to make To the City Council:
Subject to confirmation by your honorable
body, I hereby appoint John S. Moran (22
Ellingwood street, Ward 19) and Stella Rooney
(24 Corona street, Ward 20) Weighers of Coal
for the term ending April 30, 1910.
Respectfully,
JOHN F. FITZGERALD, Mayor.

Laid over a week, under the law.

### LEGAL SERVICES FOR ELECTION BOARD.

The following was received:

City of Boston, Office of the Mayor, March 14, 1910.

Office of the Mayor, March 14, 1910.
To the City Council:
I transmit herewith a communication from the Board of Election Commissioners containing a reply to your order requesting information in regard to legal advice given the commission.

Respectfully,

John F. Fitzgerald, Mayor.

Board of Election Commissioners, Old Court House, Boston, March 11, 1910.

Hon. John F. Fitzgerald, Mayor:

Deur Sir,— We beg to acknowledge receipt of the following order:

"Ordered, That the Board of Election Commissioners, through his Honor the Mayor, be requested to furnish the City Council the following information:

"1. How much money, if any, has been paid for expert legal services during the past three years?

To whom was money paid? What was the nature of said services? By whom were services ordered? " 3.

When paid?

"5. When paid?

"6. In the opinion of the Board were such services necessary?"

In reply to said questions we say:

The Board of Election Commissioners has not paid any money for expert legal services during the past three years, nor has it employed any person to render such services during said time.

Respectfully,

BOARD OF ELECTION COMMISSIONERS,

JOHN M. MINTON, Chairman.

Placed on file.

### LOCAL GYPSY MOTH SUPERINTENDENT.

The following was received:

City of Boston, Office of the Mayor, March 14, 1910.

Office of the Mayor, March 14, 1910.

To the City Council:

My attention has been called by the state forester to the passage by the General Court of an act providing that "the mayor and aldermen in eities and the selectmen in towns shall annually in the month of March or April appoint a local superintendent for the suppression of the gypsy and brown-tail moths. The said appointments of local superintendents shall not take effect unless approved by the state forester, and, when so approved, notice of the appointment shall be given by the mayor and aldermen or selectmen to the person so appointed."

given by the mayor and aldermen or selectmen to the person so appointed."

Acting under the instructions contained in the aforesaid act, I hereby designate D. Henry Sullivan, Superintendent of Public Grounds, as the local superintendent in the City of Boston for the suppression of gypsy and brown-tail moths, and recommend his name to your early consideration.

JOHN F. FITZGERALD, Mayor.

Laid over a week, under the law.

### LOAN FOR PLAYGROUND BUILDINGS.

The following was received:

City of Boston, Office of the Mayor, March 14, 1910.

Office of the Mayor, March 14, 1910.

To the City Council:

I hereby recommend the passage of the accompanying loan order for \$30,000 for the completion of sanitary buildings and construction work in miscellaneous playgrounds and for loam and planting in the Savin Hill Park. The items covered by said loan, as scheduled by the Park Commissioners, include:

Completion of sanitary building, Ward

17 playground. \$10,900

\$10,900

Completion of sanitary building, Ward
17 playground.
Columbus Avenue Playground:
Completion of sanitary building, fences
for same, additional cost of conercte
wall for same.

5.370 Completion of sanitary building, Charlestown Playground. Billings Field sanitary building. North Brighton Playground, to complete grading, planting and to supply wir-1,700

ing, etc..... Franklin Field loeker building, comple-3.200

Franklin Field locker building, completion of . . . . . . . . . . . . . . . . . 4,900
Savin Hill Park, loam and planting . . . 2,500
I also recommend the transfer of \$513 from the appropriation for sanitary and shelter at Mystic Playground to the appropriation for Roslindale Playground senitary.
The communication of the Park Department, giving complete details upon the appropriations herein recommended, is forwarded for your information.

information.

Respectfully, John F. Fitzgerald, Mayor.

Ordered, That the sum of thirty thousand dollars (\$30,000) be appropriated, to be expended by the Park Department for the purposes specified below, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount: Playgrounds, improvements, \$27,500; Savin Hill Park, loan and planting, \$2,500.

Ordered, That the City Auditor be authorized to transfer the sum of five hundred thirteen dollars (\$513) from the appropriation for Mystic Playground, sanitary and shelter, to the appropriation for Roslindale Playground sanitary.

Board of Commissioners of the Department of Parks, February 14, 1910. Honorable Mayor and City Council of the City of

Honorable Mayor and City Council of the City of Boston:
Gentlemen,—The Board of Park Commissioners wish to explain to you certain work that is needed on various sanitary buildings and playgrounds. Some of this needed work has been already done from money saved from the appropriation for purehase of the land. At some places, owing to the location, sewer, water and electric connections of considerable length are needed. Also the auditor desires that the architect's fees should be charged to each building instead of being paid from maintenance as we had intended. At the William Eustis Playground, Ward 17, enough money was left from the appropriation for purehase of land to grade and fence the ground in a very thorough and satisfactory manner, and we have had designs made for a suitable sanitary building and have money enough left from the appropriation for land to build gateways in the fence, which gateways will form a portion of the finished sanitary building. We shall still have \$2,700 left toward the sanitary building, but that is not enough to build a substantial portion of the building. We should like to build the whole building and thus close up a very complete and carefully conomized job, and to do that we should need a further appropriation of \$10,000.

The contract for the sanitary building on the Columbus Avenue Playground has been let at very nearly the amount of the appropriation. We desire to place the building away from the street, because it will thus screen the playground from the railroad and other buildings. This makes long sewer and water and electric connections, and for these and the architect's services and a small sum for grading a sum is needed of \$670.

The fence at this playground is practically

gone, and it is very desirable to fence it towards

gone, and it is very desirable to fence it towards the street with concrete posts and iron lattice, as we are doing at other playgrounds, particularly because the playground is next to a crowded thoroughfare. Toward the railroad a wooden fence has been intended. All this is estimated at \$2,835.

Across the entire west side of the lot there is a concrete retaining wall, and the railroad will pay half the cost of the proposed wooden fence. Our share is included in the above estimate, but as the foundation is all there it would seem much wiser to build there a concrete wall. We do not know how much of this the railroad would pay, but the total cost above what is included above for the wooden fence would be \$1,865.

At the Charlestown Playground the west wing

but the total cost above what is included above for the wooden fence would be \$1.865.

At the Charlestown Playground the west wing of what is intended to be a final sanitary building has been contracted for to the amount of the appropriation, but to supply this building with sewerage, water supply and electric light conduit and pay for the design of this wing and for the completed building it is estimated that a sum will be needed of \$1,000.

For Billings Field we have had designs made for a sanitary building and obtained bids, but the lowest bid exceeds the appropriation by \$395. We think it is just what is needed there and do not like to reduce it, but the appropriation would demand an extra sum of \$1,700.

At the North Brighton Playground a great deal of grading has been lately done. To complete the grading and planting there is needed the sum of \$2,500; and to supply electric conduit wiring and fixtures to the sanitary building would require \$700.

plete the grading and planting there is needed the sum of \$2,500; and to supply electric conduit wiring and fixtures to the sanitary building would require \$700.

At Savin Hill Park enough money was left from the purchase of land to clean out the useless scrub growth and cut away the dead trees and get everything ready for loam and planting. This loam and planting would cost \$2,500.

At Franklin Field the locker building has never been completed, and to make it look finished and in accord with the great playground, the following work seems to us both necessary and desirable: Concrete flooring and plastering in the basement, \$1,000; railings to the porch and balustrade and steps on the front walk or terrace, \$3,500; wall and curbing, largely made from old stone on hand on Blue Hill avenue, \$2,300; grading, loaming and planting, \$2,500; to which add architect's services, \$100.

At Roslindale Playground the contract has been made for a sanitary building, but for the sewerage and water supply a further sum of \$439 is necessary. A balance of \$513 from the appropriation of Mystic Playground sanitary building will remain after the building is completed, and we request that it be transferred for the completion of the Roslindale Playground sanitary building.

The appropriations requested above for the Franklin Field locker building and grounds, for Savin Hill Park and for the North Brighton Playground are urgent, as they are required for completion and utilization of work now in hand, and all the above appropriations should be provided as soon as may be. We respectfully ask for them your consideration.

Very truly yours,

Robert S. Peabody, Chairman.

### PETITIONS REFERRED.

The following petitions were received and referred to the committees named:

### Claims.

Hugh Giblin, for compensation for damages to his house 84 C street, corner Seventh street, by alleged defective pipes and manholes.

# Faneuil Hall.

Petitions were received for the use of Fancuil Hall, as follows:

Socialist party, on evening of March 29.

Mercantile Market Association, evening of March 31.

Fraternal Order of Eagles, evening of March 16. Music Trustees, April 12.

#### Licenses.

Anna Sharoff, for a permit for Sadie Green et Anna Sharon, for a permit for Sadie Green et al., under fifteen years of age, to appear at Knights of Honor Hall, on the evening of March 23. Allowed.

#### POLE LOCATIONS.

Communications were received from the Street Commissioners transmitting copies of orders granted for erection and removal of poles of the New England Telephone and Telegraph Company as follows:
Shepard street, Ward 25, two.
Hobson street, Ward 25, erection and removal of screening and the street.

of one pole.

New Heath street, Ward 19, removal of pole.

E street, Ward 13, erection and removal of

Hyde Park avenue, removal of sixteen poles. Placed on file.

### COAL AND COKE LICENSES.

A communication was received giving notice of coal and coke licenses granted by the Secretary of the Commonwealth.

Placed on file.

### ACCEPTANCE OF LOCATIONS.

Communications were received from the West End Street Railway Company accepting 295th and 296th locations.

Placed on file.

#### NOTICE OF HEARINGS.

Communications were received from the Harbor Communications were received from the Harbor and Land Commissioners giving notice of hearings on February 9, on petition of Hallett & Davis Piano Company, for license for wharf on Neponset river, and on February 18, on petition of N. Y., N. H. & H. R. R., for license to fill solid at Tenean creek and Bay Ridge creek.

Placed on file.

### HEARING BEFORE RAILROAD COMMISSION.

Notice was received of hearing on March 22, before the Railroad Commissioners on petition of the Boston Elevated Railway Company, for approval of route for elevated railway in Boston, Everett and Malden.

Placed on file.

### USE OF EXPLOSIVES.

Notice was received from Horace E. Goodrich that building at 22 North Beacon street had been used for keeping and sale of gasolene and such use is proposed to be continued for one year. Placed on file.

A communication was received from the Board of Health approving the petition of Mary A. Brown for license to maintain a lying-in hospital at 838 East Fifth street, instead of at 848 East Fifth street.

The license was granted.

LYING-IN HOSPITAL.

### LOAN FOR FRANKLIN FIELD LOCKER BUILDING.

On motion of Coun. BRAND the Council took

on Inotion of Count, Brand the Counter took up the following, under unfinished business:

1. Message of the Mayor recommending the passage of the following:
Ordered, That the sum of four thousand five hundred dollars (\$4,500) be appropriated, to be expended by the Park Department for the com-

pletion of the locker building at Franklin Field, and that to meet the said appropriation the City Treasurer be authorized to issue, on the request of the Mayor, bonds of the City of Boston for the said amount.

On February 28 the foregoing order was read once and passed, yeas 9.

The order was read a second time and again

passed, yeas 9, nays 0.

### KING'S CHAPEL BURIAL GROUND.

Coun. COLLINS offered an order—That his Honor the Mayor be requested to direct the Cemetery Trustees to keep the King's Chapel Burial Ground open to visitors every day at such hours as may be deemed reasonable.

Passed

#### SIDEWALK ON SCHOOL STREET.

Coun. COLLINS offered an order-That the Coun. COLLINS offered an order—That the Superintendent of Streets make a sidewalk along the southerly side of School street, between Washington and Athelwold streets, Ward 20, in front of the estates bordering thereon, said sidewalk to be from 3 to 10 inches above the gutter adjoining; to be from 5 to 12 feet in width, and to be built of artificial stone.

Passed.

### CONSTRUCTION OF SEWERAGE WORKS.

Coun. ATTRIDGE offered an order—That the sum of \$300,000 be appropriated for the construction of sewerage works under the provisions of chapter 426 of the Acts of 1897 and chapter 204 of the Acts of 1998; and that to meet the said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the city to said amount.

The order was declared referred to the Committee on Finance.

Coun. ATTRIDGE—Mr. Provident Language.

Mayor, bonds of the city to said amount.

The order was declared referred to the Committee on Finance.

Coun. ATTRIDGE—Mr. President, I move a reconsideration of the reference, so that this order may have its first reading to-day.

The reference was reconsidered and the question came on giving the order its first reading.

Coun. KENNY—Mr. President, I don't know very much about it, but this does not strike me as being a good precedent, if it, may be used as such later, presenting such an order at this time and letting it proceed to its first reading without knowing very much about it. I think it should be referred to the proper committee and reported back by that committee to the Board before we are asked to vote upon it. I shall vote against it.

The PRESIDENT—The Chair would say to Coun. Kenny that it would simply take its first reading to-day, in any event, and would then go over for two weeks.

Coun. KENNY—I understand, but nevertheless it is proposed that it take its first reading to-day, when nothing has been heard about its merits one way or the other. This may be the usnal custom, but it does not seem to me the correct thing to do. It seems to me that the order should be referred in the first instance to the committee having such questions in charge, that the committee having sneh questions in charge, that the committee reports it back, and, that when the committee reports it back we should pass upon it. We are passing upon it now without knowing anything about it.

Conn. BRAND—Mr. President, it must go over under the law, anyway, for fourteen days, and during that time the members of the Council will have ample opportunity to look into the matter. I understand it is simply Coun. Attridge's idea to reconsider the reference, so that it may have its first reading and may then take its regular course.

Coun. CURLEY—Mr. President, I had a conversation with the Superintendent of Streets.

its regular course.
Coun. CURLEY—Mr. President, I had a con-Coun, CURLEY—Mr. President, I had a conversation with the Superintendent of Streets to-day, and he said that a good many men are working under the old sewer law of last year, and that the \$300,000 of last year is about expended. I believe we should take as prompt action upon this matter as possible. The shortest time within which it can be passed by this body under the new charter is two weeks. It must lie over for two weeks, anyway, and if it should lie over for a longer time it would in all probability entail some hardship on the men employed in the various branches of the Street Department, They have already about exhausted, I inderstand, the amount of \$300,000 of last year. They are

the amount of \$300,000 of last year. They are allowed by the Legislature to borrow annually \$300 000 for sewers.

Coun. KENNY—Mr. President, I would like to inquire, if I may do so, what the custom is in a matter of this kind? Is there any custom that would assist us in determining what we should do this afternoon in regard to the matter?

Coun. CURLEY—Mr. President, I suppose the only answer I could make is that, by an act of the Legislature, the city is permitted to spend \$300,000 annually for sewerage work, and it has been customary to pass an order to that effect for the last ten or a dozen years, I believe. That has always gone through and the money has always been used, and mostly for new work.

Coun. ATTRIDGE—Mr. President, as Coun. Curley has stated, this is the usual order introduced in the city government each year. Mr. Pratt, the head of the Sewer Division of the city, desires to have prompt action taken on this order.

desires to have prompt action taken on this order, because, as I understand it, the money is necessary. If the order had been referred to the Comsary. If the order had been referred to the Committee on Finance, it might not be returned to this body in two weeks, and by giving it its first reading to-day, and keeping it before the Council, we can pass it or reject it in two weeks' time. Under the new charter, as Coun. Curley has said, there must be two readings fourteen days apart. I think that before the order takes its second reading, if there is any information that Coun. Kenny should desire on the subject, it may be possible to obtain it for him—perhaps from the Superintendent of Streets, who could possibly appear before us at our next meeting of the Executive Committee, if necessary.

before us at our next meeting of the Executive Committee, if necessary.

Coun. KENNY—Mr. President, it is not so much that I shall not be able to satisfy myself as to the expediency of the order. That is not the question; I simply taink it is not a proper thing to do. If the official referred to by Coun. Attridge was so very careful about it, and had thought it out so thoroughly, why did he not have the order presented two weeks ago or last Monday? I believe that by advancing an order of this kind in this way we are encouraging that sort of thing, and I don't taink we should do it. I do not taink we should be asked to vote to borrow that sum of moncey without first having some committee of this body consider the merits of the question. For that reason I shall vote against it.

of the question. For that reason 1 shall vote against it.

Coun. BRAND—Mr. President, I do not understand that we can pass this order to-day. It has had its first reading, and it must lie over fourteen days before we can pass it.

The PRESIDENT—That is correct. We simply give it its first reading and passage to-day and the order then goes over for its second reading and final passage for two weeks.

Coun. KENNY—Mr. President, allow me to make a suggestion. My purpose in addressing the Board was that the order might be referred back to the committee to which it should be sent. I did not oppose reconsideration, because I back to the committee to which it should be sent. I did not oppose reconsideration, because I wanted to give the gentleman a chance to be heard on the matter. But now that be has been heard, I would like to have the order referred to the committee, as in the first instance.

The PRESIDENT—The gentleman's suggestion is too late now. The question is on the first passage of the order, and the Clerk will call the roll

roll.
The order was passed, yeas 6. nays 0.
Yeas—Coun. Attridge, Ballantyne, Buckley,
Curley, Hale and McDonald.
The PRESIDENT—The order has been read
once and passed and will lie over for two weeks
under the law.

### DRAFT OF REVISION OF ORDINANCES.

Coun. ATTRIDGE offered an order—That the City Clerk be authorized to prepare and submit in print to the City Council a draft of a revision of the ordinances and regulations of the City of Boston, to contain the ordinances and regulations as now in force with such changes as are made necessary on account of the passage of the various statutes affecting the City of Boston; the expense of the same to be charged to the appropriations for City Documents.

Passed.

#### SIDEWALK CONSTRUCTION.

Coun. BRAND offered an order—That the Superintendent of Streets make a sidewalk along the northerly side of Rowena street, between Carruth and Bushnell streets, Ward 24, in front of the estates bordering thereon, said sidewalk to be from three to ten inches above the gutter adjoining; to be from five to twelve feet in width, and to be built of artificial stone.

Passed.

### CLOSING OF COLUMBIA ROAD.

CLOSING OF COLUMBIA ROAD.

Coun. HALE offered an order—That the Police Commissioner be authorized to close to vehicles, except fire, police, hospital and mail wagons, on Saturday, April 2, 1910, from 2 to 6 p. m., such portions of the west side of Columbia road, about 100 yards in length, in front of the municipal building, as may be necessary for the start and finish of the race to be held under the auspices of the North Dorchester Athletic Association, and the City Messenger is hereby requested to rope off the said portion of Columbia road during the time mentioned; the expense of said roping to be charged to the appropriation for City Council, Incidental Expenses.

Passed.

### BATH HOUSE IN CHARLESTOWN.

Coun. McDONALD offered an order—That his Honor the Mayor be requested to take immediate steps to provide for the expenditure of the loan of \$30,000 authorized July 26, 1907, for an all-the-year-around bath house in Charlestown. Passed.

### PAYMENT FOR PERMITS OR LICENSES.

Coun. ATTRIDGE offered an order—That the Committee on Ordinances be directed to consider forthwith and report an ordinance fixing the terms by way of eash payment, rent or otherwise, upon which permits or licenses under section 28 of chapter 486 of the Acts of 1909 shall be issued.

Passed

Passed.

### HALF HOLIDAY, CEMETERY DEPART-MENT EMPLOYEES.

ATTRIDGE offered an order-That his Honor the Mayor be requested to direct the Cemetery Trustees to allow all employees in their department a half holiday on Saturdays without loss of pay.

### CLOSING OF STREETS.

CLOSING OF STREETS.

Coun. ATTRIDGE offered an order—That the Police Commissioner be hereby authorized to close to travel by vehicles, except fire, police, hospital and mail wagons, on Saturday, April 9, 1910, between the hours of 3 and 5 p. m., such streets as may be necessary in the vicinity of Union Park street and Harrison avenue, for the ten-mile race on said day under the auspices of the Cathedral Catholic Young Men's Association; and the City Messenger is hereby authorized to rope off such streets as the Police Commissioner may require in connection with said race, the expense attending the same to be charged to the appropriation for City Council, incidental expenses. expenses. Passed.

### GARBAGE COLLECTION.

On motion of Coun. HALE the Council took

on motion of count. HALE the counter took up special assignment, viz.:

4. Ordered, That the Executive Committee of the City Council hold one or more public hearings in regard to the present and proposed methods of collection and disposal of garbage and other refuse.

In connection with the above President BAL-LANTYNE called up special assignment, viz.: 5. Communication signed by Katharine Typn and by the chairman of the North End Division,

Committee on Streets and Alleys, Women's Municipal League, relative to the disposal of garbage and refuse

Referred to the Executive Committee.

Later in the session a communication was received from the Women's Municipal League, disclaiming report relative to garbage and refuse disposal.

Referred to the Executive Committee.

#### CLAIMS.

Coun. BUCKLEY, for the Committee on Claims, submitted reports on the petitions of Willard Welsh (referred 1907 and 1908), offering to surrender alleged invalid tax deeds (1) of estate on Orchardale street, .Ward 20; (2) of estate, 33 Lcyland street; (3) of estate, 428 Columbus avenue; (4) of estate on Bennington street, East Boston; and of Frank A. Cobb (referred to-day), to surrender an alleged invalid tax deed of estate on Hamilton street — that the petitioners have leave to withdraw.

Reports accepted; petitioners given leave to withdraw.

withdraw.

#### SOLDIERS' RELIEF.

Coun. HALE, for the Committee on Soldiers' Relief, submitted a report recommending the passage of an order for the payment of aid to soldiers and sailors and their families in the City of Boston for the month of March.

Report accepted; order passed

### LICENSES.

President BALLANTYNE submitted applica-tions for minors' licenses from twenty-eight newsboys, five bootblacks and three vendors. Reports accepted; licenses severally granted

by the Council.

### FANEUIL HALL.

Coun. CURLEY, for the Committee on Fancuil Hall, submitted a report on the petition of the Fraternal O d r of Eagl s for the use of Fancuil Hall on evening of March 16, recommending that leave be granted.

Report accepted; leave granted on the usual

conditions.

### RECESS.

The Council voted at 4.13 p. m., on motion of Coun. ATTRIDGE, to take a recess, subject to the eall of the Chair. The members reassembled in the Council Chamber and were called to order by President BALLANTYNE at 5.35 p. m.

### EXECUTIVE COMMITTEE REPORT.

Coun. HALE, for the Executive Committee, reported on the order (referred March 7) that the minutes of the City Council as published contain only the motions, orders and resolutions, and such papers as the Council may see fit to incorporate in its records, and that the verbatim reports of all speeches be climinated from such printed records—that the same ought not to

printed records—that the same ought not to pass.

The question came on accepting the report.
Coun. HALE—Mr. President, I am in favor of continuing the verbatim reports of the speeches before the City Council for the following reasons:
The amount which we would save by climinating the verbatim reports is between \$1,200 and \$1,500. In the first place, I consider it absolutely essential to have some permanent record kept of the speeches made in the city government for purposes of reference. There are two methods of keeping those records. One is by typewritten reports. If we have typewritten reports, I think we must have at least three, on account of the danger of loss. Three typewritten reports, as contrasted with the one which we have now, would add an expense of \$1,000; Mr. Harnden has testified that each

carbon copy would cost about \$500. If we adopt that alternative and have typewritten reports, we will save, as compared with the printing of the debates, but about \$200. The whole proposition then comes down to this. By spending \$200 or \$500 extra what do we get? We get 600 of these printed copies, which are very valuable for clubs, libraries and for our own use. I think that \$200 to \$500 well spent, and I am, therefore, in favor of accepting this report.

report.
Coun. KENNY—Mr. President, I am not in favor of accepting the report. I do not desire to thresh this matter out all over again; we have been all over it in some detail in the Executive

been all over it in some detail in the Executive Committee this afternoon. It is not and has not been my purpose—and I wish this understood—to do away with the record of the proceedings of this body. It was rather my purpose to reduce the size of the record. I fail to see that there is any good accomplished by printing these speeches verbatim. If there is any special advantage in retaining what is said here in this body and embalming it in a transcript of the records by the stenographer, that may be done now. I cannot agree with the gentleman who last addressed the Board when he says at least two or three copies of the stenographic report last addressed the Board when he says at least two or three copies of the stenographic report would be required. It seems to me that the original copy produced by the stenographer, placed on the files in the City Clerk's office, would be sufficient for our purpose; and by eliminating the speeches from the record we will have a better, clearer, more concisc record of the meetings of this body. I think, also, as a matter of economy, that the expense should be considered. I understand now that \$1,200 to \$1,500 might be saved; I had been led to believe earlier that the amount would be larger. But, assuming that this amount will be saved, I still think it is worth saving and, therefore, I shall vote against

that this amount will be saved, I still think it is worth saving and, therefore, I shall vote against the adoption of the report.

Coun. BRAND—Mr. President, I am sorry that I cannot agree with my brother, Coun. Kenny. I will just repeat the reasons which I assigned in executive session for voting against the order. I feel that it is absolutely imperative that an accurate verbatim record be made of everything that transpires in the Council Chamber. The most important reason I might assign would be that, in voting upon an important measure—and we are called upon to vote on very important measures,—many times it is necessary for amember to explain why he takes a certain attitude. If he is denied the opportunity to go on record it would be difficult for him to explain his attitude or position to his constituents, and later attitude or position to his constituents, and later in the year he might be accused of doing some-thing that was entirely contrary to his desire. thing that was entirely contrary to his desire. If he is permitted to make an explanation, and the record is made of his explanation, there can be no mistake then about his position. I think that is one of the most important things to be considered. Another reason is this: If there are but one or two copies made of the report, if the Finance Commission should send for a copy they might mislay it. On the other hand, some one else might borrow a copy from the City Clerk, and it might be mislaid. It seems to me the Council would then be put in a mighty awkward position. I think that is a dangerous and unwise position to place ourselves in. Therefore, I shall vote against this order and shall vote for the continuance of the custom which has prevailed here since 1868. here since 1868.
Coun. CURLEY—Mr. President, I suppose it

Coun. CURLEY—Mr. President, I suppose it is a rather delicate thing for me to place myself upon this order, as I have a reputation for doing more talking than I should—in fact, for doing the bulk of the talking here. I shall, therefore, have very little to say at this time. In the words of that eminent Republican leader, Bill Berwin, votes count. I shall, therefore, without saying more, vote upon this proposition. I prefer to vote rather than talk.

Coun. BUCKLEY—Mr. President, while the report will undoubtedly be accepted without my

vote rather than talk.

Coun. BUCKLEY—Mr. President, while the report will undoubtedly be accepted without my saying anything, I would like to say just a word in support of it. It seems to me that one of the things for us to consider in connection with this matter is the fact that we are here as public servants. We represent the public, and it seems to me the public have a right to know what we say and do. None of us will probably deliver any famous gems of prose, or anything of that sort; at the same time, our constituents, the people of Boston, ought to know what we are

doing. Perhaps it may not be necessary to explain votes, because certainly none of the Good Government members will have occasion to explain any votes; and as for the others, Coun. Curley and myself, who represent the common people, I know we shall not have any votes to

people, I know we shall not have any votes to explain.

Coun. KENNY—Mr. President, I would say that, of course, the introduction of that order was not aimed by me at any member of this Board. Nobody here is more glad to hear the gentleman who addressed the Chair a moment ago than I am. But, for the purpose of making the records of our doings more perfect, complete and brief, so that in order to ascertain what has been done here one will not be obliged to wade through the speeches, I introduced the order. It certainly was not my intention to discourage debate in this body.

Coun. BRAND—Mr. President, Coun. Kenny has, I think, most completely emphasized the necessity of having an exact verbatim report of what he has said. Coun. Kenny is one of the first members to make an explanation in regard to a certain order which he has introduced, and his explanation is a matter of record. He has placed himself on record so that his constituents can see, the Good Government Association can see and read, the Finance Commission can see and read, the Finance Commission can see and read, the Finance Commission can see and read, the finance Is making at this minute; and so I think he must see the importance of this record. I believe that what he has said has emphasized the need of it more than any other one thing that has been said to-day.

Coun. KENNY—Mr. President, I ask that any other one thing that has been said to-day.
Coun. KENNY—Mr. President, I ask that
the vote be taken by roll call.
The report was accepted and the order rejected,

yeas 6, nays 2.
Yeas—Coun. Attridge, Brand, Buckley, Curley, Hale, McDonald—6.

Nays-Coun. Collins, Kenny-2.

### GENERAL RECONSIDERATION.

On motion of Coun. BRAND the Council refused a general reconsideration of all votes taken to-day.

## ATTENDANCE OF FINANCE COMMITTEE.

Coun. HALE offered an order—That the Finance Commission be hereby requested to attend, by one or more of its members, the meeting of the Executive Committee of the City Council on Monday, March 21, at four o'clock p. m., in relation to the question of appointing officers of the City Council to perform the duties formerly discharged by the Clerk of Committees and City Messenger.

Passed.

### SEWER ASSESSMENTS AND INTEREST.

On motion of Coun. CURLEY the Council took

up special assignment, viz:

3. Ordered, That chapter 177 of the Acts of 1907, entitled "An Act Relative to the Apportionment of Sewer Assessments and the Payment of Interest thereon," be and the same is bearby accepted. hereby accepted.

ment of Interest thereon," be and the same is hereby accepted.

The question came on the passage of the order. Coun. COLLINS—Mr. President, this provision of the Acts and Resolves of 1907 I wish every member of this Council, through you, sir, to examine carefully before passing the order. The Legislature passed a permissive statute giving certain cities and towns the right to accept or reject certain provisions of the law. The question first comes, and it is the most important question, whether or not we, sitting here as the legislative branch of the city government, should accept a statute which does not pertain to us? How does that question suggest itself, Mr. President? If you will observe, the order on the calendar reads as follows:

"Ordered, That chapter 177 of the Acts of 1907, entitled 'An Act relative to the apportionment of Sewer Assessments and the Payment of Interest thereon,' be and the same is hereby accepted."

Looking at the 1907 Blue Book we find that it provides as follows: that "section 15 of chap-

ter 49 of the Revised Laws is hereby amended by inserting after the word 'section,' in the second line, the words, 'etc.'" Examining chapter 49 of the Revised Laws we find, in section 28, that "Any city except Boston, and any town, which lays common'sewers, may, by vote of the City Council or of the voters of the town, accept any or all of the provisions of this chapter"

In other words, the section of this chapter 49 of the Revised Laws to which I have referred, eliminates Boston from the operation of the stateliminates Boston from the operation of the stat-ute. Therefore, sir, we cannot accept the pro-visions of this law. It may rightly be asked, what harm is there in accepting it? I believe that when an act is passed by the Legislature calling upon us to accept or reject a proposition what harm is there in accepting it? I believe that when an act is passed by the Legislature calling upon us to accept or reject a proposition it is our duty, first, to see whether or not we have the right, and second, if we have the right, whether or not it is expedient and for the best interests of the people to pass it. I fully agree with the gentleman who has proposed this order in what he would like to see done. The burden of property owners, particularly in the suburbs, should be lightened, because for years they have had to struggle under these assessments and have had on the trouble with mortgagees and with the City of Boston in trying to keep their heads above water and carry their little homes along. If I believed that this statute was one which could operate for the benefit of those people, I would be the first to favor it. Examine, if you will, the statute, chapter 177 of 1907. more carefully; assuming that it does apply to Boston, what does it provide? It says: "Said Board may also in its discretion,"—that is to say, the Board that has the power of apportionment,—"at any time before proceedings for the enforcement of the collection, apportion said assessment into such number of equal parts, not exceeding ten, as the owner shall in said notice request." I shall not at this time, Mr. President, bother you and the Council by going into this thing any more thoroughly. Last week I pointed out the fact that this notice was to be a written notice sent by the property owner to the Board within thirty days of the assessment. In other words, a condition precedent to the establishment of this right presupposes that a man who owns property has to go to the Board within thirty days of the assessment. But that is not all. The most grievous part of this statute is this, it says:

"The assessors shall add one of said parts with interest on the principal sum the first year and each year thereafter on such balance as remains unpaid."

That seems fine, looking at it in a superficial way, but examining it more thorough

are assessed as of to-day, and a man, to use the illustration set forth by the councillor last week, has an assessment aggregating \$300, he pays \$30 of the principal the first year, to be sure, but the date of apportionment is the date when the principal is split into ten different portions. In other words, reckoning from that date, while he pays off \$30 each year, he pays the first year 6 per cent on the whole \$300; he pays the next year an additional 6 per cent, or 12 per cent on the balance of \$20; he pays the third year 18 per cent Jon the balance of \$240; the fourth year 24 per cent on the balance of \$240; and, working out from these tables, I find that a man pays in interest alone on this amount of \$300, \$378. But, as I said in the first place, waiving the question of the merits of the statute, which I believe to be bad, one which was intended to be for the benefit of this class of people, but which has failed, I contend that Boston cannot accept that statute, because the law expressly prohibits Boston from participating in the benefits of the statute. What law does Boston operate under now? In all these laws there are special acts for Boston. We find in the Consolidated Sewers and Drains Act, as it appears in the 1908 edition of the Statutes relating to the City of Boston, chapter 49, section 8, on page 207, the following:

"The board of street commissioners of said city"—meaning Boston—"at any time within two years after any new sewer or drain for the collection or disposal of sewage or of surface or ground water is completed, shall assess upon the several estates especially benefited by such

sewer or drain a proportional part of the cost thercof, not exceeding in amount the sum of four dollars per linear foot. Any such assessment which shall be found to be invalid and is unpaid, or which shall have been recovered back, may be reassessed by said board to the amount for which and to the person to whom the original assessment ought to have been made. Every such reassessment and every such original assessment shall be a lien upon the estate assessment shall be a lien upon the estate assessment or reassessment, and shall be collected and paid into the city treasury in conformity with the provisions of section twelve of chapter fifty-one of this consolidation."

That prescribes the measure. Now, what is the method of collection under section 12 of chapter 51 of this consolidation. It may be interesting to note that this law was adopted as recently as 1906, on account of the great misunderstanding concerning the proper working of the statute. Consequently, it was the intention of the Legislature to clear up this matter in 1906 as far as Boston was concerned, and 1 believe it has done so. I wish to call to your attention a portion of the statute—section 11 of chapter 51 of the consolidation; section 6 of chapter 393 of the Acts and Resolves of 1906—whica is very important to us in considering this matter at the oresent time:

11 of chapter 51 of the consolidation; section 6 of chapter 393 of the Acts and Resolves of 1906—whica is very important to us in considering this matter at the present time:
"Section 11. The owner of any real estate on which any assessment specified in section 9 shall have been made and not wholly paid, or paid under protest and a suit brought witain three months after the payment for recovering thereof be pending, may on such notice as the court shall order have the amount of the assessment determined by a jury at the bar of the Superior Court for the County of Suffolk, on petition therefor, filed in the clerk's office of said court within one year after the making of the assessment; and if either party requests it the jury shall view the premises."

I will not bother you, sir, by reading the rest of section 11. I prefer to call your attention to section 12 of chapter 51 of the consolidation—section 7 of chapter 393 of the Acts and Resolves of 1903—which is particularly in point:

"Every assessment for an improvement specified in this act shall bear interest until paid, from the day when it is payable, which shall be the thirtieth day after it is made, and if not paid before the first day of September of the year next after the year in which it is made, the assessors of said city shall include in the annual tax bills for the parcel, or in separate bills, annually, until the assessment is paid,"—now,

assessors of said city shall include in the annual tax bills for the parcel, or in separate bills, annually, until the assessment is paid,"—now, mark you—"a sum not exceeding ten per cent of the amount thereof, and shall also include in the bill for the first year"—for the first year—"interest on said amount from the thirtieth day after the assessment is made to the last day of after the assessment is made to the last day of October of such year, and in the bill for each year thereafter one year's interest on the amount of the assessment remaining unpaid," and so forth.

In other words, the law of 1906 is clear. gives the people who are suffering under these burdens the right to have that amount apporburdens the right to have that amount apportioned in ten parts and also gives the indisputable right to say, "I want to pay the interest on the balance each year." I am not passing judgment on the question of whether or not the departments in their wisdom have seen fit to accept that statute or put it into operation. It is clearly upon the statute books.

Coun. CURLEY—Mr. President, I should like to ask the gentleman what statute the city is operating under at the present time if not chapter 49 of the Revised Laws?

Coun. COLLINS—The chapter which I have just read is in the Blue Book for 1906, chapter 393. That has been passed since the Revised Laws were compiled, Mr. Councillor.

Coun. CURLEY—The Revised Laws for 1902?

1902?

Coun. COLLINS—Yes.
Coun. CURLEY—So that the city does not do any of its sewerage assessment work under the Revised Laws of 1902?
Coun. COLLINS—I do not say that. I say

Coin. COLLINS—1 do not say that. I say that this is an amendment to, subsequent to, the Revised Laws, an amendment to the pre-existing laws. There are provisions in the Revised Laws affecting the City of Boston. My contention is that this is a recent enactment which pertains to the City of Boston, and that the section to

which I have referred expressly exempts Boston from the operation of chapter 49 of the Revised Laws

Coun. HALE—Mr. President, I rise to a question of information. I would like to ask the councilor whether he has any objection to having his speech expunged from the records? Coun. HALE-Mr. President,

the councilor whether he has any objection chaving his speech expunged from the records? (Laughter.)

Coun. COLLINS—None, Mr. President. In other words, sir, this section, section 11 of chapter 51 of the Consolidated Statutes, compiled recently, in 1908, provides that Boston shall have a proper way out of this difficulty. So my contention is, first, that the law to which the councilor has pointed, although intended to be a benefit to people in this situation, does not give Boston a right to come under it, because it exempts Boston, forbids Boston, from participating in any benefit that might be derived from it. In the second place, my contention is that that statute, even if it could be accepted by Boston, and was so accepted, would be a bad one, for the reasons I have pointed out. There being, however, a remedy under the existing laws for people in Boston, under which they may receive such benefits as were intended to be conferred upon other people under this act, I believe that we, acting as the legislative branch of this government, should not adopt the order.

ment, should not adopt the order.

Coun. CURLEY—Mr. President, it is rather difficult to interpret all phases of the law, but after listening to an attorney this afternoon, who after listening to an attorney this afternoon, who in himself represented or purported to represent the entire Supreme Court, and his opinion being at variance with the opinion held by other attorneys in the city, I am still of the opinion that the councilor is wrong in his contention. Section 1 of chapter 49 of the Revised Laws reads as

"The mayor and aldermen of a city and the

"The mayor and aldermen of a city and the sewer commissioners, selectmen or road commissioners of a town may lay, make, repair and maintain all such main drains or common sewers as they adjudge necessary for the public convenience or the public health, in public or private ways or in the land of any person, and may take land which may be necessary therefor."

Now, then, Mr. President, the assessment act under which the city has been operating since the adoption of this act originally, somewhere in the vicinity of fifteen to twenty years, is this section, through which this apportionment has been levied in the past. There is no other section of the statutes under which the city could apportion a sewerage assessment, and, Mr. President, I still contend, in view of the fact that this act which it is now proposed that we accept was passed by the Legislature of 1907, although the act to which the gentleman refers was enacted in 1906, either the Committee on Rules at the State House, who have final jurisalthough the act to which the gentleman refers was enacted in 1906, either the Committee on Rules at the State House, who have final jurisdiction to some extent and who pass on the legality of amendments to the statutes, or the attorney general would have discovered that this was inoperative, even though it had been adopted. Now, what is the purpose of the act? The purpose is to relieve the people of Boston. It is immaterial who the person is to-day who has a sewerage assessment bill to pay; he goes to the City Collector and protests against the payment of interest on the full amount of the assessment, for any period after the first year, and the City Collector says, "I have no jurisdiction in the matter; I cannot change the law and I cannot change the conditions until such time as the city adopts that section of the statute passed in 1907 which gives me the right to charge interest only on the balance remaining unpaid of the original assessment."

Coun. COLLINS—Mr. President, what does the gentleman understand to be the meaning of the words "balance as remains unpaid from the date of apportionment."

Coun. CURLEY—Just exactly what any sensible person would infer, and nothing else. I think that answers that question. I was requested by the Hon. A. S. Parker Weeks of West Roxbury to present an order for the adoption of this particular section of the statutes by the City of

by the Hon, A. S. Parker Weeks of West Roxbury to present an order for the adoption of this particular section of the statutes by the City of Boston, and I presented that order. He said it was the consensus of opinion among the attorneys of the Legislature, some of them fairly heavyweights, that it was the only proper method of protecting the poor persons of Boston upon whom a sewerage assessment had been levied; that under present conditions they were compelled to pay interest upon the original

assessment levy for the entire ten years; that it was unfair, that it was an injustice; that he himself called on the collector and protested against it; that the collector told him that he had no jurisdiction in the matter, that until such time as that provision of the Acts of 1907 had been accepted by the City Council he must continue to collect interest on the total amount of the original assessment. Now, allowing that legal lights, regardless of their weight physically or mentally, differ on any given proposition, I can see no great incury that will result to the corporation, the City of Boston, by the adoption of this act even if followed by the later declaration of the Corporation Counsel in one of his famous or infamous rulings, that it is illegal. Certainly, if no other result may be obtained the agitation may result in the adoption of some act, perhaps more perfectly drawn than was possible at the hands of the attorneys—and there were quite a few of them—who sat in the Legislature of 1907. If it is discovered that the act is illegal or that its acceptance would work injury to the people of Boston, in all probability there will be a sufficient number of interested persons of some legal standing in the community who will get together, and, in the interests of the people of Boston enact such amendment to existing laws as will serve as a protection for those persons upon whom sewer assessments are levied. I realize, Mr. President, that while we have some lawyers in the body, and some fairly heavy ones, we have no monopoly of the law, that there is still something a man may learn about the law, and a lawyer's opinion of the law even is not accepted as final until such time as the courts have passed upon it. If the opinion of the framers of this law was wrong I should prefer to see some sufficiently weighty opinion, such as that of the Supreme Court, before I would do other than favor the adoption of the order.

Court, Collins—Mr. President, I asked the gentleman who last spoke the question, what the meaning

he left that to the common sense of the members. I am perfectly contented, sir, to leave that to the common sense of the members of this Council. They cannot mean from the date of prior payment. Now, it is not so much a question of law as a question of a, b, c, of black and white, whether or not the statute applies to Boston. It is not a question of interpreting any lines or words. We have here plain language excepting Boston; the very act referred to in this Act of 1907 provides that Boston is excepted. If it is excepted, wc, sitting here as the legislative branch of this government, should not pass this order, accepting the Act of 1907.

Coun. CURLEY—Mr. President, I believe it is but fair to read that particular section in which the gentleman says that Boston is excepted. The gentleman has laid stress on the fact that section 15 specifically exempts Boston. Section 15 reads as follows:

"If in a city or town which accepts the provisions of tais section or has accepted the corresponding provisions of earlier laws, the owner of land therein, within thirty days after notice of a sewer assessment thereon, or of any charges made for entering or using any public sewer, notifies in writing the assessors to apportion the same, they shall apportion it into such number of equal parts, not exceeding ten, as the owner shall in said notice request. The assessors shall add one of said parts with interest from the date of apportionment to the annual tax of said land for each year next ensuing until all parts have been so added."

President BALLANTYNE—The question comes on the pasage of the order.

Coun. COLLINS—Mr. President, in order that there may be no misunderstanding, I would say that I read, in the matter of the exception of Boston, section 28 of the same chapter. That section provides that "any city except Boston."

Coun. CURLEY—Mr. President, let me refer to this Act of 1907. This particular proposition is entitled "An Act treative to the apportionment

Boston."

Coun. CURLEY—Mr. President, let me refer to this Act of 1907. This particular proposition is entitled "An Act relative to the apportionment of sewer assessments and the payment of interest thereon."

"Be it enacted, etc., as follows:

"Section 1. Section 15 of chapter 49 of the Revised Laws is hereby amended by inserting after the word 'section,' in the second line, the words 'etc.'"

words 'etc.'"

It is not the purpose to amend the entire provisions of chapter 49; it is simply the purpose to amend that particular section of chapter 49 under which the city has been operating. We have not been operating under the entire chapter of 49; we have been operating, in the matter of sewer assessments, under one particular section of chapter 49, and that is what it is proposed to amend

Coun. COLLINS—Mr. President, I just want to ask the councillor a question. If section 15 were to be amended, and Boston were to be included, wouldn't Boston be mentioned in the

act?
Coun. CURLEY—Mr. President, for the benefit of the gentleman, I will, with his permission, again read section 15. It says, "If in a city or town which accepts the provisions of this section." Why, there is no mention of particular cities. Boston does not differ from any other city of the Commonwealth; it is a city just as much as any other city is. There is no need of mentioning it. mentioning it.

Coun. BUCKLEY—Mr. President, I move as a substitute notion, that the entire matter be laid over until next Monday and that the Corporation Counsel be invited to appear before us, in executive session, so that we may get his opinion on the matter.

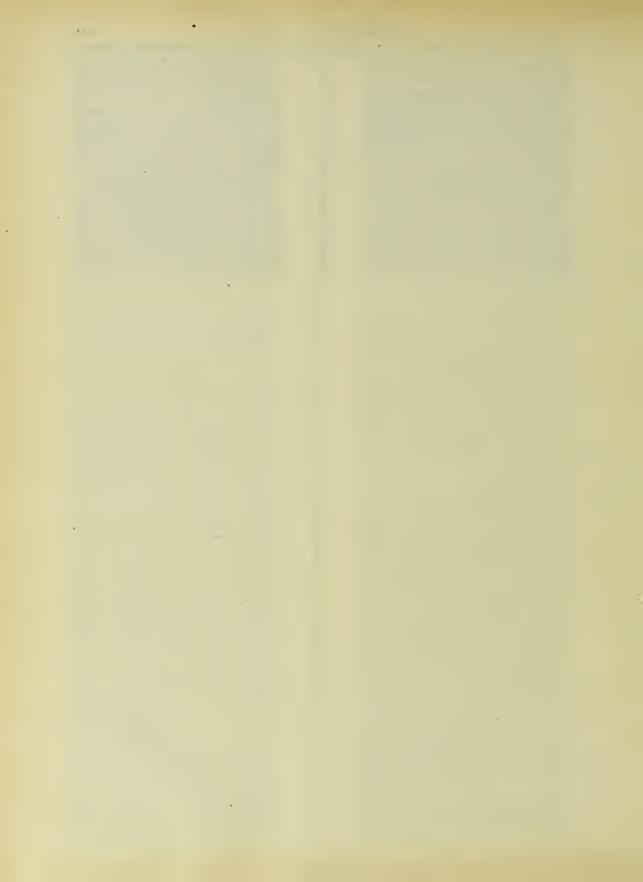
Coun. CURLEY—Mr. President, the Corporation Counsel does not stand as high in my opinion as in the opinion of some of the members of this body, but the chances are that if this is laid over for a week he may have a chance to consult with some other attorney and it is possible that we may get an opinion that is worth sible that we may get an opinion that is worth

sible that we may get an opinion that is worth while.

President BALLANTYNE—Is that disposition of the matter agreeable to the councillor?

Coun. COLLINS—It is agreeable to me, sir. It was voted that the matter lie over to the next meeting of the Council; and it was voted, on motion of Coun. CURLEY, that the City Clerk be directed to forward the order as presented to the Corporation Counsel, with a request that he submit his opinion on it to the Council in executive session next Monday.

Adjourned, on motion of Coun. ATTRIDGE, at 6.20 p. m., to meet on Monday, March 21, at three o'clock p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, March 21, 1910.

Regular meeting of the City Council, held in the City Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair and all the members present. The Council voted, on motion of Coun. HALE, to dispense with the reading of the records of the

last meeting.

### JURORS DRAWN.

JURORS DRAWN.

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894 (the Mayor being present), viz.:

Forty-two traverse jurors, Supreme Judicial Court, April sitting, viz.:

Wilsom N. Palmer, Ward 21; William W. Whitten, Ward 4; John A. Chase, Ward 25; William W. Monto, Ward 25; Henry A. Ackroyd, Ward 19; William A. Snow, Ward 20; William H. Frazier, Ward 2; Clarence I. Ochs, Ward 24; Arnold Etter, Ward 23; Archibald F. Campbell, Ward 2; John H. Preble, Ward 23; James J. Mullahy, Ward 19; Linwood C. Conant, Ward 1; Daniel A. Lamont, Ward 24; Frederick D. Campbell, Ward 19; John F. Dolan, Ward 19; M. Woodbury Sawyer, Ward 10; Cornelius J. Dempsey, Ward 20; Asa J. Morse, Ward 14; Samuel A. Goldberg, Ward 8; Edward B. Morrin, Ward 18; William A. Paton, Ward 18; Henry S. Lanigan, Ward 2; William T. Lyons, Ward 20; Edward V. T. Morey, Ward 25; Alfred P. Lee, Ward 12; George E. Allen, Ward 1; John A. Hearn, Ward 24; Francis E. Murphy, Ward 18; James O'Keefe, Ward 9; John Streems, Ward 13; Carl Muller, Ward 22; George ordway, Ward 12; Lewis Toppan, Ward 3; Charles G. Wells, Ward 22; Frank Watts, Ward 14; John H. Macpherson, Ward 23; George Bader, Ward 17; Otis Albrecht, Ward 22; Tinnothy D. Melnerney, Ward 19; James B. Crozier, Ward 16; Archibald L. Case, Ward 10.

Forty-one traverse jurors, Superior Criminal Court, to appear April 6; drawn March 21, 1910; eourt, officer, M. J. McDonough:

William G. Foster, Ward 11; Frank C. Stevens, Ward 23; Frederic C. Fairbanks, Ward 6; Carl Schluter, Ward 19; John W. Smith, Ward 9; William T. Morgan, Ward 22; George H. Taylor, Ward 11; Richard J. English, Ward 22; George E. Fraser, Ward 23; Brederic C. Fairbanks, Ward 6; Carl Schluter, Ward 15; Henry E. Hewes; Ward 23; Edmund F. Butler, Ward 20; Gustav Salomon, Ward 19; John W. Smith, Ward 22; George E. Fraser, Ward 23; Frederic C. Fairbanks, Ward 6; Carl Schluter, Ward 15; Henry B. Tileston, Ward 19; Thomas W. Branch, Ward 24; Henry Schreiber, Ward 24; Michael A. Daly, Ward 25; Cornelius F. Callaghan

### SALE OF WHARF PROPERTY.

The following was received:

City of Boston, Office of the Mayor, March 21, 1910.

To the City Council:

The wharf property at 492-494 Chelsea street,
East Boston, bas lain idle for many years, and

no use has been suggested for it that would justify the city in withholding it from occupancy. I recommend the adoption of the accompanying order, which will enable this tract to be applied to commercial purposes and will bring revenue to the city in additional taxes.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Ordered, That the Superintendent of Streets be authorized, subject to the approval of the Mayor, to sell by public auction a parcel of land now in the custody of the Street Department, on the northeast side of Chelsea street, East Boston, numbered 492 and 494 on said street, and containing about fifteen thousand square feet of filled land and about one hundred and seven thousand square feet of flats.

Referred to the Executive Committee.

### TRANSFER FOR HOSPITAL PURPOSES.

The following was received:

City of Boston, Office of the Mayor, March 18, 1910.

Office of the Mayor, March 18, 1910.

To the City Council:

I inclose herewith a draft of an order authorizing the City Auditor to transfer certain specified balances from two loan appropriations for other hospital purposes to the appropriation for Hospital Building Improvements. This order meets my approval and I recommend its passage by your honorable body.

A letter from the President of the Board of Trustees is inclosed for your further information.

Respectfully,

John F. Fitzgerald, Mayor.

The Boston City Hospital, March 7, 1910.

Hon. John F. Fitzgerald,
March 7, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston, City Hall:
Dear Sir,—I wish to call your Honor's attention to the fact that there is a balance in the appropriation for New Ward for Isolated Patients of \$2,130.08, and in the appropriation for Surgical Out-Patient Department Building of \$1,296.37, making a total of \$3,426.45. This money was reserved at the time of the failure of F. G. Coloura & Co. to complete their contracts on these two buildings, until the affairs of the company were settled. I have been notified by the City Auditor that the claim has been settled in favor of the hospital. Now that this money is available, I would ask your Honor to have it transferred to the appropriation for Hospital Buildings Improvements. In behalf of the Trustees, Trustees,

Yours very truly, A. Shuman, President, Board of Trustees.

Ordered, That the City Auditor be authorized to make the following transfers: A balance of \$2,130.08 from the appropriation for New Ward for Isolated Patients and a balance of \$1,296.37 from the appropriation for Surgical Out-Patient Department Building to the appropriation for Hospital Buildings Improvements.

Referred to the Committee on Finance.

### PERMANENT BASIS, PARK DEPARTMENT LABORERS.

The following was received:

The following was received:

City of Boston,
Office of the Mayor, March 18, 1910.

To the City Council:

1 transmit herewith a communication from the Board of Commissioners of the Department of Parks containing a reply to your order requesting that the laborers in the employ of the Park Department be placed on a permanent basis.

Respectfully,
John F. Fitzgerald, Mayor.

City of Boston, Board of Commissioners of the Department of Parks March 14, 1910.

March 14, 1910.

City Hall, Boston:

Dear Sir,—Herewith I return the order of the City Council dated February 21, but marked as referred to our department March 10, requesting that the laborers in the Park Department be placed on a permanent basis.

In answer 1 would say that the Park Department laborers were put ou full time on Wednesday, March 9, before your communication was received.

Yours very truly, ROBERT S. PEABODY, Chairman. Placed on file.

### EIGHT DOLLARS MINIMUM METER RATE.

The following was received:

City of Boston, Office of the Mayor, March 21, 1910. To the City Council:

To the City Council:

I recommend the passage of the following order, fixing the minimum rate for metered water service at \$8 per year, instead of \$15, which is the present rate. The litigher rate has proved a hardship to many small householders, who receive no credit for such economies in the use of water as they may practice. The reduction is recommended by the Water Commissioner.

Respectfully,

John F. Fitzgerald, Mayor.

Ordered, That section 2 of chapter 42 of the Revised Ordinances of 1898 be amended by striking out the word "fifteen" in line eleven of said section, and substituting therefor the word "eight," so as to read as follows, beginning with

line ten:
"that all bills for water furnished and measured
by meter shall never be less than eight dollars

Referred to Committee on Ordinances.

### MAINTENANCE OF BATHS.

The following was received:

City of Boston, Office of the Mayor, March 21, 1910.

To the City Council:

I transmit herewith a communication from the Bath Department containing a reply to your order requesting certain information in regard to the maintenance of the various bathing establishments.

Respectfully,

John F. Fitzgerald, Mayor.

City of Boston,
Bath Department, March 17, 1910.
The Honorable John F. Fitzgerald,
Mayor of Boston:
Sir,—The municipal gymnasia and all-theyear-around baths are open daily from 10 a. m. to
10 p. m. Moneys are received by custodian or
such employees as may be designated by custodian. There are no cash registers. All receipts
are received Wednesday forenoon at department
headquarters with schedule (a printed copy of
which is herewith attached), and in turn deposited by superintendent of the department with
the City Collector.
The present board of trustees has now under
consideration method or methods as to collection
of moneys for sale of soap and use of towels,
bathing suits and checking of valuables at beach
and floating baths.

Respectfully yours,

Respectfully yours, J. B. MACCABE, Chairman, Bath Trustees.

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Placed on file.

### APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the City Council the Mayor submitted the following appointments:
(1) James H. Riley (866 East Sixth street, Ward 14), a Weigher of Coal, Measurer of Wood and Bark, Measurer of Grain, Weigher of Boilers

and Heavy Machinery, Weigher of Beef and Gauger of Liquid Measures for the term ending April 30, 1910.

(2) Fred C. Morgan (51 Elm street, Ward 3) and Arthur G. Wheaton (160 Pleasant street, Ward 20), Weighers of Coal for the term ending April 30, 1910.

Severally laid over, under the law.

### BASEBALL, NORTH END PARK.

The following was received:

City of Boston, Office of the Mayor, March 21, 1910.

Office of the Mayor, March 28,
To the City Council:
I transmit herewith a communication from the
Bath Department containing a reply to your
order requesting that boys be allowed to play
baseball on North End Park.
Respectfully,
JOHN F. FITZGERALD, Mayor.

City of Boston,
Bath Department, March 17, 1910.
The Honorable John F. Fitzgerald,
Mayor of Boston:
Sir,—Replying to the foregoing I have to say
that boys are and always have been permitted to
play ball on the North End Park,
Respectfully yours,
J. B. MACCABE,
Choirwe, Buth Trustees

Chairman, Bath Trustees.

Placed on file.

### PROTEST AGAINST BASEBALL PARK.

The following was received:

City of Boston, Office of the Mayor, March 18, 1910.

To the City Council:
Gentlemen.—I inclose a protest signed by residents of Jamaica Plain against the erection of the so-called "Baseball Park" in that neigh-

of the so-tended borhood.

The petition is addressed to the Mayor and City Council, and presumably requires attention from your honorable body.

Yours very truly,

JOHN F. FITZGERALD, Mayor.

To the Mayor and City Council:

We, the undersigned, object to the erection of the so-called "Baseball Park" on the vacant lot situated at Williams and Washington streets, Jamaica Plain. We consider it a great nuisance to the neighborhood.

Signed by William Van Tassell and many others.

other

Referred to the Executive Committee.

### SALE OF CITY LAND.

The following was received:

City of Boston, Office of the Mayor, March 21, 1910.

Office of the Mayor, March 21, 1910. To the City Council:

I am in receipt of an offer to purchase 1,273 square feet of land now owned by the city on Public Alley No. 444, the said offer being based upon a valuation 25 per cent above the assessed valuation of the adjoining property. The Superintendent of Streets reports that this is one of the parcels embraced in a general order of last year, upon which no action was taken by the City Council, and that the department has no objection to its sale.

I recommend the passage of the accompanying order authorizing the sale of the property referred to at public auction.

to at public auction.

Respectfully,
John F. Fitzgerald, Mayor.

Ordered, That the Superintendent of Streets be and hereby is authorized, subject to the approval of the Mayor, to sell at public auction a parcel of land bounded as follows: Southwesterly by land of Flora A. Ginty, thirty-one and  $r_{00}^{30}$  fect; northwesterly by Public Alley No. 444, thirty-four feet; northeasterly by land of the City of Boston by a line parallel with and

thirty-four feet distant northeasterly from the northeasterly boundary line of said land of said Ginty, forty-three and 100 feet; southeasterly by the location of the Boston & Albany Railroad, thirty-six and 100 feet; containing 1,273 square feet were contained. feet, more or les

Referred to the Committee on Public Lands.

### FURNITURE FOR REGISTRY OF DEEDS.

The following was received:

City of Boston, Office of the Mayor, March 21, 1910.

To the City Council:

To the City Couucil:

The Superintendent of Public Buildings requests that he be allowed to purchase steel furniture for the Registry of Deeds, a sum sufficient for the purpose being available under order appropriating \$12,000 for "Registry of Deeds, Fireproof Bookcases," and I recommend the adoption of the accompanying draft of order, which would give him the authority he proposets. which would give him the authority he requests.

Respectfully,

JOHN F. FITZGERALD, Mayor.

City of Boston,
Office of the Public Buildings Department,
March 18, 1910.

March 18, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston:
Sir.—On January 19, 1910, an order of the
City Council of last year, of which the following
is a copy, was approved by Mayor G. A. Hibbard:
Ordered, That the City Auditor be, and he
hereby is, authorized to transfer the sum of
\$12,000 from the appropriation for Police Department to an appropriation for Registry of Deeds,
fireproof bookcases, said appropriation to be
expended by the Superintendent of Public Buildings.

repended by the Superintendent of Public Buildings.

This order provides a special appropriation for "Registry of Deeds, Fireproof Bookeases," and I find after consulting with the commissioners having charge of the alterations now being made on the courthouse, Pemberton square, that they desire to have furnished and installed considerable steel furniture, such as tables, etc., in addition to the bookeases, and have had plans prepared to include the same.

The City Auditor advises me that unless additional authority is given only bookeases can be installed on the present wording of the order, thereby eliminating the furniture.

I inclose an order for consideration of the City Council, which would give me the desired authority to purchase the furniture, but not changing the amount of appropriation as made.

Yours respectfully,

G. W. Morrison,
Superintendent of Public Buildings.

Ordered, That the Superintendent of Public Buildings be hereby authorized to purchase the necessary metal furniture, etc., for the Registry of Deeds and that the expense of the same be charged to the special appropriatiou, as made, for "Registry of Deeds, Fireproof Bookeases." Referred to the Executive Committee.

### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

Margaret Sullivan, for compensation for skirt torn on a wire fence on Washington street, near Brookline street.

Catherine Duffy, for compensation on account of the death of her husband caused by a vicious horse used in the business of the city.
Catherine Daniel, for compensation for the loss of fowls killed by dogs.

### Faneuil Hall, etc.

Petitions for use of Fancuil Hall on various

dates, viz.:
Board of Election Commissioners, October 1–8,
November 12–19, 1910, and January 14–21, 1911.
Ancient and Honorable Artillery Company of
Massachusetts, June 4, 5 and 6, and for leave to
decorate said hall.

Massachusetts Catholic Order of Foresters, afternoon and evening of May 25, from 9 a.m. until midnight.

Boston Lodge No. 34, Royal Order of Moose, afternoon of May 1.

International Association of Machinists, afternoon of April 17.

T. T. Timayenis, evening of April 10.

#### Licenses

Petitions for children under 15 years of age to

appear at places of amusement, viz.:

Mrs. W. H. Marden, Jr., for Caroline Roe and others to appear at Mishawum Hall on evening

of June 1.

Julian Seriack, for Alvina Sullivan to appear at Boston College Hall on evenings of April 6

#### Soldiers' Relief.

Dahlgren Post, No. 2, Department of Massachusetts, G. A. R., for an investigation of the Soldiers' Relief Department.

### Executive Committee.

Julian Seriack, for a permit for Alvina Sullivan,

Julian Seriack, for a permit for Alvina Sullivan, under 15 years of age, to appear at Boston College Hall on the evenings of April 6 and 7.

Alrs. W. H. Marden, Jr., for a permit for Caroline Roe and others, under 15 years of age, to appear at Mishawum Hall on the evening of

### CONFIRMATION OF APPOINTMENT.

Coun. BRAND called up No. 2, unfinished

Coun. BRAND called up No. 2, unnuished business, viz.:

2. Action on appointment, submitted by the Mayor March 14, of the Superintendent of Public Grounds, D. Henry Sullivan, to be the local superintendent in the City of Boston for the suppression of gypsy and brown-tail moths.

The question came on confirmation. Committee, Coun. Curley and Brand.

Whole number of votes cast 7, yeas 7, and the appointment was confirmed.

### MINORS' LICENSES.

The PRESIDENT submitted petitions for minors' licenses for thirty-four newsboys, two bootblacks and three vendors, and asked the approval of the Council on the same. Approved by the Council.

### CONFIRMATION OF APPOINTMENTS.

The PRESIDENT called up No. 1, unfinished business, viz.:

business, viz.:

1. Action on appointments, submitted by the Mayor March 14, of John S. Moran and Stella Rooney, to be Weighers of Coal for the term ending April 30, 1910.

The question came on confirmation. Committee, Coun. Collins and Hale.

Whole number of votes 7, yeas 7, and the appointments were confirmed.

# APPROPRIATION FOR NEW FIREBOAT,

Coun. BRAND called up No. 3, uufinished busiuess, viz.:

3. Message of the Mayor recommending the

3. Message of the Mayor recommending the passage of the following:

Ordered, That the sum of five thousand dollars (\$5,000) additional be hereby appropriated, to be expended by the Fire Department for new fireboat; and that to meet such appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to the above amount.

Ordered, That the City Auditor be authorized to transfer the unexpended balance of the appropriation for Fireboat No. 47, amounting to \$2,374.99, and the unexpended balance of the appropriation for landing for fireboat and quarters for men, amounting to \$199.49, to the appropriation for new fireboat.

On March 7 the foregoing orders were read once and passed, yeas 8, nays 0.

The orders were passed, yeas 8, nays 0.

### COAL AND COKE LICENSES

Copies of coal and coke licenses granted by the Secretary of the Commonwealth were received. Placed on file.

#### NOTICE OF HEARING.

Notice was received of hearing before the Railroad Commissioners on March 28 on petition of the Boston Elevated Railway Company for approval of changes in elevated structure in Washington street and Dudley Street Station. Placed on file.

# APPROVAL OF WEIGHING MACHINES,

Notice of approval by Railroad Commissioners of placing of weighing and vending machines and bootblack stands in stations of Washington Street Tunnel of Boston Elevated Railway Company was received.
Placed on file.

### INCREASE IN PROBATION OFFICER'S SALARY.

SALARY.

Municipal Court of the Roxbury District of the City of Boston,
Boston, March 19, 1910.

To the Honorable City Council,
Sitting as County Commissioners for the County of Suffolk, Boston, Mass.:
Dear Sirs,—Subject to your approval I have established the salary of Mrs. Celia S. Lappen, assistant probation officer of the Municipal Court of the Roxbury District of the City of Boston, at \$1,500 per year, payable in equal monthly installments, beginning with April I, 1910. Mrs. Lappen has held her present position in this court for nearly five years, and I regard her as a hard working and efficient probation officer. Her present salary is \$1,200 per year. She was appointed by virtue of section \$1 of chapter 217 of the Revised Laws as amended by chapter 295 of the Acts of 1905.

Very truly yours, A. NATHAN WILLIAMS Justice of said Court. Referred to Committee on County Accounts.

### CONSTABLE'S BOND.

The City Treasurer, after duly approving of the same, submitted the constable's bond of Andrew J. Condon. Approved by the Council.

### OFFICERS OF CITY COUNCIL.

The following was received:

Boston Finance Commission, March 16, 1910.

To the Honorable the City Council:

To the Honorable the City Council:
Gentlemen.—The commission is in receipt of the order of the City Council, dated March 14, 1910, namely:
Ordered, That the Finance Commission be hereby requested to attend, by one or more of its members, the meeting of the Executive Committee of the City Council on Monday, March 21, at 4 p. m., in relation to appointing officers of the City Council to perform the duties formerly discharged by the Clerk of Committees and City Messenger. Messenger.

Messenger.

In the opinion of the commission no additional officers are necessary, but, on the contrary, on account of the reduction in the work of the Council, due to the charter amendments of 1909, the services of either the Clerk of Committees or City Messenger should be dispensed with at a saving of \$2,500 a year. If the City Council desires the commission to state its reasons for this opinion it will be pleased to submit them in writing. writing.

Respectfully submitted,
THE FINANCE COMMISSION,
By JOHN A. SULLIVAN, Chairman. Referred to the Executive Committee.

### APPORTIONMENT OF SEWER ASSESS-MENTS, ETC.

The following was received:

The following was received:

City of Boston,
Law Department, March 19, 1910.
City Council of Boston,
City Hall, Boston, Mass.:
Gentlemen,—I am asked by your honorable body for an opinion on an order introduced into the Council at its last session accepting chapter 177 of the Acts of 1907, being an act relative to the apportionment of sewer assessments and the payment of interest thereon.

The Act of 1907 is an act amending section 15 of chapter 49 of the Revised Laws. Sewers in Boston are not laid out, constructed and assessed for under the provisions of chapter 49 of the Revised Laws, and the acceptance of your honorable body of this amendment would have absolutely no effect.

Sewers in Boston have been for a great many years constructed and assessed for under special acts passed by the Legislature concerning this eity. The present act under which streets and sewers are laid out and constructed is chapter 393 of the Acts of 1906. The sewer assessments under that act are to be made by the Board of Street Commissioners and the proceedings in regard to the levying of such assessments, the amount of them, how they are to be revised, or under certain circumstances abated, how they are to be paid or apportioned, and what interest they shall bear, are regulated by sections 5, 6, 7 and 8 of said chapter 393 of the Acts of 1906, and these provisions can be changed only by an act of the Legislature amending our sewer assessment law. ment law.

Yours truly, THOMAS M. BABSON, Corporation Counsel.

Placed on file.

#### CLERK HIRE.

W. T. A. Fitzgerald, Register of Deeds, in accordance with the provisions of section 33, chapter 22 of the Revised Laws, submitted a report that certain persons had been employed in the office from February 21 to March 21, and that work had been performed to the amount of \$2.833.75.

Referred to the Committee on County Accounts.

### ACT RELATING TO SEWER ASSESSMENTS.

Coun. CURLEY called up No. 4, special as-

signment, viz.:
4. Ordered, That ehapter 177 of the Acts of 1907, entitled "An Act Relative to the Apportionment of Sewer Assessments and the Payment of Interest Thereon," be and the same is hereby

accepted.

Coun. CURLEY—Mr. President, I move further consideration of No. 4 be indefinitely postponed, in view of the opinion rendered by the Corporation Counsel.

The order was indefinitely postponed.

### FIRE-ALARM BOX, WARD 20.

Coun. BRAND offered an order—That the Fire Commissioner be requested, through his Honor the Mayor, to locate a fire-alarm box at the corner of Bowdoin and Bullard streets, Ward 20. Passed.

### APPROVAL OF BILLS.

Coun. CURLEY offered an order—That the President of this Council be and he hereby is authorized to approve the bills incurred by the City Messenger to date, amounting to one hundred thirty-five and flow dollars, as per schedule annexed; the expense of same to be charged to the appropriation for City Council, incidental expenses. (Annexed was schedule referred to.) expenses. Passed.

Coun. CURLEY offered an order—That the President of this Council be and he is hereby authorized to approve the bills incurred by the Clerk of Committees to date, amounting to ninetyseven and 100 dollars, as per schednle annexed; the expense of same to be charged to the appropriation for City Council, incidental expenses. (Annexed was schednle referred to.)

#### PAYMENTS TO M. J. SUGHRUE.

Coun, CURLEY offered an order-That a

Coun. CURLEY offered an order—That a special committee to consist of three members of the City Conneil be appointed to investigate the payments of money to Michael J. Sughrne by varions city departments during the years he has served as attorney for the Finance Commission.

The order was read a second time, and the question came on its passage.

Coun. CURLEY—Mr. President, in regard to this order I desire to state that it is currently rumored around the town that Mr. Snghrue is and has been receiving money under false pretences from various city departments. The body that he has the honor to represent as attorney sees fit to criticize about everybody apparently body that he has the honor to represent as attorney sees fit to criticize about everybody apparently in the town who do not think as they think, calling them thieves, liars and crooks, and it is just as well to determine whether Mr. Sughrue is the honest man that he would have the public believe that he is, and the best way to determine that is by an investigation into the payments of money to Mr. Sughrue by the City Treasnrer for various work performed, or said to have been performed, by him—at any rate, for which he has collected. I believe the fairest way out of it is to have a committee appointed, and let them investigate and find out.

The order was passed and Conn. Curley, Brand and Kenny were appointed as said committee.

### CONSTRUCTION, REPAIR, ETC., OF STREETS.

Coun. CURLEY offered an order—That the Snperintendent of Streets be requested, through his Honor the Mayor, to place in suitable condition for public travel by paving, macadamizing or asphalting the following named streets:

### South Boston.

A street, Dorchester avenne to West Broadway; A street, West First street to Mount Washington avenue; Athens street, A street to B street; B street, West Broadway to Dorchester avenue; Bolton street, A street to B street; C street, West Broadway to West First street; D street, West First street to Broadway; E street, Sixth street to Ninth street; Emerson street, Broadway to K street.

### Roxbury.

Roxbury.

Amory street, Centre street to Green street; Blue Hill avenne, Savin street to Warren street; Boylston street, Lamartine street to Wasbington street; Brookside avenne, Boylston street to Green street; Brmey street, Tremont street to Delle avenne; Dndley street, Washington street to Blue Hill avenue; Heath street, Parker street to South Hnntington avenue; Highland street, Eliot square to Mareella street; Longwood avenue, Parker street to Hnntington avenne; Longwood avenue, Huntington avenue to Brookline avenne; Norfolk street, Highland street to Lambert avenue; Terrace street, Tremont street to Heath street; West Cottage street, Brook avenue to Jndson street; Wigglesworth street, Longwood avenue to Huntington avenue.

### Dorchester.

Dorchester.

Adams street, Meeting House Hill to Dorchester avenue; Blakeville street, Bowdoin street to Olney street; Dickens street, Adams street to Clayton street; Elmo street, Erie street to Blue Hill avenne; Erie street, Washington street to McLellan street; Fox street, Adams street to Pereival street; Geneva avenue, Bowdoin street to Park street; Greenwich street, Dorchester avenue to Freeport street; Houghton street, Mill street is Nightingale street, Talbot avenne to Bernard street; Norton street, Bowdoin street to Riehfield street; Quincy

street, Bowdoin street to Columbia road; Seaver street, Columbia road to Erie street: Tbane street, Park street to Harvard street; Tremlett street, Hooper street to Washington street.

#### Ashmont.

Adams street, Ashmont street to Codman street; Blue Hill avenne, Morton street to Walk Hill street, Codman street, Washington street to Adams street; Corbet street, Norfolk street to Morton street; Evelyn street, Norfolk street to Blue Hill avenue; Richmond street, Dorchester avenue to Washington street; River street, Washington street to Blue Hill avenue.

avenue to Washington street; River street, Washington street to Blue Hill avenue.

Passed.

Coun. CURLEY offered an order—That the Superintendent of Streets be requested, tbrough his Honor the Mayor, to construet at the earliest possible date the following named streets:

Damrell street, between Dorcbester and Old Colony avenues; Ralston street, between Dorchester avenue and Boston street; Alpha road, between Waldeck and Park streets; Balfour street, between Wayland and Dalkeith streets; Clarkwood street, between Blue Hill avenne and Norfolk street; Howe street, between Haneock and Downer streets; Rosemont street, between Train street and Gustine avenue; Taft street, between Dorchester avenue and Pleasant street; Wentworth street, between Norfolk street and Dunbar avenue; Alther street, between Hampden and Reading streets.

The order was read a second time, and the question came on its passage.

Coun. CURLEY—Mr. President, I would say in connection with this order that in going ont through the Dorchester district I find, what probably every man who has ever represented Dorchester in this City Council has found in the past, that the streets there are in a deplorable condition, and I want to join hands with the two representatives of Dorchester and, if possible, have those streets placed in a proper condition. I anticipate that it may be my pleasure or displeasure to travel over a great deal of the ground there this fall at a fairly rapid rate of speed (lampster), and I would like to have the streets in suitable condition when I do that. I feel that the residents there are entitled to some consideration, and I shall be pleased to that. I feel that the residents there are entitled to some consideration, and I shall be pleased to use my best efforts, with the two representatives of Dorchester, to seeme those improvements that are so necessary in that district.
The order was passed.

### DISPOSITION OF COMMON COUNCIL PORTRAITS.

Conn. McDONALD offered an order—That the City Clerk be directed to forward the large pietures of past presidents of the Common Council, now in the President's Room of the City Council, to the originals thereof, or in event of the decease of any past president or presidents to the nearest relatives of the deceased, it being the opinion of the City Council that such transfer of nictures

of any past president or presidents to the nearest relatives of the deceased, it being the opinion of the City Council that such transfer of pictures would be preferable to retaining or storing the same; the expense attending the same to be charged to the appropriation for City Council, Incidental Expenses.

The order was read a second time, and the question came on its passage.

Coun. McDONALD—Mr. President, I would say in regard to that order, that, in reconstructing and fitting np a place for the present City Conneil to meet in, we have decided to take the room upstairs formerly occupied by the Common Council, and we are to use in connection with it the old room of the president of the Common Conneil, which contains some fifteen or twenty portraits of past presidents of the Common Council. They are on the wall there now so thick that at least two that should be on the wall cannot be placed there. It is proposed to take them all down and store them. If they propose to store those pictures of past presidents of the Common Council, I think we should at least give those portraits to them, their families or their relatives, as a memento of their services as presidents of different Common Councils in the past.

The order was passed.

the past.
The order was passed.

### SIDEWALK, ROWENA STREET.

Coun. BRAND offered an order—That the Superintendent of Streets make a sidewalk along Rowena street, from No. 1 to No. 25, inclusive, Ward 24, in front of the estates bordering thereon, said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone, with granite edgestone, under the provisious of chapter 437 of the Acts of 1893.

Passed.

#### OPENING OF MARKET STALLS.

Pres. BALLANTYNE offered an order-That during the month of April, 1910, the stalls and cellars in Faneuil Hall and New Faneuil Hall Markets shall not be opened until seven o'clock in the morning. Passed.

### REPAIRS IN DRAINAGE, FRANKLIN STREET TUNNEL.

Coun. HALE offered an order—That the Superintendent of Streets, through his Honor the Mayor, be requested to make necessary repairs to the drainage in Franklin Street Tunnel under the tracks of the Boston & Albany Railroad at the Allston Depot, Ward 25.

Coun. HALE—Mr. President, although I am not going to run for Congress in Ward 25 this fall I do take a certain amount of interest in local improvements out there, and I do hope very much this thing will be attended to. The report is that going through that tunnel the condition is so bad a man has to hold his nose, and I think that ought to be looked into and stopped immediately.

The order was passed.

### PREPARING OF JURORS' NAMES.

Coun. HALE offered an order-That the City Clerk be hereby directed to cause the names on the list of inhabitants qualified to serve as jurors, when transmitted to him by the Board of Election Commissioners, to be written each on a separate ballot, folded and placed in the box provided for the purpose.

Passed.

### RECESS TAKEN.

The Council voted at 3.56 p. m., on motion of Coun. HALE, to take a recess subject to the call of the President.

The members reassembled in the Council Chamber and were called to order by the President at 5.35, p. m.

### EXECUTIVE COMMITTEE REPORTS.

Coun. HALE, for the Executive Committee,

submitted the following:

(1) Reports on petitions (severally referred to-day) for permits for children under 15 years of age to appear at various places of amusement—that permits be granted, viz.:

Mrs. W. H. Marden, Jr., for Caroline Roe and others to appear at Mishawum Hall on evening

of June 1.

Julian Seriaek, for Alvina Sullivan to appear at Boston College Hall on evenings of April 6

Reports accepted; permits granted on usual conditions.

(2) Report on communication from Women's Municipal League (referred March 14) disclaiming report relative to the disposal of garbage and refuse—that the same be placed on file.

Report accepted; said communication placed

on file.
(3) Report on message of mayor and petition (c) Report to any protesting against erection of so-called baseball park in Jamaica Plain—that the same be placed on file.

Report accepted; message and petition placed

(4) Report on message of Mayor and order (referred to-day) for sale of land at 942 Chelsea street, East Boston—that the same be referred to the Committee on Public Lands.

Report accepted; said reference ordered.

Report accepted; said reference ordered.
(5) Report on message of Mayor, communication and order ((referred to-day), that the Superintendent of Public Buildings be authorized to purchase necessary metal furniture, etc., for the Registry of Deeds—that the order ought to

Report accepted.

The order was read once and passed, yeas 9,

The order was read once and passed, yeas o, nays 0.

The order was assigned for two weeks for final reading and passage.

(6) Report on petition of South Boston Citizens Association (referred February 7) relative to improvements of transit facilities to South Boston and Dorchester—recommending reference to the Mayor. ence to the Mayor.

Report accepted; said reference ordered (7) Reports on petitions of South Boston Citzens Association (referred February 7) on various matters—that the same be referred to the Committee on Finance, viz.:

New municipal building in South Boston.

Improvement of parks and playgrounds in South Boston.

Reports accepted; said reference ordered Reports accepted; said reference ordered.

(8) Report on communication from Finance Commission (referred to-day) relative to employment of officers by the City Council—that the same be placed on file.

Coun. HALE—Mr. President, I move as a substitute motion that the Finance Commission be requested to give their reasons, as they suggest in the last sentence of their communication.

Coun. Hale's motion was declared earried. Coun. CURLEY doubted the vote and asked for a rising vote. The Council stood divided, and Coun. Hale's motion prevailed. 5 to 1.

Coun. Hale's motion prevailed, 5 to 1

### CLOSING OF STREETS.

Coun. HALE offered an order—That the Police Commissioner be hereby authorized to close to travel by vehicles, except fire, police, hospital and mail wagons, on Tuesday, April 19, such streets as may be necessary for the Marathon races on said day; and the City Messenger is hereby authorized to rope off such streets as the Police Commissioner may require in connection with such races; the expense to be charged to the appropriation for City Council, incidental expenses.

Passed.

## COUNTY ACCOUNTS.

Coun. ATTRIDGE, for the Committee on County Accounts, submitted a report on pay roll of Register of Deeds (referred to-day), that the same be approved.

Report accepted; pay roll approved.

### CONSTRUCTION OF STREETS.

Coun. BUCKLEY offered an order—That the Superintendent of Streets be requested to put in suitable condition for travel, by paving, macadamizing or asphalting the following named

### East Boston.

East Boston.

Bennington street, Central square to Day square; Bennington street, Moore street to Wordsworth street; Bennington street, Saratoga street to Leyden street; Bremen street, Maveriek street to Bennington street; Everett street, Cottage street to Jeffries street; Marginal street, Clyde street to Boston, Revere Beach & Lynn R. R.; Maveriek square; Meridian street, Central square to Trenton street; Saratoga street, Byron street to Bennington street; Saratoga street, Moore street to Wordsworth street; Saratoga street, Wordsworth street to Orient Heights; Sumner street, Cottage street to Lamson street.

### Charlestown.

Alford street, Main street to bridge; Beach street, Main street to railroad; Chapman street, Main street to Rutherford avenue; Corey street,

Medford street to the asphalt; Cordis street, Warren street to High street; Decatur street, Bunker Hill street to Medford street; Dunstable street, Main street to Rutherford avenue; Gray street, Chelsea street to Water street; Joiner street, Chelsea street to Water street; Mishawum street, Main street to Rutherford avenue; Monustreet, Main street to Rutherford avenue; Monustreet avenue; Mon ment square; Warren avenue, railroad crossing to drawbridge.

#### Brighton

Alcott street, Franklin street to Mansfield street; Allston street, Commonwealth avenue to Washington street; Blaine street; Cambridge street. Washington street to Union square; Elmira street, Market street to Etnia street; Etnia street; Everett street, Western avenue to North Beacon street; Farrington street; North Harvard street, Western avenue, North Harvard street to Cambridge; Western avenue, North Harvard street to Cambridge bridge; Western avenue, North Harvard street to Cambridge bridge. bridge.

Passed.

### HALF HOLIDAY, SANITARY AND STREET CLEANING EMPLOYEES.

Coun. BUCKLEY offered an order—That his Honor the Mayor be requested to grant the Saturday half holiday to the Sanitary and Street Cleaning employees without loss of pay. Passed.

### SCHOOL PLAYGROUNDS FOR CHILDREN.

Coun. ATTRIDGE offered an order—That the School Committee be requested, through his Honor the Mayor, to cause the vacation school playgrounds to be opened for the use of the children on Saturday afternoons during the

Summer season.

Coun. ATTRIDGE—Mr. President, I do not desire to take up the time of the Council this afternoon in talking about this order. All I desire to say is that last summer the school playgrounds were closed on Saturday afternoons. I thought that that was not the proper thing. The director of the vacation schools said that the teachers of the City of Boston should be considered as well as the children. I believe as he does, that the teachers should be considered; but, nevertheless, I think it is entirely wrong to close the vacation school playgrounds on Satur-

day afternoons, for that is one day in the week on which the children of the city can enjoy those playgrounds and can gain some pleasure and profit from the use of them. Perhaps the School Committee can make some sort of arrangement with the Normal School pupils so that possibly they could serve as teachers on Saturday afternoons, and thus keep these playgrounds open. I think it is preposterous to close them during the summer season on Saturday afternoons. If open, the children will use them; they will be off the streets, and the apparatus will be used. The children will enjoy the sand boxes and the swings, and I think it is entirely wrong to close these school playgrounds on Saturday afternoons during the summer season.

The order was passed.

#### GENERAL RECONSIDERATION.

On motion of Coun. BRAND the Council refused a general reconsideration of all action taken to-day.

### USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Faneuil Hall, etc., submitted reports on petitions for use of Faneuil Hall—that leave be granted, viz.: Theosophical Society (referred March 7), afternoon of April 10.

Boston Typographical Union No. 13 (referred March 7), May 22, June 26, July 24, August 28, September 25, October 23, November 27.

The Music Trustees (referred March 14), April 12.

Socialist party (referred March 14)

Socialist party (referred March 14), evening

of March 29.

of March 29.

Mercantile Market Association (referred March 14), evening of March 31.

Reports severally accepted; leave granted on

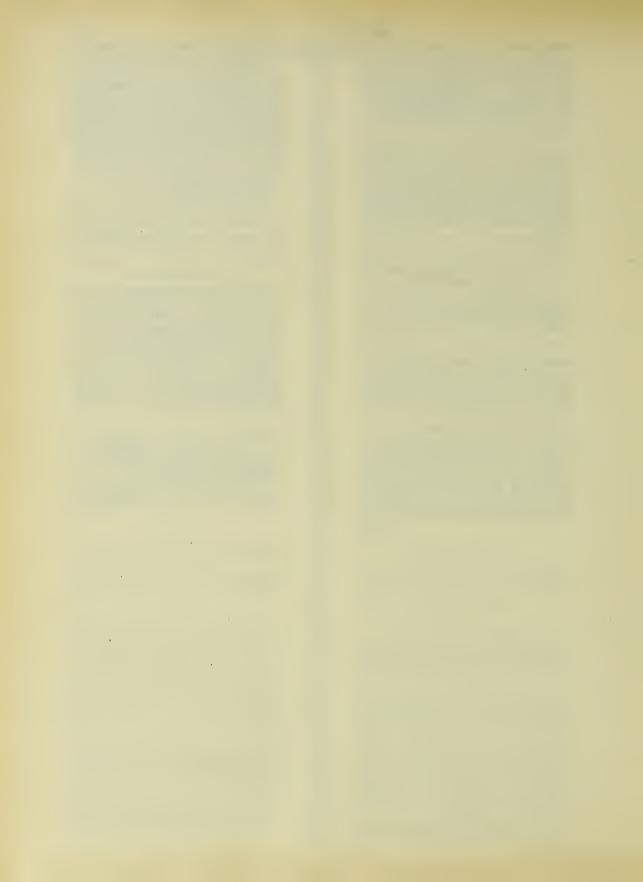
usual conditions.

### FIREPROOFING HOSPITAL BUILDINGS.

Coun. CURLEY offered an order—That the Committee on Finance be requested to include in the first loan bill the sum of \$60,000 for fire-proofing the hospital buildings.

Referred to the Committee on Finance.

Adjourned, on motion of Coun. KENNY, at 5.46 p. m., to meet on Monday, March 28, at



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, March 28, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair and all the members present.

The Council voted, on motion of Coun. COLLINS, to dispense with the reading of the records

of the last meeting.

REPAIR OF SOUTHAMPTON STREET.

The following was received:

The following was received:

Office of the Mayor, March 24, 1910.

To the City Council:

I return herewith without approval an order of your honorable body requesting the Superintendent of Streets to immediately put Southampton street in proper condition, to construct sidewalks thereon and to report to your body a schedule of the cost of said sidewalks.

The cost of the work, as estimated by the Superintendent of Streets, according to his letter herewith inclosed, would be about \$88,000, less such amount as the Boston Elevated Railway may expend for the construction of a roadbed for its tracks. This amount is estimated at \$32,000, making the net expense to the city about \$56,000. In my opinion this is too large a sum to be taken from the annual appropriation. If the Street Commissioners should pass an order for the construction of the street, an assessment could be levied upon the abutting estates, and the matter would in all probability receive favorable consideration as a part of the general scheme for street improvements this year.

Respectfully,

John F. Fitzgerald, Mayor.

City of Boston,

City of Boston,
Street Department, March 24, 1910.
To the Honorable the Mayor:
In the matter of the appended order of the City Council, regarding the construction of Southampton street, Southampton street was laid out by the Street Commissioners without order of construction, and the expense of placing a permanent form of pavement is so great that it will not be feasible to take it from the annual appropriation for the department. If any work is done, it should be under an order of construction, passed by the Street Commissioners, rendering the work assessable upon the abutting property.

sioners, rendering the work assessable upon the abutting property.

To pave this street completely with granite blocks, with edgestones and gravel sidewalks would require approximately \$88,000. If, as is now contemplated, the elevated railroad places double tracks in this street, the expense would be reduced to approximately \$56,000 on account of the paving work which would be done by the railroad in connection with its tracks. If brick sidewalks are laid, the sum of \$7,000 would have to be added to each of the above estimates.

above estimates.

Very respectfully,
GUY C. EMERSON,
Superintendent of Streets.

Placed on file.

MONEY FOR FINANCE COMMISSION.

The following was received:

Office of the Mayor, March 25, 1910.

To the City Council:

I recommend to your honorable body that the sum of five thousand dollars (\$5,000) be added to the appropriation originally recommended by me for the Boston Finance Commended.

mission. The commission has consented, in response to my recent request, to conduct an investigation of the School and Schoolhouse departments, but represents that the additional sum mentioned above is necessary if the investigation is to be a thorough one. As the subject is one of supreme importance, and the report of the commission may influence public opinion to a very great degree, to say nothing of its possible effect upon legislative action, it would be unwise, in my opinion, to withhold the financial support estimated by the commission to be essential for the proper carrying out of their plans. their plans.

Respectfully,
JOHN F. FITZGERALD, Mayor.
Referred to the Committee on Appropriations.

SETTLEMENT FOR CHANGE OF GRADE.

The following was received:

Office of the Mayor, March 26, 1910.
To the City Council:
In connection with the communication of the In connection with the communication of the Corporation Counsel recommending the settlement of the suit brought by the Commonwealth against the city on account of the change of grade of Bowdoin street, I submit a draft of an order authorizing the Corporation Counsel to make the settlement requested, also a loan order for the sum of forty-nine thousand dollars to cover the amount of the settlement. If you are of the opinion that the settlement is a proper one (and there seems to be no defence to the suit), you can pass the order authorizing it in advance of the loan order, as the loan order will have to be passed in the manner provided for in section two of the amendments to the city charter.

Respectfully,

John F. Fitzgerald, Mayor.

John F. Fitzgerald, Mayor,

City of Boston,

Law Department, March 19, 1910.

To the Mayor and City Council of Boston,

City Hall, Boston:

Gentlemen,—I have agreed with the AttorneyGeneral, who I understand has received the approval of the Governor and Council to the settlement, to settle suit of the Commonwealth v. City of Boston, now pending in the Superior Court, being No. 54460 on the docket of that oourt, for the sum of \$48,758.86.

In 1901 the Legislature passed sundry acts concerning the improvement of the State House and its grounds. By chapter 525 of the Acts of 1901 it was provided among other things that the Governor and Council might change the grade of Bowdoin street from Beacon street to Ashburton place, so that the street would be substantially level in that part, and might widen Bowdoin street at any part to a width not exceeding fifty feet. The act then went on to provide that any person who suffers damage to lis property by the laying out and grading of Bowdoin street may bring suit against the Commonwealth and recover its damages so sustained. The act then provided that the City of Boston shall repay to the Commonwealth all be required to pay for the change of grade of Bowdoin street, and shall repay the amount expended by the Commonwealth for the work done on Bowdoin street as aforesaid.

The Governor and Council went ahead under

and shall repay the amount expended by the Commonwealth for the work done on Bowdoin street as aforesaid.

The Governor and Council went ahead under this act and all the abutters and tenants on this portion of Bowdoin street brought actions against the Coumonwealth of Massachusetts. As the city was in the end to pay these damages I told the Attorney-General that I would try the cases for his office and did try then. The parties finally recovered damages to the amount of \$51,003.73, and the Commonwealth brought suit to recover them back from the city, together with interest on that sum from August 20, 1909. However unfair this act might have been to the City of Boston, the city has no defence against it except as to some sums that were allowed by the auditor to the tenants and others for damages occasioned by the street being blocked up and made impassable while the work was going on, the only access to the buildings being by means of a high footbridge, which went along the street about the level of the present second story of the buildings.

The damages awarded by the auditor for this

temporary damage were, in the Hanson case, \$1,417; in the Chapman case, \$1,455; in the Blake case, \$1,418.50; in the LaMoss case, \$1,500; and in the case of the Swedenborgian church, \$2,000, making in all \$7,790.50. I contended that part, if not the whole of this temporary damage, should be borne by the Commonwealth which did the work. I finally agreed with the Attorney-General that the Commonwealth and the city should each pay half of these damages, or \$3,895.25. This sum being subtracted from the \$51,003.73, the total damage, leaves \$47,108.48. Interest on that sum from August 20, 1909, to March 20, 1910, is \$1,648.80, making in all \$48,757.28. To this sum was added the disbursement by the Commonwealth of \$1.58 for service of writ, making in all the sum agreed on. As this is a large amount I should like to have the approval of the Mayor and City Council to this settlement. If it is not made the amount will be continually growing by means of interest. Yours respectfully, Thomas M. Babson, Corporation Counsel.

Ordered, That the Corporation Counsel be authorized to consent to judgment against the city in the sum of forty-eight thousand seven hundred fifty-eight and  $\frac{760}{100}$  dollars (\$48,758.86) in the action brought by the Commonwealth of Massachusetts v. City of Boston, to recover amounts expended by the Commonwealth for land damages occasioned by the change of grade of Bowdoin street.

Ordered, That the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to the amount of forty-nine thousand dollars (\$49,000); and the proceeds thereof to said amount are hereby appropriated to be expended in settlement of Bowdoin street grade damages, under chapter 543, Acts of 1902.

Referred to the Committee on Claims.

### CONFERENCES OF DEPARTMENT HEADS.

The following was received:

The following was received:

City of Boston.

Office of the Mayor, March 28, 1910.

To the City Council:

At a meeting of the Boston Society of Architects held February 1, the following resolution and motion were adopted:

"Resolved, That the Boston Society of Architects is interested in and active through its various committees in furthering the practical, healthful and æsthetic development of the City of Boston, and believes that co-operation among the many associations and organizations in the the many associations and organizations in the city, both of a public and quasi-public nature, and the officials of the city, would help towards a better understanding of the problems to be met in planning for a systematic and homogeneous

a better understanding of the problems to be met in planning for a systematic and homogeneous development.

"Be it therefore ordered, That this society present to his Honor the Mayor of the City of Boston a request that he organize some form, agreeable to him, of intercommunication between the heads of departments, and so far as possible accredited representatives of various associations and organizations interested in city affairs that information and suggestion relating to the growth and development of the city may be available for each.

"Motion, That the President appoint a feormittee of five, naming himself as chairman, to further consider the matter and take such action in the name of the society as seems to them best, in pursuance of the sense of this meeting as expressed in the resolve."

In connection with this motion a committee, composed of members of the Society, waited upon me and the inclosed draft of an ordinance was afterwards framed. It is an extension, with some modifications, of the practice enjoined under chapter 266 of the Acts of 1885, but long abandoned. The present ordinance aims to revive the conferences prescribed by that act, making them more definite in their scope and allowing the representatives of public organizations to take part in the proceedings, upon invitation from the members of the conference. I recommend the passage of this ordinance, believing that valuable suggestions would be developed through a free exchange of ideas be

tween the heads of departments and that the city would benefit by harmonious action along larger lines of co-operation and design.

Respectfully,

John F. Fitzgerald, Mayor.

City of Boston,
An Ordinance Providing for Monthly Conferences
of Heads of Departments.
Be it ordained by the City Council of Boston, as

Be it ordained by the City Council of Boston, as follows:

The heads of the following departments,—Bath, Building, Engineering, Fire, Health, Hospital, Library, Park, Public Buildings, Public Grounds, Schoolhouse, Street Commissioners, Treasury, Water and Wire, and of such other departments as may be designated by the Mayor, shall meet at the City Hall, at three o'clock on the first Tuesday in every month, for discussion and co-operation concerning the business of the departments. The Mayor, or such person as he may designate, shall act as Chairman, and, on organization, one of their number shall be elected as secretary. The secretary shall mail notices of all the meetings.

The heads of departments so assembled shall in their discretion, upon application of accredited representatives of associations and organizations interested in city affairs, designate a time when such representatives may appear before them and be heard upon the subject of their application.

Referred to the Committee on Ordinances.

Referred to the Committee on Ordinances.

### IMPROVEMENTS AT MCNARY PARK.

The following was received: City of Boston, Office of the Mayor, March 28, 1910. To the City Council:

To the City Council:

I transmit herewith a communication from the Board of Commissioners of the Department of Parks containing a reply to your order requesting certain improvements at McNary Park.

Respectfully,

JOHN F. FITZGERALD, Mayor.

City of Boston,
Board of Commissioners of the
Department of Parks, March 24, 1910.
Hon, John F. Fitzgerald, Mayor:
Dear Sir,—Referring to the order of the City
Council of February 28, requesting the Board
of Park Commissioners to establish a convenience
station and also to equip the playground at the
Strandway Playground with suitable lockers,
the expense attending the same to be charged
to the appropriation for Park Department
when made, which order was referred to our
Board by you for suitable action, we think that
there is no question but that a sanitary and
locker building is very much needed at this playground, but as the Strandway Playground is
likely to become a very important athletic center,
it would be well to creet a building of such a
design as would accommodate present needs and
which could be added to to meet the requirements
of the future development of the playground.

The estimate that the part needed for present
use would cost about \$14,000.

It has been at times suggested that the money
appropriated for a bath house in Ward 15 might
be used for a bath house in the Ward 15 might
be used for a bath house on the Strandway Playground, thus saving money for a site that such a
building would require in Ward 15.

It probably would be a good plan to join these
utilities—bath house, locker and sanitary build-

Dulling would require in ward 15.

It probably would be a good plan to join these utilities—bath house, locker and sanitary buildings—on this playground.

Yours very truly,
ROBERT S. PEABONY, Chairman.

Placed on file.

### LOAN FOR DRAINAGE.

The following was received:
City of Boston,
Office of the Mayor, March 24, 1910.

Office of the Mayor, and To the City Council:

I inclose herewith the draft of an order for the annual loan for separate system of drainage, as required by chapter 485 of the Acts of 1907.

Respectfully,

John F. Fitzgerald, Mayor.

Ordered, That the sum of six hundred seventy-four thousand dollars (\$674,000) be appropriated for the construction of sewerage works within the watershed of Charles River Basin, being the amount required under the provisions of chapter 485 of the Acts of the year 1907; and that the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount for said nurnose

The message and order were referred to the Committee on Finance.

Committee on Finance.

Coun. CURLEY.—Mr. President, I most respectfully move reconsideration of that reference. I feel that this is a matter that should be acted upon at once, and I don't feel that we are warranted in sending it to the Committee on Finance. It is an annual loan to carry on a comprehensive piece of sewerage work that has now been carried on for the last five years, and it will be necessary to carry it on for several years more before it is completed. It has been customary to pass a similar order every year for the last five years, I believe, and it will probably continue to be necessary for at least five years more. The original time provided for, I believe, was about ten years. I most respectfully move reconsideration, and that the order be placed upon its pussage. upon its passage

Coun. COLLINS—Mr. President, there is probably no doubt of the last speaker's remarks. The only question in my mind is that to pass the order at this time would seem to establish a dangerous precedent. Here is a loan calling for the expenditure of \$674,000, by special statute. There is nothing to prevent the Committee on Finance from meeting this afternoon, if this measure is urgent, having the proper officials before them, setting upon it and reporting it back before them, acting upon it and reporting it back to this Board. I am against reconsideration of the reference, because I believe it is establishing a bad precedent.

Coun. CURLEY-Mr. President, I don't feel Coun. CURLEY—Mr. President, I don't feel that it is necessary to argue on the proposition. It is something in which we have no option at all. The legislative act prescribes that we shall appropriate so much money, it does not say that we may. If there was anything to be gained by delay I would not object to it, but I don't see anything to be gained.

anything to be gained.

Coun. COLLINS—Mr. President, undoubtedly we have to spend this money as provided by the statute. I would reiterate that my only objection is to establishing a precedent. Somebody else might come forward here next week and say that we ought to spend \$200,000 for a certain purpose, that it was absolutely necessary to pass the order at once. I cannot agree with the gentleman who has last spoken that this will be delayed by reference, because, if it is so important, the Committee on Finance can meet this afternoon and act upon the matter. noon and act upon the matter.

the committee on Finance can meet this afternoon and act upon the matter.

Coun. KENNY.—Mr. President, I desire to say that I am in accord with the last speaker on this proposition. It may not be altogether necessary or expedient to send this order to a committee. Possibly it can be threshed right out here now, in open board, and perhaps to a great deal better advantage than by sending it to a committee; but it seems to me in any event the matter is of so much importance that it ought to lie on the table for a week, instead of being passed at this time. We can then come in at our next meeting, after having an opportunity to consider the matter as unfinished business, and pass it, if necessary. If it is not expedient to refer it to a committee, why not send it over to the next meeting, giving it a chance to melt into the members, so to speak? They will then have an opportunity to consider its merits and the necessity for immediate passage or otherwise, and act accordingly. I do not, however, think we should be asked to immediately pass an important order like this, coming before us in this way, without time to consider its necessity or advisability. Let this go over to next Monday. maportant order has this, coming perore us in this way, without time to consider its necessity or advisability. Let this go over to next Monday, and the members will by that time have had an opportunity to look into it. That is the only point I wish to make.

Coun. CURLEY. - Mr. President, the particular statute which applies to this is chapter 485 of the Acts of 1907. It is not a very lengthy chapter, and with the permission of the Chair I will read it:

"An Act relative to the construction of sewerage works within the watershed of the Charles river basin by the city of Boston."

"Be it enacted, etc., as follows:

"Be it enacted, etc., as follows:

"Section 1. The city of Boston shall, in the year nincteen hundred and seveu, expend one hundred thousand dollars, and in each year for the next five years, expend one-twenticth of one per cent of its taxable valuation, to be met by loan outside the debt limit, in the construction of works for the separation of the sewerage from the surface or storm water, or other waters as defined by chapter three hundred and eighty-three of the aets of the year nineteen hundred and three, within the watershed of Stony brook and other watershed areas tributary to the Charles river basin above the dam now under construction between Boston and Cambridge. All sewers, drains, channels, pumping stations and other works for the collection or disposal of sewage or surface or ground water in said areas shall be included in the term 'sewerage works' as used in this act.

scwage or surface or ground water in said areas shall be included in the term 'sewerage works' as used in this act.

"Sect. 2. No work shall be done under the authority of this act in any district or section within the watershed of Stony brook and the other watershed areas herein described until general plans for the disposal of the sewage and of surface or ground water of that district or section have been presented to and filed with and approved by a board to consist of the chairman of the state board of health, the chairman of the state board of health of the city of Boston and the city engineer of said city; and no work shall be done in any part of said Stony brook watershed and the other watersheds herein described except in accordance with plans which have been approved as above provided and in such streets or areas as may be designated in writing by said approving board. The officer or board having charge of the construction of sewerage works in the city of Boston shall first file with the said board a plan showing definitely the existing sewers and drains within the watershed of Stony brook and the other drainage areas herein described, or in such portion of said watersheds and districts as said approving board may from time to time designate, and said officer or board shall, on or before the thirtieth day of November in each year, file with the state board of health a statement and plan for record showing clearly the sewers, drains or other sewerage works which have been constructed within the preceding twelve months.

"Sect. 3. The supreme judicial court or any

"Sect. 3. The supreme judicial court or any justice thereof, and the superior court or any justice thereof, shall have jurisdiction in equity, on the complaint of the state board of health or of any party in interest, to enforce the provisions of this act and prevent any violation

This act shall take effect upon its

"Sect. 4. This act shall take effect upon its passage. Approved June 7, 1907."
So it is very plain, Mr. President, that whether we will or no we must act under the provisions of that chapter, and the only question is as to delay. It is true, of course, that the Finance Committee can look into it, but they can gain to further information than is contained in that chapter. I don't see where we are going to benefit by delay, and I don't really see the occasion for it. If there is anything to be gained by it or any necessity for it, all right; but the act is very plain and I think it is our duty to pass the order to-day. order to-day

order to-day.

Coun. KENNY—Mr. President, I imagine there is no question but that we will have to pass on this sooner or later, and that we should or must pass the order as it has been introduced. But that is not the point. I think when we come in to these meetings we ought to know what is coming up before us. Before we are called upon to vote on a matter of this importance we ought to know something about it in advance. That is my point. Therefore, if it is not expedient to refer this to a committee, I think it should lie on the table a week before it takes its first reading. I am not arguing against the proposition itself. Quite likely what the gentleman says is true. But why, if there is such necessity for immediate action, was not the order sent in a week or two weeks ago? If there is such demand for action upon it, why was it not brought before us sooner? I think we ought not to act hastily upon such matters; we ought to go slowly. Let matters be presented in due order, so that when

we come in here we may know something about what comes before us before being expected to

act upon it

what comes better us before each expected to act upon it.

"Coun. CURLEY Mr. President, on general principles I think the position taken by Mr. Kenny is very sound; but, so far as this particular matter is concerned, if the members of the Board should all die, the money would have to be appropriated just the same. As a matter of fact, the city would have to pay the money, and on this particular proposition I cannot see that there is any occasion for delay. Coun. Curley's motion to reconsider was declared carried, Coun. Kenny calling for the yeas and nays, yeas 5, nays 2:

Yeas—Coun. Attridge, Ballantyne, Curley, Hale, McDonald—5.
Nays—Coun. Collins, Kenny—2.

Male, McDonald—5.
Nays—Coun. Collins, Kenny—2.
The order was read once and passed, yeas 7,
nays 0, Coun. Attridge, Ballantyne, Collins,
Curley, Hale, Kenny, McDonald voting yea.
President BALLANTYNE—The order will take
its second reading and passage fourteen days
from to-day.

### INFORMATION CONCERNING ASSESSING DEPARTMENT.

The following was received:

City of Boston, Office of the Mayor, March 28, 1910.

To the City Council:

I forward herewith a report made by the Board of Assessors upon the recommendations of the Boston Finance Commission with regard to the Assessing Department.

Respectfully,
JOHN F. FITZGERALD, Mayor.

City of Boston, Assessing Department, City Hall, March 26, 1910.

Hon. John F. Fitzgerald

Hon. John F. Fitzgerald,
Mayor of City of Boston:
Sir,—Your communication, containing a copy of the recommendations of the Finance Commission, addressed "To the Honorable Mayor and City Council," under date of February 12, 1910, duly received. The Board has given the subject much consideration, and in a desire to be absorbed in Figure 19 and in a desire to be absorbed in rogue in Brookline and Worcester, which places were used as a basis of comparison by the Finance Commission.

In addition a subcommittee has also visited Lowell, Lawrence, Cambridge and Lynn. It may also be added that in 1908 a committee visited New York, Cleveland, Baltimore and Philadelphia, and a report of its investigations were made at that time. In many ways the findings made then are pertiuent to the present inquiry.

inquiry.

One of the first allegations by the Finance Commission is in effect that the appointments of the principal and assistant assessors have been made for political reasons. In refutation of this statement we would say that of the present board of principals one has served continuously for twenty-five years as principal, having previously served for three years as second assistant and five years as first assistant; another has served twenty years as principal having served three years as second and nine years as first assistant prior to promotion; two of the other members served five years as second assistant and fourteen years as first assistant, and one year as a first and two years as a second assistant respectively. This shows effectively that experience and training has been a factor in the appointments on this Board. One of the first allegations by the Finance

### Pay Roll Comparisons.

Pay Roll Comparisons.

To the comparison made of the annual pay roll of the department with the pay roll cost per person and per bill in Brookline and Worcester, the Board says there is no parallel and that this must be obvious to anyone familiar with the work. Brookline, for instance, a residential section covering about 4,000 acres, noted as a home of wealthy people, many of whom are in business in Boston, cannot be compared with a cosmopolitan city of about 630,000 inhabitants. West Roxbury alone has twice the acreage, and Dorchester one and one-half the acreage, of Brookline.

Woreester is not to be compared in any sense, as the conditions are entirely dissimilar.

The valuation of the City of Boston is almost equal to the total of the other thirty-two cities of the Commonwealth, and when it is taken into consideration that in Boston every piece of property is visited annually and a valuation placed upon the same, the conditions are so different that no fair comparison can be made.

As far as the elerical force of the department is concerned, we adout that the eleris make good

concerned, we admit that the clerks make good pay, and that they are on a schedule which was adopted after the most careful consideration. The Board believes the schedule is in the main a

good one.

The clerks are valuable on account of their experience. The average service of the long experience. long experience. The average service of the ward clerks is fifteen years or more, and as they are paid according to work done (the men work from ten to fourteen hours per day, working nights, Sundays and holidays during the busy season), we believe that the money is fairly expect. carned.

carned.

The commission admits that more work is performed by elerks in the Boston department than in any other. This being so, it becomes merely a matter of judgment of the officers of the department as to how valuable these men truly are. Surely the experience of from fifteen to fifty odd years must be a valuable asset, and the honesty, as well as the ability, of the clerks must be considered and due weight given to that feature. The elerks are employed almost the entire year, and are, therefore, clearly in touch with the detail of the department, and are indispensable to its good work.

Referring to the so-called excessive compensa-

Referring to the so-called excessive compensa-tion paid in Boston for clerical work, and com-paring the clerical expenditure with each million of real estate, personal and total in Boston and Worcester, it is unfair to make a comparison along these lines.

along these lines.

Much time is taken looking after persons who have ceased to be residents of Boston and who have changed their domiciles. This is also true concerning tax dodgers, and again in the reduction of valuations, which, in some sections of the city, is as an important a feature to have properly done as are the increases in valuation.

Further comment at the increased cost of clerical work is not justified by the increase in population or in the work of the department. We believe that the increase is not due entirely to the gain in population.

to the gain in population.

We believe that the increase is not due entirely to the gain in population.

The commission says the elerical work has increased 44.7 per cent, the increase in polls only 14.2 per cent. As the poll work is paid entirely by item, it naturally follows that of this 44.7 per cent, 14.2 per cent was due to increase in polls, and the balance, 30.5 per cent, due in a great measure to the following causes: More careful probate work; increase in registry work; more care on our corporation credits at the State House (a man being specially assigned to such work); very large increase in special assessments on street construction and sewer assessments work on gypsy moths; the making of new assessment districts to meet the increased growth of the city; liens for the collector; Tax Commissioner's data, regarding inventories and real estate; Court of Land Registration certificates; additional work on plans and new buildings, and Massachusetts corporations which have increased over 70 per cent.

Much time is spent each year in searching,

over 70 per cent.

Much time is spent each year in searching, locating and identifying persons, who, by change of domicile, have left Boston. Effort is made to properly locate and notify other towns thereof, and further effort is required in the distribution of estates which have increased about 100 per cent in ten years and requires care in the marking of the books and in the following distributes of the estates, many of whom reside outside of Boston. The various towns are always notified of the amounts received by the beneficiaries, all of which work would not appear either in the increased value of the city or the increased number of polls, but, on the contrary, much would be noted as a decrease. Some of this work, the change of domiciles for instance, has increased 170 per cent in ten years.

To compare this work with that done in small places by women, or girls who are in school and who work during their vacation for "pin money," as was expressed by some of the assessors visited, at rates varying from fifteen cents to twenty-five

at rates varying from fifteen cents to twenty-five

cents per hour, is obviously unfair. In a city the size of Boston, under the existing laws, it would not be possible to have competent clerks do the street and other clerical work that is required of them, and have girls also at work.

About two years ago there was a 7 per cent reduction made in the clerks schedule, and one dollar per day on the street, which has resulted in a reduction of the earnings of the men. The clerks are obliged to pay for extra assistance out of their compensation.

### The Street Work.

Comparison with the city of New York or with cities of other states where the laws and labor are entirely different is also unfair. To give an illustration: In New York no bills for real estate illustration: In New York no bills for real estate are made except on a request from the owner of the property, who must describe the same by street, lot, block or number sufficiently well for the assessors to make the bill, as they do not keep any records of transfers. The ownership of the property is not recorded except on application, the applicant bringing his deed to the Assessing Department to have it done. They do not assess a poll tax, and while the population is seven times that of Boston, and the valuation of the real estate is nearly seven times that of Boston, the personal property taxed is less than double, as is shown by the following figures for 1908;

Population		ew J	ork.	4,442,685
Real Estate Personal .		alua :		\$6,722,415,789 435,774,611
Total				\$7,158,190,400
Population		Bost		618,310
Population				618,310
Population Real Estate Personal .	V	٠	tion.	618,310 \$1,082,405,300 242,606,856

Under the present system the Boston assessors, with their clerks, visit every building annually, which gives them the opportunity to see how a man lives, to learn the character of his home, to obtain a record showing whether or not he is the owner, whether he has servants, horses, automobiles, etc., and also to inquire as to his place of business. These facts are all necessary in determining the amount of personal estate or income upon which he shall be taxed.

To divide the responsibility and say that the

income upon which he shall be taxed.

To divide the responsibility and say that the assessors must accept a list of names taken by the police for taxation purposes we believe is undesirable, and that eveutually it would result in lowering the efficiency and standard of a department which should be strengthened and improved, if possible. This plan could not be considered this year even if the Legislature in its wisdom should decide that such a proposition is desirable, therefore we make no further comment. although there are many other reasons which could be given why this proposition is not desirable.

### Cost of Assessing Single Polls.

The cost of assessing and collecting single polls as estimated by the commission at \$115,000 is excessive and also unfair. The actual expenditure for this work for 1909 was as follows: In the tax books, upon the bills, and in the collector's manuscript (items 2, 3 and 5 of their report) is about \$10,409.60; upon the cards used to prepare the cousolidated manuscript (item 6), \$1,513.15; in the consolidated manuscript (item 7), \$1,990.90, making a total of \$13,913.20. We make no estimate of the expenditure in the street books (item 1), or upon the bill coupons (item 4), but we feel that this vast difference between the estimate of the Finance Commission and the actual cost of assessing and collecting these polls is due to arbitrary judgment regard-The cost of assessing and collecting single polls

and the actual cost of assessing and collecting these polls is due to arbitrary judgment regard-ing the remaining items.

The Finance Commission states that the name of the single person assessed for a poll is written seven times and has ridiculed this proposition. We find, however, that the same process is used in other places, where the name is written ten

times in some instances, and in no place less than six. Where it is written ten times, however, two of the extra writings are occasioned by the making of a list of persons liable to enrollment in the militia, and making a copy for the Registrar of Voters to be used in making up the voting list. In writing such a list seven times in Boston, two different ways of the writing such a list seven times in Boston, two different ways of the writings are necessary in preparation. ton, two of the writings are necessary in preparing the consolidated manuscript.

list. In writing such a list seven times in Boston, two of the writings are necessary in preparing the consolidated manuscript.

It is evidently the intention of the commission that the assessors shall use the list of names furnished by the police, which is not a voting list but a list of male residents twenty years of age and upwards. If the Listing Board was to furnish this Board with cards copied from those taken by the police, it would only make another writing by another department, which we believe would be undegirable.

The assessors originally supplied the Election Commissioners with the names from which the voting list was prepared successfully for many years, and in our opinion money could be saved if we performed this work as formerly.

We consider that the taking of the poll on the street is only an incident to the assessment of the person, and that a personal tax frequently follows the person taken on the street for simply a polltax. The first assistant assessors are empowered to fix a personal tax under \$5,000 and investigate all of the persons who in their judgment would be liable for more than a poll tax. Much personal property is secured in this way that might otherwise be lost.

The Finance Commission suggests that the single poll cards can be separated. In answer, the assessors never know what a single poll is until after the rate is determined.

The Finance Commission suggests that from this list the bills and coupons could be made at one operation either by typewriter or by hand. The assessing departments visited had this work done by hand, the same as in Boston. Those familiar with the methods of typewriting and the assessors agree that there would be no economy in doing the work in this manner.

The commission claims that from the same list, at one operation, duplicate sheets could be made, one for the assessors' single poll tax book for the eothector.

for the collector

### The Department's Books.

The "single poll" tax book for this department, The "single poll" tax book for this department, also the collector's manuscript, which the Finance Commission speaks of as the "duplicate book," are books that are in constant use and that have hard service. The best material is required and it is doubtful that paper of enough stability to withstand the hard usage to which these books are subjected could be used in preparation of a

are subjected could be used in preparation of a carbon copy.

The Finauce Commission says that these sheets could be subsequently bound in book form, thus rendering unnecessary the cutry of "single poll" items in the consolidated manuscript, which now contains the list of single poll and personal and real estate assessments, and that the new single poll book would be as useful to those who have settlement claims as the present convolidated manuscript.

consolidated manuscript.

To this we reply that the alphabetical list for the collector covering the entire city was in vogue many years and was abandoned some forty. years ago as a cumbersome and undesirable proposition. We attach to this report eopies of the letter written to the collector and his reply

proposition. We attach to this report copies of the letter written to the collector and his reply thereto.

The commission also says this book, which they speak of as a "single poll" tax book, could be used by the public and parties who have settlement claims, and that it would be as useful as the present cousolidated manuscript. We call your attentiou to the fact that tax books are behind the rail where they are in constant use by the clerks in making bills for the public. If people looking up settlement cases and the public were deprived of the use of the books they would be greatly inconvenienced. The work of this department would also be seriously hampered if people desiring to consult the same had possession when it was absolutely necessary that they should be used by the department.

The question of doing away with a list of this kind was brought up at the time of a report of the former Finance Commission, and the Board

of Assessors omitted writing a list of the single poll tax payers, but it was found so necessary that it was afterwards done, although later than

Regarding the method of handling the single Regarding the method of handling the single polls, in event of the police list being adopted, and a responsible private company offering to do the work for \$1,955, we believe the price is absurdly low. It requires, first of all, the assortment of about 200,000 cards, which, at the lowest estimate, would take twenty men twenty days. After this assortment it would be necessary to examine each of these cards, and to mark the poll tax payers separate from the property tax payers, almost as much work as assorting, before the writing is started. The writing of these names with carbon copies would naturally be slower and would take more time than one writing.

be slower and would take more time than one writing.

It is important in considering the estimate of a private concern to know whether this work, which they agree to do for a low price, is for one year, or would be a contract for three, five or more years, and, also, whether the work is done as an advertising proposition, thus placing in competition clerks who are men of experience, training and ability with a business house contending for advertising purposes.

We believe that this is not practicable, as our books could not be turned over to any private concern, because they would be wanted by our clerks on work of more importance at the same time. However, this whole proposition is entirely dependent upon legislation.

### Use of Real Estate Books.

Use of Real Estate Books.

Regarding our real estate books (which contain the record of all the real estate in Boston, written by our elerks, giving the name of the owner, location, area, value of land per foot, total value of the land, value of the building, and the total valuation of the property), they are constantly in use by the public. There are many serious objections to adopting a system in a public office such as is employed by the Real Estate Exchange, which has a membership of about three hundred. The book used by them is perhaps suitable for their use, as it is consulted mostly by women clerks in that department, who give valuations over the telephone to members of the Exchange.

mostly by women clerks in that department, who give valuations over the telephone to members of the Exchange.

We believe that a loose leaf book of such a record in a public office is not desirable and that it would not last for five years. In other words, much of it would have to be rewritten and the expense eventually would be greater, and the record would be far inferior to the present one. The city of Cambridge formerly used a book of the kind in use by the Real Estate Exchange, but has discontinued it owing to the confusion created among the public and the number of complaints made. We consider that with the rough usage given to a book of this kind at our office, it would have to be rewritten at the end of three if not two years, and the change of the index necessary in many wards each year on account of new streets and divisions of estates would add considerable to the expense.

In place of these five-year books for record, if more than one year is considered necessary, we suggest for consideration, although not for adoption, a card system, which would be very expensive to adopt the first year, including the cost of eards and cases to hold them, but would undoubtedly show some slight saving for each succeeding year.

succeeding year.

### The Dooming Board.

The Dooming Board.

A card system introduced into the work of the Dooming Board about seven years ago has been developed and we are getting good results from the work. These cards are valuable as showing the record of assessment for each person for a period of years, and in every way are satisfactory. The only danger lies in the wrong possession of the cards. The Assessing Department alone should have access to them. They are used exclusively by the officials of the department. If used by the public there would be great danger of loss, as no duplicates are ever made. While the card system for the Dooming Board is satisfactory, we believe that its extension to other parts of the department would be against the best interests of the city, as the Board now gives the public a very much better record than any system of cards yet devised. record than any system of cards yet devised.

The cards have also been used in the preparation of the consolidated manuscript for many years. They are not used as a record, but are used to compile an alphabetical index, each clerk writing the cards for his ward, and they are afterwards brought together in strictly alphabetical order for the index.

We believe that the information given to the Dooming Board by the local assessors is of great value. In this connection we call attention to an abstract from the report of F. R. C. Steele of the firm of Patterson, Teele & Dennis, experts employed by the Finance Commission:

"The principal assessors, along with the first assistant assessors, compose the Dooming Board, which is usually in session from June 16 to August 15, and this Board determines the assessments of personal estates amounting to \$5,000 and upwards. We attended a meeting of the Board and were favorably impressed by its eareful and systematic work. The principal assessors review the statements of personal property submitted under outh by persons assessable, and in the fall all claims for abatement come before them, and they conduct a hearing for the disputed abatement claims."

We claim that the judgment of forty-six

them, and they conduct a hearing for the disputed abatement claims."

We claim that the judgment of forty-six first assistant assessors and seven principals is better than that of a smaller body of men, no matter how competent, and that a more representative judgment is obtained, especially as all of the dooming in other places in this Commonwealth is done on memorandum information. It is also true that a large body of men is not as easily corrupted, and there is naturally less chance of conspiracy.

of conspiracy.

In the city of Lowell this Board found the assessors and the clerical force composed of able assessors and the elerical force composed of able men, but, owing to an investigation made a few years ago, the City Council of that city has failed to appropriate sufficient funds to run the department as it should be. This Board is satisfied that the city of Lowell is losing an income, the amount of which is much larger than would be required to run the department properly.

Taking the city of Lowell as an example, we should say, therefore, that it is a "penny wise and pound foolish policy" to the the arms of the assessors so that a few dollars may be saved on labor, resulting in many thousands lost by a

labor, resulting in many thousands lost by a

labor, resulting in many thousands lost by a failure to tax.

In conclusion, we say that, after careful and searching investigation, we are satisfied with the work of this department, and believe that it is not excelled by any city in the country. Instead of "the methods of administration of the department being antiquated," every recognized modernent being antiquated," every recognized modernidea that could be reasonably taken has been adopted by the department, and a better and more complete record is made and given to the public than in any city or town in the country. We believe that the people of Boston are entitled to all this consideration.

We believe that the people of Boston are entitled to all this consideration.

We also call attention to the fact that the assessors are state officers and are under the supervision of the state authorities. They levy the state tax as well as the city and county tax, and the revenue from this depends upon the efficiency with which the department is conducted. Lack of appropriation to do the work properly would be quite likely to result in more loss to the city than the whole amount of the appropriation.

Respectfully submitted.

Respectfully submitted, for the Board of Assessors, CHARLES E. FOLSOM, Secretary.

City of Boston,
Assessing Department,
City Hall, March 2, 1910.
Charles R. Brown, Esq.,
Collector of City of Boston:
Dear Sir,—It is proposed that a list of single polls be made, from cards taken by the police officers on the day of assessment, by assorting these cards alphabetically for the whole city, and that a carbon copy of said list be furnished you in place of the ollector's manuscript now furnished.
Will you kindly who

Will you kindly advise me whether or not this is a feasible proposition as far as it relates to your department, and oblige,
Your very truly,
Charles E. Folsom,

City of Boston, Collecting Department, City Hall, March 2, 1910.

Collecting Department,
City Hall, March 2, 1910.

Mr. Charles E. Folsom,
Secretary of the Board of Assessors,
City Hall, Boston:

Dear Sir,—In answer to your communication of even date in relation to the method of listing single poll taxes, I desire to state that so far as it relates to the Collecting Department, to my mind it is not a feasible proposition, for the reason that, first, you are returning to an antiquated system that was discarded years ago by both the Assessing and Collecting Departments as cumbersome and inadequate; second, as each ward in the city for the purpose of bookkeeping in this department is held as a separate account, and a balance is made at certain intervals during the year, which would be impossible if single polls should be listed as proposed; third, individuals of similar names living in a ward, it would be impossible for the employees of the Collecting Department to identify one from another, and thus bring about a situation of the wrong man being credited with the payment.

In relation to carbon copies of the same I will state that while the law does not stipulate the

thus bring about a situation of the wrong man being credited with the payment.

In relation to carbon copies of the same I will state that while the law does not stipulate the collector's authority in the matter, as these records are permanent, to be on file for all time for information, I would deen it my duty, as an officer of the city, with its welfare at heart, to oppose such methods, knowing as I do the amount of handling which is necessary in the ordinary transaction of business. There is great dauger of a carbon copy becoming obliterated, and the records thereby destroyed.

If it was fully understood that upon these records depends the settlements of individuals applying for aid, either through the Overseers of the Poor, the Soldiers' Relief, the City Hospital and other institutions, and the work necessary to establish those settlements, it would be seen at once that a carbon copy would be wholly inefficient for the service.

Yours respectfully,

iee. Yours respectfully, Charles R. Brown, City Collector.

Referred to the Executive Committee.

# PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

John Noble, trustee, for compensation to damage to property 249 Tremont street by breaking of water main.

John Maccario, to be paid damages on account of injuries to his wife Angelina, caused by her being struck by a rope on one of the ferryboats, South Ferry.

Susie Darragh, for compensation for a skirt toru on one of the ferryboats.

#### Faneuil Hall, etc.

Cigarmakers' Union, No. 97, for use of Faneuil Hall on March 30.

### Executive Committee.

Petitions for sidewalks, viz.: Frances W. Edwards, 530 Columbia road, Frances

Ward 16. W. W. Evaerts, 105 Munroe street, Ward 21. W. I. Estabrook, 1516 Blue Hill avenue, Ward

Romsey Congregational Church, Romsey street, corner Romsey circle, Ward 20. W. H. Hardy, 8 Moseley street, Ward 16. W. H. Hardy, 57-59 Neponset avenue, Ward

24.T. G. Buckley, 21–23 Magnolia street, Ward

T. G. Buckley, 21-23 Magnona street, ward 16.
Boston Wharf Company, 322-330 Summer street, Ward 13.
Mary C. Towle, 52-54 Wheatland avenue, Ward 20.
C. M. Mowatt, 9 Wheatland avenue, Ward 20. Elizabeth J. Driscoll, 183 Faneuil street,

Ward 25. G. W. Brooks, 5 Wyoming street, Ward 21. H. K. Weed, 15-25 Beacon street, Ward 11.

W. J. Logan, 1342–1348 Blue Hill avenuc, Ward 24.
Weinstein & Yuroff, 28–30 Erie street, Ward 20.
Mary E. Williams, 14 Jerome street, Ward 20.
I. W. Shapira, 161 Ruthven street, Ward 21.
J. F. Woodbury, 75–77 Devonshire street, Ward 21.
President and Fellows of Harvard College, 79–81 Devonshire street, Ward 6.
G. O. Goudey, 142 Rosseter street, Ward 20.
C. M. Durland, 7 Wainwright street, Ward 24.
G. O. Goudey, 110 Greenbrier street, Ward 20.
I. Shapiro et al., corner Harvard and Thane streets, Ward 20.
A. R. Gilliand, 2–4–6–6A Pleasant street, Ward 20.
A. R. Gilliand, 2–4–6–6A Pleasant street, Ward 20.

Streets, Ward 20.

A. R. Gilliland, 2-4-6-6A Pleasant street, Ward 20.

R. G. Crosby, 12-14 Sayward street, Ward 16.

J. F. Flaherty, 1454-1458 Blue Hill avenue, Ward 24.

Henry S. Clark, 1-3 Pearl street, Ward 20. A. R. Gilliland, 27 Nightingale street, Ward 20.

#### Brick.

Riehard F. Nicoll, 140-144 Heath street, Ward

Ellen Kehoe, 629 River street, Ward 24. Richard F. Nicoll, 1-3 Heath place, Ward 19. J. Goldinger, 356-362 Princeton street, Ward 1. National Investment Company, 187-191 Oakland street, Ward 24.
Charles G. Maguire, 1572 School street, Ward

J. !Goldinger, 333-337 East Eagle street, Ward 1

# COAL AND COKE LICENSES.

Copies of eoal and coke lieenses grauted by the Secretary of the Commonwealth were received.
Placed on file.

# NOTICE OF HEARING.

Notice was received from the Harbor and Land Commissioners for hearing on March 30, on petition of Central Square Wharf Company, to construct a pile pier in Boston Harbor. Placed on file.

# GYPSY MOTHS, BOSTON.

Notice was received from the State Forester of approval of the appointment of D. Henry Sullivan as Superintendent of Moth Work, during the coming year in Boston.

Placed on file.

# USE OF BUILDINGS FOR GASOLENE, ETC.

In accordance with law the following notices were received of use of buildings for storage of gasolene under licenses granted by the Board of Aldermen, and of intention to use for same purpose for the ensuing year, viz.:

Cummings Brothers, 258 Bunker Hill street,

Phoenix Oil Company, Jeffries Point, foot of

Maverick street.

H. Staples Potter, 82 Commonwealth avenue, Ward 11.

Placed on file.

# STATEMENT FROM FINANCE COMMISSION.

The following was received:

Boston Finance Commission.

Boston Finance Commission,
Boston, March 24, 1910.

To the Honorable the City Council of Boston:
Gentlemen,—The commission is in receipt
of the communication of the City Council, dated
March 23, 1910, requesting the commission to
submit to the City Council at the next meeting
its reasons in writing for the opinion stated in its
communication of March 16. In the said communication of March 16, the commission stated
that in its opinion the services of either the
Clerk of Committees or City Messenger should
be dispensed with, at a saving of \$2,500 a year.
This statement was a repetition of the statement

previously made by the commission in its report to the Mayor and City Council, dated February

previously made by the commission in its report to the Mayor and City Council, dated February 18, 1910.

The commission believes that the office of Clerk of Committees is unnecessary and should be abolished, and that the office of City Messenger is necessary and should be maintained. The reasons for the opinion are as follows:

The duties of the City Council have been greatly reduced by sections 9 and 28 of chapter 486 of the Acts of 1909. Under section 9 the power formerly exercised by the Board of Aldermen in the confirmation of officials appointed by the Mayor is to be exercised by the Civil Service Commission. By virtue of section 28 a number of duties of considerable importance, the discharge of which occupied much of the time of the Board of Aldermen, have been transferred to the Board of Street Commissioners. Section 28 reads as follows:

"The jurisdiction now exercised by the board

"The jurisdiction now exercised by the board of aldermen concerning the uaming of streets, the planting and removal of trees in the public ways, the issue of permits or licenses for coasting, the storage of gasoline, oil, and other inflammable substauces or explosive compounds, and the use of the public ways for any permanent or temporary obstruction or projection in, under, or over the same, including the location of conduits, poles and posts for telephone, telegraph, street railway, or illuminating purposes, is hereby vested in the board of street commissioners, to be exercised by said board with the approval in writing of the mayor; and the mayor and city council shall have authority to fix by ordinance the terms by way of cash payment, rent, or otherwise, upon which permits or licenses for the storage of gasoline or oil, or other inflammable substances or explosive compounds, and the construction or use of coal holes, vaults, bay windows, and marquises, in, under, or over the public ways shall be issued." "The jurisdiction now exercised by the board

public ways shall be issued."

On account of these reductions the clerical work formerly performed by attendants upon both branches of the City Council, cousisting of eighty-eight members, has likewise been greatly reduced. Thus, the Clerk of Committees, who formerly was obliged to attend meetings of all committees of both branches of the City Council, under chapter 13 of the Revised Ordinances of 1898, would, if retained, have to attend the committees of a City Council consisting of nine members only. Under a recent order of the City Council the duty. of a City Council consisting of nine members only. Under a recent order of the City Council the duty of the Clerk of Committees to issue licenses and badges to minors under section 3 of chapter 13 of the Revised Ordinances of 1898 has been transferred to the City Clerk Department. The other duties of this officer, under said chapter 13, relating to the keeping of records of the committees and a calendar of their meetings, the issuance of notices of such meetings to the members, and the eare of the library, can be performed by the City Messenger and his assistant, aided by the members of the City Council, in the manner hereituafter described.

ormed by the City Messenger and his assistant, aided by the members of the City Council, in the manner hereiuafter described.

The City Messenger, having been relieved of the care of the City Hall building by the transfer of the force of janitors, etc., to the Public Buildings Department, will under the new system have time to perform additional duties. He and his assistant can attend all the regular meetings of the City Council, issue notices of the meetings of the Council and of its committees, have the custody of the records of committee meetings, keep the calendar thereof, keep the reference library and furnish the members of the Council with such documents as they may require. They can also perform the other duties enumerated in chapter 12 of the Revised Ordinances of 1898 relating to the display of flags, etc. The City Messenger, who under said chapter 12 has control of the police assigned for the protection of City Hall, and is also charged with the duty of preserving order in the City Hall; can also act as sergeant-at-arms during the meetings of the City Clerk, under chapter 11 of the Povised.

Council.

The City Clerk, under chapter 11 of the Revised Ordinances of 1898, is required to attend all meetings of the Board of Aldermen and to keep records of such meetings. By virtue of the charter amendments of 1909 (chapter 486, section 22), such duties in relation to attendance upon the Board of Aldermen are to be continued with reference to the new City Council. Section 3 of said chapter 11 of the ordinances provides that the assistant City Clerk shall assist the City Clerk

in the performance of the duties of his office, and the assistant City Clerk, therefore, in the absence of the City Clerk, could attend the meetings of the Council and keep its records. The Commission assumes that the stenographer who keeps a record of the proceedings of the City Council and of the speeches of its members will continue to be employed.

The commission sees no reason why one member of each committee of the City Council cannot act as clerk of the committee, thereby dispensing with the necessity of maintaining the office of the Clerk of Committees. This practice has been followed successfully by the Massachusetts Legislature, whose duties are as numerous and important as those of the City Council. If it should happen that two or more committees of the City Council should be conducting hearings at the same time, and stenographers are required, which may not occur frequently, it would probably be less expensive to employ outside stenographers, than to employ a permanent assistant stenographers, than to employ a permanent assistant stenographers, than to employ a permanent assistant stenographer, Thee does not seem to the commission to be any necessity, for the present at least, of maintaining an assistant stenographer. The committees of the Massachusetts Legislature do not employ stenographers for committee hearings, except upon extraordinary occasions, and then only when authorized by a vote of both branches of the Legislature.

The commission submits that the service formerly performed by a great number of attendants can now be performed by the following

The commission submits that the service formerly performed by a great number of attendants can now be performed by the following officials:

The City Clerk

The Assistant City Clerk.
The City Messenger.
The Assistant City Messenger. The official stenographer.

The commission does not express any opinion as to whether the present City Messenger or the present Clerk of Committees should be appointed to the office of City Messenger.

Respectfully submitted, THE FINANCE COMMISSION, by John A. Sullivan, Chairman.

The Clerk proceeded to read the communication, and when he reached the words, "The other duties of this officer, under said chapter 13, relating to the keeping of records of the committees and a calendar of their meetings, the issuance of notices to such meetings to the members, and the care of the library, can be performed by the City Messenger and his assistant, aided by the members of the City Council, in the manner hereinafter described,"—

Coun. CURLEY said—Mr. President, I move that further reading of the communication be dispensed with.

Coun. KENNY—Mr. President, I trust that that motion will not prevail.

President BALLANTYNE—The Clerk will proceed.

The Clerk finished reading the communication, which was placed on file.

# NOTICES OF POLE LOCATIONS.

Notices were received from the Street Commissioners of pole locations granted to the New England Telephone and Telegraph Company, viz.: To erect and to remove one pole on Englewood avenue, Ward 25.

Γο erect six poles on Temple street, Ward 23 To erect three poles on Mozart street, Ward 22. Placed on file.

## NOTICE FROM WIRE COMMISSIONER.

Notice was received from the Wire Commissioner of locations granted to New England Telephone and Telegraph Company for one pole on Romsey street, Ward 20.

Placed on file.

#### CONFIRMATION OF APPOINTMENTS.

The PRESIDENT called up Nos. 1 and 2,

unfinished business, viz.:
Action on the appointments submitted by the Mayor March 21, 1910, viz.:
1. Fred C. Morgan and Arthur G. Wheaton, to be Weighers of Coal for the term ending April 20, 1910. 30, 1910.

30, 1910.

2. James II. Riley, to be a Weigher of Coal, a Measurer of Wood and Bark, a Measurer of Grain, a Weigher of Boilers and Heavy Machinery, a Weigher of Beef and a Gauger of Liquid Measures for the term ending April 30, 1910.

The question came on confirmation, Committee, Coun. McDonald and Attridge. Whole number of ballots cast 8, yeas 8, and the appointments were confirmed.

ments were confirmed.

#### USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Faneuil Hall, etc., submitted the following:
(1) Reports on petitions (severally referred March 21) for the use of Faneuil Hall—that leave be granted, viz.:
International Association of Machinists, after-

International Association of Machinists, afternoon of April 17.

Boston Lodge No. 34, Royal Order of Moose, afternoon of May 1.

Massachusetts Catholic Order of Foresters, afternoon May 25, from 9 a.m. until midnight.

Ancient and Honorable Artillery Company of Massachusetts, June 4, 5 and 6, and for leave to decorate said hall.

Board of Election Commissioners, October Les.

decorate said nan.

Board of Election Commissioners, October 1-8,

November 12-19 and January 14-21, 1911.

T. T. Timayenis, evening of April 10.

Reports severally accepted; leave granted on

Reports severally accepted; leave granted on usual conditions.

(2) Report on petition of Cigarmakers' Union No. 97 (referred to-day) for the use of Faneuil Hall on March 30—that leave be granted.

Report accepted; leave granted on usual conditions

# CONSTRUCTION OF SEWERAGE WORKS.

The PRESIDENT called up No. 3, unfinished

business, viz.:
3. Ordered. That the sum of three hundred 3. Ordered, That the sum of three hundred thousand dollars be appropriated for the construction of sewerage works, under the provisions of chapter 426 of the Acts of 1897 and chapter 204 of the Acts of 1908; and that to meet the said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the city to said amount.

On March 14 the foregoing order was read once and passed—yeas 6, nays 0.

The order was read a second time and again passed—yeas 8, nays 0.

#### FINANCE REPORTS.

Coun. ATTRIDGE, for the Committee on Finance, submitted the following:
(1.) Report on the message of the Mayor, communication and order (referred March 21), recommending transfers as follows:

A balance of \$2,130.08 from the appropriation for new ward for isolated patients and the balance of \$1.296.37 from the appropriation for Surgical Out-Patient Department Building to the appropriation for hospital buildings, improvement

Report accepted; order read once and passed-

Report accepted; order read once and passed yeas 9, nays 0.

(2.) Report on message and order (referred February, 16) for loan of \$125,000 for a new ferryboat of improved modern type—that the same ought not to pass.

Councilor Buckley dissents.

Councilor Buckley was not present until later in the meeting.

Coun. CURLEY-Mr. President, I was not Coun. CURLEY—Mr. President, I was not present at the meeting of the Committee on Finance, but I am informed that the Superintendent of Streets was not there either. I should like to ask the chairman if that is so.

Coun. ATTRIDGE—Mr. President, the Superintendent of Streets was not present at the meeting of the Committee on Finance, but Mr. James Sullivan, the superintendent of the Ferry Division was

sion, was

Coun. CURLEY—Mr. President, as regards the merits of the proposition of a new ferryboat to East Boston, that is a subject that would in all probability consume a good deal of time, but it is one, nevertheless, that is of sufficient importance to warrant a delay, which I believe will be acceptable to the Committee on Finance. In the absence of Coun. Buckley I would most respectfully move that consideration of this report be assigned to the next meeting of the Board. I do this for several reasons. The amount of money expended for ferryboats during the last two years has been nearly sufficient to pay for the original cost of a new ferryboat. It is true, of course, that one of the ferryboats was burned and sunk at the ship, necessitating a considerable outlay of money. But, aside from that, we have spent for similar purposes in the last ten years enormous amounts in connection with other sections. We have spent about five million dollars making bridge connections between Boston and Cambridge and a considerable sum for bridges between Boston and South Boston and Cambridge and a considerable sum for bridges between Boston and South Boston and Cambridge and a considerable sum for bridges between Boston and South Boston and Gentration, and is entitled to the highest class of ferry service that it is possible for the city to furnish. I feel that in a measure the action of the committee has been somewhat hasty, that either the recommendation at a previous meeting last year by the Superintendent of Streets was incorrect or that the argument in favor of a new type of ferryboat, such as it would be possible to purchase, in the event of the passage of this loan, is excellent. In order that a little more time may be afforded Coun, Buckley, who has dissented, to make a contest on the proposition, if he desires, and to enable other members of the Board who were unable to be present at the meeting of the Committee on Finance to look into the project and discuss it with the Mayor and the Superintendent of Streets, I most respectf Coun. CURLEY-Mr. President, as regards

Streets, I most respectfully move that further consideration of the matter be assigned to the next meeting of the Board.

Coun. ATTRIDGE—Mr. President, the members of the Committee on Finance were duly notified of the meeting which was to be held by that ecommittee on last Wednesday, I believe. Mr. Dever, the clerk of the committee, notified all the members to be present. It developed under the provisions of the new charter that if this matter was not acted upon one way or another by the City Council, the loan order of the Mayor would become operative, under the sixty days' provision of the new city charter. The members who were present at that committee hearing histened to the remarks of Mr. Sullivan, the head of the Highway Division, and the members of the committee decided that it was better for the present to report back that this order ought not to pass. The members of the committee maintain that under the provisions of the new charter the Mayor can at any time send in an order for a new ferryboat. There is nothing in the law which will prevent any member of this Council from introducing a loan order for the same amount for a ferryboat. If this order is assigned to the next meeting of the Council, I believe that the sixty-day period will have elapsed, and that this loan order submitted to the Council by the Mayor will, under the provisions of the new city charter, become a law, become operative. It may appear to the council on the other side of the Chamber that the action suggested by the committee will defeat the order entirely, but I believe the members of the body realize, as I said before, that the Mayor can again send in the loan order for the same amount, or any member of the Council can introduce such a loan order, which can be referred, of course, again to the Committee who were present last Wednesday discussed the matter of the new ferryboat. Some one remarked that last year \$40,000 had been transferred from one department to another for the rebuilding or repairing of the ferryboat which was burne

ever, in accordance with the views of Coun. Buckley, that the citizens of East Boston are entitled to consideration at the hands of this city government, having no adequate bridge connection. If a more powerful type of ferryboat can be applied to that service, it will better serve the interests of that section of our city, and I believe it is good judgment to furnish it.

President BALLANTYNE—The motion having been withdrawn, the motion comes on the acceptance of the report and rejection of the

acceptance of the report and rejection of the

order

Coun. KENNY—Mr. President, I believe if Coun. Buckley has brought in or wishes to bring in a minority report that we ought to hear it, and I move, therefore, that action upon the matter be postponed until we reconvene after

matter be postponed until we reconvene after our recess.

Coun. ATTRIDGE—Mr. President, as I understand it, Coun. Buckley did not submit a minority report. He merely directed the elerk to record him as dissenting from the report of the majority of the committee, that is all.

Coun. KENNY'S motion to postpone further action until later in the meeting was carried. (See later in meeting, under "New East Boston Ferryboat.")

#### EIGHT-DOLLAR MINIMUM METER RATE.

Coun. CURLEY, for the Committee on Ordinances, submitted a report on the message of the Mayor and ordinance (referred March 21), fixing the minimum rate for metered water service at \$8 per year instead of \$15—that the ordinance ought to pass.

Report accepted; ordinance passed.

#### ACCEPTANCE OF STREETS, WARD 24.

Coun. BRAND presented a petition signed by Edward J. Costello, Jr., and many others, residents of Bearse avenue and Vose street, asking that Vose street, Bearse avenue and Butler street, known as Vose's Grove, precinct 5, Ward 24, be accepted as public ways.

In connection with the petition Coun. BRAND offered an order—That the Board of Street Commissioners be requested to accept, lay out and construct as public highways Bearse avenue, Butler street, Vose street and Medway street, east from railroad bridge to Vose street, in Ward 24, precinct 5. 24, precinct 5. Passed.

# SALE OF CITY LAND, DORCHESTER.

Coun. BRAND offered an order—That, under the provisions of chapter 122 of the Resolves of 1846, the Board of Street Commissioners be hereby authorized, by the Mayor and City Council of the City of Boston as successors of the selectmen and the inhabitants of the town of Dorchester, to sell, on or before July 1, 1910, at public auction, to the highest bidder, a lot of land at the northeast corner of Gibson street and Dorchester avenue, containing 5,631 square feet, more or less, and the adjoining lot containing 4,353 square feet, more or less, held in trust under the will of Christopher Gibson; and that all moneys received for said land be paid to the City Treasurer, to be held as part of the Gibson School Fund. Fund

Referred to the Committee on Public Lands.

#### SIDEWALKS, MORTON STREET.

Coun. CURLEY offered an order—That the superintendent of Streets, through his Honor the Mayor, be requested to construct sidewalks upon Morton street.

Passed.

# PAYMENT FOR TELEPHONE SERVICE.

President BALLANTYNE offered an order—That there be allowed and paid to the New England Telephone and Telegraph Company,

for telephone service rendered the City of Boston in 1909 and 1910, the accompanying bills amounting to sixty-seven and ten one-hundredths dollars, as follows:

City Council	10		
	\$67	10	

and that the president be and he hereby is authorized to approve said bills, the expense of same to be charged to the appropriation for City Council, Incidental Expenses, when made.

Passed.

# CLERK IHRE, CIVIL COURT.

Coun. ATTRIDGE offered an order—That there be allowed and paid for clerical assistance in the office of the Clerk of the Superior Court, (Tivil Session, until April 1, 1910, the sum of \$287.34, in addition to the amount allowed under the order of the City Council approved February 8, 1910, said sum to be charged to the appropriation for County of Suffolk.

Referred to the Executive Committee.

#### INCLOSING CORRIDORS, CITY HOSPITAL.

Coun. CURLEY offered an order-That the City Hospital trustees be requested to consider the advisability of inclosing corridors at South Department, City Hospital. Passed.

#### BRIDGE ON MEDWAY STREET.

Coun. BRAND offered an order-That the Committee on Finance be requested to include in the first loan bill the sum of \$45,000 for a bridge on Medway street, over the tracks of the New York, New Haven & Hartford Railroad Company, Ward 24. Passed.

# COST OF CITY AUTOMOBILES.

Coun. ATTRIDGE offered an order-Com. ATTRIDGE offered an order—That the City Auditor be requested, through his Honor the Mayor, to submit to the City Council a statement of the cost of storage or keep of all automobiles used or owned by the city, also a list of the places where said machines are stored or kept, said statement to give in detail the name of place and cost per week or month of storage or keep and department to which said machines are charged. are charged. Passed

#### INVESTIGATION OF INFANTILE PARALYSIS.

Coun. CURLEY offered an order—That the Board of Health, through his Honor the Mayor, be requested to investigate the cause of infantile paralysis in Boston, and further take such steps as may be necessary to determine what effect the spraying of trees with arsenate of load has upon the general health of the children in this city.

this city.
Coun. CURLEY—Mr. President, in connection with this order I would like to read an article that appeared yesterday in the Boston American.

### "PARALYSIS MENACE TO BOSTON INFANTS.

"Spread of disease is alarming as physicians hunt for eure.

"'Infantile paralysis is becoming alarmingly prevalent, especially in Massachusetts, and the disease, although fatal only in a small per cent of cases, leaves a large majority of its victims incapacitated or paralyzed for life,' said Dr. John Lovett Morse, of the Harvard Medical School faculty, in his lecture at the Medical School last evening.

"'Infantile paralysis,' Dr. Morse said, 'is becoming altogether too common. From 1880 to 1884

ing altogether too common. From 1880 to 1884

there were 23 recorded cases, while between 1905 and 1909 there were 6,190. It is increasing especially in Massachusetts. During the epidemic of 1909 there were about 300 cases in Boston, although this number is not abnormal in proportion to the number of infants in this city.

"So far, no vaccine, serum or specific treatment has been discovered for this discase, but I believe scientists are on the verge of such a discovery. That we are close to a new era in our understanding and treatment of the disease seems certain from the discoveries of physicians. That no such discoveries would have been possible if live animals had not been used in the experi-

live animals had not been used in the experimentation is equally certain.

"'There is still a marked difference of opinion as to whether the disease is contagious. The safer course is for parents to at once remove their children to some other locality if they happen to reside in a district where an epidemic of the disease appears.'"

In connection with the order I would say that the water was called to my extention but full.

of the disease appears."

In connection with the order I would say that the matter was called to my attention last fall when the spraying of the trees was general throughout the city. A large number of children in the district that I have the honor to represent were affected with infantile paralysis, and the father of one of the children, a man with a scientific turn of mind, in looking about for a possible cause came to the conclusion that it could be traced to the spraying of trees with arsenate of lead. If such is the case, I believe it is the duty of the Board of Health to recommend that some other means be used to prevent the spraying for gypsy moths, because I believe the cure is much worse than the disease. There was a large number of cases of this disease in Boston last year, and if the Public Grounds and Park Departments propose to carry on this work on an even more extensive scale this year than last year—and I understand that such is their purpose—in all probability the spread of infantile paralysis may be greater the present year than it has been in previous years. If some other method can be devised for ridding the city of the gypsy moths—in the event of the Board of Health discovering that infantile paralysis may be traced to the arsenate of lead used in spraying the trees—I think some other means of attack— Health discovering that miantile paralysis may be traced to the arsenate of lead used in spraying the trees—I think some other means of attacking the moths should be adopted. I sincerely trust that the Board of Health will make such investigation as may determine whether or not the paralysis of children may be traced to the use of the arsenate of lead. A number of the children in the locality from which I come were laid up, and preparenest cripples for from one month to in the locality from which I come were laid up, made permanent cripples, for from one month to ten months, unable to move their arms or legs, and, according to the reports of the physicians, there were 6,190 such cases in Massachusetts in the five years between 1905 and 1909. During the period from 1880 to 1884 the entire number recorded for the state was but 23. So there is an increase from 23 in the five years from 1880 to 1884, to 6,190, in the five years from 1905 to 1909. It is about time that the Board of Health woke up and tried to discover the trouble, and I sincerely trust that they will investigate and ascertain whether in any way the spraying of trees with arsenate of lead is responsible for the spread of this disease among the children.

The order was passed.

# LICENSES.

The President submitted petitions for minors' licenses from twenty-one newsboys, four boot-blacks and three vendors, and asked for the approval of the Board on the same.

Approved by the Board.

#### EXTENSION OF COMMITTEES' TIME.

President BALLANTYNE-I would call the President BALLANTYNE—I would call the attention of the various committees to rule 24: "Committees to whom any matter is especially referred shall report within four weeks or ask for further time." I would call the attention of the different committees to the fact that reports will be called for each week hereafter.

Coun. CURLEY—Mr. President, in behalf of the committees of which I am chairman—which committees I don't know—I will respectfully ask that they all be given further time.

President BALLANTYNE—On what matters?
Coun. CURLEY—Such committees as I happen to be chairman of, before whom some business may be pending, as for instance, the Committee on Ordinances.

President BALLANTYNE—Coun. Curley asks further time for the Committee on Ordinances.
The Council voted to grant further time to the Committee on Ordinances on matters before it.
Coun. ATTRIDGE—Mr. President, on behalf of the Committee on Finance I desire to ask further time on the matters now before the committee on the matters now before the committee on the matters not acted upon.
Further time was granted to the Committee on Finance.

Coun. HALE—Mr. President, on behalf of the Committee on Soldiers' Relief I would like to ask further time on certain things now before the committee.

Further time was granted to the Committee on Soldiers' Relief.
Coun. BRAND—Mr. President, on behalf of the Committee on Appropriations I most respectfully ask further time.

Further time was granted to the Committee

on Appropriations.

## NEW EAST BOSTON FERRYBOAT.

Coun. KENNY—Mr. President, I would like to call up at this point the report of the Committee on Finance in the matter of the proposed new ferryboat for East Boston, which I had assigned until after our recess in the absence of Coun. Buckley. As Coun. Buckley is now here, I would call the matter up.

The report of the Finance Committee (submitted earlier in meeting and postponed), with the accompanying order for loan of \$125,000 for new ferryboat, was taken up.

The question came on the acceptance of the report of the committee and the rejection of the order.

the order.

Coun. BUCKLEY—Mr. President, I move you, sir, that the matter be referred to the Executive Committee for further consideration, so that the Mayor and the Superintendent of Streets will have a chance to appear and give us the necessary information before we pass on such

an important matter.

The report and order were referred to the Executive Committee. (See later in meeting, under "Executive Committee reports.")

### STATEMENT FROM CLERK OF COMMITTEES.

Coun. HALE offered an order—That the Clerk of Committees be requested to prepare a written statement as to whether or not the Finance Commission's recommendation in regard to the abolition of his position be adopted.

The order was read a second time, and the question came on its passage.

Coun. CURLEY—Mr. President, I feel that the Finance Commission is becoming one great

Coun, CURLEY—Mr. President, I feel that the Finance Commission is becoming one great big huge joke, and that the public are now so familiar with facts concerning that commission that it has ceased to be a useful force in the affairs of the city. Its only purpose apparently is to condemn, criticise and suggest improvements for others, while it practices the reverse of what it continually preaches. I don't know what may be revealed by the investigation of the attorney for the Finance Commission, but if the bills as presented by him and paid by the City Treasurer are as I have reason to believe they are, I will pay to have photographs taken of those bills and have them published in every newspaper in Boston.

The order was passed.

# STATEMENT FROM CITY MESSENGER.

Coun HALE offered an order-That the City Coun. HALD offered an order—That the City Messenger be requested to prepare a written statement as to whether or not the Finance Commission's recommendation in regard to the abolition of the office of clerk of committees be adopted; also as to the number of assistant city messengers needed in the performance of his work. Passed.

#### PRINTING OF FINANCE COMMISSION'S STATEMENT.

Coun. HALE offered an order—That the report of the Finance Commission in regard to the abolition of the Clerk of Committees position, and the statements of the Clerk of Committees and City Messenger be printed as a public document.

#### RECESS TAKEN.

The Board voted at 4.14 p.m., on motion of Coun. COLLINS, to take a recess subject to the call of the President.

The members reassembled in the Council Chamber and were called to order by the President at 4.57 p. in.

#### EXECUTIVE COMMITTEE REPORTS.

Coun. HALE. for the Executive Committee,

submitted the following:

submitted the following:

(1) Reports on petitions for sidewalks (severally referred to-day), recommending the passage of orders that the Superintendent of Streets make sidewalks along the following named streets in front of the hereinafter mentioned estates; said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone with graphic edgestones, the owner to furstone with graphic edgestones, the owner to furstone with graphic edgestones. stone with granite edgestones, the owner to furnish said material; viz.;
Frances W. Edwards, 530 Columbia road,

Ward 16. W. W. Evaerts, 105 Munroe street, Ward 21. W. I. Estabrook, 1516 Blue Hill øvenue, Ward 24.

24.
Romsey Congregational Church, Romsey Church, corner Romsey circle, Ward 20.
W. H. Hardy, 8 Moseley street, Ward 16.
W. H. Hardy, 57-59 Neponset avenue, Ward 24.
T. G. Buckley, 21-23 Magnolia street, Ward 16.
Boston Wharf Conpany, 322-330 Summer street, Ward 13.
Mary C. Towle, 52-54 Wheatland avenue, Ward 20.
C. M. Mowatt, 9 Wheatland avenue, Ward 20.
Elizabeth J. Driscoll, 183 Faneuil street, Ward 25.

G. W. Brooks, 5 Wyoming street, Ward 21. H. K. Weed, 15–25 Beacon street, Ward 11. W. J. Logan, 1342–1348 Blue Hill avenue, W. J. Ward 24.

ard 24. Weinstein & Yuroff, 28–30 Erie street, Ward 20. Mary E. Williams, 14 Jerome street, Ward 20. I. W. Shapira, 161 Ruthven street, Ward 21. J. F. Woodbury, 75–77 Devonshire street,

J. F. Woodbury, 75–77 Devonshire street, Ward 6.
B. A. Beals, 104 Beacon street, Ward 11.
President and Fellows of Harvard College, 79-81 Devonshire street, Ward 6.
G. O. Goudey, 142 Rosseter street, Ward 20.
C. M. Durland, 7 Wainwright street, Ward 24.
G. O. Goudey, 110 Greenbrier street, Ward 20.
I. Shapiro et al., corner Harvard and Thane streets, Ward 20.
A. R. Gilliland, 2, 4, 6, 6A Pleasant street, Ward 20.
R. G. Crosby, 12-14 Sayward street, Ward 16.

J. F. Flaherty, 1454–1458 Blue Hill avenue, Ward 24.

Henry S. Clark, 1-3 Pearl street, Ward 20. A. R. Gilliland, 27 Nightingale street, Ward 20.

#### (Briek.)

Richard F. Nicoll, 140-144 Heath street, Ward

Ellen Kehoe, 629 River street, Ward 24.
 Richard F. Nicoll, 1-3 Heath place, Ward 19.
 J. Goldinger, 356-362 Princeton street, Ward 1.
 National Investment Company, 187-191 Oakland street, Ward 24.
 Charles G. Maguire, 1572 School street,

Charles G. Maguire, 1512 School Street, Ward 22.
J. Goldinger, 333-337 East Eagle street, Ward 1.
Reports severally accepted; orders passed.
(2) Report on order (referred to-day) that \$278.34 be added to the temporary appropriation for clerk hire for the Superior Court for civil business in the County of Suffolk.
Report accepted: order passed.

Report accepted; order passed.
(3) Report on message of Mayor and communication from Assessors' Department (referred

to-day)-that the same be placed on file

The report was accepted and the communica-

tion was ordered placed on file.

Coun. CURLEY—Mr. President, I most respectfully move that the communication from

respectively nove that the communication from the Assessing Department be published as a city document.

Coun. HALE—Mr. President, we discussed that in committee before Coun. Curley got in, and we thought that if it was going to be printed in the City President and in the City President.

coun. HALE—Mr. Freshent, we discussed that in committee before Coun. Curley got in, and we thought that if it was going to be printed in the City Record and in our minutes, that was enough. I don't feel very strongly about it one way or the other, but I think three copies would be superfluous, so I think Coun. Curley's motion ought to be defeated, if possible.

Coun. CURLEY—Mr. President, that ludicrous communication we received to-day from the Finance Commission was ordered printed as a public document. Certainly if that is to be printed as a public document, such a communication as has been presented here by the Assessing Department is worthy of similar treatment. If the communication of the Finance Commission in relation to the Clerk of Committees and the Messenger Departments is to be printed as a public document—containing as it does more than one glaring falsehood with relation to the manner in which legislative work is done at the State House in comparison with the manner in which it is performed at City Hall—I certainly believe that such a document as has been presented by the Assessing Department should be printed. Among other things the Finance Commission points to the fact that the clerks of the various committees at the State House practically do all the work of the committees. Well, I would like to know what are the duties of the half dozen men who serve as his assistants? What are the duties of the various other clerks whose services are required there? I would like to know the duties of the various other clerks whose services are required there? Pres. BALLANTYNE—If you will pardon the

nected with the committee work of the House of Representatives?

Pres. BALLANTYNE—If you will pardon the Chair, the communication of the Finance Commission was not ordered printed as a public document, but was placed on file.

Coun. CURLEY—I understood that it was ordered printed, but, regardless of the fact whether it was or not. I still believe that this report of the Assessing Department should be printed as a public document. It is exhaustive, it is comprehensive, it deals with the problem as it is taken care of in ahout all the cities and towns of the Commonwealth, and outside of the Commonwealth, and I believe there is sufficient meat in it to warrant its heing printed as a public document for reference.

meat in it to warrant its heing printed as a public document for reference.

Conn. KENNY—Mr. President, I don't understand that either of those reports have been ordered printed as public documents. Unless I am in error, the report of the Finance Commission is merely going into the minutes. Am I right, Mr. President?

Pres. BALLANTYNE—Yes, it was placed on file

Coun. HALE—Mr. President, I rise to a matter of information. Under an order of mine, which was passed, the statement of the Finance Commission in regard to the Clerk of Committees and Messenger Departments is to be printed as a public document, together with the answers of the Clerk of Committees and the City Mes-

res BALLANTYNE-The Chair is in error

Pres BALLANTYNE—The Chair is in error. While the communication was simply ordered placed on file, there was such an order as Coun. Hale refers to passed.

Coun. KENNY—Mr. President, it seems to me, for the time being, at least, until we know that there is to be a demand for those papers, there is no occasion to have them printed as public documents. I would therefore move reconsideration of the order offered by Coun. Hale that the Finance Commission's report he printed as a public document.

that the Finance Commission's report he printed as a public document.

Pres. BALLANTYNE—Coun. Curley's motion is before the Council at the present time. The motion will be in order after the one before the house is acted upon.

Coun. KENNY—Then, Mr. President, I give notice now that I shall vote against Coun. Curley's motion, and shall thereupon move that the communication from the Finance Commission be also treated in the same manner.

Coun. Curley's motion to print the communication from the Assessing Department as a public document was declared lost.

Coun. KENNY—Mr. President, I now move that the action of the Board in ordering the report of the Finance Commission printed as a public document be reconsidered.

Coun. HALE—Mr. President, I think that not only the report of the Finance Commission ought to be printed as a public document, but on the whole I have changed my mind in regard to the communication from the Assessing Department. I believe that that should be printed as a public document also. I think that in any case where a certain amount of publicity has been given to an argument an equal amount of publicity should be given to the other side, and if the question came up again I should vote with Coun. Curley to print the report of the Assessing Department as a public document. I shall vote, too, against reconsidering the order to print the report of the Finance Commission. The order I introduced provided for the printing of both the Finance Commission's argument for the abolition of the Clerk of Committees and Messeuger Departments, and of the arguments of the Clerk of Committees and Messeuger Departments, and of the arguments of the Clerk of Committees and Messeuger Departments, and of the arguments of the Clerk of Committees and the City Messenger for the retention of the departments. When any important public question comes up, I think hoth sides should be given the same amount of publicity, so that a fair opinion can be formed by the publie as well as by the City Council.

Coun. KENNY—Mr. President, my object in offering this motion was simply to save the expense, which seems to me unnecessary. This report is printed in what is known as the City Record. There are two public reports, and it seems to me we are going rather far and are establishing a pretty poor precedent if we have to make a public document out of every paper that comes before this Board. It seems to me that, for the time being at least, we should be very well con

printed as public documents. But for the time being I think it is unnecessary to subject the city treasury to the expense of this unnecessary printing.

Coun. HALE—Mr. President, a few weeks ago Coun. Kenny was in favor of printing as a public document the records of our meetings in various parts of the city. At that time I voted against it, on the ground of expense. Since then I have been sorry that I did so. I helieve I was wrong and that Mr. Kenny was right. I think that that was such an important thing that it should he printed as a public document. I think this is fully as important a thing as that.

Coun. CURLEY—Mr. President, I take the same position that Coun. Hale does, I think has the right idea on this proposition, and I sincerely trust that the position taken by him will he sustained by the Board. The fact remains that there is perhaps something a little bit distasteful to some people in the report of the Assessing Department. It touches to some extent on statements made by former distinguished lights of this city, such as Nathan Matthews, Jr., and perhaps that is in some minds a very good reason why it should not be printed. But the communication received from the Assessing Department is so subdivided that it takes in a very comprehensive manner that proposition that has been considered and discussed by the Finance Commission, and in addition to that, Mr Chairman, it affords the Assessing Department a defence, if one is necessary, against the charges made by the Finance Commission by the Finance Commission is in effect that the appointments of the principal and assistant assessors have been made for political reasons."

In refutation of that statement they publish their pay roll, a list of those who have served in that department and the length of time they lave served, in most cases for long terms of years. The report then goes on in detail, giving pay roll comparisons, the street work, cost of assessing single polls, the department's books, use of real estate books, work of the Dooming Board and

of Boston who might he interested in the subject of assessing and the conduct of an Assessing Department in Boston. If the motion made by Coun. Kenny is defeated, I shall then move a reconsideration of the vote whereby we refused to publish this communication from the Assessin Department as a public document, so that Coun. Hale may have an opportunity to vote as he desires.

coun. Hane may have an opportunity to vote as he desires.

Coun. Kenny's motion to reconsider the passage of the order offered by Coun. II.ale—to print as a public document the communication from the Finance Commission upon the Clerk of Committees and Messenger Departments, and the statements by the heads of those departments in regard to said communication—was lost, yea 1, nays 6:

Yeas—Coun. Kenny—1.

Nays—Couns. Attridge, Ballantyne, Buckley, Curley, Hale, McDonald—6.

Coun. CURLEY—Mr. President, I now move a reconsideration of the vote whereby the Council refused to publish as a public document the report of the Assessing Department on the charges made by the Finance Commission. If the Board sees fit to so vote on it, I will refuse to talk on it.

Coun. Curley's motion to reconsider was car-

ried.
Coun. CURLEY—Now, Mr. President, I renew my motion that the report of the Assessing Department be printed as a public document. Coun. KENNY—Mr. President, upon that motion I ask the yeas and nays.

The Council voted to print the report of the Assessing Department as a public document, yeas 6, nays 2:

Assessing Department as a public document, yeas 6, nays 2: Yeas—Coun. Attridge, Brand, Buckley, Curley, Hale, McDonald—6.
Nays—Coun. Collins, Kenny—2.
(4) Report on report of the Committee on Finance (referred to-day) concerning loan of \$125,000 for purpose of constructing and equipping a new ferryboat—that the order ought not because.

to pass.
Report accepted; said order rejected, yeas 0,

### LAYING OUT OF GROUNDS, SOUTH BOSTON HIGH SCHOOL.

Coun. KENNY offered an order—That the Schoolhouse Commissioners be requested to cause the grounds surrounding the South Boston High School to he put in suitable condition; the expense of the work to be charged to the appropriation for Schoolhouse Department.

Passed.

# LAYING OUT OF HARVARD AVENUE.

Coun. COLLINS offered an order—That the Board of Street Commissioners be requested, through his Honor the Mayor, to submit to the City Council an estimate of the cost of laying out Harvard avenue, Dorehester, as a public

way. Passed.

# CELEBRATION OF BUNKER HILL DAY.

Coun. BUCKLEY offered an order—That the President of the City Council appoint a special committee of five members to prepare a programme for the celebration of Bunker Hill Day,

Passed.
The President appointed as said committee Coun. Buckley, McDonald, Brand, Collins and Curley.

#### HOURS FOR STREET CLEANING EMPLOYEES.

Coun. BUCKLEY offered an order—That his Honor the Mayor he requested to direct the Superintendent of Streets to arrange so that the employees of the Street Cleaning Division work eight hours per day in shifts of four hours each, morning and afternoon respectively.

Passed.

#### OBSERVANCE OF MEMORIAL DAY

Coun. HALE offered an order—That the President be requested to appoint a special committee of five members to prepare a programme for the observance of Memorial Day, May 30.

Passed. The President appointed as said committee oun. Hale, Kenny, Attridge, Curley and Buckley.

#### AMENDMENT TO RULE 24.

Coun. HALE offered an order—That Rule 24 of the Rules of the Boston City Council be and hereby is amended by adding the words "and in event of asking for further time shall specify on

event of asking for further time shall specify on what matter or matters such extension of time is needed," so that said rule shall read as follows: "Rule 24. Committees, to whom any matter is especially referred, shall report within three weeks or ask for further time, and in event of asking for further time shall specify in writing on what matter or matters such extension of time is needed."

Referred to the Committee on Rules

Referred to the Committee on Rules.

#### MUNICIPAL BUILDING, ETC., WARD 17.

Coun. CURLEY offered an order —That the Committee on Finance be requested to include in the loan bill the sum of \$200,000 for enlargement of Orchard Park, and the erection thereon of a municipal building containing an all-year-around system of baths and gymnasia.

Passed.

#### SPREAD OF LEPROSY.

Coun. HALE offered an order—That the Board of Health, through his Honor the Mayor, be requested to investigate and report on the spread of leprosy due to the sale of false hair. Coun. HALE,—Mr. President, a case of leprosy just came to my attention which is said to have been caused by false hair. The false hair is reported to have come from the head of a Chinese leper. I think it is a very serious thing, if true, that the women of Boston cannot buy false hair without being apt to become lepers. I would like to have that matter investigated. I would like to have that matter investigated.

The order was passed.

#### GENERAL RECONSIDERATION.

On motion of Coun. KENNY, reconsideration of all action taken to-day was refused.

#### COURTESY TO CORNELIUS DESMOND.

Coun, CURLEY offered an order .-- That the freedom of the Council Chamber be extended to Cornelius Desmond.

The PRESIDENT.—The Chair will rule the motion out of order.

Adjourned, on motion of Coun. KENNY, at 5.30 p. m., to meet on Monday, April 4, at 3 p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Monday, April 4, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p.m., President BALLANTYNE in the chair and all the members present.

The Council voted, on motion of Coun. ATTRIDGE, to dispense with the reading of the records of the last meeting.

#### JURY LIST.

The following was received:

The following was received:

City of Boston,
Office of the City Clerk, April 4, 1910.
To the Honorable City Council:
I respectfully inform you that the Board of Election Commissioners on March 24, 1910, delivered to me a certified copy of Document 57 of 1910, being a list of inhabitants of the city qualified to serve as jurors, prepared under the provisions of section 4 of chapter 176 of the Revised Laws, as amended by chapter 348 of the Acts of 1907. The names on said list have been placed in the jury Lox as required by law.

John T. Priest, City Clerk.
Placed on file.

Placed on file.

#### JURORS DRAWN

Fourteen additional traverse juros were drawn for the Superior Civil Court, Fourth Session, April sitting, to appear April 11, under the provisions of chapter 514, Acts of 1894 (the Mayor being present), viz.:

George W. Sweeten, Ward 18; John Gilcher, Ward 22; Ellwood W. Ward, Ward 25; Benjamin F. Cashman, Ward 1; James F. Rehill, Ward 8; Frank H. Hunnefeld, Ward 18; John Hollran, Ward 14; Edwin A. Mead, Ward 20; William J. Higgins, Ward 19; Henry Schlimper, Ward 23; Frederick L. Watson, Ward 20; Joseph P. Best, Ward 16; Walter L. Hendricks, Ward 20; Joseph A. Goodman, Ward 12.

#### APPOINTMENTS BY THE MAYOR.

The following was received:

City of Beston, Office of the Mayor, April 4, 1910.

To the City Council:

To the City Council:

Subject to confirmation by your honorable body, I hereby make the following appointments, all for the term ending April 30, 1910:

Louis Bazoll (78 Brighton street, Ward 8), John E. Kiley (Cross street, Randolph, Mass.) and Arthur Shine (266 Albany street, Ward 9) to be Weighers of Coal.

John E. Kiley (Cross street, Randolph, Mass.) and Arthur Shine (266 Albany street, Ward 9) to be Measurers of Wood and Bark.

Thomas A. Gorman (52 Nashua street, Ward 8), John E. Kiley (Cross street, Randolph, Mass.) and Charles W. Perry (6 Magdala street, Ward 24) to be Weighers of Boilers and Heavy Machinery. chinery

John E Kiley (Cross street, Randolph, Mass.) to be a Measurer of Grain and a Weigher of Beef. Respectfully, John F. Fitzgerald, Mayor.

Laid over under the law.

ABANDONMENT OF EASEMENTS.

The following was received:

City of Boston, Office of the Mayor, April 4, 1910. To the City Council:

To the City Council:
Inclosed is a communication from the Superintendent of Streets and a notice from that official to your body to the effect that the rights acquired by the city July 17, 1891, for the improvement of the Roslindale branch of Stony brook in land on Belgrade avenue, West Roxbury, and the rights acquired by the city Dec-

ember 29, 1909, for its sewerage works in land adjoining the above, are no longer required for the purposes for which they were originally taken. I recommend that the accompanying preambles and order abandoning the easements be adopted by your honorable body.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Whereas, The Board of Aldermen of the City of Boston, by an order passed July 13, 1891, approved by the Mayor July 17, 1891, made a taking of a strip of land, fourteen (14) feet in width, from Emily E. Shepard and Henry A. Wood, between Birch street and Brandon street (now Belgrade avenue), West Roxbury, for the improvement of the Roslindale branch of Stony brook, said taking being shown on a plan marked "City of Boston, Stony Brook improvement, Roslindale Branches, Land Plan," dated June 8, 1891, signed by William Jackson, City Engineer, and deposited in his office, and said taking being recorded in the Suffolk Registry of Deeds, July 27, 1891, Book 2009, page 197; and

June 8, 1891, signed by William Jackson, City Engineer, and deposited in his office, and said taking being recorded in the Suffolk Registry of Deeds, July 27, 1891, Book 2009, page 197; and

Whereas, The Board of Street Commissioners of the City of Boston, by an order dated December 29, 1909, made a taking of two triangular parcels of land from said Emily E. Shepard and Henry A. Wood, adjoining the above descriled strip, for the purpose of laying and maintaining sewerage works, said last named taking being shown on a plan marked "City of Boston, Plan No. 222, Sewerage Works, Belgrade Avenue, West Roxbury, October 25, 1909, William Jackson, City Engineer"; said last named taking and said plan being recorded in the Suffolk Registry of Deeds, February 17, 1910, in Book 3429, page 335; and

Whereas, The Superintendent of Streets, now having charge of said strip of land and said triangular parcels of land, has notified the City Council that said strip of land and said triangular parcels of land, has notified the City Council that said strip of land and said triangular parcels of land, has not fired the City Council that said strip of land and said triangular parcels of land, as above described, are no longer required for public purposes:

Ordered, That his Honor the Mayor be and he is hereby authorized in the name and behalf of the city, and in accordance with the provisions of chapter 25, section 50, of the Revised Laws of Massachusetts, to execute a deed conveying to said Emily E. Shepard and Henry A. Wood said fourteen-foot strip of land taken for the improvement of the Roslindale branch of Stony brook, and said two triangular parcels of land, all as shown on said plans as above, the consideration of said eonveyance to be a release by said Emily E. Shepard and Henry A. Wood to the City of Boston of the right and easement to lay and maintain as werage works in the following described land in West Roxbury belonging to them:

Beginning at a point on the northwesterly from Corinth street eighty and 46–100 (80.46) fee

above; and said Emily E. Shepard and Henry A. Wood shall, as further consideration for said deed from said City of Boston, release all damages on account of all said takings.

Street Department, City Hall, Boston, Mass., April 2, 1910.

To the Mayor:

Sir,—In accordance with chapter 25, section 50, of the Revised Laws of Massachusetts, I inclose herewith a notice to the City Council that rights taken by the City of Boston by an order of the Board of Aldermen July 13, 1891, approved by the Mayor July 17, 1891, for the improvement of the Roslindale branch of Stony brook, in a strip of land, 14 feet in width, between Birch street and Brandon street (now Belgrade avenue). West Rosbury district, and also rights taken by said city for its sewerage works by an order of the Board of Street Commissioners December 21, 1909, approved by the Mayor December 29, 1909, in two triangular parcels of stand adjoining the above described 14-foot strip of land, and now in my charge, are, in my opinion, no longer required for public purposes.

Respectfully,

GUY C. EMERSON,

Superintendent of Streets. To the Mayor:

Superintendent of Streets.

Street Department, City Hall, Boston, Mass., April 2, 1910,

Street Department, City Hall,
Boston, Mass., April 2, 1910,
To the City Council:
The Superintendent of Strects, now having charge of a certain strip of land, 14 feet in width, in that part of Boston, formerly West Roxbury, situated between Birch street and Belgrade avenue (formerly Brandon street), taken for the improvement of the Roslindale branch of Stony brook, by an order of the Board of Aldermen passed July 13, 1891, and approved by the Mayor July 17, 1891, saint alking being shown on a plan marked "City of Boston, Stony Brook Improvement, Roslindale Branches, Land Plan," dated June 8, 1891, signed by William Jackson, City Engineer, and deposited in his office, and said taking being recorded in the Suffolk Registry of Deeds, July 27, 1891, Book 2009, page 197; and also having charge of two triangular strips of land adioining said 14-foot strip of land taken by the City of Boston for its sewerage works by an order of the Board of Street Commissioners December 29, 1909, said last named taking being shown on a plan marked "City of Boston, Plan No. 222, Sewerage Works, Belgrade avenue, West Roxbury, October 25, 1909, William Jackson, City Engineer"; said last named taking and said plan being recorded in the Suffolk Registry of Deeds, February 17, 1910, in Book 3429, page 335; hereby notifies your honorable body that in his opinion the rights and easements so taken in said 14-foot strip of land, and in said two triangular parcels of land, are no longer required for public purposes, and requests that your honorable body will authorize his Honor the Mayor, in the name and behalf of the City of Boston, and in accordance with the provisions of chapter 25, section 50, of the Revised Laws of Massachusetts, to execute a deed conveying to Ermily E. Shepard and Henry A. Wood said 14-foot strip of land, taken for the improvement of the Roslindale branch of Stony brook, and said two triangular parcels of land, all as shown on said plans as above; the consideration of said conveyance to be a release by said Emily E. Shepar To the City Council: belonging to them:

Beinning at a point on the northwesterly belonging to them:

Beginning at a point on the northwesterly from Corinth street and distant southwesterly from Corinth street cighty and 46-100 (80.46) feet; thence running northwesterly by a line making an angle with said northwesterly line of Birch street, eighty-eight (88) degrees, fifty-five (55) minutes, twenty-five (25) seconds, one hundred and three (103) feet; thence turning and running more northerly twenty-nine and 27-100 (29.27) feet to Belgrade avenue; thence running westerly on Belgrade avenue twelve (12) feet; thence running southerly thirty-two and 15-100 (32.15) feet; thence running southerly casterly by a line parallel to and distant twelve (12) feet from the first line herein mentioned one hundred and five and 47-100 (105.47) feet to Birch street; thence running northeasterly

on Birch street twelve (12) feet to the point of beginning; containing about sixteen hundred nineteen and 19-100 (1,619.19) feet; all as shown on a plan marked "City of Boston, Plan No. 228, Sewerage Works, Belgrade avenue, West Roxbury, February 11, 1910, William Jackson, City Engineer"; reserving to said grantors, Emily E. Shepard and Henry A. Wood, their heirs and assigns, the right to use said land for any purposes except such as may injure or obstruct said works, and reserving to said grantors, their heirs and assigns, the right to place and maintain a structure or structures on said land, provided said City of Boston shall be afforded suitable access upon said land to said sewerage works therein whenever needed to repair, maintain or construct the same; said casement to be taken by the Board of Street Commissioners as above; and said Emily E. Shepard and Henry A. Wood shall, as further consideration for said deed from said City of Boston, release all damages on account of all said takings.

Respectfully,

Guy C. Emerson,

Superintendent of Streets. on Birch street twelve (12) feet to the point

Superintendent of Streets. Referred to the Committee on Public Lands.

# INCLOSING OF CORRIDORS, HOSPITAL.

The following was received:

City of Boston, Office of the Mayor, April 4, 1910.

To the City Council:

To the City Council:

I transmit herewith a communication of the hospital trustees, replying, through the Superintendent of the City Hospital, to a request of your honorable body that they "consider the advisability of inclosing corridors at South Department, City Hospital."

Respectfully,

JOHN F. FITZGERALD, Mayor.

Boston City Hospital,
Boston, April 2, 1910.
Hon. John F. Fitzgerald, Mayor:
Sir,—I have been directed by the trustees to reply to the inclosed communication that the City Hospital trustees do not consider it advisable to inclose the corridors at the South Department of the Boston City Hospital, the reason being that the closing of the corridors would interfere with the proper ventilation of the hospital.

I remain, very respectfully.

I remain, very respectfully,
Your obedient servant,
JOHN H. McCollom, Superintendent. Placed on file.

#### APPROPRIATION FOR HIGHWAYS.

The following was received:
City of Boston,
Office of the Mayor, April 4, 1910.

Office of the Mayor, April of Council:

I transmit herewith a draft of an order making an appropriation for highways, making of, which I recommend for passage by your honorable body.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Ordered, That the sum of three hundred thou-Ordered, That the sum of three hundred thousand dollars (\$300,000) be appropriated for highways, making of, under the provisions of chapter 393 of the Acts of 1906, and that to meet said appropriation the City Treasurer be authorized to issue from time to time, on the request of the Mayor, bonds or certificates of indebtedness of the city to said amount.

Referred to the Committee on Finance.

TRANSFER OF L STREET BATH APPRO-PRIATION.

The following was received:

City of Boston, Office of the Mayor, April 4, 1910.

To the City Council: To the City Council:

In accordance with the request contained in the appended communication from the chairman of the Bath Trustees. I recommend the adoption of the accompanying draft of order transferring the appropriation for "L Street Bath, addition for women," to an appropriation for "L Street Bath, additions, alterations and repairs."

Respectfully,

John F. Fitzgerald, Mayor.

City of Boston, Bath Department, 64 Pemberton Square

Bath Department, 64 Pemberton Square, April 2, 1910.

Hon. John F. Fitzgerald, Mayor of Boston:
Sir,—I beg leave to call your attention to the appropriation of \$35,000, made by the City Council of 1909, for the L Street Bath. Owing to a clerical error, the appropriation as it now stands would have to be expended solely on the women's side of said bathing establishment, whereas it was intended to cover improvements in the entire plant. To the end that the appropriation may be expended as originally intended, I would urge on your Honor and the City Council the advisability of amending the order so as to meet the requirements as outlined above.

Very truly yours,
JOSEPH B. MACCABE, Chairman.

Referred to the Committee on Finance.

Referred to the Committee on Finance.

Ordered, That the City Auditor be and is hereby authorized to transfer the sum of \$35,000 from the appropriation for "L Street Bath, addition for women," to an appropriation for "L Street Bath, additions, alterations and repairs." Referred to the Committee on Finance.

# MONEY FOR CITY COUNCIL, ETC.

The following was received:

City of Boston, Office of the Mayor, April 2, 1910.

To the City Council:

I am informed that no payments have yet been possible under the amended charter for services rendered by members and employees of the City Council. As there is no difference between your honorable body and myself about the amount necessary for the proper conduct of the business of the City Council, I recommend the immediate passage of the accompanying order, providing for salaries, City Council proceedings and incidental expenses.

Respectfully,

John F. Fitzgerald, Mayor. To the City Council:

Ordered, That to meet the expenses of the City Council during the financial year beginning with the first day of February, 1910, the respective sums of money hereinafter specified be, and the same are, hereby appropriated for the purposes stated, and that the said amounts be raised by taxation upon the polls and estates taxable in the City of Boston.

City Council:	Fifty	thousand	five	hundred
dollars.				
Salaries				
City Council prod	eeding	s	;	12,000 00
Incidental expens	ses			25,000 00

\$50.500.00

The order was passed, yeas 8, nays 0.

MEMORIAL TABLETS, DORCHESTER.

The following was received:
City of Boston,
Office of the Mayor, April 2, 1910.

To the City Council:

To the City Council:

I transmit herewith a communication from the Col. Thomas Gardner Chapter, Daughters of the American Revolution, petitioning for an appropriation from the income of the Phillips Street Fund, to be expended in erecting memorial tablets in Codman square, at the old Pierce House and at the old Blake House in the Dorchester district. I append a draft of an order authorizing the Art Commissioners to erect memorials in the locations named, and recommend its passage. its passage.

Respectfully, John F. Fitzgerald, Mayor.

Ordered, That the Board of Art Commissioners be authorized to have erected memorial tablets in the following locations in Dorchester:

One to be placed on the granite seat in front of the high school building in Codman square.

One at the old Pierce House, marking the site where Col. Samuel Pierce was born.

One on the site of the old Blake House, marking the place where three Revolutionary soldiers were born.

The expense not to exceed \$740, to be charged to Phillips Street Fund, income.

Referred to the Executive Committee.

DATA CONCERNING AUTOMOBILES.

The following was received:
City of Boston,
Office of the Mayor, April 2, 1910.

To the City Council:
The appended statement from the City Auditor is in reply to a request, contained in an order passed by your honorable body at its meeting of March 28, that he furnish certain specified data relating to automobiles owned or used by the city.

Respectfully, John F. Fitzgerald, Mayor. Placed on file.

#### AUTOMOBILES OWNED BY THE CITY OF BOSTON PLACES OF STORAGE AND MONTHLY COST

CONTROLLED BY	Where Stored.	At Mon Cost	
Bath Department	With White Company, Newbury street (touring ear), With William Nolan, 539 Tremont street (delivery	\$25 (	00
	wagon)Second delivery wagon not yet in commission.	18 (	00
Building Department	With White Company	25 (	00
Engineering Department Fire Department Hospital Department	With Fred Edwards, 610 Columbia road	12 (	
MayorPark Department	With White Company	*10 (	00
Police Department	With White Company, two at \$20	40 (	00
	With White Company, oue at \$6.67	†6 (	67
	Brighton, one at \$20	20 (	00
Public Grounds Department	V. S. Ross, 4 Maple place, Jamaica Plain, one at \$20, One in department building, Dorchester. In department buildings. With Linscott Motor Company, Columbus avenue, no storage charge as such. One kept at Child street yard of Sewer Division.	20 (	00
Street Department, Central Office. Paving Division	With H. E. Goodrich, Cambridge street, Brighton	20 (	nn
Sanitary Division	With Lawrence & Stanley, 525 Columbia road	15 (	
Sewer Division	With Linscott Motor Company, two at \$20. One in Engineer Dorr's barn, Savin Hill avenue, Dor.	40 (	
Water Department	With White Company, one White steamer In department buildings, Albany street, two emergency cars. One Runabout part time in yard and part time in	25 (	00
County of Suffolk, Medical Ex-	Commonwealth Garage, 94 Brighton avenue, Brighton, at rate of	18 (	00
aminer	With Brown Garage & Carriage Co., Massachusetts avenue	25 (	00

Dead storage. † Dead storage. When in constant use, rate is \$20 monthly.

EDGESTONES, ETC., MAXWELL STREET.

The following was received:
City of Boston,
Office of the Mayor, April 2, 1910.

Office of the Mayor, April Office of the Mayor, April Office of the Mayor, April Office of the Superintendent of Streets, with inclosure, containing a reply to your order requesting that edgestones with gravel sidewalks be located opposite 20 Maxwell street, Ward 24.

Respectfully,

John F. Fitzgerald, Mayor.

Street Department, City Hall,
Boston, March 30, 1910.
To the Honorable the Mayor:
In accordance with the request contained in inclosed order of the City Council, I respectfully submit report of the deputy superintendent of the Highway Division, relative to the proposed sidewalk construction at 20 Maxwell street, Dorehester, with estimate of cost.

Respectfully,
Guy C Emerson,
Superintendent of Streets.

Street Department, Highway Division, Boston, March 29, 1910.

Mr. Guy C. Emerson,

Mr. Guy C. Emerson,
Superintendent of Streets:
Dear Sir,—I return herewith order of the City
Council requesting edgestones and gravel sidewalk and estimate of the cost thereof at 20 Maxwell street, Dorchester, and would state that the
present gravel walk at this point is quite high and
consequently there will be considerable excavating
necessary to bring it to grade. The estimated
cost of this work is \$170.

Yours respectfully,

James H. Sullivan,
Deputy Superintendent.

Placed on file.

# NURSES FOR PATIENTS.

The following was received:

City of Boston, Office of the Mayor, April 2, 1910.

To the City Council:

To the City Council:

I forward herewith for your information two communications, from Dr. Durgin, the Chairman of the Board of Health, and Mrs. James G. Mumford, of the Boston District Nursing Association, recommending the employment of additional nurses for, the eare and instruction of patients afflicted with contagious diseases, If any or all of these nurses are employed, it will be necessary to increase the appropriation for the Health Department, in accordance with the scale of compensation recommended by the Chairman of the Board of Health.

Respectfully,

John F. Fitzgerald, Mayor.

Health Department, Boston, March 30, 1910.

Health Department,
Boston, March 30, 1910.
Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—The Board of Health begs to say
that it has had, without expense to the city, the
services of two nurses for several months, whose
duties have been to secure and preserve proper
isolation of eases of searlet fever and diphtheria in
the homes where such cases could not be removed
to the hospital. This service, which has been
supported by private funds, is now coming to an
end unless continued at the expense of the city.
The Board of Health is unable to do this work
with its present force, and begs that it may have
his Honor's approval for securing three nurses,
one for tuberculosis, one for scarlet fever and one
for diphtheria. The instruction and surveillance
by these nurses in the homes of the patients will
be invaluable in preventing the spread of contagion among the uninstructed and careless
people.
The salaries and inviduable expenses of these

people.

The salaries and incidental expenses of these nurses are \$75 per month for wages and \$35 per month for car fares, uniforms, laundry work and

disinfection.

Very respectfully yours, SAMUEL H. DURGIN, Chairman.

Tel. No. 123 Back Bay.
29 Commonwealth avenue, Boston,
March 25, 1910.

Dear Mr. Leahy,—Referring to our telephone
conversation of this morning, allow me to put
before you the following statement of facts and
figures concerning the work of the contagious
nurses supplied to the Board of Health by the
Instructive District Nursing Association.

Some two months ago the Nursing Association
began to supply nurses to the Board of Health, in
order to supplement the work of the health
officers of the city. The functions of these
nurses have been three, and have been found to
be of great value:

omeers of the city. The functions of these nurses have been three, and have been found to be of great value:

1. The nurses have visited, so far as possible, the cases of scarlet fever and diphtheria which have been reported to the Board of Health, and have instructed the families of the patients in the care and isolation of the patients. It develops that hitherto the isolation of these patients has been extremely inefficient or negligible.

2. The nurses have visited the infected houses, after funigation by the Board of Health, in order to make certain that no cases of contagious disease have developed subsequently.

3. The nurses have kept an oversight of all suspected cases, that is, eases from whom cultures for study have been taken. Such eases have, therefore, been kept under proper quarantine until the question of the development of contagion was determined.

tagion was determined.

tagion was determined.

The results of this work have been, briefly, as follows: Two nurses only have been supplied, on account of lack of funds to furnish the required number—four or more. For the nine weeks ending March 25, 1910,—diphtheria cases visited, 273; scarlet fever cases visited, 357. Of these cases 95 per cent were school children. It was found that few of the households visited were keeping a proper quarantine, and that 60 per cent were keeping no quarantine whatever. The territory visited included the congested districts in the North, West and South Ends of Boston and in Charlestown.

After the work had been taken well in head

in Charlestown.

After the work had been taken well in hand and become organized it was found that but half of the necessary work could be done, on account of lack of time and sufficient number of workers. The spread of contagion was found to take place most commonly through milk bottles, circulating library books, children's school books, family pets, improper lavatory arrangements and constant intercourse with neighbors and trades-

constant intercourse with neighbors and tradesmen.

The Instructive District Nursing Association, through its agents and managers, has kept in close touch with this work of the centagious nurses, and believes, as do the health officers of the city, that the work is extremely valuable and important; that it should not be given up. Unfortunately, the appropriations made by the Nursing Association for the work are now exhausted, and the nurses must be withdrawn from service, unless further appropriations are forthcoming. Under the circumstances, the Nursing Association does not feel able to advance the money. We, therefore, appeal to the Mayor to have the work of contagious nurses continued by the city.

by the city.

The cost to the association hitherto has been

by the city.

The cost to the assuers.

\$110 per month, per nurse.

Very truly yours.

Helen Mumford.

Appropria Referred to the Committee on Appropriations

# PETITIONS REFERRED.

The following petitions were received and referred to the committees named:

# Board of Health.

James P. A. Nolan, M. D., for license to maintain a lying-in hospital at 415 Centre street, Jamaica Plain.

# Claims.

F. L. Miller, for compensation for damages to a suit of clothes by an oil sprinkling eart.
Julia Himberg, for compensation for fence at 611 East Seventh street, destroyed by an employee of the Public Grounds Department.

Charles H. Waite, for a hearing on his claim for personal injuries caused by an alleged defect at 212 Harrison avenue. John J. Garrity, for compensation for damage to estate, 19 Gustin street, by change of grade of Old Colony avenue.

#### Faneuil Hall, etc.

C. P. Buckman & Co., for leave to decorate Fancuil Hall on April 6 and 7 for Grand Army

Convention.

Boston Universalist Club, for the use of Fan-euil Hall on the evening of April 25, 1910.

#### Executive Committee.

Petitions for sidewalks, viz.: Augustus P. Loring et al., trustees, 5–23 Doane street, Ward 6. Charles A. Snow, 369–371 Columbus avenue,

Ward 10.

Harry Coleman, 157-163 Hemenway street,

Harry Coleman, Ward 10.

Boston Wharf Company, 269–279 Summer street, Ward 13.

William H. Crosby, 420 Talbot avenue, Ward 20.

William H. Crosby, 420 Talbot avenue, Ward 20.
William E. Wight, 206 Kilton street, Ward 20.
James A. Gubian, 162 Centre street, Ward 20.
James F. Flaherty, 46 Draper street, Ward 20.
James F. Flaherty, 46 Draper street, Ward 20.
B. P. Mullaney, 50 Draper street, Ward 20.
William O'Shea, 353 Seaver street, Ward 20.
Charles Bohn, 112 Sheridan street, Ward 22.
Daniel J. Daley, corner Neponset avenue and Minot street, Ward 24.
William G. Rodd, 108 Florida street, Ward 24.
William G. Rodd, 108 Florida street, Ward 24.
Maurice J. Sullivan et al., Corbet street, Ward 24.

#### PROTEST AGAINST ENCROACHMENT.

A protest was received from Patrick L. Connor, against encroachment by the Street Department on his property on Hunneman street, Roxbury, by the laying of a sidewalk. Placed on file.

# USE OF BUILDINGS FOR EXPLOSIVES.

In accordance with law, the following notices were received of use of buildings for storage of explosives, under licenses granted by the Board

explosives, under licenses granted by the Board of Aldermen, and of intention to use for same purpose for the ensuing year, viz.:
Sarkis S. Yenovkian, Itaska street, Ward 24.
Boston Young Men's Christian Association, at auto school, 15-17 Harcourt street, Ward 10.
Placed on file.

#### COAL AND COKE LICENSE.

A copy of coal and coke license, granted by the Secretary of the Commonwealth, was received. Placed on file.

### INVITATION TO JOIN LEAGUE OF AMERICAN MUNICIPALITIES.

A communication was received from the League of American Municipalities inviting the eity to join. Referred to the Mayor.

# NOTICES RECEIVED FROM STREET COMMISSIONERS.

Copies of orders granted by the Street Commis-

Copies of orders granted by the Street Commissioners were received as follows:
Order granting alteration of curved tracks, corner of Huntington and Longwood avenues, to West End Street Railway Company.
Order granting alteration of locations on Chardon, Merrimac and Portland streets to West End Street Railway Company.
Order granting permission to attach wires to pole of Edison Company on Chestnut Hill avenue, Ward 25, to New England Telephone and Telegraph Company. graph Company.

Order granting permission to erect and to remove one pole on Commonwealth avenue, Ward 25, to New England Telephone and Tele-graph Company.

Order granting permission to attach wires to pole of Edison Company on Washington street, near Kilton street, Ward 20, to New England Telephone and Telegraph Company.

Order granting permission to erect and to remove twenty poles on Hyde Park avenue, Ward 23, to Edison Electric Illuminating Company. Placed on file.

#### NOTICES OF APPOINTMENTS.

Notices of appointments by the Mayor were received as follows, viz.:

received as follows, viz.:

John M. Minton, as Election Commissioner.
Mrs. Margaret G. O'Callaghan, as Consumptives' Hospital Trustee.
John J. Madden, as Cemetery Trustee.
Mrs. Agnes C. Bulger, as Bath Trustee.
J. Alfred Mitchell, as City Auditor.
Edward D. Daily, as Assessor.
Thomas F. Campbell, as Wire Commissioner.
William J. Welch, as Water Commissioner.
John T. Scully, as Superintendent of Supplies.
John E. Gilman, as Soldiers' Relief Commissioner.

Edward W. McGlenen, as City Registrar. D. Henry Sullivan, as Superintendent of Public Grounds. John D. Martin, as Penal Institutions Com-

nussioner.

James M. Prendergast, as Park Commissioner.

Thomas Sprouls, as Overseer of the Poor.

P. Robert Greene, as Overseer of the Poor.

George E. McKay, as Superintendent of Mar-

Rev. Alexander Mann, as Library Trustee. William Jackson, as City Engineer. Placed on file.

## CLERK OF COMMITTEES' WORK.

The following was received:

City of Boston, Clerk of Committees Department, City Hall, April 4, 1910.

To the City Council: Gentlemen,—I am requested by your order of March 28 to make a statement as to whether or not the Finance Commission's recommendation in regard to the abolition of the office of Clerk of Committees should be adopted.

In reply I will say that a recommendation made

Committees should be adopted.

In reply I will say that a recommendation made without the slightest investigation as to the amount or character of the work formerly performed by the Clerk of Committees Department, or now performed by the Clerk of Committees, is hardly worthy of serious consideration.

While it is true that the charter amendments reduced to some extent the powers of the City Council, the reduction is by no means so great as to justify the assumption that work formerly requiring four employees in the Clerk of Committees Department and six employees in the City Messenger Department ean now be performed by the City Messenger and one assistant, with which neither the Clerk of Committees nor the City Messenger had any connection, has been turned over to the Civil Service Commission.

For example, in 1908, in the five weeks immediately following the appointment of committees, there were thirty-eight committee meetings, and this year in the corresponding period, there have been thirty-seven meetings, including those of the Committee on Claims, whose work alone is sufficient to require practically all the time of one elerk.

The present Clerk of Committees has endeavored to perform his duties to the best of his ability, although it must be evident to any one familiar with the City Government that it is impossible for one man to do the work of the Clerk of Committees Department or of the City Messenger Department.

Messenger Department.

However, the members of the City Council are the ones to determine what officials they require, and those who are most familiar with the work of the City Council are the ones who are the least likely to underrate its importance.

Respectfully,

John F. Dever,

Clerk of Committees.

Ordered printed as a public document and

Ordered printed as a public document and placed on file.

# WORK OF CITY MESSENGER.

The following was received:

City of Boston, City Messenger Department. To the Honorable the City Council of Boston

City Messenger Department.

To the Honorable the City Council of Boston:
Gentlemen.—In compliance with your order of March 28, 1910, "That the City Messenger be requested to prepare a written statement as to whether or not the Finance Commission's recommendation in regard to the abolition of the office of Clerk of Committees be adopted; also as to the number of Assistant City Messengers needed in the performance of his work," I submit the following, and if, in doing so, the sugestion of Priscilla to John Alden present itself to me, I trust I may be pardoned if I apply it. Therefore I shall comply with the latter part of the above order first, and in so doing shall endeavor to demonstrate by cnumerating, in detail, the duties of the City Messenger, the necessity for the two assistants I recently personally requested of the Executive Committee of your honorable body.

The general duties of the City Messenger are defined in your order of February 21, 1910, which is as follows:

Ordered. "The the City Messenger and content of the City Messenger are defined in your order of February 21, 1910, which is as follows:

The general duties of the City Messenger are defined in your order of February 21, 1910, which is as follows:

Ordered, "That the City Messenger, already elected by the City Council, shall have the care, custody and distribution of all documents, pamphlets and books printed for the City Council, and of all such documents, pamphlets and books formerly in charge of the City Messenger; shall attend all meetings of the City Council and committees thereof; shall, under the direction of the presiding officer, have the supervision of such chambers and rooms as may be assigned for the use of the City Council or any committee thereof; and shall perform all services required of him by the Mayor, the City Council and any committee thereof, for the conduct of their affairs; shall have the charge of all regular or special details of police for the preservation of order in City Hall, and may spend such money as may be necessary for the performance of his

affairs; shall have the charge of all regular or special details of police for the preservation of order in City Hall, and may spend such money as may be necessary for the performance of his duties, subject to the approval of the City Council, such money to be paid from the appropriation for City Council, lineidental Expenses."

The care, custody and distribution of the documents, etc., occupy an important place in the duties of the City Messenger. In the office of the City Messenger, in compartments made for them, are the minutes of the meetings of the City Council for the present and the preceding year. When received a certain number, formerly two hundred, are set aside, sent to the document room in the basement, and held there until the close of the year, when they are sent to the bindery. When returned bound they are distributed as directed by a vote of the Printing Committee, usually in the following way: A copy is sent to each member of the City Council, one to each department, one to each of the ex-mayors, and several to the State and Public Libraries, the Mayor, etc. In the office are also compartments for the unbound documents of the present and previous year. We have in the document room packages containing a certain number of each of these documents as they come from the press, that is, in sheet form, and these are held until the end of the year, then sent to the bindery, and when returned bound are addressed and sent out by us to the places designated by vote of the Committee on Printing. These documents are known as the bound volumes of the City Documents. These include all documents ordered printed by the City Council and the department reports.

In addition to these are such publications as the "Revised Ordinances," "The Statutes relating to Boston," "The Municipal Register," "Report of Special Commission on the Disposal of Garbage," "Tenement House Commission's

Report," "City Employees' Book," publication entitled "Brighton Day," "Report of Commission on Height of Buildings," also "Dorehester Day Celebration," "Finance Commission's Report," "Closing Proceedings of the Board of Aldermen," these and many others.

I am about to receive 1,500 copies of a book entitled "List of Streets," 1,000 of which will be on sale in the office.

The documents in the office are for public distribution, as are most of the books. All are sent when received to the City Council and departments. All of the above mentioned books, and many others, are done up by us in packages and sent as directed by the Committee on Printing. For instance, within a few days, I received 590 "Dorchester Day Books," and have sent them as directed by the committee. A considerable amount of time is of necessity consumed in doing up packages, addressing and sending these books and documents, as well as earing for them.

In the document room in the basement and

In the document room in the basement and in the Old Court House are 4,865 boxes of documents containing 6,434 different kinds of documents. They date from 1824 to 1910 (all are indexed), and can be procured upon application until the supply reaches a single document of each kind. Daily requests are made by individuals, not only for current issues of the city publications but for files of back reports for five, and even twenty years; many similar requests. lications but for files of back reports for five, ten and even twenty years; many similar requests are received from libraries and cities all over the country, hence many trips to the document room must be made. Last year the City Messenger's office sold 301 copies of the Revised Ordinances, at a dollar each, and also 183 copies of the Codifications of the Statutes relating to Boston, compiled by Mr. Babson, for one dollar each.

Although the Legislature is in session but five or six months two men are constantly employed in the document room, one in charge, the other an assistant, caring for the Legislative documents only; the other documents, such as the Agri-

only; the other documents, such as the Agricultural Reports, etc., are cared for by the Secretary of State.

cultural Reports, etc., are cared for by the Secretary of State.

In relation to my duties in immediate connection with the Mayor and City Council, I would say that I am in attendance at the regular meetings on Mondays and at any and all special meetings of the Council or any of its committees, such as Appropriations, Finance, Claims, etc., also at all public hearings held in the Council Chamber. Since Inauguration Day, February 7, 1910, the Mayor and Council have held eight night meetings in different sections of the city, the Committee on Appropriations, ten night meetings in City Hall, the Evacuation Day Committee of the South Boston Citizen's Association held four night meetings, to which I had been assigned; none of these meetings adjourned earlier than 10 o'clock and many of them much later. In addition to these are numerous hearings in the Council Chamber, as, for instance, the one conducted by the Mayor, in connection with the sale of the fire house on Mason street, by the Street Commissioners in relation to wooden pavements in certain down-town streets, by the Park Commissioners in relation to the planting of trees on Commonwealth avenue, by the Mayor in relation to Moving Picture Theatres, and others. These are public hearings, and it is my duty to look after the comfort of the citizens attending them and to preserve order in and about the meeting.

My duties in the regular and in the committee meetings consists of my personal attendance, in the delivering of the orders of the members,

My duties in the regular and in the committee meetings consists of my personal attendance, in the delivering of the orders of the members, the supplying of necessary documents, stationery, etc., attendance on the Mayor when drawing jurors, and such service as may be required by the members in relation to matters pertaining to various departments, etc.

The City Messenger is given under the direction of the President the supervision of such chambers and rooms as may be assigned for the use of the City Council. The duties are to attend the delivery of the mail of the City Council, the filing of documents and minutes on the desks of the members, supplying stationery and ink and seeing that the rooms are kept in proper condition. When the new chamber and committee rooms are completed the care will be greater.

The City Messenger is ordered to "Perform all services required of him by the Mayor, City

Council and any committee thereof, for the conduct of their affairs."

Among those duties are attendance upon the

Among those duties are attendance upon the Mayor at reviewing parades. This necessitates acquiring information as to time, place, etc., and the ordering of the erection of reviewing stands, ropes, etc. In recent years holidays have been amongst my busiest days, complying stands, ropes, etc. In recent years holidays have been amongst my busiest days, complying with requests and attending to various matters in connection with the public events in different sections of the city. The office has in the past on occasions looked after the comfort of the city's guests. This is eliminated to some extent now, although within a week a delegation of over 300 from Toronto visited City Hall, and the Mayor requested the City Messenger to aid them in their visit to the State House and Library. In times of great calamities, such as fires and floods, when the city has given aid in the form of food, clothing, bedding, etc., the City Messenger's office has rendered very valuable assistance in the handling and forwarding the supplies, notably in the case of the Chelsea fire. For years, a fire-alarm tapper has been in the office, that we may be notified at any time of a great fire. The displaying of flags on certain days prescribed by ordinances, the care of the flags and flagstaffs, the roping off of the streets. Common and public grounds for parades, drills and other public events, such as fireworks, races, athletic gaines, etc., are also among his duties. The receiving of election returns, State and City, have been performed by him. The preparation and keeping of a directory of persons employed in City Hall for the use of the office and letter carriers.

The City Messenger's office is also in a great

office and letter carriers.

The City Messenger's office is also in a great degree an information bureau. All kinds of inquiries are made in person and by telephone in inquiries are made in person and by telephone in relation to departments—from their hocation to their respective duties. The incidental expenses attending the performance of all these duties assigned to the City Messenger include a variety of small matters, but require as careful book-keeping as if larger, and take considerable time. These facts are mentioned to give an idea of the variety of the work the City Messenger is called

variety of the work the City Messenger is called upon to perform.

The preservation of order in City Hall requires the assignment of policemen to duty at hearings, etc. All these duties, previously mentioned, require time and cannot be performed in rotation, nor can they be properly performed by two persons. For instance, if a person desired a document of a few years back, and called for it between the hours of twelve and two o'clock any day (if an hour is to be allowed for meals), it would be impossible to accommodate him without leaving the office unattended while the person in leaving the office unattended while the person in leaving the office unattended while the person in charge went to the document room to procure the document wanted. The same condition would prevail on Monday afternoon, when the City Council is in session; on Thursday, when the Committee on Claims meet; whenever there is a public hearing in the Council Chamber, or when there is a committee meeting; when the City Messenger is attending a review, or looking after the matter of roping the streets, or when he is for any reason absent from the office. Under any and all of these conditions the office must be left without someone in charge, to the disadleft without someone in charge, to the disad-

enty and all of these conditions the once mast be eleft without someone in charge, to the disadvantage of the next person, whether a member of the City Council, representative of a department, or others, having business with the office at the same time. If, as it is often the case, a number of documents are desired, the delay is greater.

Some of the afternoon meetings or hearings have been prolonged to such an extent that by the time the documents, stationery, etc., were arranged for the evening meetings, there was hardly sufficient time left to procure a lunch before the evening meeting began. I wish to say that I have absolutely no complaint to make as to the number of hours I nay be on duty, and still that may not be understood. For example, I have been on duty twenty-two nights since February 7, that is, twenty-two of our forty-two nights of the working days of that time.

The Finance Commission suggests that because of the fact that the janitor service has been trans-

The Finance Commission suggests that because of the fact that the janitor service has been transferred, the City Messenger with one assistant can find time for the performance of other new duties. The fact is, that when the janitor service was included in my department, I had five assistants to aid me in the work. The janitors were well organized, and required little service from the office with the exception of the bookkeeping.

With the remaining duties, as numerous as they are, it is utterly impossible to do the work as it should be done without at least two assistants. At present, there are days when neither Mr. Silloway (who is temporarily assisting me) nor mysell can find time for lunch until it is too late

to go.
The Finance Commission, while recognizing the The Finance Commission, while recognizing the necessity for the office, does not fully understand the amount of work involved in the fulfillment of the duties assigned it. It is impossible for anyone not intimately connected with it to do so. The hours of duty are so uncertain, and the work so varied in its nature, demanding the presence of some one in so many different places, often at one and the same time, that it is not fair to judge it by ordinary office standards where purely clerical work is required. While to a casual observer it might appear that the City Messenger and one assistant were able to perform all the duties required, to one who is thoroughly acquainted with the office, and the multiplicity of calls made upon it for service of all kinds (many of which I have endeavored to explain in detail), it is evident that the work cannot be properly done by two persons.

Having, therefore, clearly demonstrated that two assistants are at present necessary, it is apparent that under these conditions it would be impossible for the City Messenger to assume even the few additional duties of the Clerk of Committees, recommended to be transferred to him in the report of the Finance Commission on March 28, 1910, without additional assistants. In view of these facts, my opinion in relation to the

March 28, 1910, without additional assistants. In view of these facts, my opinion in relation to the Finance Commission's recommendation concerning the abolition of the position of Clerk of Committees is that, in so far as my office is concerned, it should not be adopted, and I assume that it is in this regard that my opinion is requested or desired by the City Council.

Very truly yours,

EDWARD J. LEARY,
Ordered printed as a public decement and

Ordered printed as a public document and placed on file.

#### MINORS' LICENSES.

President BALLANTYNE submitted minors' licenses for fifty newsboys and one vender, asking approval of the Council on the same.

Licenses approved on the usual conditions.

#### CLAIMS.

Coun. BUCKLEY, for the Committee on Claims, submitted the following:

(I) Report on petition of Catherine Daniel (referred March 21) for compensation for loss of fowls killed by dogs—recommending the passage

fowls killed by dogs—recommending the passage of the following:
Ordered, That there be allowed and paid to Catherine Daniel the sum of two dollars and seventy-five cents in compensation for the loss of fowls killed by dogs February 15, 1910; said sum to be paid from the income from dog licenses.
Report accepted; order passed.

(2) Report on message of the Mayor, communication from Corporation Counsel and orders (referred March 26) to settle claim of Commonwealth of Massachusetts against the City of Boston for land damages occasioned by change of grade of Bowdoin street, said damages amounting to \$48,758.86—recommending reference to the Committee on Finance.

Report accepted; said reference ordered.

# NEW BATH HOUSE, TENEAN BEACH.

Coun. COLLINS offered an order-That the expense of constructing a new bath house at Tenean Beach, not exceeding \$1,317, be charged to the appropriation for "Bath House, Tenean Beach."

Beach."

Coun. COLLINS—Mr. President, I think it is due to the Council to explain that this merely contemplates expending an unexpended balance of \$1,317 for this purpose. One of these bath houses in the storm of last year was carried out to sea, and the order contemplates the expenditure of this money for the purpose of building a new bath house. a new bath house.

The order was read once and passed, yeas 9.

# PAVING OF STREETS, MARY HEMENWAY SCHOOL.

Coun. COLLINS offered an order—That the Superintendent of Streets be requested to pave the sidewalks with brick along the Adams, King and Rozella street sides of the Mary Hemenway School, said material to be furnished by the Schoolhouse Department. Passed.

#### PLAYGROUND, WARD 23.

Coun. BRAND offered an order—That the Committee on Finance be requested to provide in the first loan bill the sum of \$25,000 for a playground, Jamaica Plain, Ward 23. Passed.

## MUSIC STAND, BOSTON COMMON.

Coun. BRAND offered an order—That of the income available the present year from the Parkman Fund the sum of seventy-five thousand dolars be hereby appropriated, to be expended by the chairman of the Music Trustees and the Superintendent of Public Grounds jointly, for the erection of a music auditorium, to be known as the Parkman Memoial, on Boston Common, and the erection of such music stand on Boston Common is hereby authorized.

Referred to the Executive Committee.

# FLAMING ARC LIGHTS, SOUTH BOSTON.

Coun. KENNY offered an order—That the Superintendent of Streets, through his Honor the Mayor, be requested to place a 5,000 candle power flaming are light at the junction of Broadway and Dorchester street, in place of the one now there of 2,000 candle power, and also place one of similar candle power at the junction of Broadway and Dorchester avenue, both in South Boston, the expense attending the same to be charged to the appropriation for Street Department, Lamp Division.

Passed.

Passed.

#### LEAVE FOR G. A. R. MEMBERS.

President BALLANTYNE offered an order— That his Honor the Mayor be requested to grant ernat his from the Mayor be requested to grant leave of absence, without loss of pay, to city employees who are members of the Grand Army of the Republic to attend the annual encampment on April 6 and 7, 1910.

Passed.

#### ACCEPTANCE OF STREETS.

President BALLANTYNE offered the following

ing:
Ordered, That the Street Commissioners be requested, through his Honor the Mayor, to accept and lay out as a public way Wallingford road, from Commonwealth avenue to Chestnut Hill avenue, Ward 25.

Passed.

Passed.
Ordered, That the Street Commissioners be requested, through his Honor the Mayor, to accept and lay out as a public way Harvard avenue, from Harvard street to Washington street, Ward 20.
Passed.

Ordered, That the Street Commissioners be requested, through his Honor the Mayor, to accept and lay out as a public way Nazing street, from Blue Hill avenue to Maple street, Ward 21. Passed.

IMPROVEMENT OF PLAYGROUNDS,

Coun. ATTR1DGE offered an order—That the Superintendent of Public Grounds be authorized to expend during the current year \$15,000 from the income of the George F. Parkman Fund; said \$15,000 to be expended for laying out and maintaining baseball diamonds, grading of the same and playgrounds, locker building with shower baths, etc., and such other improvements as may

BOSTON COMMON.

come properly under the intent of furthering the entertainment of children who use Boston Common as a playground and breathing space. Referred to the Executive Committee.

# RINGING OF FIRE BELLS, BRIGHTON.

Coun. ATTRIDGE offered an order-That the Count ATTRIBUTE offered an order—That the Fire Commissioner be requested, through his Honor the Mayor, to cause the alarm bells to be rung in Brighton district in event of fire, as it app ars to be the desire of many of the inhabi-tants of that district to know when fires occur there. Passed.

# PAYMENTS TO MICHAEL J. SUGHRUE.

Coun. CURLEY offered an order-That the Committee on Investigation of Payment of Moneys to Michael J. Sughrue be empowered to call for all bills in the possession of the City Auditor of payments by the city to said Michael J. Sughrue. Passed.

#### NEPONSET PLAYGROUND, FILLING AND GRADING

Coun. CURLEY offered an order-That the

GRADING.

Coun. CURLEY offered an order—That the Committee on Finance be requested to include in the loan bill the sum of \$10,000 for filling and grading Neponset Playground.

Coun. CURLEY—Mr. President, I would like to say just a word on this matter. The Neponset Playground site was purchased by the city a number of years ago and is below the high water level in that section of the city, so that when we have extreme high tide the water gets on to the playground so that it is impossible to use it for baseball. I saw Mr. Clarke, the secretary of the Park Commission, who runs the Park Department, and he informed me that it would be necessary to raise the ground at least two to three feet, and that in all probability it would cost in the vicinity of \$10,000 to grade the playground out in Neponset. I am informed that one of the large corporations is to-day and has been for the past year carrying on the work of reclaiming marsh land in that section and that they stand prepared to-day to furnish all the filling the city may require for 10 cents a load. I have put the figure at \$10,000, not because I think that amount is necessary, but that there may be sufficient money there to do this work and to provide other improvements that will be necessary. That playground represents on the part of the city an expenditure of probably from \$60,000 to \$70,000, and it is not available for use more than about three months in the year. It is gradually becoming one of the most congested portions of my eongressional district, with the possible exception of South Boston, and consequently I am interested. I sincerely trust that the chairman of the Committee on Finance will call a meeting at the earliest possible date and have this matter foreibly brought to the attention of the Committee on Finance Commission.

The order was referred to the Committee on

Finance.

# PICTURES OF COUNCIL PRESIDENTS.

Coun. CURLEY offered an order—That the Coun. CURLET oncred an order—Inat the City Clerk be authorized to procure photographs of cabinet size of the presidents of the Common Council from 1881 to 1909, inclusive, and provide a suitable frame for the same, the expense of the same to be charged to the appropriation for City Council, incidental expenses.

Passed.

# THEATER AND MOVING PICTURE ADVERTISEMENTS.

Coun. HALE offered an order—That the President appoint a special committee to investigate the advertisements of Boston theaters and moving picture shows which have been inserted in the *Republic* from February 7 to

date, and their relation, if any, to the granting of licenses by the Mayor to said theaters and moving picture shows.

The question came on giving the order a second

The question came on giving the order a second reading.

Coun. HALE—Mr. President, there has recently come to my attention a little story, which runs in about this way: Mayor Fitzgerald owns substantially the whole of a paper ealled the Republic. Prior to 1910 practically no theater advertisements came out in this paper. On February 7, 1910, Mr. Fitzgerald became the Mayor of Boston. Soon after that hearings were given in regard to granting licenses to certain theaters. About the same time many of these theaters which were applying for licenses inserted large ads in the Republic. I don't know whether that story is true or not. If it is not true, in justice to the Mayor it ought to be denied; if it is true, in justice to the people it ought to be set before the people prominently. It is not an offence technically, so far as my knowledge of criminal law goes, for the Mayor, through a corporation, to receive money from theaters which are applying for favors from the City of Boston while he is Mayor, but in my opiniou it is an offence against good morals. It is uot proper for the chief executive of a city to receive money directly or indirectly from companies or corporations which are asking him for public favors; and, as I say, in justice to the Mayor, if it is not true, and in justice to the people, if it is true, that story ought to be thoroughly sitted. When Mayor Fitzgerald assumed office two months ago, although I had opposed him during the campaign, I said that every good eitzen ought to give Mayor Fitzgerald every chance possible to make good, and I have done so continually. I have had faith in him. If this story is true I shall have a great deal less faith in Mayor Fitzgerald than I have done so continually. I have had faith in him. If this story is true I shall have a great deal less faith in Mayor Fitzgerald than I have had from the 7th of February to date. I can assure him that the minute he crosses the line he will have no more bitter opponent than I. I hope that that order will go through.

the line he will have no more bitter opponent than I. I hope that that order will go through. Coun. CURLEY—Mr. President, I desire to move a little amendment to that order, adding at the end, "and that the committee further investigate all advertisements published in the Commercial Bulletin, during the time that Curtis Guild, Jr., served as Governor of the Commonwealth of Massachusetts. I do this with no desire that an injustice be done the former Governor of this Commonwealth, for whom I have the most profound respect, both for his ability as a private citizen and for the manner in which he filled the office of Governor. But, Mr. President, every newspaper in Boston, regardless of whether it is a weekly with an uncertain circulation or a daily with an excellent circulation, relies largely upon its ads for its revenues. It is no greater offeuce for the Mayor of the city, the conducts a newspaper, to accept advertising of concerns that are doing or may do business with the city than it is for the Governor of the Commonwealth, serving as Governor, to accept advertising from public service corporations or from concerns, one kind and another, that are continually before the Legislature, either seeking protection from the legislators or seeking such legislation as may be beneficial to their companies, making it possible for them to continue paying divideuds, perhaps in many cases ou watered stock. If I remember rightly, in the last campaigu the question of advertising was threshed out at considerable length. I believe I read a statement somewhere to the effect that the amount of advertising received by the Comthreshed out at considerable length. I believe I read a statement somewhere to the effect that the amount of advertising received by the Commercial Bulletin during the time that Curtis Guild, Jr., was Governor of this Commonwealth exceeded in one issue the amount received for any four issues by the Republic. I don't feel that the Governor of the Commonwealth should be any more immune from criticism because of his acts than the Mayor, and I do not offer this amendment for the purpose of defending the Mayor, because I may be opposing him myself in a very short while. But I do believe if it is fair to investigate one it is fair to investigate the other, so that both sides may be properly placed before the public, and so placed that the public may be in a position to judge as to the merit or denerit of both men,

rather than as to the merit or demerit of a representative of one party.

The question came on the adoption of the

question came on the adoption of the

The question came on the adoption of the amendment.

Coun. McDONALD—Mr. President, I cannot see, for the life of me, what right this City Council has to investigate the doings of an ex-Governor of the Common wealth while he was Governor, or of the present Governor. As I understand the order, as read, it calls for the investigation of advertisements that appeared in the Republic and their relation to the present Mayor of Boston, if any. An amendment is now proposed to investigate the advertisements that appeared in the Commercial Bulletin, owned by a Governor who held office two years ago. posed to investigate the advertisements that appeared in the Commercial Bulletin, owned by a Governor who held office two years ago. This Council hasn't any right to do that; there isn't anybody who has a right to investigate any such thing, in my opinion, other than the Massachusetts Legislature. If the order as offered is a proper one, in my opinion the amendment is not germane to the order. We haven't got any power to do any such thing as is proposed by the amendment, in the first place. I don't know what can be gained by such an investigation, but, as Mr. Hale has said, if advertisements have appeared in the Republic since the hearing referred to or because of the fact that the hearing was pending, because of favors that they expected from the present Mayor of Boston, I don't think any harm would come through such a committee being appointed. If the Mayor is right, if the Republic is properly taking and inserting these advertisements, doing it in a proper manner, the Mayor can be vindicated. But I would rise to a point of order, that the amendment is not germane to the order as introduced and that we have no authority to investigated. amendment is not germane to the order as intro-duced, and that we have no authority to investi-gate the doings of the present Governor or any past governor of this Commonwealth.

Coun. CURLEY—Mr. President, the councilor from Charlestown has reached the kernel of the eccoanut. We have no right to investigate the doings of the Governor; neither have we of the ecoanut. We have no right to investigate the doings of the Governor; neither have we any right to investigate the doings of the Mayor. It is none of our business, and I believe the Chair, upon proper reflection, will in all probability decide that the order is not properly before the body and rule it out. I don't see how he can do otherwise. If a man is conducting a private enterprise that has no bearing on the city's affairs—the conduct of a newspaper—I don't see wherein it is any of our business whether he has one subscriber or 100,000 subscribers, whether he receives \$1,000 for ads or whether he receives \$10 for ads. It is not any of our business, and it is not up to us to be a watch and ward society or a smelling organization to ascertain if somebody has paid more for an advertisement than somebody else would be charged for the same space, or to ascertain if somebody was induced to place the advertisement in his paper as against placing it in some of the daily papers. I don't think it is any of our business, and, while I do not propose to anticipate the purpose or intent of the Chair, I do not believe the Chair can, on proper reflection, do other than rule the entire matter out. Certainly, if it is proper to investiof the Chair. I do not believe the Chair can, on proper reflection, do other than rule the entire matter out. Certainly, if it is proper to investigate the conduct of the *Republic*, a newspaper published in Boston and not in City Hall, which has no office in City Hall, does not receive advertising in City Hall and is not a city institution, it cannot be said that it is improper to investigate the paper of the ex-governor. Neither would it be improper for somebody to add a further amendment to investigate the doings of Roosevelt while in Africa. That would be just as proper as to investigate the *Republic*. One is just as proper as the other. proper as the other.

Coun. HALE-Mr. President, I am surprised after all of brother Curley's experience in debate and argument that he can see no distinction between the two cases. I am against his amendment just as I would be against an amendment to investigate Mayor Fitzgerald's former term of office, simply because it in no way affects us as a part of this administration of the City of Boston. But if, in our opinion, as a part of this administration, the Mayor of this city is doing something which we think is contrary to the high standard of public duty required of the chief executive of a great city, then it is our official business to investigate that matter, whereas it is not our official business to investigate that matter, whereas what he did four years ago, or two years ago, or what Roosevelt did in Africa, or what Governor after all of brother Curley's experience in debate

Gnild did while he was governor. I do not say in the least that I would not desire to know the facts in regard to Governor Guild. I would be extremely glad to know the facts of that matter, while he was governor, just as I would in regard to Mr. Fitzgerald, when he was mayor before. But that is none of our official business at this time, and, therefore, I hope the order will go through without amendment.

Coun. BUCKLEY—Mr. President, generally speaking I do not like to participate in debate. I am always glad to hear my good friend from Ward II (Councilor Hale) try to probe everything relating to the affairs of the City of Boston, and uphold everything that he considers is for the good of the city, for the benefit of the good citizens of this great city. I am also glad to see that he represents the Good Government Association—as perhaps I do. They spoke just as well about me last year as they did about him. They said I was all right—but at the same time I wasn't all right. (Langhter.) But, if it is proper for us to probe into the private business affairs of the Mayor of the City of Boston, it certainly is just as proper for us to probe into the private business affairs of a former governor of this Commonwealth. It seems to me that we have no right in either case to ask either corporation or firm to show us their books or to tell us the amount of money they received from advertising. All they need to do is to give us a fair return for the money which they receive. While I will vote with Councilor Hale for his order, if the Chair entertains it, I do not believe it is a proper one, but I simply want to show that the Mayor of Boston is doing a good, legitimate business, and that he is not mixing up the affairs of this city with his private business.

Coun, Curley's amendment was declared lost. Coun, Curley's amendment was declared lost.

Coun. CURLEY doubted the vote and asked for the yeas and nays.

The amendment was rejected, yeas 2, nays 6: Yeas—Coun. Buckley, Curley—2.
Nays—Coun. Attridge, Ballantyne, Collins, Hale, Kenny, McDonald—6.

The question came ou giving the order as presented a second reading.

Coun. CURLEY—Mr. President, I dislike very much to take up the time of the Council, but the order as drawn, even if the investigation amounts to nothing, reflects on the standing of the present chief executive. As I said before, I am not here to pose as the defender of the administration—

Coun. HALE—Mr. President, I simply rise for information. If the order does read that way, I shall be glad to accept any amendment so that it will not. I did not mean to have it read in

Information. If the order does read that way, I shall be glad to accept any amendment so that it will not. I did not mean to have it read in that way.

Coun CURLEY—Mr. President, if it did not read that way it wouldn't be worth putting in. The order as offered by the gentleman reads as follows—"to investigate the advertisements of Boston theaters and moving picture shows which have been inserted in the \*Republic\* from February 7 to date, and their relation, if any, to the granting of licenses by the Mayor to said theaters and moving picture shows." I suppose if I were a member of any of the good government bodies, and my perception was as well developed as theirs, I would interpret that as meaning that those acts were graft and nothing else, that the inference would be that there was a consideration, and that, in consequence, the money paid for those advertisements in that paper was a greater amount than would ordinarily be paid for the space if it were not supposed that the licenses would be granted. I don't know how many persous' minds may have been affected in their attitude towards the administration by statements that have been made with relation to these moving picture licenses. I did read an article in one of the papers in regard to the matter, and a denial. Possibly Coun. Hale may have had but one side brought to his attention. The fact remains that enough injury has already been done in the City of Boston by this talk about corruption, graft, rottenness and crookedness, and I believe the whole thing could easily be straightened out by a trip to the Mayor's office. The geutleman can there ascertain the facts to his satisfaction, and any other member of the Board can ascertain them to his satisfaction. As far as the \*Republic\* is concerned, I don't think they care a continental whether the ads. were followed by the granting of the petitions or not, and as far as I am personally con-

cerned I don't care cither. I dou't think it is any of our business, personally, whether the licenses happened to be granted subsequently or not. If money was paid and advertisements were published and those licenses were granted because of the advertisements that appeared in the papers, that is a matter that relates purely to the business end of the newspapers. There has been talk of graft and corruption in this town for about forty-five years, and it consequence of investigations that to-day represent an ex-penditure of \$100,000 but two persons have been sent away or are away at the present time. There penditure of \$100,000 but two persons have been sent away or are away at the present time. There is a possibility that the investigators themselves may go away before the thing is over, on other matters. I understand, if I am correctly informed, not only that one of the chief investigators of the previous Fitzgerald administration has been indicted recently but that a member of the former Finauce Commission and of the present commission came very clese to the line, can within one vete of being indicted himself. So there is a possibility that they will get him later. Now it is about time to stop the talk of graft, corruption and rottenness. In the last election everything in connection with the Mayor's career and public life was interjected into the fight with the sone of fair play found in every American community that made it possible for John F. Fitzgerald to be elected Mayor over James J. Storrow. I don't think it was a question of the individuals or what the individuals represented; it was a question of a square deal and justice. Now the chief executive of this city has started on a four years' administration, and the passage of an order of this character, regardless of its outcome, will do him a serious injustice, because where 10,000 persons will read of the order perhaps 1,000 persons will read of the finding of the committee. The other 9,000 will go out and say, "They have got the goods on him. He has gone out and grafted on the moving picture shows." That goes forth from one end of the land to the other, the talk of graft, rotteuness and corruption, and nobody hears of the baselessness of the charges. I don't think this is right. I believe in a square deal, and I have always found the councilor on the other side of the Chamber taking that position. I believe with due consideration he will see the injustice of this order. Who benefits by an investigation of this character? Certainly Coun. Hale cannot be said to be looking for political eapital in this matter. There will be no benefit to anybody, and the

withdrawing his order. I believe we have just as much right to investigate the private doings of Curtis Guild, 1r., of Roosevelt, Fairbanks or anybody else as we do the private business of the Republic, just as ruch right, and I don't think it is proper to present an order of this character. I sincerely trust that the order will be either withdrawn or voted down.

Coun. COLLINS—Mr. President, more than once since we have met I have risen to oppose the method of procedure in this body. A gentleman, a member of the Council, rises and in good faith offers an order and asks us to act upon it forthwith, without consideration and without any deliberation. As was said by the councilor on my right, if this order is a righteous one it ought to pass; if it is not, it should not pass. The question in my nind is simply this, whether we, the members of this Council, have sufficient facts before us now to vote intelligently on this proposition. Personally, I, of all members of this Council, perhaps have more reason to have resentment against the present chief executive of this city than others; but I submit, sir, that at no time, now or I hope in the future, shall I act hastily or ill-advisedly in criticising the Mayor. I want to give him what I believe the Mayor of the eity is entitled to—a fair chance, a square deal. I do not believe that he in his wisdom sees fit, perhaps, to treat others the same way; nevertheless, I believe that we, acting in this Council, deal. I do not believe that he in his wisdom sees fit, perhaps, to treat others the same way; nevertheless, I believe that we, acting in this Council, should sit as a legislative body and should at the same time act in a judicial manner. Personally, if this order is put up to me to-day, I shall vote for it; but I believe, in fairness to all the members of the City Council and to the chief executive, that the matter should stand over for one week. For that reason sir, I move an assument of the For that reason, sir, I move an assignment of the order to one week from to-day.

Coun. HALE—Mr. President, if necessary I shall vote in favor of the assignment, if the Council thinks it is advisable. But with an order of this kind, which is simply to investigate, it seems rather absurd to have the matter put over few a week in order to the same and the same seems rather absurd to have the matter put over for a week in order to make an investigation before you appoint a committee to do the investigating. I meant to have worded that order in a noncommittal way. I, personally, don't know anything about the facts; I want to find out whether they are true or not. I have not made up my mind, I am not criticising Mayor Fitzgerald, and I do want to know the facts. That is the whole attitude I am taking, and that I think the Council ought to take.

Coun. COLLINS—Mr. President, before we investigate any matter it seems to me there should be a reason for the investigation. For that reason, in order to let the Council determine in their own minds whether there is a sufficient reason for an investigation, I ask for a

cient reason for an investigation, I ask for a

cient reason for an investigation, I ask for a postponement.
Coun. BUCKLEY—Mr. President, I stated in my previous remarks that I would vote for the order, believing that I would get the gentleman from Ward 11 (Coun. Hale), who has the reputation of always giving a square deal, to vote for Coun. Curley's amendment. The gentleman from Ward 11 evidently was afraid to have the former governor of this Commonwealth investigated, and he voted against the amendment. Therefore, in all fairness, it seems to me that this Council as a body ought to vote against the order, whether it is put up to-day for our action order, whether it is put up to-day for our action or postponed for one week. So I hope that all members of the Council who believe in a square deal—and I know we all do—will vote against the original order.

Coun. KENNY—Mr. President, I am in favor of assignment or postponement for further consideration. I take that position generally upon matters of this kind. But, nevertheless, if the order is going to be pressed to-day, I shall vote against it. It does not seem to me, Mr. President, that this is a matter which the Council may farly inquire into. What of it if the Mayor is going to receive advertisements of this character for his paper from various theatrical people with whom he may be brought in relation? I say it is in very bad taste, and we have our opinion about it. But what of it? That concerns him and does not concern this body. We can satisfy ourselves now, without having an investigation. We can buy the Republic and examine its pages, and that is as far as we have a right to go, even after an investigation, and we can draw our own inferences. I am not drawing any. But I Coun. KENNY-Mr. President, I am in favor

think, having in mind a sense of fair play and having a proper regard for the office of Mayor, that this is not a proper thing for us to do, and therefore I shall vote against the order.

Coun. McDONALD—Mr. President, I think the order ought to be assigned for one week. I don't know whether the Mayor has done this thing or not. I am getting sick and tired of standing up here and listening to members of this Council, when an order is put in here in good faith, talking about the Good Government Association and the opinions of the Good Government members of this body. I am not a member of the Good Government Association nor have I ever been indorsed by the Good Government Association. I am not representing the common people as some members of this City Council do. the Good Government Association nor have I ever been indorsed by the Good Government Association. I am not representing the common people as some members of this City Council do. But I feel that, it makes no difference what kind of an order is introduced here, if it is a proper order it should be given proper attention. I had not seen that order until I heard it read. I don't know whether we should investigate it or not. I have no grievance against the Mayor of Boston. I was not with him. That is a personal matter between him and me, and I will be the first man in this Council to support him on anything, if he is right, and the hirst man to refuse to support him, if he is wrong. But if this taking advertisements from moving picture shows and from theaters in Boston, as an editor of a paper while he is Mayor of Boston, is wrong. I want to know it, and I think this City Council has the authority and should investigate it. Let us find out whether he is doing wrong or doing right. I don't believe in talking graft and all that sort of thing, but every paper in Boston has had an editorial on this matter; every paper in Boston, with the possible exception of one or two, has had an editorial on the question of these advertisements of moving picture shows appearing in the Republic after this public meeting. They did not think it was right, and we don't know whether it is so or not. If we can get any information upon the matter, whether by going to the Mayor of Boston or having him appear before the City Council in executive session and make a statement before us, let us do it, and stop all this talk of graft. We are all here to represent the people, in the interests of good government, no matter whether we represent the Good Government, and whether a man, an official, is Mayor of Boston or a representative of the common people in some other capacity, let us see whether his actions are in the interests of good government. If they are, I will be the first to uphold him.

Coun. HALE—Mr. President, as I see there are so man

Coun. HALE—Mr. President, as I see there are so many votes in favor of assignment. I shall be in favor of assignment of this matter for one week. I would like to say, on the question of fair play and whether this is our business, that I consider it our business. I consider that anything that affects the administration of the City of Boston, from the top down to the bottom, concerns the City Council who, as Coun. McDonald says, represent the people. I think I have shown that I am just as willing to criticise the people from my own part of the city as any others. I think any public official, whether he is a member of the Finance Commission, the Mayor, or a member of the Council, if he does wrong should be told so and helped to get back to where he should be. I don't know whether the Mayor has done wrong in this matter or not, but I hope we will find out some Coun. HALE-Mr. President, as I see there

sooner or later.

sooner or later.

The question came on assignment for one week. Coun. CURLEY—Mr. President, I am opposed to assignment for one week. I feel that the order should be killed now. I don't feel that it is of any value to discuss the merits or demerits of everybody generally in a public way without hirst laving some facts to base the discussion on. I realize the fact that there is a sufficient number of votes probably to assign the matter, but ertainly you cannot get away from the fact that, whether the investigation is productive of proof or otherwise, the character of the chief executive suffers. If an investigation proves that there was no connection between his acts and the granting of a license, that does not relieve him of the odium, and the assignment for one week longer simply affords an opportunity for the matter to be brought more forcibly to the attention of a great number of persons. Personally, I

would like to see the matter disposed of one way would like to see the matter disposed of one way or the other to-day. Personally, I am frank to say, that I believe the order should be defeated. Personally, I do not believe it is any of our business. I believe it would be just as much our business if one of the assessors should purchase a lot of land in the section, perhaps, where chase a lot of land in the section, perhaps, where his assessing district was located, at considerably less than its assessed value. I question very much whether the gentlenan would consider that that was a proper matter for investigation—or if one of the assistant assessors should sell apiece of property to some large property holder in his assessment district you would not feel that that was a proper matter for investigation. It might be in either or both cases that the assessors were engaged in the real estate business. When a man is Mayor of the City of Boston there is nothing in the statute which says that he shall give up his private business while Mayor of the city. The law does provide that a man serving as corporation counsel shall not act as counsel in other natters than those as representing the city. But there is nothing in the statutes that provides that the man who is Mayor of the city shall not engage in other business, and perhaps it is fortunate that that is so. The salary of the Mayor's office is \$10,000 a year. The last chief executive—who was generally regarded as, and I believe was, an absolutely honest man—went out broke after two years, and I am informed that he had no expensive habits. If the present chief executive, or any other, could not exist on the salary, you would not have him a bankrupt as Mayor of the city, neither would you have him a pauper as Mayor of the city. Then would you say that he is not justified in accepting advertising from any concern that does business with the city? You might just as well investigate the ads of Jordan, Marsh in that paper, and say that the agent who solicited those ads would get the city employees to buy their underwear in some other establishment, provided the ads were not given. You might as well investigate the ads given by Mr. Filene and say that the advertising solicitor threatened to have the Board of Health close Filene's tunnel, because of the injury to public health, unless the ads were given. Why there are a million and one ways in whic his assessing district was located, at considerably less than its assessed value. I question very much whether the gentleman would consider that that was a proper matter for investigation—

Coun. HALE-Mr. President, I have been very Coun. HALE—Mr. Fresident, I have been very much surprised to see the stand Coun. Curley has taken on this matter. My personal behef is that Mayor Fitzgerald will repudiate his stand. I know very well that if I were in the position that Mayor Fitzgerald is, and if I had been accused publicly in the way in which he has been accused, I should welcome an investigation. It accused, I should welcome an investigation. It is not as if it were the first time this has happened. The newspapers have practically accused the Mayor of taking a bribe on these matters. Coun. Curley, who is closely connected in the public mind with the Mayor, personally asks that an investigation be not conducted. I believe when the Mayor hears of it he will say, "I want an investigation; I want to set all the facts before

Investigation; I want to set an the laws before the public,"

Coun. CURLEY—Mr. President, it is very evident that the gentleman believes there is something wrong here. Now, if there is some-thing wrong, why not be fair? If you have reason to believe a crime has been committed, reason to believe a crime has been committed, it is in your province—you are an attorney, and perhaps I need not quote the law to you—to apply to the District Attorney and ask that action be taken. You talk as though you had facts in your possession. (Coun. Hale shook his head.) I suppose every act of a questionable or unquestionable character in the last Fitzgerald administration was either raked over in the public press or gone over in the grand jury room, and although an attempt was made for fully four years to try to prove that John F. Fitzgerald was a corrupt crook while serving as Mayor of this city, in no case was he indicted, folly four years to try to prove that John F. Fitzgerald was a corrupt crook while serving as Mayor of this city, in no case was he indicted, while, on the other hand, one of the chief investigators has been indicted. I do not believe it is fair to pass an order like this. It gives people an impression that there is something wrong, whether there is or not. If there is anything wrong, take it to the District Attorney. I believe the Mayor would welcome such a course, and it is the only proper course. It is not our business to investigate something that does not pertain to the conduct of the city's affairs, and certainly the advertising in the Republic does not pertain to the conduct of the city's affairs, and certainly the advertising in the Hepublic does not pertain to the conduct of the city's affairs. It would be as well to say that the Houston & Henderson shoe advertisements had been procured by corrupt methods, or that the ads of Houghton & Dutton, or the complimentary notices to Coun. Ballantyne from time to time, are paid for and appear in the nature of a bribe. It is just as fair to make that assertion as to say that these advertisements were placed there to bribe the Mayor into signing or giving his approval for a license for a moving picture show. I believe, if it is claimed there is anything wrong, that the Mayor will be as agreeable to an investigation by the grand jury as anybody. If there isn't anything wrong, don't pass the order. If you have reason to believe there is something wrong, it is your duty to wait on the grand jury and ask that they investigate; if you believe there is nothing wrong, I don't believe you are justified in putting in an order of this kind.

Coun. Collins's motion to especially assign to the next meeting was declared carried. Coun. CURLEY doubted the vote and asked for the yeas and nays.

The order was assigned to the next meeting,

The order was assigned to yeas 6, nays 2: Yeas—Coun. Attridge, B: Hałe, Kenny, McDonald—6. Nays—Buckley, Curley—2. Ballantyne, Collins,

#### NEW BUILDINGS, McKENZIE BEACH.

Coun. COLLINS offered an order—That the sum of fifteen hundred dollars (\$1,500) be and hereby is appropriated, to be expended by the Bath Trustees for new buildings at McKenzie Beach; and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount.

Referred to the Committee on Finance

Referred to the Committee on Finance.

# LAYING OUT OF MASCOT STREET.

Coun. BRAND offered an order-That the Coun. BRAND offered an order—That the Board of Street Commissioners through his Honor the Mayor be and is hereby requested to order the laying out and construction of Mascot street, between Mountain avenue and Norfolk street, Ward 24.

Passed.

# USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Fancuil Hall, etc., submitted reports on petitions (referred to-day) for the use of Fancuil Hall—that leave be granted, viz.:

C. P. Buckman & Co., to decorate Faneuil Hall on April 6 and 7 for Grand Army convention. Boston Universalist Club, to use Faneuil Hall, on evening of April 25, 1910. Reports accepted; leave granted on usual

conditions.

#### POWERS OF CITY COUNCIL.

Conn. ATTRIDGE offered an order—That the Corporation Counsel, through his Honor the Mayor, be requested to furnish the City Council with a written opinion as to the rights of the members of the City Council under chapter 486 of the Acts of 1909, to introduce orders calling upon the Mayor or heads of departments to increase the pay of men in the employ of the city. Passed Passed.

#### RECESS TAKEN.

The Council voted at 4.27 p. m., on motion of Coun. HALE, to take a recess subject to the call of the President.

The members of the Council reassembled in

the Council Chamber and were called to order by

the President at 5.02 p. m.

#### FINANCE REPORT.

Coun. ATTRIDGE, for the Committee on Finance, submitted a report on message of Mayor, Finance, submitted a report on message of Mayor, communication and order (referred to-day) transferring \$35,000 from appropriation "L Street Bath, Addition for Women," to an appropriation of "L Street Bath, Additions, Alterations and Repairs,"—that the order ought to pass.

Report accepted. The order was read once and passed, yeas 8, nays 0.

#### EXECUTIVE COMMITTEE.

EXECUTIVE COMMITTEE.

Coun. HALE, for the Executive Committee, submitted the following:

(1) Report on message, petition and order (referred to-day) that the Board of Art Commissioners be authorized to erect memorial tablets in Dorchester at an expense not to exceed \$740—that the order ought to pass.

Report accepted. Order passed.

(2) Reports on petitions (severally referred to-day) for sidewalks of artificial stone recommending the passage of orders that the Superintendent of Streets make sidewalks along the folowing named streets in front of the hereinafter named estates, said sidewalks to be from 3 to 10 inches above the gutters adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone, with granite edgestone, the owner to furnish said material.

Augustus P. Loring et al., Trustees, 5–23 Doane street, Ward 6.

Charles A. Snow, 369–371 Columbus avenue,

Charles A. Snow, 369-371 Columbus avenue,

Ward 10. Harry Coleman, 157–163 Hemenway street,

Ward 10.
Boston Wharf Company, 269–279 Summer street, Ward 13.
William H. Crosby, 420 Talbot avenue, Ward 20.
William E. Wight, 206 Kilton street, Ward 20.
James A. Gubian, 162 Centre street, Ward 20.
James F. Flaherty, 46 Draper street, Ward 20.
B. P. Mullaney, 50 Draper street, Ward 20.
William O'Shea, 353 Seaver street, Ward 20.
Charles Bohn, 112 Sheridan street, Ward 22.
Daniel J. Daley, corner Neponset avenue and Minot street, Ward 24.
William G. Rodd, 108 Florida street, Ward 24.
Louis Barrows, 1800–1808 Dorchester avenue, Ward 24.

Reports accepted; orders passed.

# LIGHTING OF OLD COLONY AVENUE.

Coun. KENNY offered an order—That the Board of Street Commissioners, through his Honor the Mayor, be requested to have Old Colony avenue properly lighted, either with gas or electric lights. Passed.

#### CITY MESSENGER DEPARTMENT.

Coun. BUCKLEY offered the following:

City of Boston.
In the Year Nineteen Hundred and Ten.
Ordinance Estahlishing a City Messenger
Department and Defining the Duties of City

Messenger.
Be it ordained by the City Council of Boston.

as follows

Messenger shall distribution of all documents, pamphlets, books or printed proceedings printed for the City Council, and is all documents, pamphlets, books or printed proceedings from the proceedings of the City Messenger to serve for the remainder of the municipal year in which he is elected, and until his successor is elected and qualified, who shall have charge of the City Messenger health and the performal services required of him by the Mayor, the City Council and its committees, and shall perform all services required of him by the Mayor, the City Council or any committee thereof; said City Messenger shall, under such rules and regulations as the City Council or its committees may from time to time prescribe, have the care, custody and distribution of all documents, pamphlets, books or printed proceedings printed for the City Council, and of all such documents, pamphlets, books or printed proceedings formerly in charge of the City Council, have the supervision of such chambers or rooms as may he assigned for the use of the City Council and its committees thereof; said City Messenger shall furnish to the public information relative to the locations of and the several duties pertaining to the different departments; said City Messenger shall furnish to the public information relative to repeal details of police that may he assigned to City Hall for the preservation of order therein; said City Messenger shall appoint an assistant messenger, who shall assist him in the performance of the duties of his office and discharge the duties of the City Messenger wheu that officer is absent, or when there is a vacancy in the office, and such other assistants as may be necessary in earrying on the work of the department.

Before the Clerk had read the ordinance Coun. BUCKLEY moved that the reading be dispensed with; declared carried. The Ordinance was declared referred to the

The Ordinance was declared referred to the Committee on Ordinances.

Coun. HALE—Mr. President, isu't it out of order to refer an ordinance to a committee without reading it first?

President BALLANTYNE—It was at the request of the councilor who offered the ordinance, and there was no objection to it.

Coun. HALE—Well, Mr. President, I object, unless it is a long one.

Coun. CURLEY—I rise to a point of order, Mr. President. The matter having heen disposed of, objection is not in order at this time. President BALLANTYNE—The gentleman might move reconsideration.

Coun. HALE waived his objection, and the ordinance stood referred to the Committee on Ordinances.

Ordinances.

#### PUBLIC LANDING, JEFFRIES POINT.

Coun. ATTRIDGE offered an order—That the Superintendent of Streets, through his Honor the Mayor, be requested to re-establish the public landing at Jeffries Point, East Boston.

#### CONSTRUCTION OF SOUTHAMPTON STREET

Coun. CURLEY offered an order—That the Board of Street Commissioners, through his Honor the Mayor, be requested to order the construction of Southampton street, Ward 17, in accordance with construction plans, now on file in the office of said Board.

The question came on giving the order a second reading.

Coun. CURLEY—Mr. President, I would say that this order was introduced in response to a

that this order was introduced in response to a suggestion in a veto by his Honor the Mayor of an order for a loan for the construction and laying

out of Southampton street. Arrangements have been made between various civic societies and the Boston Elevated Railway to run a line of cars over Southampton street. The Boston Elevated Railway Company, through its president, Mr. Baneroft, has signified its willingness to stand its proportion of the expense in connection with the laying out of this highway, some \$32,000. The proposed improvement of Southampton street is for the benefit of not only the residents of Roxbury, but of South Boston, Cambridge and in fact all sections. It will provide a direct route between Harvard Square and City Point. Nevertheless, the order has been turned down, and this order is introduced to-day, in accordance with the request of his Honor the Mayor.

The order was passed.

# GENERAL RECONSIDERATION.

Coun. McDONALD moved a general reconsidcration on all matters acted on at the meeting, hoping that the same would not prevail. Lost.

# INFORMATION CONCERNING WARD 13 PLAYGROUND.

Coun. CURLEY offered an order—That the Finance Commission, through his Honor the Mayor, be requested to furnish this Council all information relative to the Ward 13 Playground.

Passed.
Adjourned at 5.09 p. m., on motion of Councilor McDONALD, to meet on Monday, April 11, at three o'clock p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Tuesday, April 5, 1910.

Special meeting of the City Council held at 1 p. m., for the purpose of drawing eight addi-

tional traverse jurors for the Superior Civil Court, Second Session, April sitting, to appear April 11, under the provisions of chapter 514, Acts of 1894 (the Mayor being present), viz.:

John E. McCombie, Ward 22; Lyman W. Freeman, Ward 22; Christopher McCabe, Ward 23; John Churchill, Ward 19; Dennis J. Murphy, Ward 13; John Cronin, Ward 19; Abraham Rosenschein, Ward 8; Albert G. McNichol, Ward 20.

Adjourned at 1.08 p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, April 11, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair and all the members present.

The Council voted, on motion of Coun. McDONALD, to dispense with the reading of the records of the last three meetings.

# JURORS DRAWN.

Ten traverse jurors were drawn for the Superior Civil Court. Seventh Session, April sitting, to appear April 18, in accordance with the provisions of chapter 514, Acts of 1894 (the Mayor being present), viz.:

present), viz.:
Philip Miller, Ward 17; Henry F. Dunker, Ward
16; Francis J. Tobin, Ward 25; William Smith,
Ward 19; Arthur M. Hamlin, Ward 20; John
Holmes, Ward 19; Samuel Frankil, Ward 8;
William J. Murphy, Ward 10; Arthur H. Merritt,
Ward 24; Alexander Silva, Ward 16.

## MODIFICATIONS IN ELEVATED STRUC-TURE.

The following was received:

City of Boston, Office of the Mayor, April 6, 1910.

To the City Council:

To the City Council:
I transmit herewith, in order that it may be placed in the files of the City Clerk, plan of proposed modifications and changes in the elevated structure of the Boston Elevated Railway Company in Atlantic avenue, near Beach street, to adapt the same to the running of shuttle trains between the North and South elevated stattons. stations.

I have approved this plan in writing as to architectural appearance and obstruction to light and air, in accordance with the provisions of chapter 500 of the Acts of 1897.

Acts of 1897.
Respectfully yours,
JOHN F. FITZGERALD, Mayor.
Placed on file.

# HALF HOLIDAYS, CEMETERY EMPLOYEES.

The following was received:

City of Boston, Office of the Mayor, April 8, 1910.

To the City Council:

I transmit herewith communications from the Cemetery Trustees and the Corporation Counsel, both relating to your order directing that the employees of the Cemetery Department be allowed half holidays on Saturdays.

Respectfully,

JOHN F. FITZGERALD, Mayor.

City of Boston,
Cemetery Department, April 6, 1910.
Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—Herewith is returned an order of
the City Council, March 14,—Ordered, That his
Honor the Mayor be requested to direct the
Cemetery Trustees to allow all employees in
their department half holidays on Saturdays
without loss of pay.
As the order bears the notation of your office,
"Referred to the Cemetery Trustees," we conclude that the reference is made in order that
this Board may reply thereto. We beg, therefore, to say that the subject has been already
brought to our attention, and referred to the
Law Department for opinion as to whether this

Board has any authority, of itself, to grant the laborers in this department a half holiday on Saturdays with pay. Inclosed you will find the reply of the Corporation Counsel, Mr. Babson, in which he states, "there is no statute authorizing the payment of workmen or other people hired by the day for such times as they do not work." He concludes by calling attention to a statute which places in the hands of the City Council authority to order one half holiday in each week without loss of pay during such portions of the year as the City Council determines. We now beg to say in advance of a possible order of this kind that the cemeteries must be open each day in the week and also on Sundays for purposes of burials, and in that respect the department differs from the other city departments employing laborers. That is, a number of laborers must be on hand six days, and also seven days, to make interments and to perform other work absolutely necessary to be performed at once. It would, therefore, be impossible to grant all employees a half holiday on all Saturdays. In the performance of cemetery labor workmen are assigned to and become experienced in certain specific lines, such as gardeners, grave diggers, tree men, stablemen, etc. As a consequence, the services of men experienced in certain lines cannot be dispensed with. The granting of a half holiday to a portion of the employees whose services can be dispensed with regularly, and the denial of the same to employees whose services are required, will subject this Board to the criticism of inequitable treatment of all employees. of all employees.

Yours respectfully, Chas. E. Phipps, Chairman of the Board of Trustees of the Cemetery Department.

Chairman of the Board of Trustees of the Cemetery Department.

City of Boston,

Law Department, March 4, 1910.

Trustees of the Cemetery Department,
Room 76, City Hall, Boston, Mass:
Dear Sirs,—I am requested by you through your secretary to answer the following questions:
Are the trustees authorized to grant a half holiday on Saturdays to the per diem employees of the department?

Are the trustees to pay per diem employees for such holidays if granted?

My reply to the first question would be "Yes."
To the second, my reply would be in the negative, that is, there is no statute authorizing the payment of workmen or other people hired by the day for such times as they do not work. If the parties referred to are laboring men, the department would be governed by the laws passed by the Commonwealth concerning the employment of workmen, laborers and mechanics. Under those laws you can so arrange the hours worked on other days as to give six days' pay to workmen, laborers or mechanics who have worked forty-eight hours in the week,—the statute requirement being that no laborer, workman or mechanic shall be requested or required to work more than eight hours in any one day, but in cases where weekly half holidays are given the working hours of other days may be increased sufficiently to make a total of forty-eight hours for the week's work.

There is another statute which provides that the City Council of a city may provide that the employees of such city, including laborers, mechanics, and all other classes of workmen employed by said city, shall be allowed one half holiday in each week without loss of pay during such portions of the year as the City Council determines. I am informed by Mr. Priest, the City Citek, that the City Council has not passed such an order.

Yours truly,

Thomas M. Babson,

Corporation Counsel.

Coun. CURLEY—Mr. President, I most respectfully move that the communication be referred to the Executive Committee. I feel that it merits further consideration by this Board. This is about the only city department where such discrimination is shown. I don't feel that any particularly extensive knowledge is necessary to perform the job of grave digger, and I feel that some rearrangement of the force might be made so that a Saturday half holiday could be given in this department as in the Public Grounds Department, Park Department and

other departments. I believe, if possible, we should submit some proposition along the line of which the Cemetery Department might find it possible to work and to comply with the conditions demanded, conditions that are in force in every other department.

The message was referred to the Executive Computities.

Committee.

# VISITORS, KING'S CHAPEL BURIAL GROUND.

The following was received:

City of Boston,
Office of the Mayor, April 8, 1910.

To the City Council:
I transmit herewith a communication from the Cemetery Trustees containing a reply to your order in regard to keeping the King's Chapel Burial Ground open to visitors.
Respectfully,
JOHN F. FITZGERALD, Mayor.

City of Boston,
Cemetery Department, April 6, 1910.
Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—Herewith is returned an order of the City Council, March 14,—Ordered, That his Honor the Mayor be requested to direct the Cemetery Trustees to keep the King's Chapel Burial Ground open to visitors every day at such hours as may be deemed reasonable.
This Board will, as in the past, keep this ground open at all reasonable hours to visitors, and extend to them every possible courtesy.
Yours respectfully,
Chas. E. Phipps,
Chairman of the Board of Trustees of the Cemetery Department.
Placed on file.

Placed on file.

# SOUTH BOSTON HIGH SCHOOL GROUNDS.

The following was received:

City of Boston, Office of the Mayor, April 8, 1910.

To the City Council:

I transmit herewith a communication from
the Schoolhouse Department containing a reply
to your order requesting that the grounds surrounding the South Boston High School be placed in suitable condition.

Respectfully,
JOHN F. FITZGERALD, Mayor.

City of Boston,
Schoolhouse Department, April 5, 1910.
Hon. John F. Fitzgerald, Mayor of Boston,
City Hall, Boston, Mass.:
Mydear Sir,—Referring to the order of the City
Council, namely, "That the Schoolhouse Commissioners be requested to cause the grounds surrounding the South Boston High School to be put in suitable condition, the expense of the work to be charged to the appropriation for Schoolhouse Department," it is customary for the Board of Schoolhouse Commissioners every spring to cause the grounds that surround said building to be put in condition for the summer. This they propose to do this season.

pose to do this season.

Very respectfully yours,

H. B. Fisher, Assistant Secretary. Placed on file.

FIRE APPARATUS, INFIRMARY BOAT.

The following was received:

City of Boston,
Office of the Mayor, April 11, 1910.
To the City Council:
The Trustees of the Boston Infirmary Department, at my request, have investigated the feasibility of installing fire extinguishing apparatus in the new boat authorized to be built by said department. They report that the plans can be readily modified, at an estimated cost \$5.000 so that this apparatus may be installed. can be readily modified, at an estimated cost of \$5,000, so that this apparatus may be installed. I recommend, therefore, the addition of \$5,000 to the appropriation for the "Boston Infirmary Department, New Boat," passed by the City Council of last year and approved by Mayor Hibbard on December 13, 1909.

A letter from the chairman of the trustees of the Boston Infirmary Department, setting forth his views upon the advisability of installing the apparatus in question, accompanied by a copy of the report of their expert, is forwarded here-

Respectfully, JOHN F. FITZGERALD, Mayor.

John F. Fitzgerald, Mayor.

City of Boston,
Infirmary Department, April 11, 1910.
Hon. John F. Fitzgerald, Mayor of Boston,
City Hall, Boston, Mass.;
Dear Sir,—The Boston Infirmary Trustees,
through the Committee on Buildings and Grounds,
have taken up the suggestion made by you
of installing in the new boat for this department a pump for fire service. They have caused
their expert to examine and report to them on
the additional cost of installing such a pump
and the necessary changes in the plans and specifications which have already been approved by
the Board and by the Mayor.

I have the honor to send you herewith report
of the expert appointed by the Board. The
trustees recommend the change if your Honor
deens it advisable. In that event, an additional
appropriation of five thousand dollars (\$5,000)
will be necessary.

will be necessary.

Very respectfully, E. M. Gallagher, Chairman.

88 Broad Street, Boston, April 11, 1910.

Dr. Nathaniel W. Emerson

Dr. Nathaniel W. Emerson,
Chairman Committee on Buildings and Grounds,
28 Court Square, Boston, Mass.:
Dear Sir,—Regarding the changes in the
proposed beat for your department which are
necessary to render it available for use as an
auxiliary fireboat, I would say that I have discussed the matter at some length with the
designers of this boat, Messrs. George Lawley
& Sons Corporation.
After looking into the matter they have given

& Sons Corporation.

After looking into the matter they have given it as their opinion that it would be possible to install in the engine room a special Blake duplex fire pump having a capacity of 1,200 gallons per minute. This will necessitate only comparatively slight changes in the present comparatively slight changes in the present design and would seem to me to fully cover the requirements necessary for its use as an auxiliary fireboat. They estimate the additional cost of equipping the boat in this way at not over five thousand dollars (\$5,000).

Very respectfully,

CARL B, CLARK.

Referred to the Committee on Finance.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

Claims.

Theresa Nay, for compensation for damage to property on May street, Janaica Plain, by an employee of the Street Watering Division.

Mattee Ruggieri, for compensation for injuries

caused by an alleged defect in front of 37 Endi-

Frank H. Cowin Company, to be paid for extra expense on his contract for work on Northern avenuc, caused by the Water Department laying

pipes in said avenue.

Helen M. Tucker, for compensation for repairs on drain, made necessary by the laying of a sewer at 272 Nash street, Dorchester.

Olga B. M. Upham, that \$108 paid by her, under a misunderstanding, be credited to her on account of taxes, Willow street, West Roxbury.

#### Fancuil Hall, etc.

Catholic Total Abstinence Societies of America, for the use of Faneuil Hall on August 10, 11 and 12, day and evening, for a national convention. Prohibition State Committee, for the use of Faneuil Hall on June 30, day and evening. Boston Elementary Teachers Club, for the use of Faneuil Hall on the afternoon of April 14, 1010.

The Machinists Union No. 264, for the use of Faneuil Hall on the afternoon of May 8. Consumers & Dealers Association, for the use of Faneuil Hall on the evening of April 14.

#### Executive.

Temple Israel, for a permit for Leon Snow et al. ehildren under fifteen years of age, to appear at Copley Hall on May 14.

Petitions for sidewalks were received as follows: Briek with Granite Edgestone.

S. F. Kingsley, 67 Bird street, Ward 16.

Artificial Stone with Granite Edgestone.

Mrs. Jaeob Pfaff, 106 Beaeon street, Ward 11. P. O'Hearn, 73, 75, 79, 83, 87 Adams street, Ward 20.

Ward 20.
F. A. Corbett, 17–19 Eastman street, Ward 20.
Dr. S. L. Sparks, 47 Stanley street, Ward 20.
Mary I. Wilson, 398 Columbia road, Ward 20.
Mrs. II. Coalm, 158 Harvard street, Ward 20.
Arthur H. Douse, 218 Hancock street, Ward 20.
Hyman Rambach, southwest corner Hollander
street and Humboldt avenue, Ward 21.
Weinstein & Yuroff, 77 Holworthy street,
Ward 21.

Charles Maguire, 157 School street, Ward 22. T. J. McLaughlin, 198 Mt Vernon street, Ward 23.

Ward 23. Sarah E. Eaves, 27–29 Walton street, Ward 24. Alvan T. Fuller, northeast corner Malvern street and Brighton avenue, Ward 25.

#### COAL AND COKE LICENSE.

A copy of coal and coke license, granted by the Secretary of the Commonwealth, was received. Placed on file.

# LYING-IN HOSPITAL.

A report was received from the Board of Health on petition of James T. A. Nolan, M. D., (referred April 4), for license to maintain a lying-in hospital at 415 Centre street, Jamaica Plain—certifying that he is a suitable person and that the premises are suitable for maintaining a lying-in hospital.

The Council voted to grant the license on the usual conditions

usual conditions.

#### USE OF BUILDING FOR EXPLOSIVES, ETC.

In accordance with law, the following notices were received of use of buildings for storage of gasolene, etc., under licenses granted by the Board of Aldermen, and of intention to use for same purpose for the ensuing year, viz.:

Boston Elevated Railway Company, 439
Albany street.

Boston Elevated Railway Company, eorner of Bartlett and Washington streets. Boston Elevated Railway Company, 363

Dorehester avenue.

Boston Elevated Railway Company, 552

Harrison avenue

Boston Elevated Railway Company, Sulfivan

Edgar E. Abrahams, rear 9 Rozella street, Ward 24. Placed on file.

#### NOTICES OF POLE LOCATIONS.

Notices were received from the Street Commissioners of the granting of the following locations: Edison Electric Illuminating Company, to erect and to remove two poles on Harvard avenue, Ward 25.

Edison Electric Illuminating Company, to erect and to remove one pole on Pond street, Ward 23. Notices were received from the Street Commis-

New England Telephone and Telegraph Company, to ereet and to remove four poles on Allandale street, Ward 23.

Fire Commissioner, to ereet post for fire-alarm box, eorner Water and Gray streets,

Placed on file.

## NOTICES OF RAILWAY LOCATIONS, ETC.

Notices were received from the Street Commissioners of the passage of orders giving permission to the West End Street Railway Company as follows:

Extension of time on 255th location, tracks on Cambridge and Charles streets; granting of location of eross connections on Norfolk street, 299th location; granting alterations of locations on Park street, Dorehester, 300th location.

Placed on file.

### NOTICE OF HEARING.

Notice was received from the Railroad Commissioners of hearing on April 14 on petition of West End Street Railway Company for approval of 297th location, tracks on Chardon, Merrimac and Portland streets, and 298th location, curved tracks Huntington and Longwood avenues. Placed on file.

#### NOTICES OF APPOINTMENTS.

Notices of appointments made by the Mayor

Notices of appointments made by the Mayor were received, viz.:
Alexander W. Longfellow, Art Commissioner;
Felix W. McGettrick, Assessor; George A. Hibbard, City Collector; James J. Minot, M. D.,
Consumptives' Hospital Trustee; Thomas M. Babson, Corporation Counsel; Thomas R. O'Connor, Music Trustee; James H. Smyth, Superintendent of Printing; Patrick J. Brady, Overseer of the Poor; Mrs. Margaret J. Gookin, Overseer of the Poor; Charles H. Slattery, City Treasurer.
Placed on file. Placed on file.

#### NOTICES OF APPROVAL.

Notices of approval by the Civil Service Commission of the following appointments by the Mayor were received, viz.:
Edward B. Daily, Assessor; J. Alfred Mitchell, City Auditor; John M. Minton, Election Commissioner; William Jackson, City Engineer; William P. Fowler, Institutions Registrar; George E. McKay, Superintendent of Markets; James M. Prendergast, Park Commissioner.
Placed on file.

#### WARD 13 PLAYGROUND.

The following was received:

Boston Finance Commission,

Boston Finance Commission,
Boston, April 6, 1910.
To the Honorable the City Council:
Gentlemen,—Your communication of April 4,
requesting the Finance Commission to furnish
your honorable body all information relative to
the Ward 13 Playground, has been duly received
and will have the attention of the commission and will have the and a surface that an early date.

Respectfully yours,

John C. L. Dowling,

Junior Counsel.

Boston Finance Commission,
Boston, April 7, 1910.

To the Honorable the City Council:
Gentlemen,— In further acknowledgment of your communication of April 4, I am directed by the Finance Commission to state that the commission will be pleased if your honorable body will make your request more specific, as the present form is so general that the commission does not know upon what particular playground of Ward 13 information is sought.

Respectfully yours,
John C. L. Dowling,
Junior Counsel.

Coun. CURLEY—Mr. President, I move that that be referred to the Executive Committee, as I understand that there is only one playground in Ward 13 under consideration.

The message was referred to the Executive Committee.

# APPROPRIATION BILL.

Coun. BRAND presented the following:

In City Council, April 11, 1910.
The Committee on Appropriations, to whom was referred the message of the Mayor transmitting the estimates of the several departments for the financial year 1910–11, and the appropriations recommended by him, having considered

the same, respectfully submit the following appropriation bill for the city and county for the present linancial year, and recommend its passage, together with the accompanying orders.

For the Committee,
FREDERICK J. BRAND, Chairman.

City of Boston, Appropriation and Tax Orders for the Financial Year 1910–11.

Appropriation and Tax Orders for the Financial Year 1910–11.

Ordered, That to meet the current expenses payable during the linancial year beginning with the first day of February, 1910, of performing the duties and exercising the powers devolved by statute or ordinance, or by vote of the City Council during the year, upon the City of Boston, or the County of Sulfolk, or the departments or officers thereof, and to meet their respective obligations for interest on debt, sinking fund requirements, and maturing debt not provided for by sinking fund, the respective sums of money hereinafter specified he, and the same are, hereby appropriated for the several departments, and for the objects and purposes hereinafter stated. Ordered, That the appropriations for Water Department, current expenses, and the payments to the state under the provisions of chapter 488 of the Acts of 1895 and acts in addition or amendment thereto, and for the interest requirement for loans issued for water purposes, be met by the income from taxes; that the other appropriations hereinafter specified or heretofore made be met out of the money remaining in the treasure at the close of business on January 31, 1910.

priations hereinafter specified or heretofore inade be met out of the money remaining in the treas-ury at the close of business on January 31, 1910, exclusive of the money raised by loan or needed to carry out the requirements of any statute, gift, trust, or special appropriation, and by the income of the financial year, beginning February 1, 1910, and by taxes to the amount of \$13,997.866, and that said amount be raised by taxation on the polls and estates taxable in the City of Boston.

Ordered, That all sums of money which form no part of the income of the city, but shall be paid for services rendered or work done by any department or division for any other department or division, or for any person or corporation other than the City of Boston, be paid into the general treasury and then credited to the appropriation of the department or division rendering such service or doing such work, and that all contributions made to any appropriation be expended for the objects and nurposes diverted by the several the objects and purposes directed by the several

service of doing such work, and that an contributions made to any appropriation be expended for
the objects and purposes directed by the several
contributors thereof.

Ordered, That to provide temporarily money
to meet the appropriations aforesaid, the City
Treasurer issue and sell, at such times and in
such amounts as he may deem best, notes or
certificates of indebtedness of the City of Boston,
not exceeding nine million dollars in the total,
in anticipation of the taxes of the current municipal year; that all such notes or certificates of
indebtedness be dated the day the money for
the same is received, be made payable with the
interest thereon at the office of the City Treasurer
within the current financial year, from the taxes
of said year, and bear interest from their date
until the same are made payable at such rate as
said treasurer shall deem proper.

Ordered, That all taxes raised to meet the
appropriations of the City Council, and all taxes
assessed for meeting the city's proportion of the
state tax of the year 1910, or of any other taxes
or assessments payable to the Commonwealth,
be due and payable on the first day of October,
1910; that all such taxes paid after the first
day of November, 1910, bear interest from and
including said day until paid, at the rate of six
per cent per annum, except the taxes assessed
upon shares of stock of national banks shall bear
interest at the rate of twelve per cent per annum
from and including said first day of November
rutil paid; and that all interest which shall
have become due on taxes shall be added to and
be a part of such taxes. be a part of such taxes.

Art Department: Fight hundred dollars	\$800 00
Agazzing Department, One hundred coverty thousand dellars	170,000 00
Assessing Department, One number severity thousand donate	46.800 00
Auditing Department: Forty-six (nousand eight hundred doilais	175,000 00
Art Department: Eight hundred dollars Assessing Department: One hundred seventy thonsand dollars Auditing Department: Forty-six thousand eight hundred dollars Bath Department: One hundred seventy-five thousand dollars Building Department: One hundred eight thousand seven hundred fifty dollars:	175,000 00
Building Department: One hundred eight thousand seven hundred fifty dollars: Building Department \$103,000 00 Board of Appeal \$5,750 00	
Building Department	
Board of Appeal	
	108,750 00
Cemetery Department: Seventy-five thousand dollars	75,000 00
City Clerk Department: Forty-five thousand dollars	45,000 00
City Documents: Thirty-two thousand dollars	32,000 00
City Documents: Thirty-two thousand dollars Collecting Department: One hundred thirty-five thousand dollars	135,000 00
Consumptives' Hospital Department: One hundred ninety thousand dollars	190,000 00
Election Department: One hundred forty-eight thousand seven hundred twenty-five	
dollars	148,725 00
dollars	84,000 00
Figure Commission, Forth thousand dollars	40,000 00
Finance Commission. Forty thousand donars	40,000 00
Fire Department: One minion live hundred firty thousand dollars:	
Current expenses	
Finance Commission: Forty thousand dollars Fire Department: One million five hundred fifty thousand dollars: Current expenses Pensions S1.445,000 00 105,000 00	1 550 000 00
	1,550,000 00
Health Department: Two hundred twenty-five thousand dollars Hospital Department: Four hundred ninety-eight thousand five hundred dollars.	225,000 00
Hospital Department: Four hundred ninety-eight thousand five hundred dollars.	498,500 00
Institutions:	
Children's Institutions Department:	
Two hundred five thousand three hundred eighty dollars:	
Placing Out and Office Division \$97,000 00	
Parental School 60,000 00	
Placing Out and Office Division         \$97,000 00           Parental School         60,000 00           Suffolk School for Boys         48,380 00	
	205,380 00
Institutions Registration Department: Twenty-three thousand dollars	23,000 00
Boston Infirmary Department: One hundred eighty-three thousand five hundred	20,000 00
dollars:	
Boston Almshouse and Hospital	
Almsnouse, Charlestown	
Almshouse, Charlestown         16,000 00           Pauper expenses         10,800 00	
Almshouse, Charlestown         16,000 00           Pauper expenses         10,800 00           Office expenses         4,700 00	
Almshouse, Charlestown       10,000 00         Pauper expenses       10,800 00         Office expenses       4,700 00         Steamer "John Howard"       7,000 00	
Office expenses         4,700 00           Steamer "John Howard"         7,000 00	183,500 00
Office expenses 4,700 00 Steamer "John Howard" 7,000 00 Steamer "Monitor": Twenty-five thousand two hundred eighty-nine dollars	25,289 00
Office expenses . 4,700 00 Steamer "John Howard" . 7,000 00 Steamer "Monitor": Twenty-five thousand two hundred eighty-nine dollars	
Office expenses . 4,700 00 Steamer "John Howard" . 7,000 00 Steamer "Monitor": Twenty-five thousand two hundred eighty-nine dollars	25,289 00 50,000 00
Office expenses 4,700 00 Steamer "John Howard" 7,000 00 Steamer "Monitor": Twenty-five thousand two hundred eighty-nine dollars Law Department: Fifty thousand dollars Library Department: Three hundred fifty-one thousand nine hundred seventy-	25,289 00
Office expenses 4,700 00 Steamer "John Howard" 7,000 00 Steamer "Monitor": Twenty-five thousand two hundred eighty-nine dollars Law Department: Fifty thousand dollars Library Department: Three hundred fifty-one thousand nine hundred seventy-	25,289 00 50,000 00
Office expenses . 4,700 00 Steamer "John Howard" . 7,000 00  Steamer "Monitor": Twenty-five thousand two hundred eighty-nine dollars . Law Department: Fifty thousand dollars . Library Department: Three hundred fifty-one thousand nine hundred seventy-eight dollars . Market Department: Ten thousand seven hundred fifty dollars	25,289 00 50,000 00 351,978 00
Office expenses . 4,700 00 Steamer "John Howard" . 7,000 00  Steamer "Monitor": Twenty-five thousand two hundred eighty-nine dollars . Law Department: Fifty thousand dollars . Library Department: Three hundred fifty-one thousand nine hundred seventy-eight dollars . Market Department: Ten thousand seven hundred fifty dollars	25,289 00 50,000 00 351,978 00
Office expenses . 4,700 00 Steamer "John Howard" . 7,000 00  Steamer "Monitor": Twenty-five thousand two hundred eighty-nine dollars . Law Department: Fifty thousand dollars . Library Department: Three hundred fifty-one thousand nine hundred seventy-eight dollars . Market Department: Ten thousand seven hundred fifty dollars	25,289 00 50,000 00 351,978 00
Office expenses . 4,700 00 Steamer "John Howard" . 7,000 00  Steamer "Monitor": Twenty-five thousand two hundred eighty-nine dollars Law Department: Fifty thousand dollars Library Department: Three hundred fifty-one thousand nine hundred seventy- eight dollars Market Department: Ten thousand seven hundred fifty dollars	25,289 00 50,000 00 351,978 00

Music Department: Nineteen thousand dollars	\$19,000 00
Overseeing of the Poor Department: One hundred forty-two thousand five hundred dollars  Park Department: Three hundred sixty, five thousand dollars	. 142,500 00 . 365,000 00
dollars Park Department: Three hundred sixty-five thousand dollars Police Department: Two million one hundred forty-five thousand dollars: Current expenses \$2,009,527	
Current expenses	0 - 2,145,000 00
Licensing Board: Thirty-five thousand dollars.  Printing Department: Salary of superintendent and operating expenses to be met brevenue.	. 35,000 00
Public Buildings Department: One hundred ninety-five thousand dollars Public Grounds Department: One hundred forty-seven thousand five hundred dollars	. 195,000 00 s, 147,500 00 40,000 00
Registry Department: Forty thousand dollars Reserve Fund (for the payment of claims, executions of court, court fees, expert witnesses and other learn expenses and for transfers). Two hundred fifty thousand dollars	es 250,000 00
and other legal expenses, and for transfers): Two hundred fifty thousand dollars Sinking Funds Department: Two thousand four hundred dollars Soldiers' Relief Department: Two hundred forty thousand dollars Statistics Department: Fifteen thousand two hundred dollars: Statistics Department:  Statistics Department  City Record, publication of  4,200 0	2,400 00 240,000 00
Statistics Department: Fifteen thousand two hundred dollars: Statistics Department	0 0
Street Department: Four million coverty two thousand cover hundred sixty eight dellar	611
Central Office         \$22,768 (c)           Ferry Division         230,000 (c)           Highway Division         1,500,000 (c)           Lamp Division         730,000 (c)           Sanitary Division         1,280,000 (c)           Sewer Division         310,000 (c)	0
Highway Division	0 0
Sanitary Division	0
Street Laying-Out Department: Eighty-five thousand dollars Supply Department: Thirteen thousand dollars hundred dollars Treasury Department: Forty-eight thousand six hundred dollars Weights and Measures Department: Twenty-four thousand eight hundred ninety-si	- 4,072,768 00 . 85,000 00
Treasury Department: Forty-eight thousand six hundred dollars Weights and Measures Department: Twenty-four thousand eight hundred ninety-si	. 13,000 00 . 48,600 00
dollars	
The Department and over thousand eight handed hey donne.	\$12,358,186 00
City Debt Requirements: Sinking funds	
Sinking funds	0
	- 4,885,505 00
five dollars: County Buildings	
Supreme Judicial Court	
Superior Court, Criminal Session	
Municipal Court Justices	
Municipal Court, Criminal Session	
East Boston District Court 9,300 00  Municipal Court, South Boston District 12,400 00	
Municipal Court, Dorchester District 8,000 00 Municipal Court, Roxbury District 20,000 00	-
Municipal Court, West Roxbury District 8,000 00 Municipal Court, Brighton District 5,900 00	
Police Court, Chelsea	
Insanity cases	
Medical examinations	
Supreme Judicial Court	0
Penal Institutions Department:         \$200,000 00           House of Correction         \$200,000 00           Office expenses         21,000 00	
County Debt Requirements:	0
Sinking fund and principal	
211,975 (	0 1,493,675 00
	\$18,737,366 00
Water Department: One million forty thousand nine hundred sixty dollars. (To be pai by water income.)	
Current expenses and extension of mains	0
	- \$1,040,960 00
Referred to the Executive Committee, on motion of Coun. BRAND.	

Referred to the Executive Committee, on motion of Coun. BRAND.

#### CLAIMS

Cour. BUCKLEY, for the Committee on Claims, submitted the following:

Reports on recommendations of the Water Commissioner, approved by the Law Department, recommending the passage of orders in settlement of claims caused by the breaking of water main in Tremont street, on January 3, 1910 view. 1910. viz.

1910, viz.:
Ordered, That there be allowed and paid to Sam S. and Lee Shubert Company, Inc., the sum of \$6,196.76 in compensation for damage done to their property stored in the Majestic Theater, caused by breaking of water main in Tremont street on January 3, 1910, said sum to be charged to the appropriation for Water Deportment. Department

Department.
Ordered, That there be allowed and paid to the Grand Rapids Furniture Company the sum of \$750 in compensation for damage done to their stock of furniture in storeroom at 46–48 Eliot street, caused by breaking of water main in Tremont street on January 3, 1910, said sum to be charged to the appropriation for Water Department

be charged to the appropriate.

Department.
Ordered, That there be allowed and paid to John Cimmerblatt the sum of \$575 in compensation for damage to stock of tobacco, caused by breaking of water main in Tremont street on January 3, 1910, said sum to be charged to the appropriation for Water Department.

Reports accepted; orders passed.

# CONFIRMATION OF APPOINTMENTS.

President BALLANTYNE called up No. 1.

President BALLANTYNE called up No. 1, unfinished business, viz.:

1. Action on appointments submitted by the Mayor April 4, 1910, severally for the term ending April 30, 1910, viz., Louis Bazoll, John E. Kiley and Arthur Shine to be Weighers of Coal; John E. Kiley and Arthur Shine to be Measurers of Wood and Bark; Thomas A. Gorman, John E. Kiley and Charles W, Perry to be Weighers of Boilers and Heavy Machinery; John E. Kiley to be a Measurer of Grain and a Weigher of Beef.

The question came on confirmation, Committee, Coun. Buckley and Kenny. Whole number of ballots cast 9; yeas 9, and the several appointments were confirmed.

#### MOVING PICTURE SHOW ADVERTISE-MENTS.

On motion of Coun. CURLEY, the Council

MENTS.

On motion of Coun. CURLEY, the Council took up No. 5, special assignment, viz.:

5. Ordered, That the President appoint a special committee to investigate the advertisements of Boston theaters and noving picture shows which have been inserted in the Republi, from February 7 to date, and their relation, if any, to the granting of licenses by the Mayor to said theaters and moving picture shows.

Gun. GURLEY Mr. President, I move the indefinite postponement of the order.

Coun. HALE—Mr. President, I hope that that motion will not prevail. I have looked into a few more facts than I had when I spoke last, and I still think it is a subject that we should investigate. It was asked at the last meeting what business it was of ours, and I would like to explain, in the first place, what business it is of ours. In order to thoroughly understand that, we have got to know the exact facts involved in this question in the moving picture shows. They have been for some time, under their licenses, carrying on a theatrical performance, and they wish to continue to do that. In January or December last the counsel for the regular theaters filed a brief with the Police Department trying to show that these moving picture shows were violating their licenses, and the Police Department, or one man in the Police Department that most of these moving picture shows were violating their licenses, and the Police Department, prepared a brief whith the Police Department that most of these moving picture shows be shut up. That was towards the end of February, about the 25th or 24th,—somewhere around there; I have not the exact date. The attorneys for the picture shows at once went to the Police Department. Among others were Samuel H. Borofsky and Daniel T. O'Connell,—among other attorneys

for the inoving picture shows,—and they requested that the matter be referred to the Mayor's office. The Police Department—
Coun. CURLEY—Mr. President, I would like to ask the gentleman to be a little more specific in relation to those men. There are nany Borofskys in the city.
Coun. HALE—I gave their full names.
Coun. CURLEY—I was asked if that is the former member of the Board of Assessor?
Coun. HALE—Samuel H. Borofsky is one and the other is Daniel T. O'Connell.
President BALLANTYNE—Coun. Hale has the floor.

the floor

Coun. HALE—Samuel H. Borofsky is one and the other is Daniel T. O'Connell.

President BALLANTYNE—Coun. Hale has the floor.

Coun. HALE—On March 12 Mr. Casey, of the Mayor's office, wrote a letter to the Police Department asking that the question be suspended until later,—after March 22.—and a hearing was set for March 22. At this hearing the counsel on the side appeared and argued the matter, and later Babsou gave his opinion, saying that the licenses should be granted subject to certain conditions. There are two points involved. There is first the legal question: Has the Mayor the right to allow these moving picture shows to carry on these exhibitions? That is a question of law, passed on by Babson. The second is this: Shall the Mayor, in his discretion, grant them this privilege? He is in no way compelled to grant it. As I say, the hearing was on March 22, and the case was decided substantially in favor of the moving picture shows. The Mayor was in the South in February; he returned March 8 in the evening. On February 26 a two-column 4-inch ad of the Beacon Theater, one of these places against which the Police Department had issued the order, appeared. That was before the Mayor came back from the South. On the 5th of March another ad came out, of the same size, the same theater, in the Republic. Before that time and throughout the year 1909 no ads of these theaters had cone out in the Republic. On March 12, four days after the Mayor returned, the ad came out again, and on March 19 the Beacon Theater had a whole page ad, and two others, added together, a whole page ad, and two others, added together, a whole page ad, and two others, added together, a whole page ad, and two others, added together, a whole page ad, and two others, added together, a whole page ad, and two others, added together, a whole page ad, and two others, added together, a whole page ad, and two others, added together, a whole page ad, and two others, added together, a whole page ad, and two others, added together, a whole page and which sh

man is acting as Mayor he should solicit or receive no advertisement from any theater or moving picture house in Boston? Why, it would be just as logical, carrying it to its final conclusion, to say that because a man is mayor conclusion, to say that because a man is mayor he should permit no advertising to appear in his paper of any concern doing business in Boston. Then, following it a little farther, it would appear that the only proper course for a man as mayor of the city to pursue, would be, if he were in any business, to give up his business and devote his entire time, attention and energy to the office of mayor. Of course, a newspaper must him by its advertising; in a other way can it office of mayor. Of course, a newspaper fitting live by its advertising; in no other way can it be made to pay. The street railway companies do business here in Boston, and their rights, franchises and privileges in the streets are subject to final action by the Mayor. Street lighting companies, telephone aud telegraph companies, a thousand and one concerns, do business with the city, and there are concerns that sell wagons and horses sunplies of all kinds. I suppose it would companies, telephone and telegraph companies, a thousand and one concerns, do business with the city, and there are concerns that sell wagons and horses, supplies of all kinds. I suppose it would be just as wrong for him to accept an ad from any of those concerns, if the thing is followed along in this line. But if it is wrong in his case it is wrong in the case of any other city official, and if a man is elected to public office the only proper thing for him to do, according to Mr. Hale's version, is to resign from public office or from his business,—one of the two. I dou't know how profitable holding public office is—that is, the office of mayor. I can testify to that of alderman or councilman. But in the case of a recent mayor of this city I believe he found it very unprofitable, and he did not give up his business while he was mayor of the city. I don't suppose every man holding a city job ran down to have that concern make a suit of clothes for him because he was mayor of the city, auy more than at the present time every house in Boston that seeks some privilege, franchise or itense, runs to insert au ad in this paper, because Mr. Fitzgerald is Mayor of the city. I don't think this is a proper matter for us to consider any further, and I trust that it will be indefinitely postponed.

Coun. COLLINS—Mr. President, I hope the motion to indefinitely postpone will not prevail. This matter has come before us, sitting here as the legislative branch of the government of the City of Boston, and the integrity and character of the chief executive officer of this city has been called into question. As I said at the last meeting of this Council, there is no reason why I should be friendly to his Honor the Mayor; in fact, of all members of this body I believe i on my part should have any sway sitting here, as I do, as a legislator. The matter having come before the public, and it having become public knowledge, I believe it is our duty to see that it is threshed out to the finish. If the Mayor is right, he ought to be e

the charter:
"It shall be the duty of the Finance Commission from time to time to investigate any and sion from time to time to investigate any and all matters relating to appropriations, loans, expenditures, accounts, and methods of administration affecting the City of Boston or the County of Suffolk, or any department thereof, that may appear to the commission to require investigation, and to report thereon from time to time to the Mayor, the City Council, the Governor or the General Court."

The order introduced here, by the councilor

Governor or the General Court."

The order introduced here by the councilor on my right does affect the administration of the City of Boston, and it should be probed to the finish. I understand that after the meeting of the Council last week the Mayor invited a thorough investigation. I subunit that since the order has been introduced, since this is a matter of public knowledge, since the Mayor invites an investigation, he ought to have it. I hope the motion made by the councilor will not prevail. If it does not prevail I shall offer an amendment referring the whole matter to the Finance Competering the whole matter to the Finance Comreferring the whole matter to the Finance Com-

Coun. KENNY-Mr. President, I see no reason coun. KENNY—Mr. President, I see no reason for changing my position, stated at the meeting of this Board a week ago. I still feel that this is not a matter which the Council has a right to inquire into in the form proposed by the present order. If there is any show house or moving picture house which is being improperly conducted—that is to say, if the fire regulations are being violated so that it is improper that they should operate under the present because—that are being violated so that it is improper that they should operate under the present heenses—that is a matter, of course, which I should be glad to investigate. Something was said here about the Mayor having granted licenses to some of these houses. If that is the case, and licenses were improperly granted—that is to say, if the parties have not conformed to the requirements of the law—I do say that that is a proper matter of investigation; but to inquire into this matter I think is improper and unnecessary. Therefore, I shall vote against it and shall vote in favor of indefinite postponement of the order. Coun. Curley's motion to indefinitely postpone was lost, yeas 4, nays 4:

Yeas—Coun. Brand, Buckley, Curley, Kenny—4.

Nays-Conn. Attridge, Collins, Halc, Mc-Donald-4.

The question came on the passage of the order

as presented.
Coun. COLLINS—Mr. President, I desire to offer an amendment.
Coun. COLLINS offered the following, as a

Coun. COLLINS offered the following, as a substitute order:
Ordered, That the Finance Commission be and hereby is requested to investigate and report to the City Council concerning the advertisements of Boston theaters and moving picture shows which have been inserted in the Republic from February 7 to date, and their relation, if any, to the granting of licenses by the Mayor to said theaters and moving picture shows.

The question came on the adoption of the substitute.

The question came on the assignment substitute.

Coun. COLLINS—Mr. President, I do not propose at this time to take up any more of the time of this Council by going into the merits of this proposed amendment. Suffice it to say that the Finance Commission is a co-ordinate that the government, whose duty it is to branch of this government whose duty it is to investigate. It is not compelled to investigate. It is not compelled to investigate. I am frank to confess that I do not know enough about the merits or demerits of the order introduced by Mr. Halers of feel that I can intelligently about the ments of denents of the order introduced by Mr. Hale, so I feel that I can intelligently vote affirmatively or negatively on that particular question; but, since it is a matter of public knowledge and since the public ought to know the truth, it seems to me that the avenue through which we should find the truth is the Finance Commission, who have much broader latitude than we have in the way of summoning witnesses and compelling the production of papers. If they do not think the matter is of sufficient importance, they can reject it; if they do believe it is of sufficiently grave importance, they can investigate or do as they please. Personally, I am one of those who believe that the Finance Commission has done much to better the condition of our municipality and to throw the searchlight of publicity on the highways and particularly on the dark ways of municipal waste. For that reason, sir, I offer this amendment, and I trust that the order with the amendment will prevail.

waste. For that reason, sir, I offer this amendment, and I trust that the order with the amendment will prevail.

Coun. CURLEY—Mr. President, I sincerely trust that the substitute order will not prevail. I want to say, as one member of this Council, that I do not feel that it is necessary to request the Finance Commission to investigate anything that may be done by the chief executive of this city that is in any scase other than what he should have done. Nobody in the history of this city has been more eager to send a man to jail without giving him an opportunity to defend himself than this same body, the Finance Commission. Talk about bloodhounds in the time of the Civil War on the track of escaping soldiers—those methods were not a patch along-side the methods adopted by the Finance Commission for four years in trying to prove the present chief executive a thief and a crook and make of him a jail bird; and I don't believe they need any incentive to investigate any of his acts. In case he does not do as he should do, they would be only too eager to seize the opportunity to send him to jail, if they could. The issue whether he conducted his administration honestly or not was determined in the last election by or not was determined in the last election by

the people of this city, a jury of sufficient size to judge correctly and a jury that had every judgment; and I want to say that, after that jury has acted, I think it ill becomes this Council,

jury has acted, I think it ill becomes this Council, at the beginning of an administration that may last four years, to stamp the chief executive of the city as crooked and corrupt.

Coun. HALE—Mr. President, I would like to ask the gentleman a question, if he will yield.

Coun. CURLEY—Surely.

Coun. HALE—Coun. Curley, is it your position that this recent election means that everything the present mayor. Mr. Fitzgerald, did in his first term was justified?

Coun. CURLEY—Mr. President, I should say that that question was determined by the people of Boston, and the view that they took, I take.

Coun. HALE—That they decided that in the affirmative?

affirmative?
Coun. CURLEY—Certainly. We all know it and so does Storrow.
Coun. HALE—That is all I wanted to know.
Coun. CURLEY—Now, I don't believe in rehashing the various charges and counter-eharges made in the last campaign, and I don't think it is necessary. But every man knows Coun. CURLEY—Now, I don't believe in rehashing the various charges and countercharges made in the last campaign, and I don't 
think it is necessary. But every man knows 
that those who were unfortunate enough to be 
sent to Deer Island for connection with certain 
alleged wrongdoings with the conduct and administration of various departments were promised 
immunity and release if they would only admit 
something that would incriminate John F. Fitzgerald; and I venture to say that Maher or Mike 
Mitchell, if they were sufficiently corrupt or 
rotten enough to say that Fitzgerald was responsible for what they did rather than admit that 
they were responsible themselves, would never 
have served one day in jail. I understand that a 
certain promise was made to them before they 
were there a week that they would be released 
if they would only incriminate Fitzgerald. It 
wasn't Maher that they wanted, it wasn't Mitchell 
that they wanted, it wasn't Battis or the others, 
but it was John F. Fitzgerald. But the was elected 
and you are now going to herald the news all 
over this country that they have already started 
to investigate once more John F. Fitzgerald, 
before his administration has scarcely had its 
second birth. In other words, you are going to 
say that for the next four years rottenness and 
corruption are to reign in City Hall and in the 
City of Boston. Mr. President, it is a fine situation. The Lord knows I never want to pose as a 
reformer, because I am too well acquainted with 
the majority of them. I like to associate with 
people who have some sense of common decency, 
instead of a parcel of crooks who pose as reformers 
and whom it wouldn't be safe to leave with an old 
umbrella or an old pair of rubbers. A fine aggregation of reformers are operating in this city—
men whom the public considered as the exemplars of all that was pure, all that was honerst, all 
that was honorable and just, and we have had an 
opportunity within the last month to discover plars of all that was pure, all that was honest, all that was honorable and just, and we have had an opportunity within the last month to discover that one of them was indicted by a grand jury for bribery in connection with a will made by one of his family. As for the other eminent reformers their personal and public history are too well known to require repetition. I suppose there is one man outside of Fitzgerald whom they would like to get in this town, and that is myself; but I hew pretty close to the line and I don't think they will have the opportunity. The chairman of the Finance Commission—an eminent reformer! I served in this City Council, sir, during the Collins administration, when the entire Street Department was debauched and demoralized for Department was debauched and demoralized for an entire month and when every man who could influence one vote in the Eleventh District was given a week's leave of absence with pay to go out and influence that one vote for John A. Sulliout and influence that one vote for John A. Sullivan; when hired bands of repeaters operated from one end of the district to the other to bring about the election of that eminent reformer. I will not speak about his experiences in court—it is not necessary; and I will not speak about the rusty halo that he is wearing at the present time. While preaching morality, purity, decency and every manly virtue, I am informed that he is privately interested in a business that is debauching and demoralizing the youth of the city. Eminent reformers—a fine body to consider anyone's character. I realize, Mr. President, with that other eminent reformer, Bill Berwin, that votes are the only thing that count, that it is unnecessary to argue on this proposition; but the unnecessary to argue on this proposition; but the

fact remains that if you are going to investigate this proposition you should not stop here. You should go a step farther and investigate the administration, or cause an order to be introduced at the State House for an investigation into the administration of Curtis Gnild, who ran a paper during the time that he was Governor of this Commonwealth. Every corporation doing business in Massachusetts that required the assistance of the Legislature advertised in his paper, the Commercial Bulletin, during the time that he was Governor of the Commonwealth. But there was no criticism, no comment. Guild But there was no criticism, no comment. Guild was a Republican and a blueblood; consequently he couldn't be dishonest or corrupt. A fine situation!

Coun. COLLINS—Mr. President, I don't want to be considered as one standing here trying to railroad any investigation of anybody. I am not standing here assailing Mr. Fitzgerald; neither am I standing here either defending or attacking the Finance Commission. I had no knowledge before the order was submitted here last Monday that there was such an order to be presented, but since it is before us we have to act on it Since this matter has become known to the citizens through the papers of Boston, as the eouncilor on my left has very well said, it should be threshed out. The people do not necessarily take judicial notice of a report of the Finance Commission. Let them produce the facts. If they act fairly they should be commended, if not they should be condenned, and I say the same of his Honor the Mayor. I trust that the amendment will prevail.

The Council refused to adopt Coup. Collins's

The Council refused to adopt Coun. Collins's substitute. Coun. COLLINS doubted the vote and asked for the yeas and nays.

The substitute was rejected, yeas 4, nays 4: Yeas—Coun. Attridge, Collins, Hale, McDonald—4.

Nays-Coun. Brand, Buckley, Curley, Kenny

The question came on the passage of the original order.

Coun. ATTRIDGE moved reference to the

Executive Committee; declared carried.
Coun. CURLEY—Mr. President, I most respectfully doubt the vote and ask for a roll call. I believe it ought to be settled here and

Coun. Attridge's motion to refer to the Execu-

tive Committee was lost, yeas 4, nays 5: Yeas—Coun. Attridge, Ballantyne, Collins, McDonald—4.

Nays—Coun. Brand, Buckley, Curley, Hale, Kenny—5.

The question came on the passage of the orig

The question came on the passage of the original order.

Coun. BUCKLEY—Mr. President, I do not like to take part in this debate, but I am very sorry that the gentleman on my left (Coun. Hale) introduced the order in the first place. I believe in a clean form of government and a clean city, and I believe that possibly there are some moving picture shows in Boston whose licenses should be revoked. At the same time that is not the fault of his Honor the Mayor and it does not account for the advertising in the Republic, of which he assures me that he had absolutely no personal knowledge. He says that he has been in the Republic office only once since he was inaugurated as Mayor of this city. It seems to me that we ourselves are responsible for all this talk of graft, and for the turmoil that exists, so far as people in public life are concerned, in this city. We introduce orders and resolutions of this character, and so long as we keep doing that it stands to reason that the people cannot have confidence in us. As one member of the City Council who wants to vote absolutely right on all questions, I do not believe that this order is a fair one to the chief executive of this city, who is undoubtedly giving the city a good administration. I believe him when he says that he had no knowledge of the advertising given to the Republic while he was in the South. I assume that the gentlemen who have introduced both orders have perhaps the most honest motives,—in fact, I know they have,—but, at the same time, I think it is wrong to keep criticising the chief magistrate right at the very start of his administration. I know when he finds out that there are some shows or some theaters in the city whose licenses should be revoked he will be the first one to revoke them. be the first one to revoke them.

Coun. HALE-Mr. President, will the gentle-

coun. HALE—Mr. Fresident, will the gentle-inan who has just spoken answer a question? Coun. BUCKLEY—If I can. Coun. HALE—According to his theory of good government, should a man who has to decide a disputed question receive money directly or indirectly during that dispute from one of the

dccide a disputed question receive money directly or indirectly during that dispute from one of the sides?

Coun. BUCKLEY—Mr. President, I will answer that question by asking the gentleman another. Does the granting of licenses to those theaters rest entirely with his Honor the Mayor?

Coun. HALE—Yes, absolutely.

Coun. BUCKLEY—Does it not lie in the Excise Board, or doesn't the Police Commissioner have something to do with it?

Coun. BUCKLEY—Will answer that question. Mr. President, by saying that it is entirely within the discretion of the Mayor.

Coun. BUCKLEY—Mr. President, I should like to ask the gentleman again if the Police Commissioner or the Excise Board, whichever has the power, does not have to approve of the irenses before they are granted.

Coun. BUCKLEY—Now, I will be very glad to answer the gentleman's question, Mr. President, I do not believe any public official should receive money directly from any person interested in amatter in dispute. I don't believe any public official should receive money directly from any person interested in amatter in dispute. I do not see that the Mayor of Boston has received money indirectly, because, as I understand it, the Republic is a corporation, and there is a question in my mind whether at the present time the Mayor of Boston owns any stock in the Republic or not.

Coun. KENNY—Mr. President, I think we all understand the facts; I think they are well known to-day in connection with that advertisement. Of course, no man has a right to take means who is interested in deciding a cuestion.

known to-day in connection with that advertisement. Of course, no man has a right to take moncy who is interested in deciding a question one way or another, if he is a public official. That is elementary, and nobody here will defend that proposition at all. We all know that the Mayor was away in the South——

Coun. HALE—Mr. President, will the councilor yield for a question of information?

Coun. KENNY—Why, certainly.

Coun. IIALE—Do you know that his Honor returned the 8th of March and an advertisement came out on the 19th? known to-day in connection with that advertise-

came out on the 19th?

came out on the 19th?

Coun. KENNY—I do know that he returned on the 8th But, be that as it may, I don't know when or how the ad was obtained. Apparently in consequence of some solicitation the ad appeared at some subsequent time; but certainly we all know this, or believe it, I think,—if we are going to decide this question fairly,—that the appearance of these ads in the Republic did not in any way have any bearing with or influence upon the Mayor in his official action. I understand that the Mayor had at his elbow the Corporation Counsel, and that he was the one who actually decided the question, because the Mayor referred it to him. Now, let us be fair about this. I am not here to defend the Mayor, although I shall defend him if I think he requires it at any time when my conscience dictates it. But I say that on this question we are going too far. The Corporation Counsel is the man who decided this thing, and not the Mayor of Boston, for he left it to the Corporation Counsel. That was in the public press and we all know it. It was a matter of public information and knowledge.

edge.

Coun. HALE—I would like to ask another question of Mr. Kenny. Is it compatible with your ideas of the performance of public duty that the chief executive of this city should leave a disputed question that rests entirely in his discretion with a subordinate and thereby escape entirely responsibility for the decision?

Coun. KENNY—I should answer the question "No," in the abstract, but I think the premises are hardly correct. You would hardly say that in legal matters the Corporation Counsel is a subordinate of the Mayor.

Coun. HALE—But, as here stated,—and I don't think it can be disputed,—there are two dis-

think it can be disputed,—there are two dis-tinct questions in this case, the first one of law,

and the second one of discretion with his Honor

and the second one of discretion with his Honor the Mayor, having nothing to do with law.

Coun. KENNY—So far as he acted I understand that he acted as the Mayor of Boston, with the advice and the co-operation of the Corporation Counsel. The other feature of this matter lies simply here, that if the Mayor knowingly permitted the columns of his paper to be open to people who were coming to him for official action, as I said last week that would be exceedingly people who were coming to him for official action, as I said last week, that would be exceedingly bad taste; but the Republic is a corporation and the action of the Republic at that particular time could not fairly be charged to Mr. John F. Fitzgerald, the Mayor of Boston. I believe we ought to treat this matter fairly. I think we are going too far in the matter. We are submitting the Mayor of Boston to very great embarrassment. As Coun. Curley has stated, he is just starting out on his four years' administration, and I don't think we ought at this time to throw anything in his way that is going to disturb him in the fearless and conscientious discharge of his duty.

Coun. BRAND—Mr. President, I don't wish to prolong the discussion on this subject, but it seems to me we ought to be fair at least. Nobody disputes the fact that somebody has been guilty of a little indiscretion, to say the least. I am told by his Honor the Mayor himself that these ads were obtained by one of the employees of the paper who solicits ads and gets a commission for it. He went on his own responsibility and sought these ads, of which the Mayor knew nothing whatever until they appeared in the paper. His attention was not drawn to them until after they had appeared, and he was very much provoked and put out to think that they had been taken. I think it is only fair to him that I should make this statement. Possibly it is known to others. I don't think it is the purpose of the City Council to humiliate the chief executive of this city. Someone has been guilty of an indiscretion, and I don't believe it will ever occur again. Another thing, it does not appear that his Honor the Mayor or the paper that he is connected with received any money from the granting of these licenses. If there is any revenue from the granting of licenses of course it must go into the treasury of the city. There is nothing new in this particular case, as Coun. BRAND-Mr. President, I don't wish to course it must go into the treasury of the city. of course it must go into the treasury of the city. There is nothing new in this particular case, as far as the granting of the licenses is concerned. It has always been done; it has been done ever since the licensing power was taken away from the old Board of Aldermen. The sole power is now vested in the Mayor's office. The clerk who has that in charge has attended to it ever since it was taken away from the Board of Aldermen. It hink under the circumstances, with the publication. It was taken away from the Board of Aldermen. I think, under the circumstances, with the publicity that has been given this matter and the effort made to have an investigation, that it will have a good effect, and I don't believe the Mayor will ever permit any subordinate or employee in his office to ever be guilty of such an indiscretion again.

employee in his office to ever be guilty of such an indiscretion again.

Coun. COLLINS—Mr. President, Coun. Kenny, on my left, says he did not think it was our duty to embarrass the chief executive. On general principles, I agree with him, but in the case at issue he has been embarrassed already, and, I believe, in order that that embarrassment under which he has been suffering for the last week may be dispensed with, that this order should be passed. Then, if he is innocent, he should be commended; if, on the other hand, he is guilty, he should be condemned. I regret that my amendment was not passed, because I believe the best body connected with our government to conduct a careful examination in the matter is the Finance Commission. That having failed, I shall vote for the order as submitted. Coun. KENNY—Mr. President, if I thought the Mayor did anything that was improper I would not consider him for a moment. I should embarrass him, and I should be very desirous of embarrassing him. But I don't think this is a case where, under all the circumstances, he should be called upon to explain. I think he has already sufficiently explained it. I think it is within the knowledge of the members of the Council how it was done and that he was not responsible for the appearance of the ads at that particular time.

the council now it was done and that he was not responsible for the appearance of the ads at that particular time.

Coun. BRAND—Mr. President, one more word. It seems to me we ought to stop right where we are, and that if the Finance Commission deem the metter one of sufficient, importance it is their matter one of sufficient importance it is their

privilege to take it up. It does not require an order from this Council, and it is not particularly necessary that we should pass an order. If the Finance Commission are anxious to investigate this matter—to [ferret it out if there has been any wrongdoing—it seems to me it is up to them. It is their privilege to do it, and they ought to do it without any order from this Council.

The order failed of passage, yeas 4, nays 4: Yeas—Coun. Attridge, Collins, Hale, Mc-Donald—4.

Nays-Coun. Brand, Buckley, Curley, Kenny-

# IMPROVEMENT OF PLAYGROUNDS, ETC.

Coun. CURLEY called up No. 4, unfinished

business, viz.:

4. Ordered, That the sum of thirty thousand tollars (\$30,000) he appropriated, to be expended by the Park Department for the purposes specified below, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount: Playgrounds, improvements, \$27,500; Savin Hill Park, loam and planting, \$2,500.

Ordered, That the City Auditor be authorized to transfer the sum of five hundred thirteen dollars (\$513) from the appropriation for Mystic Playground, sanitary and shelter, to the appropriation for Roslindale Playground, sanitary.

On March 21 the foregoing orders were read once and passed—yeas 9.

The orders were read a second time and passed

The orders were read a second time and passed —yeas 9.

#### TRANSFERS, HOSPITAL DEPARTMENT.

President BALLANTYNE called up No. 2,

President BALLANTYNE called up No. 2, unfinished business, viz.:

2. Message of the Mayor recommending the passage of the following:

Ordered, That the City Auditor be authorized to make the following transfers: A balance of \$2,130.08 from the appropriation for new ward for isolated patients, and a balance of \$1,296.37 from the appropriation for Surgical Out-Patient Department Building to the appropriation for Hospital Buildings, Improvements.

On March 28 the foregoing order was read once and passed—yeas 9.

The order was read a second time and passed

The order was read a second time and passed -veas 9.

#### MONEY FOR SEWERAGE WORKS.

President BALLANTYNE called up No. 3,

President BALLANTYNE called up No. 3, unfinished business, viz.:

3. Message of the Mayor recommending the passage of the following:
Ordered, That the sum of six hundred seventy-four thousand dollars (\$674,000) be appropriated for the construction of sewerage works within the watershed of Charles River Basin, being the amount required under the provisions of chapter 485 of the Acts of the year 1907; and that the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount for said purpose.
On March 28 the foregoing order was read once and passed—yeas 7, nays 0.
The order was read a second time and passed—yeas 9.

#### LICENSES.

The President submitted petitions for minors' licenses for eighteen newsboys, three bootblacks and one vender, and asked the approval of the Council on the same.

Approved by the Council on the usual condi-

# HOURS OF HAWKING, NORTH END.

Coun, ATTRIDGE offered an order-That the Committee on Ordinances be requested to draft an ordinance limiting the hours of street hawking in the North End district, that is, the crying of wares, with a clause forbidding the crying of wares in the neighborhood of schools during chool hours or in the vicinity of churches during divine service.

Referred to the Committee on Ordinances.

#### PAYMENT TO MRS. DONNELLY.

Coun. BRAND offered an order-That. Coun. BRAND offered an order—That, in accordance with the provisions of chapter 46 of the Resolves of 1910, there be allowed and paid to Mary E. Donnelly, widow of Daniel J. Donnelly, late an alderman of the City of Boston, the sum of nine hundred four dollars and seventeen cents, being the balance of salary to which said Daniel J. Donnelly would have been entitled had he lived and completed his term of service as alderman; the amount so paid to be charged to the Reserve Fund.

Passed.

#### RECESS TAKEN.

The Council voted at 4.50 p. m., on motion of Councilor BRAND, to take recess subjecto to the call of the President.

The members of the Council reassembled in the Council Chamber and were called to order by the President at 6.06 p. m.

#### DISTRIBUTION OF FINANCE REPORTS.

Coun. McDONALD offered an order—That the Committee on Printing of this City Council be authorized to distribute the 100 copies of each of the reports of the Finance Commission, now in the custody of the City Messenger, that by vote of the City Council of 1909 were held in reservation for future distribution, on terms to be fixed by the City Council.

Passed.

# CLOSING OF STREETS, WARD 22.

Coun. McDONALD offered an order—That the Police Commissioner be hereby authorized to close to travel by vehicles, except fire, police, hospital and mail wagons, on Tuesday, April 19, Walden and Mozart streets, Ward 22, for cross country run, to be held on said date under the auspices of the Acme Athletic Club, the expense attending the same to be borne by said club. said club.

## BATH HOUSE, TENEAN BEACH.

Coun. COLLINS offered an order—That the Bath Trustees be requested, through his Honor the Mayor, to submit to this Council an estimate of the cost of a modern bath house at Tenean Beach. Passed.

# USE OF FANEUIL HALL,

Coun. CURLEY, for the Committee on Fancuil Hall, etc., submitted reports on petitions (severally referred to-day) for the use of Fanenil Hall—that leave be granted, viz.:

Consumers and Dealers Association, evening

of April 14.

Machinists Union No. 264, afternoon of May 8.

Boston Elementary Teachers Club, afternoon of April 14. Prohibition State Committee, June 30, day

and evening. Reports severally accepted; leave granted on usual conditions.

# INVESTIGATION OF SOLDIERS' RELIEF DEPARTMENT.

Conn. HALE, for the Committee on Soldiers' Relief Department, submitted a lengthy report on investigation of said department, with a report from the Finance Commission and a statement from Mr. Gilman.

Conn. HALE—Mr. President, in regard to this report I would like to say that at the time when the Finance Commission's report on this subject first came in, I was very indignant about the methods they had pursued, and I made a

speech which showed my indignation. Since then I have realized that in order to go thoroughly then I have realized that in order to go thoroughly into this question the matter had to be studied with a calm mind and without prejudice on either side, and I have tried to make the report of my committee absolutely unprejudiced and absolutely fair. I hope that the Council will find that to be the nature of the report.

The report was ordered printed and assigned to the next meeting of the Council.

#### USE OF FANEUIL HALL.

Coun. McDONALD offered an order—That permission be granted to the Marketmen's Relief Association for the use of Fancuil Hall for their annual meeting on Monday, May 2, waiving the

Passed.

#### EXECUTIVE REPORTS.

Coun. HALE, for the Executive Committee,

Coun. HALE, for the Executive Committee, submitted the following:

(1) Report on petition of Temple Israel (referred to-day) for permit for Leon Snow et al., children under fifteen years of age, to appear at Copley Hall on May 14—that a permit be granted. Report accepted; permit granted on usual

conditions.

(2) Reports on petitions (severally referred to-day) for sidewalks in front of various estates —recommending the passage of orders that the Superintendent of Streets make sidewalks along the following named streets in front of the hereinafter named estates, said sidewalks to be from 3 to 10 inches above the gutters adjoining, to be from 5 to 12 feet in width, and to be built as specified, the owner to furnish the material, viz.:

Brick with Granite Edgestone. S. F. Kingsley, 67 Bird street, Ward 16.

Artificial Stone with Granite Edgestone.

Mrs. Jacob Pfaff, 106 Beacon street Ward 11. P. O'Hearn, 73, 75, 79, 83, 87 Adams street, Ward 20.

F. A. Corbett, 17–19 Eastman street, Ward 20, Dr. S. L. Sparks, 47 Stanley street, Ward 20, Mary I. Wilson, 398 Columbia road, Ward 20, Mrs. H. Cohan, 158 Harvard street, Ward 20, Arthur H. Douse, 218 Hancock street, Ward 20, Hyman Rambach, southwest corner Hollander street and Humboldt avenue, Ward 21.

Weinstein & Yuroff, 77 Holworthy street, Ward 21

Ward 21.

Charles Maguire, 157 School street, Ward 22, T. J. McLaughlin, 198 Mt. Vernon street, Ward 23.

Sarah E. Eaves, 27–29 Walton street, Ward 24. Alvin T. Fuller, northeast corner Malvern Alvin T. Fuller, northeast corner Malvern street and Brighton avenue, Ward 25.

street and Brighton avenue, Ward 25.

Reports accepted; orders passed.

(3) Report on Appropriation Bill for the city and county for 1910-11 (referred to-day), recommending its passage with the following amendment: "Increase item for Park Department \$20,000, so that the total of the bill will read \$18,757,366."

The report was accepted, the amendment adouted and the Approximation Bills and the Approximation Bills.

The report was accepted, the amendment adopted, and the Appropriation Bill as amended passed, yeas 9, nays 0.

# NEXT MEETING.

Coun. KENNY offered an order-That when this Council adjourns it be to meet on Monday, April 25, at three o'clock p. m. Passed.

#### GENERAL RECONSIDERATION.

Coun. CURLEY moved a general reconsideration on all matters transacted at the meeting, hoping that the same would not prevail.

Lost.

Adjourned at 6.16 p. m., to meet on Monday, April 25, at three o'clock p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, April 18, 1910.

Special meeting of the City Council, held in the old Aldermanic Chamber, City Hall, at twelve o'clock m., President BALLANTYNE in the

The Clerk read the call of the meeting as fol-

lows:

lows:

City of Boston,
Office of the Mayor, April 14, 1910.

To the Members of the City Council:
You are respectfully requested to assemble in the old Aldermanic Chamber on Monday, April 18, 1910, at noon, for the purpose of considering the establishment of an aquarium and a zoʻlogical garden from the income of the Parkman Fund, and other subjects that may be presented to you.

Respectfully yours,
JOHN F. FITZGERALD, Mayor.

Placed on file.

EXPENSES OF AQUARIUM AND ZOO.

The following was received:

City of Boston,
Office of the Mayor, April 14, 1910.
To the City Council:

I recommend that the accompanying orders, appropriating ten thousand dollars (\$10,000)

from the income of the Parkman Fund, for pre-liminary studies and incidental expenses in con-nection with the proposed establishment of an aquarium at Marine Park and a zoölogical garden at Franklin Park, be passed.

Respectfully,

John F. Fitzgerald, Mayor.

Ordered, That the sum of five thousand dollars (\$5.000) be appropriated from the income of the Parkman Fund, to be expended by the Park Commissioners, with the approval of his Honor the Mayor, for the purpose of obtaining plans and estimates for an aquarium at Marine Park and for incidental expenses connected therewith.

Ordered, That the sum of five thousand dollars (\$5.000) be appropriated from the income of the Parkman Fund, to be expended by the Park Commissioners, with the approval of his Honor the Mayor, for the purpose of obtaining plans and estimates for a zoölogical garden in Franklin Park and for incidental expenses connected therewith.

Referred to the Executive Committee.

Referred to the Executive Committee.

# POINT OF ORDER.

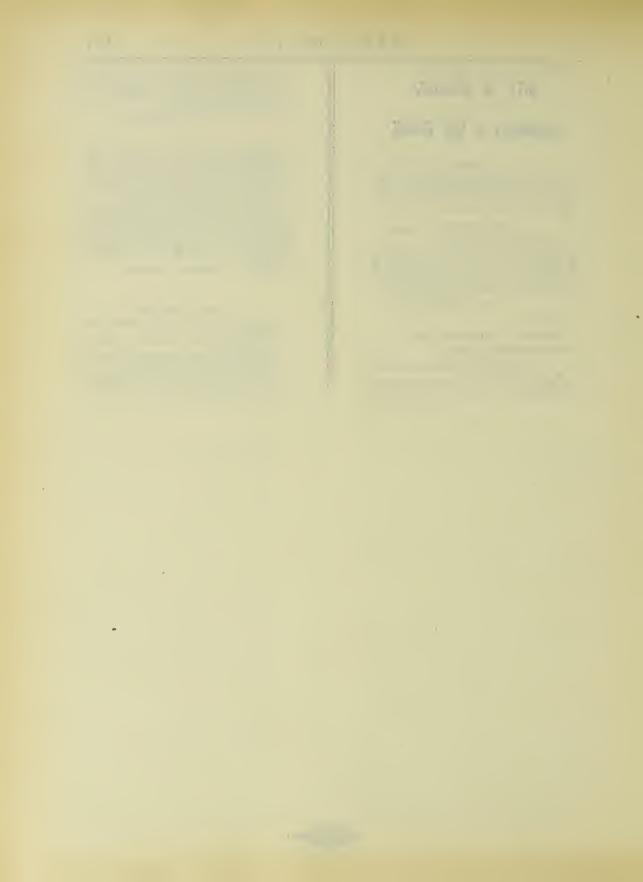
Coun. BRAND-Mr. President, I rise to a point

Coun. BRAND—Mr. Fresident, I rise to a point of order.

The PRESIDENT—The councilor will state his point of order.

Coun. BRAND—Mr. President, my point of order is that there is not a quorum present.

The Clerk, by direction of the President, called the roll, and less than a quorum being in attendance the Council stood adjourned at 12.21 p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, April 25, 1910.

Regular meeting of the City Council in the City Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair and all the members present.

On motion of Coun. BRAND the reading of the records of the last meeting was dispensed

# AQUARIUM AND ZOÖLOGICAL GARDEN.

The following was received:

April 25, 1910.

To the City Council:

To the City Council:

Gentlemen,—I recommend that the accompanying orders, appropriating ten thousand dollars (\$10,000) from the income of the Parkman Fund, for preliminary studies and incidental expenses in connection with the proposed establishment of an aquarium at Marine Park and a zoölogical garden at Franklin Park, be passed.

Boston is almost alone among the large cities of the country in its failure to provide facilities for the study of animal life through the establishment of a zoölogical garden. New York, Detroit and other cities have also established aquaria, which not only afford an instructive form of entertainment to their citizens but confer distinction and celebrity upon the cities themselves.

The income of the Parkman Fund cannot, in

The income of the Parkman Fund cannot, in my opinion, be expended to better advantage at this time than in founding these two institutions, each of which will be a conspicuous monument to the generosity of the late Mr.

Yours very respectfully, JOHN F. FITZGERALD, Mayor.

City of Boston,
In City Council, April 25, 1910.
Ordered, That the sum of five thousand dollars (\$5,000) be appropriated from the income of the Parkman Fund, to be expended by the Park Commissioners, with the approval of his Honor the Mayor, for the purpose of obtaining plans and estimates for an aquarium at Marine Park and for incidental expenses connected therewith.

City of Boston,
In City Council, April 25, 1910.
Ordered, That the sum of five thousand dollars (\$5,000) be appropriated from the income of the Parkman Fund, to be expended by the Park Commissioners, with the approval of his Honor the Mayor, for the purpose of obtaining plans and estimates for a zoölogical garden in Franklin Park and for incidental expenses connected therewith.
Referred to the Executive Committee.

# APPOINTMENTS OF CONSTABLES.

The following was received:

City of Boston,
Office of the Mayor, April 25, 1910.
To the City Council:
Subject to confirmation by your honorable body, I hereby appoint the following-named persons constables of the City of Boston for the term of oue year beginning with the first day of May, 1910.

Commissions of constables not named herein will expire on April 30, 1910, and such constables are hereby removed from office from and after May 1, 1910, for the good of the service.

Respectfully,

John F. Fitzgerald, Mayor.

Connected with Official Positions,

Uonnected with Official Positions.

Jacob Barber, Cornelius J. Bresnahan, Timothy
J. Callahan, Daniel B. Carmody, William K.
Coburn, Joseph P. Dever, William G. Dolan,
William L. Drohan, John J. Franey, Jereniah
J. Gilman, George E. Harrington, Joseph Houghton, Thomas Jordan, Lawrence J. Kelly, Edward
J. Leary, Frank L. Murphy, George H. Nason,
James E. Norton, James O'Connor, Thomas J.
O'Keefe, George N. Parker, Alvin I. Phillips,
John J. Sullivan.

Connected with Official Positions and to Serve Without Bonds.

Mayor's Office. John M. Casey, Edward E.

Moore.

Truant Officers.— George W. Bean, Henry M. Blackwell, James Bragdon, John S. Clark, Maurice F. Corkery, Philip Davis, Frank A. Dothage, John T. Hathaway, Timothy J. Kenny, David F. Long, John McGrillis, George Murphy, William A. O'Brien, Richard F. Quirk, George A. Sargent, Amos Schaffer, William B. Shea, Warren J. Stokes, John J. Sullivan, Richard W. Walsh, John H. Westfall, Charles B. Wood.

Probation Officer.— Charles H. D. Stockbridge, With Massachusetts S. P. C. T. A.—Hairy L. Allen, Thomas Langlan, George W. Splaine.

With Society of St. Vincent de Paul.— John A. Elliot.

A. Elliot.

Not Connected with Official Positions. (To File Bonds.)

Not Connected with Official Positions. (To File Bonds.)

John E. Andrews, Charles A. Budger, Nathan E. Bates, Herbert F. Belt, George W. Brooker, James M. Burr, John A. Buswell, Sherman H. Calderwood, Michael Cangiano, Waldo H. Chandler, James J. Clark, Andrew J. Condon, John J. Conroy, William S. Cosgrove, George W. Crawford, Edward Cresswell, Eugene S. Cronin, Timothy S. Cronin, Robert J. Dooley, George G. Drew, John A. Duggan, Joseph W. Ferris, Thomas T. Foley, James Fraser, Harris Freidberg, James W. Gilmore, James Graham, Scars H. Grant, George W. Green, Joseph Guttentag, Charles F. Hale, George J. Hanley, Peter F. Hanley, Thomas J. Holden, Edward J. Holland, Edward L. Hopkins, Henry George Hoppe, Walter Isidor, Parker N. Jenkins, William H. Kelly, Michael A. Kenney, George E. Kerr, Clarence H. Knowlton, Joseph Leonard, Motris F. Lewenberg, Antonio Longarini, William M. MacDonald, William M.Carthy, Thomas A. Matthews, John Mundy, George J. Nicholson, Isaiah Paine, Jr., William I. Painc, Louis Pinkofsky, Benjamin F. Powell, James E. Powers, Robert Reid, Patrick Richardson, St. Clare H. Richardson, John J. Rogers, David Schapero, Henry C. Shrieves, Morris I. Silton, William L. Simmons, Anson Stern, Moses H. Steuer, William F. Swaiu, William H. Travers, Jeremiah A. Twomey, John J. Walsh, James H. Waugh, Harry A. Webber, Frank Yennaco, Vincenzo Yennaco.

#### SHADE TREE ORDINANCES.

The following was received:

April 25, 1910.

To the City Council:

To the City Council:

Gentlemcn,—I transmit herewith for your consideration a draft of a proposed ordinance, codifying, amending and extending the existing ordinances relating to shade trees, with certain observatious thereon by the Corporation Counsel.

The annotations upon the various sections of this draft have been prepared by Irving T. Guild, secretary of the Committee on Improvements of the Boston Society of Architects, with which the proposed legislation originated.

Yours very respectfully,

John F. Fitzgerald, Mayor.

City of Boston, Law Department,
73 Tremont Street, April 23, 1910.
Hon. John F. Fitzgerald, Mayor,
City Hall, Boston:
Dear Sir,—I return herewith the proposed ordinance in regard to trees and the care thereof, although subject to the objection of extreme length, and therefore subjecting innocent parties

who have not read the whole of it to possible fines. I have noted in lead pencil some changes in the ordinance, for the following reasons:

I have stricken out in the first section the words "after public notice and hearing." They are superfluous, and some of the orders of the Board of Street Commissioners do not require public partice and hearing.

are superfluous, and some of the orders of the Board of Street Commissioners do not require public notice and hearing.

I have stricken out in the second section the words "superintendent of public grounds" and substituted "street commissioners," because under the charter amendments the Street Commissioners have the jurisdiction formerly exercised by the Board of Aldermen concerning the planting of trees and the removal thereof.

For the same reason I would recommend that the last sentence of the section be stricken out.

I have amended the third section by striking out the words "under the supervision of the superintendent of public grounds or one of his assistants." It would cost a great deal of money to have an assistant inspect all work of this kind done by city departments or public service corporations. It ought to be sufficient to provide that the work shall be done in such manner as directed by the Superintendent of Public Grounds. Grounds.

as directed by the Superintendent of Public Grounds.

I have amended section four by striking out the paragraph concerning the deposit of salt or salt water in gutters. This seems to be a matter connected with the Street Department, and is fully covered by the present ordinance which prohibits such deposit except when authorized by the Superintendent of Streets.

I have amended section five by inserting the words "and the wire commissioner," and also by striking out "come in contact with any tree" and substituting the word "injure." The first is to cover the statute; the second because I think it would be impossible in some streets to put up wires without coming in contact with the leaves or the branches of trees.

I have amended section six by striking out "come hundred" and substituting "twenty." Under the statutes the city cannot impose a heavier penalty than twenty dollars for breach of an ordinance.

I have amended section nine by striking out the words "after first securing the approval of the superintendent of public grounds." The superintendent of public grounds. The superintendent of public grounds.

or permits, and I think it is sufficient to require the person who gets one to place or cause to be placed, in accordance with the direction of the superintendent, guards to protect the trees.

I have amended section ten by striking out the words "city council" and substituting "street commissioners," as the Street Commissioners now have jurisdiction concerning the removal of trees.

removal of trees.

I suggest an amendment to section eleven by striking out the words "shall specifically describe the work to be done under it" because I think they are unnecessary, and if literally complied with it would take two or three clerks to fill out these complete. think they are think they are complied with it would take to fill out these permits.

Yours respectfully,

THOMAS M. BABSON,

Corporation Counsel.

PROPOSED REVISION OF BOSTON CITY ORDI-NANCES RELATING TO SHADE TREES.

(Repealing Revised Ordinances, 1898, chapter 33, section 1; chapter 47, sections 49, 83, 105; chapter 6, section 28.)
Section 1. The Public Grounds Department

Section 1. The Public Grounds Department shall be under the charge of the Superintendent of Public Grounds, who shall have the care and superintendence of all the public grounds and shall have full power and authority (1) over all trees, plants and shrubs growing, planted and to be planted in the streets of the City of Boston except as otherwise provided by statute (2), and except those in the public parks, including the right to plant new trees and to care for the same. It shall be the duty of the Superintendent of Public Grounds to superintend, regulate and encourage the preservation, culture and planting of shade and ornamental trees, plants and shrubbery in the streets; to trim all shade trees standing in public streets so they will not interfere with public travel (3), and to carry out the orders of the Board of Street Commissioners (4), made in accordance with the statutes after public

notice and hearing (2); to prune, spray, cultivate and otherwise maintain such trees, plants and shrubbery, and to direct the time and method of trimming the same; to advise, without charge, owners and occupants of lots regarding the kind of trees, plants and shrubbery which they may contemplate planting upon the street or upon private property for the purpose of ornamenting and shading the street, and the method of planting best adapted to or most desirable on particular streets; and to take such measures as may be deemed necessary for the control and extermination of insects and other pests and plant diseases which may injuriously affect trees, plants and shrubs that are now growing or may be hereafter growing in the streets. He shall cause all statutes and ordinances for the protection of trees, p ants and shrubs in the public grounds and streets to be strictly observed (3).

Note.—This section is a revision and extension

Note.— This section is a revision and extension of chapter 33, section 1, of the Revised Ordinances of 1898, made to conform with the provisions of the new charter, section 28, and of recently enacted statutes, references to which are made below. Some of the added provisions are based upon the ordinances of Chicago, which are in general provisions respecting powers and duties of the officer more complete and explicit than in upost any other American city. most any other American city. References:

 Acts 1910, chapter 363, Revised Laws; chapter 53, section 12 and 13, as amended by Acts of 1998, chapter 296, and Acts 1910, chapter 321.

chapter 321.

2. Revised Laws, chapter 48, section 8; Revised Laws, chapter 51, section 10; Acts 1910, chapter 363; Revised Laws, chapter 53, section 12 and 13, as amended by Acts 1908, chapter 296, and Acts 1910, chapter 321.

3. Revised Ordinances 1898, chapter 33, sec-

4. Revised Charter, section 28. See also Ordinances of 1909 (Chicago), section 1.

Sect. 2. No person shall plant any tree, plant or shrub in any street without first having obtained a written permit therefor from the Street Commissioners setting forth the conditions under which such trees, plants or shrubs may be planted, including the kind and variety thereof, and until the Superintendent of Public Grounds has designated on the ground the location thereof, and without in all respects complying with the conditions of such permit. (Trees, plants and shrubs which shall be planted contrary to the provisions of this section may be removed by the Superintendent of Public Grounds without notice.)

Note.—This section is based on the 1909 Ordinances of Chicago, section 7; Ordinances of Providence, section 11; Ordinances of Newark, N. J., section 14; and is merely an amplification of the provisions of Revised Laws, chapter 53, sections 12 and 13, now made applicable to cities under Acts of 1910, chapter 363. The only novel provision is that contained in the last clause relating to the removal of trees planted contrary to the provisions of the section.

Sect. 3. No person, except the Superintendent of Public Grounds or his assistants, shall spray, mulch, fertilize or otherwise treat or climb, remove, destroy, break, cut or trim any living tree, plant or shrub, or any part thereof growing in any street, without first having obtained a written permit from the Superintendent of Public Grounds; and no cutting or trimming of any tree or shrub in any street in connection with the work of any other city department or of any public service corporation or other person having a right to use said street, shall be done except funder the supervision of the Superintendent of Public Grounds, or one of his assistants in such manner as directed by said superintendent. Note.—This section is based upon the Ordinances of Newark, N. J., section 1, and Provi-

in such manner as directed by said superintendent. Note.—This section is based upon the Ordinances of Newark, N J., section 1, and Providence, section 8, and also upon the statutes previously referred to.

Sect. 4. No person shall fasten any horse or other animal to any tree-or shrub, or to any device intended to protect any tree or shrub, in any street; nor shall any person cause or permit any horse or other animal to stand or be near enough to any tree, plant or shrub to bite or rub against, or in any manner injure or deface

the same; nor shall any person attach or place any rope, wire, sign poster, handbill or other thing or substance on any tree or shrub in any street, or on any guard or protection of the same; nor shall any person remove, injure or misuse any guard or device placed or intended to protect any tree, plant or shrub now or hereafter growing in any street fnor shall any person throw or deposit upon any street or into any gutter thereof any salt or salt water, or deposit in such gutter any recentagle containing salt or salt water. any receptacle containing salt or salt water]

any receptacle containing salt or salt water!

Note.— This section is based upon the Revised Ordinances of 1898, chapter 47, sections 49 and 83, and also upon the Ordinances of Newark, N. J., sections 1, 7 and 9; Ordinances of Providence, section 15; Ordinances of Chicago, section 9.

It is barely possible that this might be better if it was subdivided, but unless there is good reason for subdivision I should consider it best all in one section. This section would also take the place of Revised Ordinances, 1898, chapter 47, section 108.

Sect. 5. No person shall, without first having.

Sect. 5. No person shall, without first having obtained a written pernit from the Superintendent of Public Grounds and the Wire Commissioner, attach any electric wire, insulator or any other device for holding electric wire to any tree now or hereafter growing in any street; and every person or corporation having any wire or wires charged with electricity shall securely fasten or change the location of same so that such wire or wires shall not injure any tree in any street.

Note.—This section is based upon Ordinances Note.—Into section is based upon Ordinances of Newark, N. J., section 12; Ordinances of Chicago, sections 14 and 15. So far as I can see this would not conflict in any way with the ordinances relating to the Superintendent of Wires and his department.

Sect. 6. No person, firm or corporation owning, maintaining or operating any gas pipes or mains laid beneath the surface of any street or private land in the City of Boston shall permit or private land in the City of Boston shall permit any leak to occur in such pipes or mains within a radius of forty feet of any tree now or hereafter growing in any street in said city, and in the event that a leak exists or occurs in any such pipe or main, it shall be the duty of the person, firm or corporation owning or operating such defective pipe or main to repair the same immediately and stop such leak in a manner so as to prevent a recurrence of the same after receiving a notice in writing from the Superintendent of Public Grounds calling the attention of such person, firm or corporation to the fact that such leak exists or has occurred, and if such person, firm or corporation fails within five days after the receipt of such notice to stop such leak in a manner so as to prevent a recurrence thereof, such person, firm or corporation shall be subject manner so as to prevent a recurrence thereof, such person, firm or corporation shall be subject to the payment of a fine of not less than five nor more than twenty dollars, and a separate offence shall be regarded as committed after each day during which such person, firm or corporation shall continue such violation.

Shall continue such violation.

Note.—This section is taken almost unchanged from resolution No. 5671, Board of Public Service, Cleveland, Ohio, December 11, 1998, but is similar to section 11, Ordinances of Chicago, 1909. The penalty may not be in accordance with Massachusetts statutes and Boston city ordinances. On the whole it seems to me a most desirable provision. See also Revised Laws, chapter 53, section 12, which provided that for certain offences fines not exceeding \$20 may be imposed. imposed.

Sect. 7. No person shall, without first having obtained a written permit from the Superintendent of Public Grounds, place or hereafter maintain, upon the ground in a street, stone, cement or other substance which shall impede the free entrance of water and air to the roots of any tree in such street, without leaving an open space of ground outside the trunk of said tree in area not less than four square feet.

not less than four square feet.

Note.—This section is taken practically unchanged from Ordinances of Newark, N. J., section 10, and Ordinances of Chicago, section 12.

Sect. 8. No person shall in any way interfere, or cause or permit any person to interfere with the Superintendent of Public Grounds or his assistants, in and about the planting, mulching, pruning, spraying or removing of any tree in any street, or in the removing of stone, cement or

other sidewalk, or stone, cement or other substance, about the trunk of any tree in any such

stance, about the trunk of any tree in any such street.

Note.—This section is taken practically unchanged from Ordinances of Newark, N. J., section 13, and Ordinances of Chicago, section 16.

Sect. 9. In the erection, alteration or repair of any building or structure the owner or owners thereof shall [after first securing the approval of the Superintendent of Public Grounds] place or cause to be placed in accordance with the directions of the superintendent such guards around all nearby trees in the street as shall effectually prevent injury to such trees.

Note.—I have not had the opportunity to look over the building ordinances to see whether this is provided for in the present Revised Ordinances, but think it should properly come in this place rather than in the building ordinances. See Ordinances of Chicago, section 13; Ordinances of Newark, N. J., section 11.

Sect. 10. No person moving a building in a street under a permit therefor shall remove, cut or injure any tree in a street, or any branch thereof, except in accordance with an order of the Street Commissioners and after obtaining a written permit therefor from the Superintendent of Public Grounds describing in detail the removal or cutting permitted thereby.

written permit therefor from the Superintendent of Public Grounds describing in detail the removal or cutting permitted thereby.

Note.—This is based upon Revised Ordinances 1898, chapter 6, section 28, and is similar to the Ordinances of Providence, sections 12 and 13. I am in doubt whether the New Charter, section 28, would place in the hands of the Street Commissioners authority to issue permits for removing buildings formerly granted by the Mayor and aldermen

sect. 11. Every permit granted by the Superintendent of Public Grounds [shall specifically describe the work to be done under it and] shall expire at the end of not exceeding thirty

days.

Note.—This section is based upon Ordinances of Chicago, section 17, and Ordinances of Provi-

of Chicago, section 17, and Ordinances of Providence, section 12.

Sect. 12. The word "trees" as used in this ordinance shall not be construed to include shrubs which do not grow higher than 15 feet, and the word "person" whenever used in this ordinance shall be construed to include individuals, firms and corporations.

Note.—This section is based upon Ordinances of Chicago section 3 sectors for a six tracks to the

Note.—This section is based upon ordinances of Chicago, section 3, so far as it relates to the definition of trees and shrubs. The definition of the word "person" may be already provided for in other sections of the Revised Ordinances, but this should of course be defined in some woy. Referred to the Committee on Ordinances.

# ORIGINAL FINANCE COMMISSION REPORTS.

The following was received:

April 25, 1910.

To the City Council:

To the City Council:
Gentlemen,—I beg to refer to your honorable body the request of the Boston Finance Commission, contained in their letter of April 22, herewith inclosed, that they be supplied with certain copies of the various volumes of the reports of the original Finance Commission.

I am informed that your Committee on Printing now has custody of most, if not all, of these volumes, and would recommend that the request of the Finance Commission be complied with, through this committee, in so far as the list appended to their letter may show that such a disposition of the volumes would be proper and expedient.

Yours very respectfully,
John F. Fitzgerald, Mayor.

Boston Finance Commission, 410-413 Tremont street, Boston, April 22, 1910.

Hon. John F. Fitzgerald, Mayor:
Sir,—The Finance Commission is in constant receipt of requests for copies of the reports of the former Finance Commission which it is unable to grant as the quota originally placed at its disposal has long since been exhausted. It appears, however, that the City Messenger has about seventy-five copies of each of the four reports and that the Superintendent of Printing has about one hundred and seventy-five copies. has about one hundred and seventy-five copies

of volume three of the reports. Written requests for fifty-one copies of volume one, sixty-nine of volume two, fifty-five of volume three and lifty-three of volume four have already accumulated and a much larger number of oral requests has been made of which no record has been kept. The commission respectfully requests that the Superintendent of Printing be authorized to give the commission the copies of volume three now on hand, and that the City Messenger be authorized to give the commission such copies of each of the four volumes as it may require for distribution. for distribution.

Yours respectfully.

The Finance Commission by John A. Sullivan, Chairman.

P. S. Inclosed please find list to show the character of the requests we are receiving.

J. A. S.

Requests for Reports of the Finance Commission.

City clerk, Saginaw, Mich., final report. Northwest Trust and Safe Deposit Company, Seattle, final report. United Improvement Association, Boston, all

reports.

D. J. Linehan, 90 Back street, Boston, Vol. 2.
Department Public Works, Pittsburgh, Pa., Vol. 2.
J. H. Dockweiler, civil engineer, San Francisco, Cal., Vol. 3.
Board of Public Service, Cleveland, Ohio,

Vols. I to 4.
Mr. D. T. Black, town engineer, Campbellton, N. B., Vol. 2.
E. B. Hedden, city engineer, Redding, Pa.,

E. B. Hedden, city engineer, rectang, Vols. 1 to 4.
W. W. Young, civil engineer, 220 Broadway, New York, Vols. 1 to 4.
D. W. Meud, construction engineer, Madison, Wis., Vols. 1 to 4.
R. N. Baldwin, probation officer, St. Louis, Mo.,

F. N. Olmsted, architect, Brookline, all reports.
F. N. Olmsted, architect, Brookline, all reports.
Prof. H. Schumacher, Bonn, Germany, Vol. 2.
R. G. Tobey, Electric Light Commission,
Boston, final report.
Chapter Organization Society, New York City,

Charity Organization Society, New York City,

finalreport. F. W. Powell, Bureau Municipal Research, Philadelphia, Pa. (two letters from Mr. Powell),

Philadelphia, Pa. (two letters from Mr. Powen), final report.

Prof. C. A. Beard, Columbia University, New York, final report.
Dr. J. F. Crowell, "Wall Street Journal," New York City, final report.
A. L. Mason, 526 American Central Life Building, Indianapolis, Ind., Vol. 2.

State Historical Society, Madison, Wis., Vols. 1 to 4

1 to 4.

W. F Howes, City Club, New York City, Vols. 1 to 4.

1 to 4.

D. L. Akers, City Club, Chicago, Ill., Vols. 1 to 4. (Two letters from Mr. Akers.)
Jerome D. Davis, Oberlin, Ohio, Vol. 2. Inter-Collegiate Debate (Lawrence College), Appleton, Wis., Vol. 2.
W. C. Hoad, University of Kansas, Lawrence, Kan., Vol. 3.
Hon. A. J. Peters, House of Representatives, Washington, final report

Hon. A. J. Peters, House of Representatives, Washington, final report.
F. 11. Haviland, Northwestern University, Evanston, Ill., final report.
Charles Blumenthal, secretary, Peoples' Institute, New York City, Vols. 1 to 4.
Wellesley College, Wellesley, Mass., Vols. 1 to 4.
Huger & Wilbur, attorneys, Charleston, S. C. (wrote at instigation of ex-President Eliot), Vol. 2.
Gustay, Lucobscon, public, recognition 1450.

Vol. 2.
Gustav Jacobsson, public accountant, 1450
Reed place, Chicago, Vol. 3.
Librarian, University Illinois, Urbane, Ill.,
Vols. 1 to 4.
Mr. C. F. A. Currier, Massachusetts Institute
Technology, Vols. 1 to 4.
F. Maurer, United Water Improvement Company, Vol. 3.
H. C. Childs, State Water Supply Commission,
Vols. 1 to 4.

No. C. Childs, State Water Supply Commission, Vols. 1 to 4. W. O. Sypherd, Delaware College, Newark, Del., Vols. 1 to 4. J. H. Grossard, borough engineer, Northamp-ton, Pa., Vols. 1 to 4.

R. E. Miles, Neeve Building, Cineinnati, Ohio, Vols, 1 to 4.

Vols. 1 to 4.
E. S. Hanson, S42 Monadnock Block, Chicago, Ill., Vols. 1 to 4.
A. H. Hartman, Sewerage Commission, Baltimore, Ohio, Vols. 1 to 4.
Mr. H. R. Stocker, 299 Broadway, New York City, Vols. 1 to 4.
George F. Samuel, Department Public Works, Chicago, Ill., Vols. 1 to 4.
S. P. Sears, construction engineer, Elmwood, Conn., Vols. 1 to 4.
J. B. Balcomb, 510 Nelson Building, Kansas City. Mo., Vols. 1 to 4.

Conn., Vols. 1 to 4.

J. B. Balcomb, 510 Nelson Building, Kansas City, Mo., Vols. 1 to 4.

J. M. Farley, 1 Madison avenue, New York City, Vols. 1 to 4.

St. Paul Dispatch Information Bureau, St. Paul, Minn., Vols. 1 to 4.

E. L. Cape, University California, Berkeley, Cal., Vols. 1 to 4.

C. P. Chase, Iowa Engineering Company, Clinton, Ia., Vols. 1 to 4.

E. W. Bemis, City Water Department, Cleveland, Ohio, Vols. 1 to 4.

Leon F. Peck, Greenwich, Conn., Vols. 1 to 4.

Harris D. H. Connick, Department Public Works, San Francisco, Vols. 1 to 4.

J. Otis Burrage, 3400 Washington street, San Francisco, Vols. 1 to 4.

Good Roads Magazine, 150 Nassau street, New York City, Vols. 1 to 4.

A. L. Drum & Co., 624 American Trust Building, Chicago, Vols. 1 to 4.

C. M. Saville, assistant engineer, Panama, Vols. 1 to 4.

H. M. Lyderberg, New York Public Library, Vols. 1 to 4.

C. H. Shaughnessy, assistant engineer, Board of Water Supply, Cold Springs, N. Y., Vols. 1 to 4.

C. H. Shaughnessy, assistant engineer, Board of Water Supply, Cold Springs, N. Y., Vols. 1 to 4.

J. L. Condon, Albany, N. Y., Vols. 1 to 4.

John T. Stewart, Agricultural College, St. Paul, Vols. 1 to 4.

John T. Stewart, Agricultural College, St. Pau, Vols. 1 to 4.
J. L. Von Ornum, civil engineer, Washington University, St. Louis, Mo., Vols. 1 to 4.
H. R. McIlwain, Virginia State Library, Richmond, Va., Acts and Resolves 1909.
J. R. Park, secretary, Pittsburgh Board of Trade, Vols. 1 to 4.
J. D. Wolcott, aeting librarian, Department of the Interior, Washington, D. C., Vols. 1 to 4.
Fritz M. Arnolt, B. S., Institute of Technology, Vols. 1 to 4.

Vols. 1 to 4.
R. H. Ober, city engineer, Scattle, Wash., Vols. 1 to 4.
C. Derleth, Jr., professor of civil engineering, University of California, Berkeley, Cal., Vols. 1

University of California, Berkeley, Cal., Vols. 1 to 4.

Harris D. H. Cormick, chief assistant city engineer, San Francisco, Cal., Vol. 4.

Logan McKee, secretary, Chamber of Commerce, Pittsburgh, all reports.

C. F. Weber, Board of Education, Highland, Ill., Vols. 1 to 4.

Frans Engstrom, city engineer, Altoona, Pa., Vols. 1 to 4.

Goodwyn Institute Library, Memphis, Tenn.,

Vols. 1 to 4.
Pres. A. Lawrence Lowell, Harvard University, Vols. 1 to 4

Referred to the Committee on Printing.

#### CONFIRMING PARKMAN PROPERTY TITLE

The following was received:

April 22, 1910.

To the City Council: I recommend the adoption by your honorable body of the appended order, the effect of which is to confirm the title of property belonging to the estate of the late George Francis Parkman, when sold by the executor.

Respectfully, John F. Fitzgerald, Mayor.

Whereas, the house and land numbered thirty-three (33) on Beacon street, and the stable and land in the rear thereof on Joy place, are property of the residuary estate of the late George F. Parkman, and the executor has agreed to sell the same to L. Coues Page for the sum of \$67,000,—\$1,155 of which sum is to be applied to the payment of

the tax assessed thereon as of May, 1909, and \$670 broker's commission, and it is advisable that the City of Boston as residuary legatee under the will of said Parkman execute a quitclaim deed of said premises, to be delivered to the purchaser with the deed from said executor; and
Whereas, There probably will arise in the future a necessity for similar quitclaim deeds;
Now, therefore, it is ordered, That the Mayor be and hereby is authorized, on behalf of and in the name of the City of Boston, to execute, acknowledge and deliver a sufficient quitclaim deed of said premises, and also to execute, acknowledge

of said premises, and also to execute, acknowledge and deliver quitclaim deeds of any other premises belonging to said estate which may be sold by the

Referred to the Executive Committee.

# FIRE APPARATUS, INFIRMARY DEPART-MENT.

April 23, 1910.

To the City Council:

The following order, transferring five thousand dollars (\$5,000) from the Reserve Fund to the appropriation for "Boston Infirmary Department, New Boat," has been prepared in accordance with the suggestions contained in my message on this subject, dated April 11.

I earnestly recommend its passage by your beneathly body.

honorable body.

Yours respectfully, John F. Fitzgerald, Mayor.

City of Boston. In City Council, April 25, 1910. Ordered, That the City Auditor be and hereby is anthorized to transfer the snm of five thousand dollars (\$5,000) from the appropriation for Reserve Fund to the appropriation for Boston Infirmary Department, new boat, for the pur-pose of installing a fire extinguishing apparatus. Referred to Committee on Finance.

# MINOR APPOINTMENTS.

The following was received:

April 25, 1910.

To the City Council:

Subject to confirmation by your honorable body, I make the following appointments:

(1) The following-named persons to be Weighers of Coal for the term of one year ending April 30, 1911:

(1) The following-named persons to be Weighers of Coal for the term of one year ending April 30, 1911:

George H. Adams, Charles I. Albee, Morton Alden, William E. Allen, Richard A. Atwood, Samnel S. Atwood, George A. Bachelder, William G. Bail, Harvey C. Bailey, Fred T. Baker, Ralph C. Baker, John A. Ballan, John P. Ballou, Cecil E. Baum, Mrs. Sarah Batchelder, Louis Bazoll, Benjamin J. Bean, Albert E. Benson, Peter Benson, Charles E. Berry, Frank P. Black, James W. Blakeley, Fred R. Bolster, John R. Boyd, Edwin M. Bradford, Edith G. Bradley, William M. Bragger, Bernard M. Brennan, Edward F. Brennan, Joseph O. Briggs, Michael J. Brophy, Ira W. Brown, Joseph A. Brown, Nicholas A. Burkhart, Jeremiah J. Callahan, Patrick J. Callahan, Thomas J. Callahan, Patrick J. Callahan, Thomas J. Callahan, R. Cashman, Charles H. Chamberlain, James J. Chute, George A. Clark, Isaac E. Clark, Frederick E. Cleaves, Carleton M. Cobb, Paul G. Coblenzer, Thomas Colbert, Nelson B. Coll, William Connolly, James Cook, Horace L. Cooper, Orville R. Cooper, James Courtney, John A. Cousens, Arthur R. Crooks, Arnold B. Crosby, Andrew W. Crowther, Arthur B. Cudworth, Harry L. Currier, Edward L. Cutter, Walter H. Cutter, G. E. Dalrymple, Dana P. Dane, James B. Dana, George H. Davis, Marcas B. Derrick, Charles E. Dodge, Daniel F. Dohorty John J. Doherty, John A. Donaher, John F. Donovan, Patrick J. Donovan, Jeremiah F. Driscoll, H. T. Duffill, Joseph T. Dnnican, Oliver C. Elliot, John A. Emery, Jr., Thomas J. Fallon, Loreuz T. Farnnm, Frank H. Feitel, Malcom A. Fergnson, Mrs. Lillian Fife, Arthur L. Fish, Edward L. Fitzgerald, Joseph Flores, William I. Fogarty, William P. Fraser, Charles W. Firiend, Henry A. Frost, Thomas Frost, Charles W. Furlong, Michael Gallagher, Martin

Gilbert, Joseph C. Ginn, Albert R. Glover, George K. Gordon, Thomas Gordon, Albert W. Grant, Charles T. Grant, John V. Haley, S. M. Hale, Lawrence C. Hallin, Charles A. Hamann, Isainh B. Hamblen, Walter P. Hamblen, Matthew J. Hanley, John Hannaford, Alden H. Harding, Charles A. Hardy, James B. Harrington, Karl S. Hart, Michael J. Hartigam, Joseph A. Hathaway, Frank E. Hawkins, Percy L. Hazelwood, George W. Herrick, Francis J. Hird, George G. Hobson, Roger S. Hodges, William J. Hofmann, Leroy C. Holbrook, Fletcher Houghton, Edwin E. Houston, John W. Hunter, Louis Hupprich, Abbe F. Hyde, Alfred Inch, Herbert E. Irving, William P. Jenkins, Hiram Jewell, Frederick A. Jones, W. H. Kaercher, Samuel H. Kaercher, Dennis P. Keeting, William W. Kee, Bradford J. Keith, John F. Kelly, Martin E. Kenna, John F. Kiety, Mallard, Mary F. Maloney, Pliny P. Nason, John F. Matthews, Walter S. McAvoy, Eugene E. McCarthy, Jeremiah L. McCarthy, William McDonald, James E. McGonigle, Jr., Charles McGovern, E. J. McGovern, Nicholas McGrane, Roy C. McIntire, Edgar S. McKie, Edward J. McMackin, James C. McMahon, George D. McPhee, Mabel McQuade, Richard J. Mitchell, Christian Moore, Richard J. Moore, John S. Moran, Fred C. Morgan, John J. Morris, Robert G. Morrison, Arthnr E. Morse, E. Engene Morse, Engene R. Morse, Fred L. Moses, Ralph W. Moulton, William H. Moulton, Henry W. Moulton, William H. Moulton, Henry W. Moulton, William H. Moulton, Henry P. Nickerson, Edward W. Noel, Thomas D. Noonan, George L. Obey, S. J. O'Connell, Thomas J. O'Keefe, Dennis A. O'Neil, John O'Neil, William E. O'Neil, Harry L. Orr, Fred L. Ortha, Denis O'Sullivan, Frank R. Oxley, Lovell O. Perkins, Ross A. Perry, Albert Peterson, Jesse A. Phillips, Herbert W. Pike, Edward E. Piper, James T. Pond, Horace E. Porter, Hugh H. Ralph, Windsor W. Raymond, John Rea, Herbert F. Reinhard, Frank R. Oxley, Lovell O. Perkins, Frank O. Thomas D. Ruddy, Martin H. Ryan, Patrick H. Ry

(2) The following named persons to be Measurers of Wood and Bark for the term of one year ending April 30, 1911;

year ending April 30, 1911:

Charles I. Albee, Morton Alden, Fred T. Baker, William G. Bail, James W. Blakely, John R. Boyd, John M. Boyle, Bernard M. Brennan, Edward F. Brennan, Joseph O. Briggs, Jeremiah J. Callahan, Patrick J. Callahan, Thomas R. Cashman, George A. Clark, Carleton M. Cobb, James Cook, Arnold B. Crosby, Edward L. Cutter, Walter H. Cutter, George E. Dalrymple, John F. Donovan, John A. Emery, Jr. Thomas J. Fallon, Lorenz T. Farnum, Frank H. Feitel, Coleman F. Flaherty, Joseph Flores, William P. Fraser, Michael Gallagher, Colin Gardner, Joseph C. Ginn, Thomas Gordon, S. M. Hale, Lawrence C. Hallin, Charles A. Hardy, Frank E. Hawkins, Sidney C. Higgins, William J. Hoffman, Fletcher Houghton, John W. Hanter, William P. Jenkins, Hiram Jewell, W. Wallace Kee, John F. Kiernan, John E. Kiley, Mary B. Kirley, Thomas C. Lamb, William J. Lyons, Henry A. Madden, Eugene

McCarthy, William McDonald, Charles McGovern, E. J. McGovern, James C. McMahon, George D. McPhree, Christian Moore, John J. Morris, E. Eugene Morse, Fred L. Moses, Ralph W. Moulton, William H. Moulton, James F. Murphy, Joseph Murphy, Michael R. Murphy, Dennis F. Navien, Thomas J. O'Keefe, Harry L. Orr, Albert T. Orrall, Denis O'Sullivan, Lovell O. Perkins, Horace L. Porter, James H. Riley, Obadiah E. Ring, Ellsworth G. Robbins, John Shamahan, Arthur Shine, George M. Smith, George B. Spencer, John Tait, George E. Thayer, Frank O. Thompson, Frank E. Trow, Charles J. Verrill, Alfred A. Waldron, Michael Wall, B. F. C. Whitehouse, Albert H. Wittekind, J. Clarence Whituey, John A. Whittemore, Temple A. Winsloe, Harry B. Wilson, Stuart P. Woodbury, Charles H. Woods.

(3) The following named persons to be Measurers of Grain for the terin of one year ending April 30, 1911:

Charles E. Avery, Fred T. Baker, John J. Barnes, James W. Blakely, John R. Boyd, Lowrence A. Bragan, Bernard M. Brennan, Edward F. Brennan, Joseph O. Briggs, Patriek J. Callahan, Thomas J. Callahan, Edward Carstensen, Thomas R. Cashman, George A. Clark, George E. Dalrymple, John F. Donovan, Frederick E. Cleaves, Frank J. Cochrau, Michael Collins, James Cook, Altou F. Dow, George R. Edwards, Lorenz T. Farnum, Frank H. Feitel, Michael Finn, Michael Gallagher, Thomas Gordon, S. M. Hale, Lawrence C. Hallin, John A. Hanly, Alden H. Harding, Frank E. Hawkins, Benjamm Hay, Joseph G. Herrick, Amos S. Hubbard, August Isrealson, George W. Keith, John A. Hanly, Alden H. Harding, Frank E. Hawkins, Benjamm Hay, Joseph G. Herrick, Amos S. Hubbard, August Isrealson, Joseph Murphy, Edward W. Noel, Thomas J. O'Keefe, Harry L. Orr, Denis O'Sullivan, Leslie A. Pike, James H. Riley, Obadiah E. Ring, Ellsworth G. Robbins, John Shanahan, Alfred J. Sidwell, George M. Smith, Lawrence B. Smith, George B. Spencer, John Shanahan, Alfred J. Noel, Parker John J. Hompson, C

Harry B. Wilson, John Wray, Andrew N. Wyeth, Jr.

(5) The following named persons to be Weighers of Boilers and Heavy Machinery for the term of one year ending April 30, 1911:
Fred T. Baker, John A. Ballain, Cecil E. Baum, Anton S. Beckert, James W. Blakeley, John R. Boyd, Bernard M. Brennan, Edward F. Brennan, Joseph O. Briggs, Patrick J. Callahan, Thomas J. Callahan, Thomas R. Cashman, Charles H. Chamberlain, Frank T. Chase, George A. Clark, James Coutrncy, James Cook, Patrick D. Currie, George E. Dallymple, George A. Daws, James T. Donahue, John F. Donovan, Jeremiah F. Driscoll, Lorenz T. Farnum, Frank H. Feitel, Harold H. Fogg, Thomas Frost, Charles W. Furlong, Thomas Gordon, Thomas A. Gorman, Edwin S. Gurney, S. M. Hale, Lawrence C. Hallin, Michael J. Hartigan, Frank E. Hawkins, Frank S. Hicks, Louis T. Howard, Alfred Inch, Thomas F. Jenkins, Frederick A. Jones, John E. Kiley, Thomas C. Laml, William J. Lyons, Henry A. Madden, David A. Mahoney, Pliny P. Mason, Eugene J. McCarthy, William McDonald, James E. McGonigle, Jr., James C. McMahon, Christian

Moore, Joseph Murphy, Edward W. Nocl. Thomas J. O'Keefe, Harry L. Orr, Dennis O'Sallivan, Charles W. Perry, James H. Riley, Obadiah E. Ring, Walter J. Ripley, Ellsworth G. Robbins, Walter S. Rowe, Henry T. Sawyer, John Shanahan, George M. Smith, George B. Spencer, John Tait, George E. Thayer, Richard I. Timmons, Jr., Charles J. Verrill, Affred A. Waldron, Michael Wall, Charles H. Walters, Charles F. Wilmore, Harry B. Wilson, Charles H. Woods.

(6) The following named persons to be Weighers of Beef for the term of one year ending April 30, 191:

Ernest R. Anderson, Fred T. Baker. James W. Blakeley, John R. Boyd, Bernard M. Brennan, Edward F. Beennan, Joseph O. Briggs, Patrick J. Callahan, Thomas J. Callahan, Thomas R. Cashman, George A. Clark, James Cook, John F. Donovan, Clarence O. Duston, Lorenz T. Farnum, Frank H. Feitel, Thomas Gordon, William B. Gutterson, S. M. Hale, Lawrence C. Hallin, Charles Warren Hapgood, Frank E. Hawkins, John E. Kiley, Thomas C. Lamb, William J. Lyons, Henry A. Madden, Eugene J. McCarthy, James C. McMahon, Christian Moore, Joseph Murphy, George E. Dalrymple, Edward W. Noel, Thomas J. O'Keefe, Harry L. Orr, Dennis O'Sullivan, Robert S. Paine, Jr., James H. Riley, Obadiah E. Ring, Ellsworth G. Robbins, John Shanahan, George M. Smith, George B. Spencer, Charles J. Verrill, Alfred A. Waldron, Joseph B. C. Wakeley, Michael Wall, Harry B. Wilson, Charles H. Woods, Benjamin W. Wright.

(7) James H. Cleaves, Jacob Hauck, Orrin E. Hodsdon and William Park to be Inspectors of Petroleum for the term of one year ending April 30, 1911.

(8) Sewall B. Farnsworth, Edward H. Mahony, Edward R. Maywall Henry McGowan and

30, 1911.

(8) Sewall B. Farnsworth, Edward H. Mahoney, Edward R. Maxwell, Henry McGowan and William S. Saunders to be Measurers of Upper Leather for the term of one year ending April

Ceather for the term of one year ending April 30, 1911.

(9) William P. Fraser and Patrick J. McCarthy to be Inspectors of Lime for the term of one year ending April 30, 1911.

(10) Cecil E. Baum, Charles H. Chamberlain, James H. Riley and Patrick Shea to be Gaugers of Liquid Measures for the term of one year ending April 30, 1911.

(11) Herbert C. Davis to be Superintendent of the North Hay Scales; Maurice J. McCarthy to be Superintendent of the South Hay Scales, and Neil McInnes to be Superintendent of the Roxbury Hay Scales, each for the term of one year ending April 30, 1911.

(12) Cornelius J. Donovan to be Weigher of Vessels and Ballast for the term of one year ending April 30, 1911.

Respectfully,
Louis F. Ettzgerald, Mayor,

Respectfully,
John F. Fitzgerald, Mayor.
Laid over a week under the law.

# CERTIFICATES OF APPOINTMENT.

Notices were received of the following appoint-

Notices were received of the following appointments, duly certified:
Francis M. Carroll (12 Athelwold street),
Ward 20, Bath Trustee.
Samuel H. Borofsky (23 Lawrence avenue),
Ward 20, Children's Institutions Trustee.
Jeremiah J. McCarthy (7 Albion place), Ward
4, Fire Commissioner.
Francis X. Mahnaya M. D. member of the

4, Fire Commissioner.
Francis X. Mahoncy, M. D., member of the Board of Health.
William P. Fowler, Overseer of the Poor.
Louis K. Rourke, Superintendent of Streets.
Memoranda by the City Clerk showed that certified copies of said appointments had been delivered to the Civil Service Commission, and that notice of the approval by the commission of the appointment of William P. Fowler was filed with the City Clerk, April 2, 1910.
Notices placed on file.

# BUREAU OF INFORMATION.

The following was received:

April 25, 1910.

To the City Council: Gentlemen,—I recommend the passage of the appended orders for the establishment of a Bureau of Information in connection with the Mayor's office, and for an additional appropriation of five thousand dollars (\$5,000), to meet the expense of its operation.

Yours very respectfully, John F. Fitzgerald, Mayor.

Ordered, That the Mayor be and hereby is authorized to establish in connection with his office a Bureau of Information, the person or persons in charge thereof to furnish information concerning the different departments of the city and their duties, and such other information as may be desired by citizens in the transaction of business with the city and its different departments.

Ordered, That the following item be added to the appropriation for Mayor: Mayor, Bureau of Information, five thousand dollars—and said ap-propriation is hereby made subject to the pro-visions contained in the appropriation and tax orders.

Referred to the Executive Committee.

#### APPROVAL OF APPOINTMENTS.

Notices were received from the Civil Service Commission of the approval of the appointments of Alexander W. Longfellow, Art Commissioner, Mrs. Agnes C. Bulger, Bath Trustee, James J. Minot, M. D., Consumptives' Hospital Trustee, Mrs. Margaret G. O'Callaghan, Consumptives' Hospital Trustee, Mrs. Margaret G. O'Callaghan, Consumptives' Hospital Trustee, Thomas N. Babson, Corporation Counsel, Abraham Shuman, Hospital Trustee, Rev. Alexander Mann, Library Trustee, Thomas Sprouls, Overseer of the Poor, William P. Fowler, Overseer of the Poor, James H. Snyth, Superintendent of Printing, D. Henry Sullivan, Superintendent of Public Grounds, Edward W. McGlenen, City Registrar, Charles H. Slattery, City Treasurer. City Treasurer.
Severally placed on file.

#### COAL AND COKE LICENSE.

Notice was received of coal and coke license granted by the Secretary of the Commonwealth. Placed on file.

# LAND ON ZEIGLER STREET.

A plan, and description was filed with the City Council of land taken by the Boston Elevated Railway Company on Zeigler street, adjoining land of said company.

Placed on file.

# NOTICE OF HEARINGS.

Notice of hearing on April 26 was received from the Railroad Commissioners on petition for approval of 299th and 300th locations of West End Street Railway Company and extension of time on 255th location.

Notice of hearing on April 6 was received from the Board of Harbor and Land Commissioners on petition of Park Commissioners to fill solid in Chelsea creek.

Placed on file.

# GASOLENE LICENSE.

Notice was received of continuance of use of premises in basement of building on Tennyson street side of Park square for the keeping, storage and sale of gasolene in tanks buried in the basement, and that it is proposed to continue such use for one year from date, April 20. Placed on file.

# POLE RIGHTS TO TELEPHONE COMPANY

From the Wire Department a copy of pole locations granted the New England Telephone and Telegraph Company, April 15, 1910, for one pole on Woodcliff street was received, and from the Street Laying-Out Department, a certificate was received of an order of permission to the New England Telephone & Telegraph Company to erect, place and maiutain 38 poles on Morton street, Ward 24, between Evans and Sanford streets Sanford streets.
Placed on file.

#### TRACK LOCATIONS, SOUTH BOSTON.

A copy was received from the Street Commis-A copy was received from the Street Commis-sioners of order of location granting track rights to the Crane Company for freight transportation by steam power crossing Granite and West First streets, South Boston, at grade. Placed on file and ordered printed.

# PAY ROLL OF REGISTRY.

The pay roll of the Suffolk Registry of Deeds from March 21 to April 25, totaling \$3,745.15, was received.

Referred to the Committee on County Accounts.

#### APPROVAL OF CHANGES.

Notice was received from the Railroad Commissioners, approving proposed changes of Boston Elevated Railway Company in elevated structure at Dudley street. Placed on file.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named:

#### Claims.

Claims.

Theresa M. Zink, for compensation for damage to a dress by alleged carelessness of employee of Ferry Division.

Julia A. Lailor, to be paid expense of repairing drain at 15 Moultrie street, Ward 20, broken by roots of a tree.

Jacob W. Miller, to be refunded \$200 paid by him for iron and not delivered to him by the city according to agreement.

Frank R. Fitzgerald, for compensation for a suit of clothes damaged by oil from a sprinkling cart.

Eugene Charles Maheux, for compensation for damages to premises by water at 12-14 Chad-wick street, Roxbury. John Murphy, for compensation for damage to building at 36 Seneca street.

# Faneuil Hall.

John J. Attridge, for use of Faneuil Hall on evenings of September 26 and November 7.

# Executive Committee.

Rev. John Evans, for permit for children under

Rev. John Evans, for permit for children under fifteen years of age to appear at entertainment at Universalist Church, April 28.

Miss S. J. Howe, for a permit for children under fifteen years of age to appear at Huntington Chambers Hall on the evening of May 23, 1910.

Boston School of Music, for a permit for children under fifteen years of age to appear at the Dudley Street Opera House on evening of May 3.

Isabel Florence, for permit for children under fifteen years of age to appear at Huntington Chambers Hall on May 28.

St. Francis de Sales Sunday School, for a permit for Josephine Carleton and other children under fifteen years of age to appear at Intercolonial Hall, 214–216 Dudley street, April 15.

Patrick J. Brady, for license to run two passenger barges between corner Walk Hill street and Blue Hill avenue and Mt. Hope Cemetery, and one between corner Morton and Washington streets and Forest Hills Cemetery.

Petitions for sidewalks:

Brick with Granite Edgestone.

Metropolitan Coal Company, 1276 Saratoga street, Ward 1. Alice Rasafsky and Theresa O'Brien, 170–174 Winthrop street, Ward 17.

# Brick.

Mt. Pleasant Improvement Company, 671–675 Geneva avenue, Ward 20.

Gravel with Granite Edgestone. Catherine Richardson, 30 Adelaide street, Ward 22

Artificial Stone with Granite Edgestone.

L. K. Marston, 9-11 Fulton street, Ward 6, William J. Stobe, 29-31 Ferdinand street,

John F. McGloan, 28 Greenbrier street, Ward 20.

Mark Lewis, 147, 151, 155, 159 Talbot avenue, Ward 20.

Louis Ginsburg, 80-92, 94 Nightingale street, Ward 20.

ard 29. J. McCarthy, 20 Taft street, Ward 20. R. G. Crosby, 12-14 Sayward street, Ward 20. Catherine A. McGrath, 36 Columbia road,

Catherne A. Accurati, Ward 20.

J. S. May, 87-101 Bernard street, Ward 20.
Robert G. Jones, 43-45 Olney street, Ward 20.
F. J. Rockwell, 63 Homes avenue, Ward 20.
Charlotte Reinhard, 17 Tower street, Ward 23.
Katherine L. Collier, 212 South street, Ward 23.
Helen M. Malone, 15 Tower street, Ward 23.
George W. Harvey, 205 South street, Ward 23.
Charles McDonald, 623 Walk Hill street, Ward 24.

Henry Green, 141-145 Harold street, Ward 21. A. Kanter, 49 Astor street, Ward 10. Mary E. Gerry, 25 Moreland street, Ward 21. Louis Rosenstein, 69-73 Holworthy street,

Louis Rosenstein, 69-73 Holworthy street, Ward 21.

J. W. Rogers, 1416 Blue Hill avenue, Ward 24.
G. H. Lincoln, 9 Mather street, Ward 24.
Louis Rosenstein, 307 Harvard street, Ward 24.
William Douse, 78, 80, 82, 86 Fuller street,

William Douse, 15, 60, 62, Ward 24.

Bert Gill, 11 Mather street, Ward 24.

Frank W. Spencer, Washington and Union streets, Ward 25.

William H. Woods, 396-400 Market street, Ward 25.

#### LICENSES.

The PRESIDENT submitted minors' licenses for twenty-four newsboys, one bootblack and eight venders.

Licenses severally granted by the Board.

# JURORS.

The Council proceeded, under chapter 514 of the Acts of 1894, to draw jurors, the Mayor not being present, as follows:

the Acts of 1894, to draw jurors, the Mayor not being present, as follows:

Thirty-five traverse jurors for the Superior Court, First Session, to appear May 16, viz.:

Roseoe S. Chase, Ward 25; Daniel F. Sullivan, Ward 8; James J. Wide, Ward 24; Elmer L. Needham, Ward 22; David L. Harris, Ward 20; Addison L. Aldrich, Ward 25; Edward A. Jordan, Ward 23; Lewis B. Leary, Ward 17, William T. Lockney, Ward 24; James McKenna, 2d, Ward 15; Thomas P. MeNamara, Ward 12; Stephen S. Nelson, Ward 5; John R. Muir, Ward 24; John R. Mair, Ward 24; John R. Magee, Ward 14; Arsen Diran, Ward 24; Arthur S. Knight, Ward 10; Ernest H. Chase, Ward 25; Albert R. Marsters, Ward 20; Joseph H. Duclos, Ward 16; John J. Evans, Ward 20; Fred 1. Deane, Ward 23; Coleman J. Foley, Ward 20; Hugh MeNulty, Ward 25; John Hackett, Ward 9; George Burrough, Ward 11; Bradford J. Young, Ward 18; Dennis J. Coleman, Ward 24; George F. Fuller, Ward 16; James A. Kelly, Ward 12; Paul C. Disarie, Ward 2; Henry H. Roberts, Ward 14; Roderick J. McIntyre, Ward 23; George W. Bates, Ward 7; Frank W. MeLaughlin, Ward 22; Harry Duke, Ward 16. Second Session, thirty-five traverse jurors, viz.:

Arthur A. Kaempf, Ward 9; Charles A. Hinck-

viz.;
Arthur A. Kaempf, Ward 9; Charles A. Hinckey, Ward 21; John J. Connors, Ward 17; William J. Greathead, Ward 20; Walter R. Fox, Ward 21; Patrick Kiley, Ward 14; John T. Murphy, Ward 22; Henry P. Reddington, Ward 24; George H. Whalen, Ward 24; William H. McCloskey, Ward 20; Clayton B. Bigelow, Ward 9; Frederick W. Holbbs, Ward 10; Charles Gibson, Ward 11; Michael Walsh, Ward 6 John E. Dickinson, Ward 1; Abraham Aronson, Ward 12; Carl R. Mueller, Ward 9; Julius D. Lanier, Ward 18; Charles H. Langley, Ward 10; Neil H. Faulkner, Ward 17; Henry Hampton, Ward 16; Edward C. Beek, Ward 23; Henry Dooley, Ward 16; Gabriel A. Ruud, Ward 22; George W. Masterson, Ward 10; John Dillon, Ward 1; William L.

Shattuck, Ward 7; James H. Jenness, Ward 2; Charles J. Countie, Ward 10; Morton T. Holton, Ward 22; James F. Storin, Ward 2; Charles G. Glover, Ward 22; John S. McGrath, Ward 22; Fred W. Dickerman, Ward 25; George Rose,

Ward 22; James F. Storin, Ward 2; Charles G. Glover, Ward 22; John S. McGrath, Ward 22; Fred W. Dickernan, Ward 25; George Rose, Ward 9.

Third Session, thirty-five traverse jurors: Evan A. Fussell, Ward 21; Samuel Starr, Ward 20; Thomas F. Hussey, Ward 12; Frank X. Vincent, Ward 16; John T. O'Neil, Ward 24; Philip C. McMahon, Ward 4; Abraham B. Beal, Ward 25; James J. Gallivan, Ward 24; Samuel D. Kelley, Ward S; Jalivan, Ward 24; Samuel D. Kelley, Ward S; George S. Turner, Ward 25; Jaseph H. McElroy, Ward 21; Ernest P. Philbrick, Ward S; George S. Turner, Ward 25; Isasa A. Hamm, Jr., Ward 1; John J. Hemsworth, Ward 24; Samuel G. Treat, Ward 12; Mark A. Collins, Jr., Ward 21; James A. Beath, Ward 24; Sarrett H. Keefe, Ward 17; Michael N. Mullen, Ward 25; Charles J. Splaine, Ward 22; Leo J. Wagner, Ward 21; Philip J. Nixon, Ward 23; Harry L. Clark, Ward 9; William H. Hardy, Ward 10; John Canavan, Ward 13; John E. McGrath, Ward 13; William B. Morgan, Ward 13; Ludwig Ostermeyer, Ward 23; John Sterling, Ward 3; Curtis J. Ormsby, Ward 20; John C. Felker, Ward 17; Augustus Rogers, Ward 6; Arthur L. Fitch, Ward 14; Thomas A. Murray, Ward 25.

Fourth Session, thirty-five traverse jurors: Frank E. Livingston, Ward 4; Frank B. Fitz-patrick, Ward 9; Peter H. Joyce, Ward 1; Arthur H. Douse, Ward 20; Frank Winteroll, Ward 13; Edwin M. Bradford, Ward 12; Michael Collins, Ward 19; Benjamin C. Harris, Ward 9; James J. Brennan, Ward 7; Michael J. Linnane, Ward 14; George C. Fiseher, Ward 23; George H. Rowe, Ward 11; Cornelius J. Murphy, Ward 20; Franks J. Brennan, Ward 23; Arthur N. Preston, Ward 23; Henry F. Norwood, Ward 1; John F. Coehran, Ward 25; George W. Coleman, Ward 12; Edward A. Guernsey, Ward 25; Fred W. Shippee, Ward 3; Henry F. Norwood, Ward 1; John F. Coehran, Ward 23; Chonn J. Fitzgerald, Ward 15; Daniel P. Flavin, Ward 19; Flack W. Hayes, Ward 19; Albert J. Restle, Ward 19; Edward A. Guernsey, Ward 25; Fred W. Shippee, Ward 5; John J. Fitzgerald, Ward 16; Hasen

A. Guernsey, Ward 29; Fred W. Simppee, Ward 39.
John J. Fritzgerald, Ward 15; Daniel P. Flavin,
Ward 8; Daniel F. Fitzgerald, Ward 10; Hazen
W. Plaisted, Ward 21; John B. Dalton, Ward 22;
Jeremiah J. Madden, Ward 18; John W. Lantry,
Ward 13; Edward A. Bennett, Ward 20; Willis
J. Watson, Ward 21; Frank Smith, Ward 18;
William A. Kelly, Ward 19; Edward M. Donnelly, Ward 20; Isaae B. Spinoza, Ward 23;
William A. Kelly, Ward 19; Edward J. Donnelly,
Ward 21; William Nagel, Ward 23; William H.
Hayes, Ward 20; Josiah L. Simmons, Ward 24;
John A. Farley, Ward 1; Thomas F. A. Simpson,
Ward 14; George H. Battersby, Ward 2; Hubert
W. Tower, Ward 11; Philip B. Marks, Ward 20;
William F. Spurr, Ward 16; William L. Rich,
Ward 1; Alexander J. Martin, Ward 23; Frank
W. Nason, Ward 22; Newton E. Stone, Ward 15;
Burt S. Gale, Ward 10; William A. Lee, Ward 15;
John H. Miner, Ward 20; Benjamin F. Lyons,
Ward 5; Herbert Colley, Ward 1; William D.
Martin, Ward 16; George A. Dexter, Ward 2.
Sixth Session, thirty-five traverse jurors:

Martin, Ward 16; George A. Dexter, Ward 2.

Sixth Session, thirty-five traverse jurors:
Charles J. Blasser, Ward 19; Johu J. Smith,
Ward 23; Daniel P. Shea, Ward 13; John H.
Chapman, Ward 23; Henry Paul, Ward 6; Henry
Cook, Ward 15; Patriek A. Murnaghan, Ward 23;
Frederiek W. Doughty, Ward 12; Jeremiah Colins, Ward 4; John J. Freeman, Ward 20; Malone
Bernard, Ward 25; Ralph Granara, Ward 6; John
McVarrish, Ward 5; Howard S. Hunter, Ward 26,
William L. Terhune, Ward 10; William H.
Andrew, Ward 22; Samuel D. Upham, Ward 24;
Josefe W. Leavitt, Ward 8; Charles C. McNally,
Ward 1; Ernest L. Viek, Ward 18; William A.
Frye, Jr., Ward 24; Alfred Faulkner, Ward 23;
Benjamin H. Hunt, Jr., Ward 20; Willis S.
Veasey, Ward 24; Alfred T. Newcomb, Ward 24;
Albert C. Trefry, Ward 22; William B. Hatfield,
Ward 16; Wafter D. Dwelley, Ward 9; Edward
21; William J. Roehe, Ward 23; William Stevens,
Ward 20; Daniel Doherty, Jr., Ward 22; Johu
O'Shea, Ward 21; Albert H. Gillette, Ward 24.

Seventh Session, thirty-five traverse jurors:

Seventh Session, thirty-five traverse jurors:
Robert A. Herrald, Ward 12; William J. Hayes,
Ward 20; James Gardner, Ward 3; William
Doonan, Ward 22; William H. Conroy, Ward 16;
Thomas F. Smallcomb, Ward 14; Frederick R.
White, Ward 19; Renfrew I. Edwards, Ward 21;
James Brennan, Ward 21; Edgar C. Page, Ward
20; Simon Barnard, Ward 11; Michael Kelly,
Ward 8; Joseph D. Dillworth, Ward 21; Dennis
H. Nettles, Ward 21; Hayward C. Dodge, Ward
20; Frank I. Schulenkorf, Ward 20; Cornelius
McCarthy, Ward 2; Thomas R. Doran, Ward 17;
Leander B. Varney, Ward 20; William A. Callahan, Ward 24; Arthur L. Stockman, Ward 23;
William G. Matthews, Ward 10; William F.
McGann, Ward 12; Irving R. Ochs, Ward 23;
James F. Ward, Ward 16; Charles C. Perkins,
Ward 16; Charles S. Hadaway, Ward 10; Joseph
W. Chamberlin, Ward 16; Andrew A. Page, Ward
24; Harry W. Maxwell, Ward 18; Charles Daley,
Ward 16; Albert R. Paulding, Ward 15; George
E. Harkness, Ward 20; Martin Walsh, Ward 15;
James P. Mitchell, Ward 20.

E. Harkhes, Ward 20.

Forty-one traverse jurors, for the Superior Criminal Court, to appear May 4, viz.:
Robert M. Gunning, Ward 23; Edward Kerr, Ward 10; Thomas H. Maguire, Ward 21; Walter W. Morrison, Ward 21; Frederick C. Hillman, Ward 16; George W. Barker, Ward 1; Edward E. Gustin, Ward 15; Edgar H. Clark, Ward 22; Frank T. O'Malley, Ward 16; Cirthbert C. Munroe, Ward 20; Eugene P. McAuliffe, Ward 20; James Sutherland, Ward 20; Pereival Gallagher, Ward 21; Arthur B. Connors, Ward 17; William Wall, Ward 23; Walter David Walker, Ward 6; William H. Fowles, Ward 2; Frank A. Brissenden Ward 14; William S. Clarke, Ward 9; William J. O'Hara, Ward 13; Charles E. Beals, Ward 18; Bernard C. Weld, Ward 11; Frank A. Murphy, Ward 3; Samuel J. Murphy, Ward 16; John T. Crowley, Ward 14; Thomas F. Goode, Ward 17; Crowley, Ward 5; Clarence H. Albott, Ward 11; Robert C. Pepper, Ward 20; William J. Gilbert, Ward 20; Thomas J. Lawlor, Ward 17; Patrick Ashmore, Ward 23; John Keenan, Ward 12; John H. Carter, Ward 1; Joseph W. Swain, Ward 22; William J. Seaberg, Ward 20; John R. Dunlap, Ward 14; John Croston, Ward 9.

# L STREET BATH TRANSFER.

Under unfinished business, President BALLAN-TYNE called up the following:

1. Ordered, That the City Auditor be and he is hereby authorized to transfer the sum of thirty-five thousand dollars from the appropriation for "L Street Bath, Addition for Women," to an appropriation for "L Street Bath, Additions, Alterations and Repairs."

On April 4 the foregoing order was read once and passed, yeas 8, nays 0.

The order was read a second time and again passed, yeas 9, nays 0.

# LEGAL EXPENSES OF OFFICER FORGER.

Coun. BUCKLEY, for the Committee on Claims, submitted a report on the petition of John H. Forger, an officer at Deer Island, for compensation for expenses incurred by him while acting in said capacity, recommending the passage of the

said capacity, recommending the passage of the following order:

Ordered, That there be allowed and paid to John H. Forger the sum of \$500 for expenses incurred in suit against him for act as officer at the House of Correction, Deer Island, said sum to be charged to the appropriation for County of Suff. 16. of Suffolk.

of Sutfolk,

Coun. BUCKLEY—Mr. President, I simply represent that report because I happen to be chairman of the Committee on Claims. Personally I do not believe in establishing a precedent of that sort, but simply because the other members of the committee wished it presented I have presented it.

The motion was assigned for one week, on motion of Coun, KENNY,

#### WATER METER ADJUSTMENT BOARD.

Coun. CURLEY offered an order—That the Water Commissioner, through his Honor the Mayor, be directed to establish a Water Meter Adjustment Board, to consist of three master plumbers. The said Water Meter Adjustment Board shall have the sole authority to revise all bills that in the opinion of property owners or tenants may be deemed excessive.

bills that in the opinion of property owners or tenants may be deemed excessive.

Coun. CURLEY—Mr. President. I would say that a number of my constituents living in the Tenth District (laughter) have waited on me during the last week and protested against the excessive rates charged for the use of water, and in company with a number I waited on the men in charge of clerical work of the income division and also the inspectors. The contention in every case upon the clerical and inspection reports was that, of course, the meters could not lie, and that if a party did not use the water the bill would not be so great. There were two particular instances that were very striking, one of a Mr. Pinansky, owning a three-flat house with ten persons living in the house, whose bill was \$21 for three months' use of water, and the other a case of a man who owned a three-flat house, built at about the same time and having sixteen more parties living in it, where the bill for water was \$3.50 in the same time. That is to say, with twice as many persons living in the second house was but \$3.50, while for the first house, it was \$21. I waited on the same gentlemen in regard to two bills for houses on Brook avenue. In one case the charge for water in a three-flat house, was \$3.50, and in the other case, a similar flat house, in construction, both built at about the same time, the bill was \$16.50, and house it was \$21. I waited on the same gentlemen in regard to two bills for houses on Brook avenue. In one case the charge for water in a three-flat house was \$3.50, and in the other case, a similar flat house, in construction, both built at about the same time, the bill was \$16.50, and they agreed to consider that matter and see if an abatement could not be made. Every person in Boston who knows anything about legislation knows that the agitation in regard to the amount of water wasted in Boston was largely set in operation by the manufacturers of water meters. They wanted to find an outlet for their water meters, and the city, of course, proved a profitable and prolific source of pickings or pluckings. They secured the enactment of the meter bill and in consequence of the enactment of that water meter bill we are told that, the competition being of a keen nature, the best material is seldom put into the meters, the award for the meters being usually made to the lowest bidder. We find that perhaps the members of the Water Department are not as familiar with the types of meters that are being used as they might or should be. When a person waits on the income division to protest against an excessive charge on a bill he is told that the meter cannot lie, that there must be a leaky valve or pipe or ball cock,—that there must be something wrong of that kind,—but there is never anything wrong with the meter. I believe that the real trouble in most cases lies with the meter, and not with the piping, faucets, ball cock or anything else. I believe the people are entitled to fair treatment in this matter. A rate of \$21 for water for three months would be \$84 for the water service of a house that formerly paid but \$22, or \$62 more than it formerly paid but \$22, or of the city, where complaint was coming in because of the bills, it is customary to let the cold water run on their beer, having the bottles sit in a pail or underneath the faucet. I don't believe it has been necessary in the months of January, February, or eve

the State House which was not backed by the same kind of argument that has evidently been made for the passage of the water meter bill, regardless of the amount of justice or merit there might be in the proposition, it would be permitted to slumber by the wayside. The water meter bill, of course, is a reality. It is in force and in operation, and every person who owns property realizes what a great burden is going to be forced upon him in consequence of the general adoption and extension of these water meters. I do not believe we should compel any owner of property to lose tenants who are paying a fair rental; I and extension of these water meters. I do not believe we should compel any owner of property to lose tenants who are paying a fair rental; I don't believe we should create a hardship that will make it necessary to sell out property, that probably represents the savings of a lifetime, under the red flag, in order to benefit somebody who has plenty of money and is in the business of manufacturing meters. It strikes me that the only fair way out is for the Mayor, perhaps, to recommend the adoption of an ordinance, or recommend that the Water Commission select three competent master plumbers, to be known as a Water Meter Adjustment Board, to sit on all cases where, in the opinion of the tenant or of the property owner, the charge is excessive. Certainly from the bills that have come to my attention, and presumably to the attention of my colleagues from Dorchester and South Boston, where the meters have been put in pretty generally,—or in which sections victims have been selected pretty generally.—I feel that it is necessary that something should be done in order to protect the persons who own property in this section. I certainly hope that the order will be adopted and that the Mayor will take the necessary steps to protect those persons who own property in Boston libbet ob affected by the acceptance of a law which reouries the metering of premises.

which recuires the metering of premises.

Coun. HALE—Mr. President, I would like to ask the gentlenan a question. Can you tell me whether the Water Commissioner has power

Coun. HALE—Mr. President, I would like to ask the gentlennan a question. Can you tell me whether the Water Commissioner has power now to abate the meter reading?

Coun CURLEY—Why, Mr. President, I really couldn't say on that because I have been unable to find the Water Commissioner the two or three times when I have had occasion to go there. But I do believe that if such a board was established they could meet the people there, handle that specific matter, have some representative there all the time, and I believe that is necessary. My impression is that the Water Commissioner has a right to a certain extent to do that, but whether he would care to assume the responsibility of doing it on a general seale or not. I don't know. I question, however, if he would. I do feel, however, that if a commissioner or board were established to take care of that particular work the taxpayers would have an opportunity to meet the person in charge and have their grievance adjusted, if any existed.

Coun. COLLINS—Mr. Presideut, I fully agree with the councilor from Roxbury that something ought to be done in this matter. All over Boston—not only in Dorchester, but in South Boston and Charlestown—people owning small places, small tenement houses, getting a revenue of from \$30 to \$40 a month, have had bills coming in to them for the first quarter of the year ranging from \$60 to \$70, whereas in a 3-family house aeross the way not over \$15 or \$20 was paid. It is said that the people have wasted water. That may be true. I am one of those who believe that water ought to be as nearly free as possible. By the installation of these water meters, particularly in the tenement house district, you put a premium on dirt. People will save water at the expense of their own cleanliness; hence, a menace to the community. What are you going to do about it? The legislation has been passed compelling the installation of these water meters and ordering that at least 5 per cent a year be put in. I think something ought to be done, but how is it to be that at least 5 per cent a year be put in. I think something ought to be done, but how is it to be accomplished. What shall we do? What means shall we adopt? I believe we should do something, but the means I cannot see. For that reason I move reference of the order to the

reason I move reterence of the order to the Exceutive Committee.

Coun. CURLEY—Mr. President, I feel pretty much in the same position as Coun. Collins. I hesitated about amending the ordinances, although I did look up the ordinances in relation to the Water Department. I felt that it was a matter that could perhaps be best adjusted by the Mayor and the Water Commissioner, hence the order. My familiarity with the legislation

already in force makes me hesitate about drafting an ordinance to be presented and enacted. I do feel that the Water Commissioner and the Mayor are the proper persons to take up this matter. So I don't see anything to he gained by referring it to the Executive Committee.

Coun. KENNY—Mr. President, it seems to me that this is a matter of some considerable importance, and that we should have some time to think it over, especially as it may involve the treation of some new positions. Therefore, I move as a substitute that the matter lie over for one week. one week

Coun. Kenny's motion to assign the order to the next meeting was carried.

# DIP CANS FOR MILK.

Coun. BRAND offered an order—That his Honor the Mayor be requested to direct the Board of Health to suspend, until June 1, their regulation which prevents the use of dip eans for milk, in order to allow new methods to be suggested for obtaining the result aimed at by the said

of Health to suspend, until June I, their regulation which prevents the use of dip cans for milk, in order to allow new methods to be suggested for obtaining the result aimed at by the said regulation.

Coun. BRAND—Mr. President, in introducing this order I did not do it with any desire to antagonize the Board of Health, neither is it done in a spirit of hostility; but this is a matter of very grave importance to all classes of people in the City of Boston—the new regulation which the Board of Health proposes to put into effect on May I abolishing the so-called dip can for the sale of milk and cream. As you know, all of the stores, creameries and depots where milk is for sale in the suburbs and in the thickly populated sections of the city use the so-called dip can whereby people can buy small quantities of milk. At the present time if they wish to buy a gill, a pint or a smaller quantity, they can do so, and in most cases the people who purchase milk in small quantities provide their own receptacles—perhaps a pitcher, a can, a pail or a bottle. If this regulation becomes effective, every dealer in milk will be obliged to supply himself with milk in bottles, which will be, in my mind, a great hardship to poor people. In the first place, as I understand it, this regulation does not affect the milk contractor, but goes back of him to the farmer, who supplies milk to the contractor. His milk is put in cans containing 8½ quarts and delivered to the contractor, who in turn ships it to the eity, and then it is bottled for the dealers to deliver to their regular customers at morning or night in quarts and pints. There is no regulation, so far as I know, in regard to how the cans shall be cleaned when the farmers fill them, and there is nothing to prohibit the contractor from supplying milk in such receptacles as he sees fit to dealers who sell in bulk form. If this regulation becomes operative, it means this, that each person who buys a quart or a fraction of a quart of milk will have to pay from 1½ to 2½ cents a quar

put up in bottles, in a grocery store, for instance, they will charge 16 cents for half a pint of cream, and when you return the bottle you will get a penny for the bottle; whereas if you go to the creamery or the grocery store, where they carry it in bulk, they will sell half a pint of cream for 14 cents and when the bottle is returned 2 cents are refunded—making the cost to the consumer 12 cents for half a pint of cream as against 15 cents. The same thing applies to the cost of milk. If the customer can go to the store and buy half a pint of milk, taking his own receptacle, there is no extra charge whatever. Therefore, if this regulation should be adopted it would he a cents. The same thing applies to the cost of milk. If the customer can go to the store and buy half a pint of milk, taking his own receptacle, there is no extra charge whatever. Therefore, if this regulation should be adopted it would he a great hardship to poor people. I believe under the circumstances, before this regulation becomes operative, a reasonable length of time should be allowed for the Board of Health to find some other method whereby the dealer can carry the milk or cream in bulk thereby saving the poor people the additional cost which will surely be charged to them. We have read for the last two weeks a great deal about the probability of an increase in the eost of milk and we are told by the contractors—and I think the story is industriously circulated by the contractors—that the farmers are going to raise their prices. I wonder if any member of this Council really knows what the farmer gets for his milk. We are informed by some of the large producers in New Hampshire that they get 28 cents for a can of milk containing 8½ quarts, practically 3½ cents a quart for the milk delivered to the station for the contractor, and when it reaches Boston the consumer has to pay 9 cents to-day for the milk. So you cannot blame the farmer for wanting a little more for his milk, with the increased cost of food for the cow. Everything being higher it seems reasonable that they mught perhaps expect half a cent or a cent more a can—and I understand that their requests are very moderate. They want but a slight increase, but for every fraction of a cent a quart that the producer gets for the milk, the contractor when it reaches Boston adds a cent or two a quart—which is unfair and a great injustice. As a matter of fact, the contractor is getting the greatest profit from the sale of milk, while the farmer barely gets enough to pay him for producing it. Therefore I don't see why the Board of Health should try to place a further handicap on the consumer, of whom the majority are the poor people. Therefore I present thi

The order was referred, on motion of Coun. KENNY, to the Executive Committee.

# PUBLIC LANDS.

PUBLIC LANDS.

Coun. COLLINS, for the Committee on Public Lands, submitted the following:

(1) Report on the message and order from the Mayor (referred March 21) to sell by public auction land 492 and 494 Chelsea street, East Boston, reporting back in a new draft, as follows: Ordered, That the Superintendent of Streets be authorized, subject to the approval of the Mayor, to sell by public auction a parcel of land now in the custody of the Street Department on the northeast side of Chelsea street, numbers 492 and 494 on said street, and containing about 15,000 square feet of filled land and about 107,000 square feet of filted land and about 107,000 square feet of flats, the same to be sold at a figure not less than \$20,000; proceeds of the sale of the same to be applied to the sinking fund for the reduction of the city debt

The report was accepted, and the question came on the passage of the order in the new draft. Coun. CURLEY—Mr. President, I most respectfully move that further eonsideration of that order be assigned for one week. I understand that a ten-year lease made by the City of Boston of a street department yard in East Boston will expire about May I. The city has been paying a large amount of yearly rental, and if this particular yard can be made available it might be well to do it. I don't know whether it could or not. I most respectfully move assignment of the order for one week.

Coun. COLLINS—Mr. President, as chairman of your Committee on Public Lands, I welcome

the assignment for one week. We had the Superthe assignment for one week. We had the Super-intendent of Streets before us several times and went into the matter. After full consideration of the facts and reasons, we submitted our report. I believe, in order to be consistent with what my action in the Council of this year has been, that all matters of this kind should be deferred for action for one week. I therefore urge assignment for one week.

The report and order were assigned for one

week

week.

(2) Report on message and order from the Mayor (referred March 21) relative to sale of public alley No. 444—reporting back in a new draft, as follows:

draft, as follows:

Ordered, That the Superintendent of Streets be and hereby is authorized, subject to the approval of the Mayor, to sell at public auction a parcel of land bounded as follows: Southwesterly by land of Flora A. Ginty, 31 % feet; northwesterly by public alley No. 444, 34 feet; northwesterly by land of the City of Boston by a line parallel with and 34 feet distant northeasterly from the northeasterly boundary line of said and of said Ginty, 43 % feet, southeasterly by the location of the Boston & Albany Railroad, 36 feet, containing 1,273 square feet, more reless. The same to be sold for not less than the assessed valuation of said land. Proceeds to be applied to sinking fund for the reduction of the city debt. the city debt.

The question came on accepting the report and passing the order.

Coun. CURLEY—Mr. President, I would like

and passing the order.

Coun. CURLEY—Mr. President, I would like to ask in what part of the city public alley No. 444 is located?

Coun. COLLINS—Part of the Back Bay paving yard, something like 1,200 square feet—and I am sure when I say the Back Bay paving yard my brother councilor will know where that is.

Coun. CURLEY—Mr. President, I thought so. I most respectfully move that that be assigned for one week. I can see no reason why that Back Bay paving yard should be maintained at that location. Values on Boylston street have risen about 2,000 per cent in the last five years, and I feel that land as suitable as that for the purpose might be obtained for less money in the vicinity of Columbus avenue. I suggest assignment for one week, and possibly an arrangement can be made, if agreeable, whereby the Superintendent may sell the whole yard.

Coun. COLLINS—Mr. President, both of those matters which have been brought up to-day are things which have been considered more or less in times gone hy by the last mayor of this city and by the Superintendent of Streets, and recommendations for sale have been made not only by the mayor of last year but by the present chief executive. They were, however, held up in the previous City Council and not acted on. The report and order were assigned for one week.

(3) Report on the order (referred March 28)

Report on the order (referred March 28)

week.

(3) Report on the order (referred March 28) authorizing the Street Commissioners to sell at public auction land at the northeast corner of Gibson street and Dorchester avenue, and the adjoining lot—that the same ought not to pass. The question came on accepting the report. Coun. BRAND—Mr. Chairman, I would like to ask the chairman of the committee if they investigated this particular piece of land.

Coun. COLLINS—Mr. President, your committee went and visited all these sites with the present Superintendent of Streets and observed the location before the Board at the present time. An order was put in here for the sale of this land at public auction. There are no papers at all before your committee submitting an offer for this land by any party. I, as chairman of this committee, deferred acting upon the matter until a reasonable length of time after the order was submitted. Nobody came forward, no offer was made, and your committee did not feel justified in putting up the lot of land at public auction, not knowing what a fair price would be. For that reason the only logical thing for the committee to do was to report "Ought not to pass."

Coun. BRAND—Mr. President, I would ask if it is customary to have offers made for land to be offered for sale at auction.

Coun. COLLINS—As long as I am chairman

If it is customary to have offers made for land to be offered for sale at auction. Coun. COLLINS—As long as I am chairman of the Committee on Public Lands, no land will be put up at public auction without an upset price, because it is common knowledge

that people interested in getting lands—I don't mean this particular land, but all lands—are the ones who appear, and the general public don't know much about it. For that reason to protect the city's interests I believe the Conmittee on Public Lands should put an upset

mittee on Public Lands should put an upset price on all lands.

Coun. BRAND—Why do you treat this particular piece of land differently than the one in East Boston, where you have fixed the limit at which the land should be sold?

Coun. COLLINS—There have been offers made on the land in East Boston for the last three or four years. Three years ago there was an offer made on land in East Boston amounting to the sum of \$14,000, and another offer was made later amounting to \$16,000. Your committee looked into the matter as well as it could and believed, after conferring with the Supermade later amounting to \$16,000. Your committee looked into the matter as well as it could and believed, after conferring with the Superintendent of Streets, that more money ought to be had for that land than either of the preceding offers. Notwithstanding the fact that those offers had been made in previous years and the mayor of the city recommended the sale of the land subject to the approbation of the Finance Commission, the Committee on Public Lands believed that \$16,000 was too low for the land. For that reason we struck a price that we helieved fair, namely, 25 per cent in excess of the average valuation of the land for the three preceding years. I may add that that was used as a city yard for a couple of months ten years ago, has been abandoned ever since, and that the buildings are in a dilapidated condition and worth nothing. You, Mr. President, who served on the Committee on Public Lands and who have had some experience in building, thought that those buildings were worth but a few hundred dollars, if anything. In other words, the East Boston proposition has been threshed out by the duly authorized officers of the city, the Superintendent of Streets, the Finance Commission, and so forth, and is in a sense res judicata. But in the Dorchester proposition we have no offer at all, and not having had an offer we did not believe we were authorized, no cffers having heen made, to settle the matter.

offer at all, and not having had an offer we did not believe we were authorized, no offers having heen made, to settle the matter.

Coun. BRAND—Mr. President, in view of the explanation made by the chairman of the committee, I believe the same principle might fairly be applied to this piece of land—that they might take the assessed value for several years and add to it the 25 per cent suggested by the chairman, thus arriving at a fair price for the land. As they have failed to do that, I move that this matter be referred back to them for further consideration.

Coun. COLLINS—Mr. President, I would like to say through you that no recommendation for the sale of that land has ever been made and Tor the safe of that land has ever been made and no price has ever been offered.

Coun. Brand's motion to recommit was declared lost.

Coun. BRAND doubted the vete and asked

for the yeas and nays, and the motion to recommit was lost, yeas 1, nays 8, Coun. BRAND voting yea. The report was accepted and the order

rejected.

#### ZOOLOGICAL GARDENS AND AQUARIUMS.

Coun. KENNY offered an order—That the opinion of the Corporation Counsel be requested with respect to the right of the City of Boston to establish zoological gardens and aquariums and maintain the same out of the fund of the Parkman will and under its provisions.

Coun. KENNY—Mr. President, it seems to me that before the city embarks on any policy for the expenditure of the Parkman Fund for the purposes recited in the communication already before this Board, it would be fair and proper to ascertain if, under the terms of the will, we have the right to spend the money for those purposes. For that reason I offer the order. order.

The order was read a second time and passed.

# SUFFOLK COUNTY EXPENSES.

Coun. ATTRIDGE offered the following orders:

Ordered, That, until otherwise ordered, the City Treasurer be authorized to expend for clerk hire on account of the County of Suffolk the sum of \$500 per annum, to be charged to the appro-priation for County of Suffolk, miscellaneous expenses; provided, however, that nothing herein contained shall be construed to allow such officer

contained shall be construed to allow such officer to exceed the said appropriation.

Ordered, That the Clerk of the Superior Court, Criminal Session, be authorized to expend for clerical assistance for the present financial year not exceeding the sum of \$15,000, to be charged to the appropriation for County of Suffolk, Superior Court, Criminal Session; provided, however, that nothing herein contained shall be construed to allow such officer to exceed the soft strued to allow such officer to exceed the said

strued to allow such officer to exceed the said appropriation.
Ordered, That, until otherwise ordered, the judges of the Probate Court be authorized to employ a messenger at a salary of \$1,500 per annum, and to expend for uniforms for said messenger not exceeding \$100 per annum; the expense thus incurred to be charged to the appropriation for County of Suffolk, Probate Court; provided, however, that nothing herein contained shall be construed to allow such officer to exceed the said appropriation.
Ordered, That, until otherwise ordered, the City Collector be authorized to expend for clerk hire on account of the County of Suffolk the sum of \$700 per annum, to be charged to the appropriation for County of Suffolk, miscellaneous expenses; provided, however, that nothing herein contained shall be construed to allow such officer to exceed the said appropriation.

contained shall be construed to allow such officer to exceed the said appropriation.

Ordered, That the Clerk of the Superior Court, Civil Session, be authorized to expend for clerical assistance for the present financial year not exceeding the sum of \$35,000, to be charged to the appropriation for County of Suffolk, Superior Court, Civil Session; provided, however, that nothing herein contained shall be construed to allow such officer to exceed the said appropriation.

anow such other to exceed the said appropriation.

Ordered, That the Clerk of the Supreme Judicial Court be authorized to expend for clerical assistance for the present financial year not exceeding the sum of \$9,000, to he charged to the appropriation for County of Suffolk, Supreme Judicial Court; provided, however, that nothing herein contained shall be con trued to allow such officer to exceed the said appropriation.

Ordered, That the Register of Probate and Insolvency be authorized to expend for clerical assistance for the present financial year not exceeding the sum of \$15,500, to be charged to the appropriation for County of Suffolk, Probate Court; provided, however, that nothing herein contained shall be construed to allow such officer to exceed the said appropriation.

Severally referred to the Committee on County Accounts,

Accounts.

# PAYMENT TO ALICE O'CONNOR.

Coun. COLLINS offered an order-That in accordance with the provisions of chapter 425 of the Acts of 1910, there be allowed and paid to Alice O'Connor, widow of Hugh O'Connor, a sum of money not exceeding \$1,000 on account of the death of the said Hugh O'Connor, lately an employee of the City of Boston in the Sanitary Division; said sum to be charged to the Reserve

Referred to the Executive Committee.

# SOLDIERS' RELIEF.

Coun. HALE, for the Committee on Soldiers' Relief, submitted a report recommending the passage of an order for payment of aid to soldiers and sailors and their families in the City of Boston for the month of April.

Report accepted; said order passed.

# FACILITIES FOR TARGET PRACTICE.

Coun. HALE offered an order — That the Superintendent of Public Buildings he hereby authorized to furnish the necessary facilities for target practice for the troops of the Massachusetts Volunteer Militia stationed in Boston during the

present season, on the approval of their respective commanding officers, not exceeding the following amounts to each organization:

To the Corps Coast Artillery	\$1,015
To the Ninth Regiment	1,160
To the First Corps Cadets	655
To the First Battalion Cavalry	495
To the Naval Brigade	640
To the Fifth Regiment	520
To the Sixth Regiment	160
To the First Brigade	10
To the Second Brigade	10
To the Signal Company	135
To the Staff Commander-in-Chief and Staff	
Department	200
	\$5,000

The same to be charged to the appropriation for the Public Buildings Department.

Passed.

#### HEARINGS ON DISPOSAL OF GARBAGE.

Coun. HALE offered an order—That the Executive Committee be authorized to employ a stenographer for the public hearings given on the question of the disposal of garbage, and that they be further authorized to advertise the said hearings in the daily papers and the City Record; the expense of the same to be charged to the appropriation for City Council, incidental expenses.

Passed Passed.

# INFORMATION ABOUT CITY REAL ESTATE.

Coun. HALE offered an order—That the Statistics Department be requested to supply the City Council with the following information:

The location and area of each parcel of real

estate owned by the city.

2. The time when each such parcel was acquired by the city.

3. The price paid by the city for each such

parcel.

4. The present assessed value of each such

parcel.

5. The use now made of each such parcel.

6. The income to the city derived from each

such parcel.
7. The buildings on each such parcel and the 7. The buildings or assessed value thereof.

Passed.

# BUREAU OF MUNICIPAL RESEARCH.

Coun. HALE offered an order—That the Finance Commission be requested to organize a Bureau of Municipal Research.

Referred, on motion of Coun. HALE, to the Executive Committee.

# PARKMAN INCOME FUND FOR 1910.

Coun. HALE offered an order—That a committee of five be appointed by the President of the City Council to prepare a programme for the expenditure of the income of the Parkman fund for the year 1910.

Passed.
The President appointed as said committee Coun. Hale, McDonald, Brand, Kenny and Curley.

# LIABILITY UNDER SECTION 8 OF CHARTER.

Coun. HALE offered an order-That the Corporation Counsel be requested to pass upon the

poration Counsel be requested to pass upon the following cases:

1. A member of the City Council requests a head of a department to reinstate an employee of that department who has been suspended. Is the member of the Council liable to fine or imprisonment under section 8 of the new city charter?

2. A member of the City Council asks the heads of two departments to consent to the transfer of an employee in one department to the other department. Is the member of the Council liable to fine or imprisonment under section 8 of the

to fine or imprisonment under section 8 of the new city charter?

3. A man is seeking employment in a city department. He is on the civil service list, and he asks for a recommendation from a member of the Council to the head of the department. The member of the Council writes a recommendation addressed "To all whom it may concern," and then gives the recommendation to the employee. Is the member of the Council liable to fine or imprisonment under section 8?

4. If a member of the Council liable to fine or imprisonment under section 8?

4. If a member of the Council requests the head of the Street Department to transfer an employee from one division to another of the Street Department, is the member of the Council subject to fine or imprisonment under section 8?

5. A member of the Council asks the head of the Street Department to give a certain set of employees a half holiday on Saturday. Is that member subject to fine or imprisonment under section 8?

6. The City Council passes unanimously an order requesting the head of the Park Department to put all its employees on full time. Is each member of the City Council subject to fine or imprisonment under section 8 of the new city charter?

7. In each of the above supposed cases the member of the City Council sees the mayor instead of the head of the department. Does that in any way alter his liability, if any?

9. In each of the above supposed cases the member of the Council sends a friend to interview the head of the department or the Mayor, instead of going himself. Does that in any way alter his liability, if any?

9. In each of the above supposed cases the member of the Council tells the employee asking the favor that in case the head of the department communicates with the member of the Council tells the employee asking the favor that in case the head of the department communicates with the member of the Council he will give him the requested information. Does that in any way alter his liability, if any?

communicates with the member of the Council he will give him the requested information. Does that in any way alter his liability, if any?

The order was read a second time and the question came on its passage.

Coun. CURLEY—Mr. President, I would like to have the order amended so that the Corporation Counsel will define just what is meant by section 8, in addition to these questions. He wanders all ever the lot and I would like to have wanders all over the lot, and I would like to have it definite.

On motion of Coun. Curley the order was On motion of Coun. Curiey the order was amended by adding another section, as follows: "10. Just what, in the opinion of the Corpora-tion Counsel, does said section 8 mean?" The order as amended was passed.

# HALF HOLIDAY FOR CEMETERY EMPLOYEES

Coun. ATTRIDGE offered an order—That his Honor the Mayor be requested to instruct the Trustees of the Cemetery Department to allow all employees of that department whose services can be dispensed with a half holiday on Saturday without loss of pay.

Passed.

# EXPENSE OF APPROPRIATIONS COMMITTEE.

Conn. BRAND offered an order—That the Committee on Appropriations be authorized to employ a stenographer, and that the expense of same be charged to the appropriation for City Council, incidental expenses. Passed.

# CODIFICATION OF HEALTH STATUTES AND ORDINANCES.

Coun. COLLINS offered an order—That the Law Department be requested to collect, consolidate and classify all the statutes and ordinances which in any way affect the public health in the city of Boston.

Referred to the Executive Committee.

# RELEASE OF LAND TO PATRICK MEEHAN.

Coun, COLLINS offered an order—That his Honor the Mayor be and he hereby is authorized in the name and in the behalf of the city to

release to Patrick Meehan a certain strip of land release to Fatrick Meehan a certain strip of land containing seventy-four square feet, more or less, situate in that part of Boston formerly West Roxbury, southeasterly from Rossmore road, formerly ealled Keyes street, and northwesterly of land of said Meehan, adjoining land of the city of land of said Meehan, adjoining land of the city. of land of said Meehan, adjoining land of the city of Boston, taken for the relocation of Stony brook under the order of the Board of Street Commissioners of July 23, 1908, and shown on a plan numbered one hundred ninety, sewerage works, William Jackson, City Engineer, on file in the office of the City Engineer. The consideration of said release is that said Meehan shall release to the City of Boston a strip of land containing twenty-eight source feet, more or less next to twenty-eight square feet, more or less, next to and adjoining said strip of seventy-four square feet, being a part of said taking for Stony brook relocation under the aforesaid order of July 23,

Referred to the Committee on Public Lands.

# INVESTIGATION OF CLAIMS

Coun. BUCKLEY offered an order—That until otherwise ordered by the City Council the expense incidental to the investigation of claims and making reports thereon be charged to the appropriation for City Council, incidental expenses. Passed.

#### TELEPHONE BILLS.

Coun. BUCKLEY offered an order-That the Coun. BUCKLEY offered an order—That the President of the City Council be authorized to approve the bills that may be rendered during the present year for telephone service in connection with the rooms of President and members of the City Council; the expenses thus incurred to be charged to the appropriation of City Council, incident appropriation of City Council, incidental expenses.

Passed

# ALTERATIONS AT DEWEY BEACH.

Coun. McDONALD offcred an order-That the Buth Trustees be requested to give an estimate of the cost for general alterations, improvements and enlargement of Dewey Beach, Charlestown, so as to accommodate 800 men and boys and 500 women and girls, the estimate to be ready at the next meeting of the City Council.

Passed.

# REMOVAL OF REFUSE. 1

Coun. HALE offered the following ordinance:

"Be it ordained, etc.:

"The Street Department shall remove and dispose of the following classes of refuse from houses and from housekeeping apartments or tenements, free of charge to the producers of such refuse and to the owners and occupants of the producers of such refuse and to the owners and compants of the beauty area through and tenements, viz.: tenements, free of charge to the producers of such refuse and to the owners and occupants of such houses, apartments and tenements, viz.: Swill and kitchen garbage, dust and sweepings, ashes from fires used wholly or principally for heating or cooking, waste paper, cardboard, string, packing material, sticks, wood, rags, waste leather and rubher, boxes, barrels, broken furniture and other similar light or combustible refuse; tins, bottles, jars, broken glass, broken furniture and other similar heavy or incombustible refuse. But the department shall not so take any such refuse from botels, apartment hotels, restaurants, licensed todging houses nor from any other buildings whatever except those first hereinbefore enumerated and except huildings occupied by the city, and the department shall not so take the refuse of manufacturing or merantile business, nor dead animals, manure, grass, garden refuse, leaves, plaster, building materials, earth or stones, except from premises occupied by the city, but the department shall take and dispose of any refuse upon payment by the producer thereof to the city of such compensation as the superintendent of streets shall from time to time prescribe." to time prescribe."

Referred to the Committee on Ordinances.

# APPROVING OF BILLS.

Coun. BRAND offered an order—That the President of the City Council be and he hereby is authorized to approve the bills contracted by the Clerk of Committees and City Messenger each the Cierk of Committees and City Messenger each mouth, and also the monthly pay roll of the Clerk of Committees, City Messenger and Secretary of the City Council, until otherwise ordered, the same being charged to the appropriation for City Council, incidental expenses.

Passed.

# WORK-HORSE PARADE.

Coun. CURLEY offered an order—That the Police Commissioner be authorized to close to travel by vehicles, except fire, police, mail and hospital wagons, the following streets for the formation and parade of the Boston Work-Horse Parade Association, on May 30, 1910, between the hours of 8 a. m. and 12 noon, viz.:

For the formation: Sherborn, Deerfield, Granby, Raleigh, Kenmore, Ashby and Chilmark streets, Bay State road, Newbury street, between Charlesgate West and Brookline avenue, Brookline avenue, between Newbury and Beacon streets, and Beacon street from Charlesgate to Commonwealth avenue.

streets, and Beacon street from Charlesgate to Commonwealth avenue.

For the parade: Massachusetts avenue from Commonwealth avenue to Beacon street and Beacon street from Massachusetts avenue to Charles street.

Passed.

#### SUGHRUE INVESTIGATION.

Coun. CURLEY offered an order-That the count. CURLEY offered an order—that the committee appointed to investigate the payments of money made to Michael J. Sughrue be authorized to employ a stenographer, and that the expense attending the same be charged to the appropriation for City Council, incidental

Referred, on motion of Coun. KENNY, to the Executive Committee.

# RESIGNATION FROM MEMORIAL DAY COMMITTEE.

Coun. HALE—Mr. President, with the little time I have at my disposal I regret to say that I shall have to resign as chairman of the Committee on Memorial Day. I hope you will accept my resignation. It is with great regret that I resign, because I appreciate to the full the import of that day.

The PRESIDENT—The Chair accepts the resignation and will appoint in the councilor's place, as chairman of the committee, Coun. McDonald.

Coun. KENNY-Mr. President, I move that

we do now adjourn.
Coun. BRAND—And I move, Mr. President,

that we now take a recess subject to the call of the Chair.

Coun. KENNY—Mr. President, I would like

Coun. KENNY—Mr. President, I would like to be heard on Coun. Brand's motion.
The PRESIDENT—The question is on Coun. Kenny's motion to adjourn.
Coun. KENNY—Then, Mr. President, I ask unanimous consent that Coun. Brand be given an opportunity to be heard on that motion.
The motion to adjourn was declared lost. Coun. BRAND—Mr. President, I now renew the motion that we take a recess subject to the call of the Chair.
Coun. Brand's motion was declared carried.
Coun. CURLEY doubted the vote and asked for the yeas and nays, and the Council voted to take a recess subject to the call of the Chair, at 5.02 p. m., yeas 7, nay 1, Coun. CURLEY voting nay.

The members reassembled in the Chamber and were called to order by the PRESIDENT at 6.32

p. m.

# FANEUIL HALL.

Coun. CURLEY, for the Committee on Fancuil Hall, etc., submitted a report on the petition of John J. Attridge (referred to-day) for the use of Faneuil Hall on the evenings of September 26 and November 7, 1910—recommending that leave be granted.

Report accepted; leave granted on usual condi-

# REPORT OF SOLDIERS' RELIEF COMMITTEE.

On motion of Coun, COLLINS the Council took

on motion of Coun, COLLINS the Council took up assignment, viz.:

2. Report of Committee on Soldiers' Relief Department relative to the conduct of the said department and the expenditure of the appropriation for Soldiers' Relief (Doc. 66).

Report accepted.

# REPORT ON SOLDIERS' RELIEF DEPART-MENT.

On motion of Coun, KENNY the Council took

On motion of Coun. KENNY the Council took up assignment, viz.:

3. Report of the Boston Finance Commission relative to the conduct of the Soldiers' Relief Department and the expenditure of the appropriation for Soldiers' Relief.

Coun. KENNY—Mr. President, I move that the report be placed on file.

Coun. CURLEY—Mr. President, I move as a substitute motion that it be indefinitely postponed.

The PRESIDENT—The Chair will move that Coun. Kenny's motion is in order.
The report was declared placed on file. Coun. CURLEY doubted the vote and asked for the yeas and nays.

The report was placed on file, yeas 8, nays 1,
Coun. Curley voting nay.

# ASSISTANT CITY MESSENGER.

Coun. BRAND offered an order—That the City Messenger be hereby authorized to appoint an assistant city messenger to fulfill the ordinary duties of such position and to discharge the duties of City Messenger when there is a vacancy in the office; and that he receive compensation at the rate of \$1,800 per annum, the same to be charged to the appropriation for City Council, incidental expenses. incidental expenses.

The order was referred to the Executive

The order was referred to the Committee.

Coun BRAND—Mr. President, I would most respectfully ask reconsideration of the reference, for the reason that Mr. Silloway, who is the assistant city messenger and acting in that capacity, is now attached, as far as salary is concerned, to the City Clerk's office, because of the fact that there was no other appropriation. I think this order should be passed to-day, so that his salary can be taken care of out of the appropriation for City Council, incidental expenses. Therefore, I move reconsideration of the reference.

appropriation for City Council, incidental expenses. Therefore, I move reconsideration of the reference.

The PRESIDENT—The Chair will rule that perhaps if he had done right he would have rejected the order, inasmuch as this Council has no right to create a department. There is a question whether we have a right to make such a provision as is suggested here even by ordinance, and we have no right at the present time to create a department. For that reason I referred the order to the Executive Committee.

Coun. BRAND—Mr. President, I wish to state that the charter is explicit on that point and that it is well within the rights and privileges of the Council to appoint such officers as it thay deem necessary for the conduct of its business. This is not the establishment of a department, does not contemplate that at all. It simply provides for the position of assistant city messenger. I think the Chair is wrong in its ruling and I still ask for reconsideration.

Reconsideration was declared lost. Coun. BRAND doubted the vote and asked for the yeas and nays.

Reconsideration was refused, yeas 3, mays 5; Yeas—Coun. Brand, Buckley, Curley—3. Nays—Coun. Attridge, Ballantyne, Collins, Hale, Kenny—5.

# EXTRA PAY FOR OFFICERS.

Coun. CURLEY offered an order-That there be allowed and paid from the City Council, incidental expenses, the sum of \$200 to James A. Gately, and \$200 to Edward McHugh as part compensation for extra services rendered at meetings of City Council and committees thereof. Passed.

#### EXECUTIVE REPORTS.

Coun. HALE, for the Executive Committee, submitted the following:

(1) Report on the order (referred to-day) allowing to Alice O'Connor, widow of Hughl O'Connor, a sum not exceeding \$1,000 on account of the death of said Hugh O'Connor—that the same ought to pass.
On motion of Coun. KENNY the matter was

assigned for one week.

assigned for one week.

(2) Report on order (referred to-day) requesting the Law Department to collect, consolidate and classify statutes and ordinances affecting the public health—that the same ought to pass. Report accepted; said order passed.

(3) Report on order (referred to-day) that the Finance Commission be requested to organize a Bureau of Municipal Research—that the same ought to pass

ought to pass.

The question came on accepting the report

The question eame on accepting the report and passing the order.

Coun. BRAND moved special assignment to the next meeting; declared lost. Coun. BRAND doubted the vote and asked for the yeas and nays, and assignment was lost, yeas 1, nays 6, Coun. Brand voting nay.

Coun. Brand voting nay.

Coun. BRAND—Mr. President, I most respectfully move reconsideration of the vote for this reason, that the order is not specific enough. I think it should be amended in this respect, that there should be no expense whatever attached to it. I am not opposed to the order on principle, but I think it is vague and meaningless, and I think it should be understood, if such a bureau is to be established, that it should be established without any cost to the city and conducted by the Finance Commission itself. For that reason I ask reconsideration, and if reconsideration is allowed I shall ask special assignment to the next meeting.

Reconsideration was refused.

Reconsideration was refused.
Report accepted; order passed.
(4) Report on the order (referred to-day) (4) Report on the order (referred to-day) authorizing the committee appointed to investigate the payments of money made to Michael J. Sughrue to employ a stenographer, the expense attending the same to be charged to the appropriation for City Council, incidental expenses—that the same ought to pass.

Report accepted; said order passed.

(5) Report on message and order from the Mayor (referred to-day) authorizing quitclaim deed of property belonging to the Parkman estate, when sold by the executor—recommending reference to the Committee on Parkman Fund.

Report or decepted; said reference ordered.

Report accepted; said reference ordered.

# COUNTY ACCOUNTS.

Count. ATTRIDGE, for the Committee on County Accounts, submitted the following:
(1) Report on pay roll of Registry of Deeds (referred to-day)—that the same should be

(referred to-day)—that the same should be approved.

Report accepted: said pay roll approved.

(2) Report on the petition of the Social Law Library (referred February 21) for an appropriation of \$1,000 for said library—recommending the passage of the following:

Ordered, That there be allowed and paid to the proprietors of the Social Law Library the sum of \$1,000 for the maintenance and enlargement of said library during the present year; said sum to be paid from the amount received from naturalization fees.

Report accepted; order passed.

Report accepted; order passed.

(3) Report on orders (referred to-day) — (1) authorizing the Clerk of the Superior Court, Criminal Session, to expend for clerical assistance for the present financial year not exceeding \$15,000, to be charged to the appropriation for County of Suffolk, Criminal Session; (2) authorizing the City Treasurer to expend for clerk his

on account of the County of Suffolk the sum of on account of the County of Suffolk the sum of \$800 per annum to be charged to the appropria-tion for County of Suffolk, miscellaneous expenses; (3) authorizing the Clerk of the Supreme Judicial Court to expend for clerical assistance for the year not exceeding \$9,000, to be charged to the appropriation for County of Suffolk, Supreme Judicial Court; (4) authorizing the judges of the Probate Court to employ a messenger at a salary of \$1,500 per annum, and to expend for uniforms Probate Court; (4) authorizing the Judges of the Probate Court to employ a messenger at a salary of \$1,500 per annum, and to expend for uniforms for said messenger not exceeding more than \$100 per annum, to be charged to the appropriation for County of Suffolk, Probate Court; (5) authorizing the Clerk of the Superior Court, (ivi) Sessiou, to expend for clerical assistance for the present financial year not exceeding \$35,000, to be charged to the appropriation for County of Suffolk, Civil Session; (6) authorizing the City Collector to expend for elerk hire on account of the County of Suffolk \$700 per annum, to be charged to the appropriation for County of Suffolk, miscellaneous expenses; (7) authorizing the Register of Probate and Insolvency to expend for elerical assistance for the present financial year not exceeding \$15,500, to be charged to the appropriation for County of Suffolk, Probate Court;—that the said orders be passed.

Reports accepted; orders passed.

(4) Reports on petitions (referred to-day), recommending that permits be granted, as follows: Rev. John Evans, for children under 15 years of age to appear at eutertainment at Universalist Clurch Thursduy evening, April 28.

Miss S. J. Howe, for permit for children under 15 years of age to appear at Huntington Chambers Hall on the evening of May 23.

Boston School of Music, for children under 15 years of age to appear at Huntington Chambers Hall on evening of May 28.

St. Francis de Sales Sunday school, for Josephine Carleton and other children under 15 years of age to appear at Intercolonial Hall, 214–216 Dudley street, April 15.

Patrick J. Brady, to run two passenger barges.

to appear at Intercolonial Hall, 214–216 Dudley street, April 15.
Patrick J. Brady, to run two passenger barges between corner Walk Hill street and Blue Hill avenue and Mount Hope Cemetery, and one between corner Washington and Morton streets and Forest Hills Cemetery.

Reports accepted; permits granted.

(5) Also reports on petitions for sidewalks (referred to-day), recommending that the passage of orders that the Superintendent of Streets make sidewalks in front of estates, to be from 3 to 10 inches above the gutter adjoining, with granite edgestone, owner to furnish material, as follows:

Of Brick with Granite Edgestone.

Metropolitan Coal Company, 1276 Saratoga street, Ward 1.

Alice Rasafsky and Teresa O'Brien, 170-174 Winthrop street, Ward 17.

#### Of Brick

Mt. Pleasant Improvement Company, 671–675 Geneva avenue, Ward 20.

Of Gravel with Granite Edgestone, Catherine Richardson, 30 Adelaide street, Ward 22.

Of Artificial Stone with Granite Edgestone.

L. K. Marston, 9-11 Fulton street, Ward 6. William J. Stobe, 29-31 Ferdinand street, Ward 10.

John F. McGloan, 28 Greenbrier street, Ward

20. Mark Lewis, 147, 151, 155, 159 Talbot avenue,

Louis Ginsburg, 80-92, 94 Nightingale street.

Ward 20.

J. McCarthy, 20 Taft street, Ward 20.

R. G. Crosby, 12-14 Sayward street, Ward 20.
Catherine A. McGrath, 36 Columbia road,

Catherine A. Medrath, 36 Columbia road, Ward 20.
J. S. May, 87-101 Bernard street, Ward 20.
Robert G. Jones, 43-45 Olney street, Ward 20.
F. J. Roekwell, 63 Homes avenue, Ward 20.
Charlotte Reinhard, 17 Tower street, Ward 23.
Katherine L. Collier, 212 South street, Ward 23.
Helen M. Malone, 15 Tower street, Ward 23.
George W. Harvey, 205 South street, Ward 23.
Charles McDonald, 623 Walk Hill street,
Ward 24.

Ward 24.

and 24. Henry Green, 141–145 Harold street, Ward 21. A. Kante, 49 Astor street, Ward 21. Mary E. Gerry, 25 Moreland street, Ward 21. Louis Rosenstein, 69–73 Holworthy street,

Louis Rosenstein, Ward 21.

J. W. Rogers, 1416 Blue Hill avenue, Ward 24.
G. H. Lincoln, 9 Mather street, Ward 24.
Louis Rosenstein, 307 Harvard street, Ward 24.
William Douse, 78, 80, 82, 96 Fuller street,

Ward 24.
Bert Gill, 11 Mather street, Ward 24.
Frank W. Spencer, Washington and Union streets, Ward 25.
William H. Woods, 396-400 Market street,

Ward 25.

Reports accepted.

#### GENERAL RECONSIDERATION.

Coun. KENNY moved a general reconsideration of all action taken to-day; lost.

Adjourned, on motion of Coun. HALE, at 6.54 p. m., to meet on Monday, May 2, at 3 p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Monday, May 2, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair and all the members present.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the

last meeting.

# APPOINTMENTS BY THE MAYOR.

The following was received:

City of Boston, Office of the Mayor, May 2, 1910.

To the City Council:

Subject to confirmation by your honorable body, I hereby appoint Thomas Farrell (27 Carson street, Ward 16), Francis A. Griffin, Jr. (235 East Eagle street, Ward 1), John F. McCarthy (692 Columbia road, Ward 16) and Daniel R. O'Lalor (16 Michigan avenue, Ward 20) constables of the City of Boston for the term ending April 30, 1911.

Respectfully,
John F. Fitzgerald, Mayor.
Laid over under the law.

# REPAIR OF CHARLESTOWN BRIDGE.

The following was received:

City of Boston, Office of the Mayor, May 2, 1910.

To the City Council:

To the City Council:

Gentlemen,—1 inclose herewith an order authorizing the City Auditor to transfer the sum of twenty-five thousand dollars (\$25,000) from the Reserve Fund to an appropriation for Charlestown Bridge, repairs, together with a letter from the Superintendent of Streets recommending and explaining the need of this action. I desire to indorse his recommendation and to urge the passage of the inclosed order.

Yours respectfully,

JOHN F. FITZGERALD, Mayor.

Boston, May 2, 1910.

Hon. John F. Fitzgerald, Mayor:
Dear Sir,—I respectfully recommend the passage of the necessary order by the City Council authorizing an appropriation (by transfer or otherwise) of the sum of twenty-five thousand dollars for the necessary repairs on the Charlestown Bridge, damaged by fire on Friday, April 29, 1910. This amount is an estimate of the cost, and the work should be proceeded with immediately. ately.

Yours respectfully,
GUY C. EMERSON,
Superintendent of Streets.

Ordered, That the City Auditor be and he hereby is authorized to transfer the sum of twenty-five thousand dollars (\$25,000) from the appropriation for Reserve Fund to an appropriation for Charlestown Bridge, repairs, Referred to the Executive Committee.

# CONSTRUCTION OF OLD COLONY AVENUE.

The following was received:

City of Boston, Office of the Mayor, May 2, 1910.

Office of the Mayor, May 2, 1910.

To the City Council:
Gentlemen.—I inclose herewith an order appropriating thirty thousand dollars (\$30,000) for the construction of Old Colony avenue, from Dorchester street southward to Hyde street, at the junction of Columbia road, and for the connection of three streets with the same avenue

north of Dorchester street. The effect of this order will be to carry out the original intention in the construction of Old Colony avenue, which was to make a highway from Dorchester avenue south to Columbia road.

A letter from the City Engineer, giving estimates in detail of the cost of this improvement, is appended.

is appended.

Yours respectfully, John F. Fitzgerald, Mayor.

Engineering Department,
50 City Hall, April 26, 1910.
Hon. John F. Fitzgerald, Mayor:
Sir—In compliance with your request the following preliminary estimates have been prepared for constructing Old Colony avenue:

Old Colony avenue, Ward 16, Dorchester street across Hyde street . . . . . . . . \$19,500

To connect the public and private streets:

*	Boston place	\$900	
*	Champney street	1,150	
	Jenkins street	650	
	Vinton street	1,650	
	Preble street	550	
			4

Land and grade damages on above street will be nominal.

To connect the following streets north of Dorchester street with Old Colony avenue:

Mitchell street . . . . . . . . . . . . . . . . . . † Frederick street..... † Lark street..... 1,150

2,300 \$26,700

.900

Land and grade damages on above three streets should not exceed \$2,000, net.

The above estimates include 10 per cent for engineering and contingencies but do not include land and grade damages.

Respectfully,
WILLIAM JACKSON,
City Engineer.

Ordered, That the sum of thirty thousand dollars (\$30,000) be and hereby is appropriated, to be expended by the Street Department for the construction of Old Colony avenue from Dorchester street aeross Hyde street, and for the connection of Mitchell, Frederick and Lark streets with Old Colony avenue, and that to meet such appropriation the City Treasurer be and hereby is authorized to issue from time to tune, on the request of the Mayor, bonds of the City of Boston for the above amount.

Referred to the Committee on Finance.

# SUGGESTIONS FOR LOAN BILL.

City of Boston,
Office of the Mayor, May 2, 1910.
To the City Council:
Gentlemen Office of the Mayor, May 2, 1910.

To the City Council:
Gentlemen,—Upon the conclusion of the series of district meetings held by your honorable body in conjunction with myself during February I submitted to various departments of the city government a brief synopsis of the suggestions made by the organizations and individual citizens at those gatherings, requesting in each case a report upon the cost, feasibility and importance of the proposed improvements. With one or two exceptions the heads of departments have replied to these requests. I beg now to submit their replies, together with the original suggestions, arranged by districts and departments, to your honorable body for consideration. I believe this material affords an excellent insight into the needs and expectations of the people in different parts of the city, checked as it is by the more critical views of the department heads as to the practicability of their demands.

\* Beston place and Champage at the property of the city of their demands.

<sup>\*</sup> Boston place and Champney street are private

ways.
†There is private land between the ends of Mitchell, Frederick and Lark streets and Old Colony avenue.

It is my intention to call a meeting in the old Aldermanie Chamber for Tuesday, May 10, at eight o'clock, and to invite the representatives of the local improvement associations and other public bodies. I respectfully request that the members of your honorable body attend this session, at which the loan bill for the current year will be discussed on the basis of the suggested improvements and the departmental reports herewith submitted.

Yours respectfully, John F. Fitzgerald, Mayor.

(Annexed were the detailed statements referred to in the message.

Referred to the Executive Committee.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Clains.

Edwin Devin, for compensation for the flooding of his cellar at 6 Carson street by a defective

Alois Zilg, for compensation for damages to his

Alos Zilg, for compensation for damages to his premises at 38 Hancock street by the filling up of a sewer connection by employees of the city. Teresa V. Coleman, for a hearing on her elaim. Helen F. Welch, to be paid for the loss of fowls killed by dogs.

J. F. Harvey, for compensation for damage to automobile by a rope stretched across street at corner Commonwealth avenue and Charlesgate West.

# Fancuil Hall.

Petitions for use of Faneuil Hall, viz.: Knights of Columbus, on October 11 and 12. Uuiform Rank, K. of P., evening of June 29.

#### Executive Committee.

Charles W. Brown  $\ ct \ al.$ , for sidewalks on both sides of Millet street, Ward 24.

John J. Whittaker  $\ ct \ al.$ , for artificial stone sidewalks on Harvard street, Dorchester.

sidewalks on Harvard street, Dorehester.
Petitions for children under fifteen years of age
to appear at various places of amusement, viz.:
Mabel J. Golden, for children to appear at the
Tuileries, May 27.
Ida J. McCarthy, for children to appear at
Meridian Hall on the evening of May 27.
Margaret J. Butter, for children to appear at
an entertainment at Mechanics Building on
May 7.

an entertainment May 7.
May 7.
Frank A. Feeney, for leave to run three passenger barges from Highland, Spring Street and West Roxbury stations, from corner Centre and Corey streets, from corner Centre and La Grange streets to Newton and Dedham lines

# LICENSES.

President BALLANTYNE submitted petitions for minors' licenses of ten newsboys, two bootblacks and two venders, and asked the approval of the Council on the same.
Approved by the Council.

# COAL AND COKE LICENSE.

A copy of coal and coke license granted by the Secretary of the Commonwealth was received. Placed on file.

# USE OF BUILDING FOR GASOLENE.

In accordance with law notice was received from George W. Simonds, 46 Bicknell street, Ward 20, of storage of gasolene at said address, under license granted by the Board of Aldermen, and of intention to use for same purpose for the ensuing year. ensuing year.
Placed on file.

# GRANTING OF LOCATIONS, ETC.

Notice was received from the Street Commissioners of granting of location to New England Telephone and Telegraph Company for five poles on Medway street, Ward 24.

Notice was received from the Street Commissioners of granting location to West End Street Railway Company for tracks on Geneva avenue from Blue Hill avenue to Bowdoin street, 301st location.

Notice was received from the Street Commissioners of order granting permission to Edison Electric Illuminating Company to acquire a pole on Columbus avenue, corner Northampton street. Severally placed on file.

# NOTICE OF APPOINTMENT.

Notice was received of the appointment by the Mayor of Thomas Allen as Art Commissioner. Placed on file.

#### STREET LIGHTING.

The following was received:

Boston Finance Commission,
Boston, May 2, 1910.
To the Honorable the Mayor and City Council:
Gentlemen,— The Finance Commission respectfully calls the attention of the Mayor and City Council to certain facts in the street lighting

Council to certain facts in the street lighting situation.

The Rising Sun Street Lighting Company, which for twenty-two years has had contracts with the city for street lighting, or furnishing lighting equipment, is now providing gas, lamps, mantles, etc., for about 12,000 street lights, at the rate of \$23.60 per lamp per year. The contract which terminated on September 15, 1909, has twice been extended, the first time to January 31, 1910, the second to July 31, 1910. The latter extension was made in order to allow the city sufficient time to procure bids for a long term contract at lower prices than those now obtained. city sufficient time to procure bids for a long term contract at lower prices than those now obtained. One-half of this extended time has already elapsed, but the city is no nearer equitable terms than it was in the beginning. Bids were solicited on March 19, 1910, but only one bid was received, namely, that of the Rising Sun Company at the old rate of \$23,60 a year. Last year there were two bids and three the year before, but, for some reason unknown to the commission, competition seems to have entirely disappeared in the present year.

reason unknown to the commission, competition seems to have entirely disappeared in the present year.

The Superintendent of Streets has not awarded the contract on this bid of \$23.60, and the commission believes it should not be awarded as this price for a lamp with an upright burner, such as is furnished by the company, is excessive; and therefore the commission recommends that the Mayor and City Council take steps immediately to prevent the city from being compelled to renew the contract with the company at the present rate. The willingness or unwillingness of the company to reduce its price should be ascertained at once. The negotiations should not be permitted to drift so as to leave the city near the time of the expiration of the existing contract without effective means of securing better terms than those now offered. Unless the position of the company is made known at once the city will be at a disadvantage in making a bargain, as the company owns the lanterns and can if it chooses deny their use to the city after July 31, 1910, when the existing contract expires. If the company takes this course some parts of the city may be left in darkness until new lanterns are substituted for those now in use.

If the Rising Sun Company is willing to reduce its price substantially, and also to have a provision in the contract for still further reduction in the event of the city deciding to use automatic lighting and extinguishing devices, a contract on such terms should be made; but if the company is unwilling to make these concessions, the city should seek protection by other means. The Boston Consolidated Gas Company should be requested to furnish the service on the terms stated in its letter to the Superintendent of Streets, namely, at the rate of \$20.51 per lamp per year.

The letter is as follows:

per year The letter is as follows: July 23, 1909,

July 23, 1909.

Guy C. Emerson, Esq.,
Superintendent of Streets,
Boston, Mass.:

Dear Sir,—I desire to inform you that our company is willing to guarantee the city that the cost of street lighting with gas on a five-year contract, beginning February I, 1910, shall not exceed \$20.51 per lamp provided the city furnish the lamps and equipment. If a contractor cannot be secured to execute the contract at this price, or less, we will undertake the work ourselves.

Yours very truly,
E. N. Winghtington,
Second Vice President,
Boston Consolidated Gas Company.
If this contract is made with the gas company, and the city furnishes the lamps and equipment mentioned in the above letter, the cost, assuming the life of the lamp to be fifteen years, will be considerably below \$23.60, the prices now offered by the Rising Sun Company. The Superintendent of Streets, in a letter to the Mayor, dated February 7, 1910, estimated that the gross cost of lighting with gas under such a contract would be \$22.01 for a lamp with an inverted burner, and \$21.33 for one with an upright burner. The annual saving to the city will be about \$19,000 if the inverted burner is used, and about \$27,000 if the inverted burner is used, and about \$2,000 if the inverted burner is used. Thus, under a five-year contract, the city will save from \$95,000 to \$135,000.

The city has another resource which can be

contract, the city will save from \$95,000 to \$135,000. The city has another resource which can be availed of if favorable terms cannot be obtained either from the Rising Sun Street Lighting Company or the gas company. It can extend the existing contract with the Edison Electric Illuminating Company so as to provide for the installation of tungsten lamps, which, under its contract, can be obtained at the rate of \$22.31 per lamp per year. There are two objections, however, to the substitution of electric lamps for the entire 12,000 gas lamps. Serious consequences might result from giving the Edison Company, which now has a large street lighting contract, a practical monopoly of the city susiness. There is also danger that storms would extinguish the electric lights in those parts of the city which are served by overhead wires. The contract with the Edison Company could, however, be safely extended so as to provide 5,000 electric lamps which could be served by underground wires, thus avoiding the danger from storms. In this event 7,000 gas lamps would be retained, and to this extent monopoly by the electric light company would be prevented. If the electric lighting contract is thus extended the city should begin at once to install its own gas lighting equipment for the 7,000 lamps, so as to be independent of the Rising Sun Company and similar companies at the earliest possible moment. and similar companies at the earliest possible

and similar companies at the earliest possible moment.

The commission recommends:

1. That the bid of \$23.60 of the Rising Sun Company be rejected.

2. That an appropriation of \$175,000 to provide the necessary equipment for 12,000 lumps be made.

3. That the city avail itself of the offer of the Boston Consolidated Gas Company, contained in its letter of July 23, 1909, unless the Rising Sun Company makes a substantial reduction in its price.

Rising Sun Company makes a substantial restriction in its price.

4. That in the event of failure to procure favorable terms from either the Rising Sun Company or the Consolidated Gas Company, the city extend the contract with the Edison Company so as to provide for 5,000 tungsten lamps in parts of the city served by underground wires.

5. That any contract for gas lighting should contain a provision for a reduction in price in the event of the city deciding to use automatic lighting and extinguishing devices.

Respectfully submitted,

The Finance Commission, by John A. Sullivan.

Chairman.

Referred to the Executive Committee.

# PROBATION OFFICER, CHARLESTOWN COURT.

Municipal Court of the Charlestown District, April 26, 1910. Hon, John F. Fitzgerald, Mayor of Boston: Dear Sir,—The Commission on Probation hav-

ing certified, in accordance with section 1 of chapter 637 of the Acts of 1908, that the appointment of a probation officer for wayward and delinquent children is necessary in this court, Henry W. Bragg, Esquire, Justice of this court, has this day appointed such probation officer, and has directed me to advise you and the City Council that he has fixed the salary of such officer at twelve hundred dollars a year, and that he submits such action in regard to salary for your approval, as County Commissioners, in accordance with the provisions of the act above cited. cited.

Very respectfully, MARK E. SMITH, Clerk. Referred to Committee on County Accounts.

#### BUREAU OF MUNICIPAL RESEARCH.

The following was received:

Boston Finance Commission,

Boston Finance Commission,
Boston, April 26, 1910.

To the Honorable the City Council:
Gentlemen,—The Finance Commission is in receipt of the order of your honorable body, dated April 25, 1910, which is as follows:
Ordered, That the Finance Commission be requested to organize a bureau of municipal research

research.

requested to organize a bureau of municipal research.

The commission assumes that the object of the request is to increase the scope of its work, thereby enabling it to furnish the City Council information respecting the administration of the city government. The request does not seem to contemplate any change in the powers of the commission, but evidently was intended to leave the commission entirely free to exercise its statutory powers in the manner which scems to it best adapted to secure the objects for which these powers were given.

The commission will be pleased to comply with the request, and will take steps at once to establish the bureau.

Respectfully yours,

The Finance Commission,
by John A. Sullivan,
Chairman,

Placed on file,

# ESTABLISHMENT OF ZOOLOGICAL GARDEN, ETC.

The following was received:

The following was received:

City of Boston,

Law Department, April 30, 1910.

To the Honorable the City Council,

City Hall, Boston:

Gentlemen,—I am asked by your body for my opinion with respect to the right of the City of Boston to establish zoological gardens and aquariums and to maintain the same out of the income of the Parkman will and under its provisions.

In reply I would say that Mr. Parkman left this money to the City of Boston as trustee, the income to be expended by the city in the improvement and maintenance of the Common and public parks existing at the time of the making of the codicil to his will, in which this bequest was made. I think that a zoological garden or an aquarium would be an improvement within the meaning of the will, and that such improvements could be made out of the income of the fund, provided the zoo or aquarium was a part of a park existing at the date of the codicil.

Yours truly,

Thomas M. Babson,

Corporation Counsel.

Corporation Counsel.

Placed on file.

# VIOLATION OF CHARTER AMEND-MENTS.

The following was received:

City of Boston, Law Department,
73 Tremont Street, April 30, 1910.
To the Honorable the City Council,
City Hall, Boston:
Gentlemen,—I am asked for my opinion upon
the following cases:

1. A member of the City Council requests a head of a department to reinstate an employee

of that department who has been suspended. Is the member of the Council liable to fine or imprisonment under section 8 of the new city

charter?

2. A member of the City Council asks the heads of two departments to consent to the reads of two departments to consent to the transfer of an employee in one department to the other department. Is the member of the Council liable to fine or imprisonment under section 8 of the new city charter?

section 8 of the new city charter?

3. A man is seeking employment in a city department. He is on the civil service list, and he asks for a recommendation from a member of the Council to the head of the department. The member of the Council writes a recommendation addressed "To all whom it may concern," and then gives the recommendation to the applicant. Is the member of the Council liable to free crimprise present under section 8?

cant. Is the member of the Council name to fine or imprisonment under section 8?

4. If a member of the Council requests the head of the Street Department to transfer an employee from one division to another division of the Street Department, is the member of the Council subject to fine or imprisonment under

section 8?
5. A member of the Council asks the head of the Street Department to give a certain set of employees a half holiday on Saturday. Is the member subject to fine or imprisonment under section 8?

6. The City Council passes unanimously an order requesting the head of the Park Department to put all its employees on full time. Is each member of the City Council subject to fine or imprisonment under section 8 of the new city charter?

7. In each of the above supposed cases, the member of the City Council sees the Mayor instead of the head of the department. Does that in any way after his liability, if any?

8. In each of the above supposed cases, the member of the Council sends a friend to interview the head of the department or the Mayor instead of going himself. Does that in any way after his liability, if any?

9. In each of the above supposed cases, the member of the Council tells the employee asking the favor, that in case the head of the department communicates with the member of the Council, he will give him the requested information. Does that in any way alter his liability, if any?

if any?

10. Just what, in the opinion of the Corporation Counsel, does said section 8 mean?

I do not know exactly what your honorable body meant to ask me, hut suppose that it was intended to ask me as to whether the different things enumerated would be a violation of the provisions of section 8 of chapter 486 of the Acts of 1909, heing the charter amendments, so-called. Said section provides, among other things, that neither the City Council nor any member or committee thereof shall, except as otherwise provided in this act, directly or indirectly, take part in the employment of labor or in the conduct of the executive or administrative business of the City of Boston, nor in the appointment or

the City of Boston, nor in the appointment or removal of any municipal or county employee.

In my opinion a member of the City Council who did any of the things mentioned in the first five cases, so-called, would violate the provisions of this receiver.

of this section.

In my opinion if the City Council passed such an order as is mentioned in the sixth supposed case it would be violating the provisions of section 8.

In reply to the seventh supposition I would say that I think that the member of the City Council who asked the Mayor instead of the head

of the department to employ or keep a man, would violate the provisions of section 8.

I make the same answer to question 8.

I do not think that such action of the member of the Council as is specified in supposed case 9 would be a violation of the letter of the statute, although it would he of the spirit.

In really to the tenth question I would say that

atthough it would he of the spirit.

In reply to the tenth question I would say that section 8 seems to me quite clear and I cannot state its meaning any plainer than the section itself. If any question relating to the discharge of the official duties of your honorable hody, or of any of your committees, arises under this statute I will give my opinion to your hody or to any committee thereof as required by the ordinance. ordinance.

This opinion is upon the law as it exists at the present time. I am informed that there is a hill before the Legislature which only awaits final enactment which gives to your hody the power of discharging or suspending laborers and other employees of the city who are veterans. There may be other acts before the Legislature which may modify the sweeping provisions of section 8.
Yours truly,
Thomas M. Babson,

Corporation Counsel.

Referred to the Executive Committee.

# ACTION ON APPOINTMENTS.

The President called up No. 1, unfinished busi-

The President called up No. 1, unmissed business, viz.:

1. Action on appointments, submitted by the Mayor April 25, of constables for the term ending April 30, 1911, as contained in Document 71.

Coun. CURLEY—Mr. President, if in order I would most respectfully move that this matter be referred to the Executive Committee. I would state that it has been called to my attention that one of these candidates for the position of constable, not connected with an official posiof constable, not connected with an official position, is a resident of and taxpayer in Somerville. I called that matter to the attention of the Mayor's I called that matter to the attention of the Mayor's clerk, Mr. Butler, who informed me that he was unawarc of that fact when the name was sent in. I wish this referred to the Executive Committee, so that it may be possible to consider the matter there, and then we can perhaps act upon all of them with the exception of that individual.

No. 1 was referred to the Executive Committee.

# CONFIRMATION OF APPOINTMENTS.

The President called up No. 2, unfinished busi-

The President cancer upon ness, viz.:

2. Action on appointments, submitted by the Mayor, April 25, of minor officers paid by fees to serve for the term ending April 30, 1911, as contained in Document 73.

The question came on confirmation. Committee, Coun. Kenny and Buckley.

Whole number of hallots cast 9, yeas 9, and the appointments were confirmed.

appointments were confirmed.

# FINANCE.

Coun. ATTRIDGE, for the Committee on Finance, submitted the following:

(1) Report on an order (referred April 4) that the committee include in loan bill the sum of \$10,000 for filling and grading Neponset Playground—recommending the passage of the following:

Ordered, That the sum of \$10,000 be appropriated for the filling and grading of Neponset Playground, and that to meet said appropriation the City Treasurer be authorized to issue from time to time, on request of the Mayor, bonds or certificates of indebtedness of the City of Boston to said appropriate the conditional conditions of the conditions of the City of Boston to conditions. to said amount.

The question came on accepting the report and passing the order.

Coun. HALE—Mr. President, I trust very

The question came on accepting the report and passing the order.

Coun. HALE—Mr. President, I trust very much that this order will not prevail. I have not made up my mind whether I shall ultimately vote in favor of appropriating \$10,000 for this playground or not, but I am very strongly against passing any of these local improvement loans until we have had a chance to investigate the whole subject. Last year the Committee on Finance appointed subcommittees in each section of the city, who studied the matters hefore the committee carefully, and a loan bill was prepared which was not simply a grab loan bill, but one which attempted at any rate to spend the city's money in the interests of the people as a whole. This loan order now hefore us should be postponed until each of the subcommittees has had a chance to study the local conditions and find out what is needed most. The argument that may be used hy certain members of the Council in voting in favor of this loan order to-day, namely, that they have looked into it and it is in their opinion a good proposition, has absolutely nothing to do with the point, because we

could spend six times as much money as the city has to borrow upon things that are good. It is not a question of whether a thing is good or not, but the question is, what is the best, the most important, thing? Consequently, I hope that every member of the government who believes in good government at all will vote against immediate action upon this matter and in favor of postponement. postponement.

mediate action upon this matter and in favor of postponement.

Coun, CURLEY—Mr. President, I have no desire to take up the time of the members of the Council with a discussion of the merits or demerits of this proposition. The Committee on Finance in meeting passed this order, which is now reported to the Board. It has been threshed out twice before the Committee on Finance, and the dispositiou now seems to be to fight it again before the Council. If that same disposition is to be shown upon every loan reported the chances are that we will not pass any loans this year, or, if we do, that it will probably be by a bare majority. I have stated the substance of this proposition at a previous meeting. A playground was established in the Neponset section. For about six months of the year the playground is under water and for the other six months, since the playground is established on marshy land, the children who make use of the playground are exposed to malaria, rheumatism and other diseases that prevail in swampy sections. As I understand it, if this \$10,000 is made available that playground can be properly improved by the first day of July and made of use and bencfit to the children of that great section of Dorchester. I sincerely trust that the members of this body will see the wisdom of passing this particular proposition. I recognize the fact that every man has his own particular district, and until such time as you change human nature you will find that that is so. I also recognize the fact that the Back Bay section, from which Coum. Hale comes, does not need many improvements. you change human nature you will find that that is so. I also recognize the fact that the Back Bay section, from which Coun. Hale comes, does not need many improvements. They have about everything they want over there. They have Commonwealth avenue—one great park—extending the entire length of that section of the city; they have Boston Common, the Public Garden, and a great water park at the rear of their houses on Beacon street, in addition to the Charlesbank Park at the extreme end of their ward. Consequently, they are opposed to playgrounds in other sections of the city. They believe in economy in such things, but they do not believe in economy where it affects their own particular district. There has not been any particular interest on their part in plans of the people of West Roxbury or Dorchester, to give them rapid transit, but there has been a great hue and cry about a subway through the Back Bay to benefit Brookline and Cambridge. There has not been a great deal of clamor made in regard to a bridge connecting Boston and Cambridge than of Boston, but if something of the sort were proposed between South Boston and Roxbury or East Boston and South Boston, you would hear a great outery. It is all very well for those sections that have playgrounds to protest against needless, unnecessary and unwise expenditures of money for playground purposes in other sections. I believe in a square deal on this proposition. That particular playground represents an investment in excess of \$40,000, and if \$10,000 is going to improve it and make it available for children of that section all the year around, I believe we should put it in operation as speedily as possible. If the Council passes the order to-day, in all probability the playground will be available by the first of July for the children of that section of the city. Why should we delay on it? Suppose there are necessities in other sections of the city would aggregate somewhere in the eighborhood of eight or nine million dollars. Of course, there is no way in which neighborhood of eight or nine million dollars. Of course, there is no way in which we can satisfy every section of the city, but if we can improve a tract that the city now owns and make it available for the purposes for which it was intended, for a small amount, why should we not do it? This is not a case of land graft. We are taking property that the city now owns and simply putting it in such condition that it will minister to the

enjoyment and health of the children of that enjoyment and health of the children of that particular section. I sincerely trust that the Committee on Finance, which is the entire board, will adhere to its action and will pass this order. If members desire to have hearings and consider the wants of various other sections in connection with the loan bill, all right; but don't stultify yourselves, don't go back on action already taken.

taken. Coun. COLLINS—Mr. President, as one who did not introduce this order and who had nothing to do with its inception, I believe I can speak as fairly about it, perhaps, as one can speak who does live in a section of the city which is going to receive a contemplated benefit. When this order first came before the Committee on Finance I voted against it, because I did not know anything about the merits of the question. Since that time I have looked into it and I was informed by the secretary of the Park Department, Mr. Clarke, not later than last Thursday, that he made an estimate for the executive of this city of what it would cost to properly grade this play-Clarke, not later than last Thursday, that he made an estimate for the executive of this city of what it would cost to properly grade this playground. As a result of his investigation he concluded, or rather the department concluded, that \$10,000 was necessary for the purpose. He furthermore stated that the field had been in a poor condition for a long while. Now the question comes whether or not we, the members of this city government, are going to permit playgrounds already in existence, but in such poor condition that they cannot be used, to continue in that way, particularly when the season and the weather permit of their use, if properly taken care of? It is not a question of the starting of a new idea or the buying of a new playground. It merely contemplates an improvement of a dilapitated playground. I am in favor on general principles of the contention made by Coun. Hale, that in general the items of a loan order should be taken up altogether; but, this question having been put before me directly, before the Committee on Finance, I voted in favor of it. I shall vote in favor of it in this Board, because I know from personal investigation and knowledge that it is not the creation of anything new; it is the improvement of something old, which ought to be done forthwith.

Coun. HALE—Mr. President, the councilor who has just snoken has said that this is merely

not the creation of anything new; it is the improvement of something old, which ought to be done forthwith.

Coun. HALE—Mr. President, the councilor who has just spoken has said that this is merely a question of fixing up an old playground we already have, that it is a question whether we will let this playground continue in a state in which it does harm, or spend \$10,000 in fixing it up. I say that that question is not the one before us at all, but that the question that we have to consider is one that is a great deal more fundamental. It is, whether we are going to spend the money that the city can borrow, in a wise, careful way, investigating all the needs in their relation to the money we have on hand, or whether we shall simply go into each project in the way in which he apparently has done, simply asking, "Is this a good thing in itself?" He says he has been convinced that this is a good thing. I have not the slightest doubt that it is a good thing, but, as I said before, that has nothing whatever to do with the fundamental question, which is, is this the most necessary and most important thing upon which to spend the city's money? If we adopt ——

Coun. COLLINS—Mr. President, I would like to ask the gentleman whether he would consider anything more important than the improvement and putting into condition of a playground?

Coun. HALE—Mr. President, I would say that there are very few things that are more important than the improvement of playgrounds. I know that the city could spend eight or nine hundred thousand dollars simply in buying and improving playgrounds that may well be considered necessary. But the people in all sections of our city have in mind playgrounds that they cousider the most important in the City of Boston, and I do not believe any member of this Board can tell which is the most important until we have had a chance to investigate the whole question, finding out what sections need playgrounds and what playgrounds need improvements. I say that if we adopt this attitude—spending money fo

Coun. COLLINS—Mr. President, the order before the Council contemplates the expenditure of \$10,000 for the improvement of a playground already in existence. I have asked the gentleman whether or not he can conceive of anything more important than the putting into proper condition of a playground already in existence. I have not heard that question answered, and until I hear it answered I shall vote in the affirmative on this order.

until I hear it answered I snail vote it the animative on this order.

Coun. KENNY—Mr. President, this is not a new matter. It was discussed before our committee fully a month or six weeks ago, and my recollection is that the members as a whole, with the possible exception of one or two, favored the expenditure of this sum for the purpose mentioned in the order.

tioned in the order.

The order was read once and passed, yeas 6, nays 3. Yeas-Coun. Brand, Buckley, Collins, Curley,

Kenny, McDonald-6

Ness—Coun. Brand, Buckley, Collins, Curley, Kenny, McDonald—6.

Nays—Coun. Attridge, Ballantyne, Hale—3.

(2) Report on message of Mayor and order (referred April 4) that the sum of \$300,000 be appropriated for highways, making of, under the provision of chapter 393 of the Acts of 1906—that the order ought to pass.

Report accepted; the order was read once and passed, yeas 9.

(3) Report on message of Mayor and order (referred April 25) to transfer \$5,000 from the appropriation for Reserve Fund to the appropriation for Boston Infirmary Department, new boat, for the purpose of installing a fire extinguishing apparatus—that the order ought to pass.

Report accepted; order passed, yeas 8, nays 0.

(4) Report on message of the Mayor (referred April 11) relative to additional appropriation for new boat for Infirmary Department—that no further action is necessary.

(5) Report on message of the Mayor (communication from Corporation Counsel and order (referred April 4), recommending the passage of the following orders:

Ordered, That the Corporation Counsel be authorized to consent to judgment against the city in the sum of \$48,758 86 in the action brought by the Commonwealth of Massachusetts v. City of Boston to recover amounts expended by the Commonwealth for land damages by the change of grade of Bowdoin street.

Ordered, That the City Treasurer be authorized to sisne, from time to time, on the request of the Mayor, bonds of the City of Boston to the amount of \$49,000, and the proceeds thereof to said amount are hereby appropriated to be expended in settlement of Bowdoin street grade damages, under chapter 543, Acts of 1902.

The report was passed.

The report was passed.

The report was passed.

yeas 8, nays 0.

# REPORTS OF FINANCE COMMISSION.

Coun. McDONALD, for the Committee on Printing, submitted a report on Mayor's message and request of Finance Commission (referred April 25) for copies of certain reports of old Finance Commission—that no further action is necessary

Aeeepted.

#### STOPPING PLACE, BLUE HILL AVENUE.

Coun. BRAND presented a petition signed by Harry C. Bradley and very many others asking that a ear stop be provided on Blue Hill avenue

at Randolph avenue.

In connection with the above Coun. BRAND offered an order—That the Boston Elevated Railway Company be requested, through his Honor the Mayor, to establish a stopping, place for cars on Blue Hill avenue at Raudolph avenue, Ward 24

# SIDEWALK, WASHINGTON STREET.

Coun. BRAND offered an order—That the Superintendent of Streets make a sidewalk along both sides of Washington street, between Talbot avenue and Welles avenue, Ward 24, in front of

the estates bordering thereon; said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone, with granite edgestone, under the provisions of chapter 437 of the Acts of 1893. Referred to the Executive Committee.

# CLOSING OF STREETS, LABOR DAY.

CLOSING OF STREETS, LABOR DAY.

Coun. McDONALD offered an order—That the Police Commissioner be authorized to close to travel by vehicles, except fire, police, hospital and mail wagons, the following named streets on Monday, September 5, 1910, for the formation and passage of the parade of the Boston Central Labor Union and Building Trades' Section of C. L. U., said procession to start at ten o'clock a. m., till noon:

For the formation, from 8.30 o'clock a. m. till noon, Beacon, Marlborough, Newbury and the cross streets from Arlington to Dartmouth streets. For the parade, Arlington, Beacon, Charles streets, to Park square, to Columbus avenue, to Dartmouth, Dedham, Washington, School, Beacon streets, to Charles street, to Park square, where the parade will be reviewed and dismissed. Further ordered, That the City Messenger, under the direction of the Police Commissioner, be nuthorized to rope off such of said streets as may be necessary; the expense thus incurred to be charged to the appropriation for City Council, incidental expenses.

Passed.

# SIDEWALK, DUNSTABLE STREET.

Coun. McDONALD offered an order-That the Coun. McDONALD offered an order—That the Superintendent of Streets make a sidewalk along Dunstable street at the corner of Stacey street, Ward 5, in front of the estate bordering thereon; said sidewalk to be 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of gravel, with granite edgestone, under the provisions of chapter 437 of the Acts of 1893. Passed.

#### BENCHES IN SQUARES.

Coun. BUCKLEY offered the following:

Coun. BUCKLEY offered the following:
Ordered, That his Honor the Mayor be requested to instruct the Superintendent of Public Grounds to place a sufficient number of benches in City square, Ward 5, for the accommodation of the public.

Passed. Ordered, That his Honor the Mayor be requested to instruct the Superintendent of Public Grounds to place a sufficient number of benches in Heath square, Ward 19, for the accommodation of the public.

Passed. Passed.

# ABSENCE FOR VETERANS.

Coun. BUCKLEY offered an order—That his Honor the Mayor be requested to instruct all heads of departments to grant leave of absence to veterans of the eivil war, without loss of pay, who may be desirous of attending the convention of the Grand Army of the Republic to be held in Atlantic City this year.

Passed.

# PAYMENT TO MRS. DONOVAN.

Coun. CURLEY offered an order—That chapter 435 of the Acts of 1910, entitled "An Act to authorize the City of Boston to pay a sum of money to Mary A. Donovan," be and the same hereby is accepted.

Ordered, That there be allowed and paid to Mary A. Donovan, widow of Daniel J. F. Donovan, a member of the Police Department, who was killed in the discharge of his duty, the sum of one thousand dollars; said sum to be charged to the Reserve Fund

Referred to the Executive Committee

# ADVICE CONCERNING ZOO,

Coun. ATTRIDGE offered an order—That his Honor the Mayor be requested to consider the advisability of securing the advice of William Temple Hornaday, Director of the New York Zoological Park, in reference to the establishment of a zoo in Boston.

Passed

# SCHOOL EXERCISES, COLUMBUS DAY.

Coun. ATTRIDGE offered an order—That the School Committee be requested, through his Honor the Mayor, to consider the advisability of holding exercises in the public schools commemorative of the discovery of America by Christopher Columbus before Columbus Day, October 12.

Passed.

# PAYMENT TO MRS. O'CONNOR

Coun. COLLINS calted up No. 6, special assignment, viz.

assignment, viz.:
6. Report of Executive Committee, ought to pass on the following:
Ordered, That in accordance with the provisions of chapter 425 of the Acts of 1910 there be allowed and paid to Alice O'Connor, widow of Hugh O'Connor, a sum of money not exceeding \$1,000, on account of the death of the said Hugh O'Connor, leveluments. O'Connor, lately an employee of the City of Boston in the Sanitary Division, said sum to be charged to the Reserve Fund. Coun. COLLINS offered the following sub-

Ordered, That in accordance with the provisions of chapter 425 of the Acts of 1910 there be allowed and paid to Alice O'Connor, widow of Hugh O'Connor, the sum of one thousand dollars, on account of the death of the said Hugh O'Connor lately an emptoyce of the City of Boston in the Sanitary Division, said sum to be charged to the Reserve Fund.

The question came on the adoption of the

substitute.

Coun. COLLINS—Mr. President, in brief that Coun. COLLINS—Mr. President, in brief that order contemplates giving to the widow of Hugh O'Connor \$1,000. This man worked for the City of Boston something like thirty years in the Sanitary Department, and one day lest September, when he was driving a team, a nut in the rear wheel came off and he was thrown to the ground, dying a few days subsequently with a fractured skuli. The widow went to the Legislature and asked for a number of thousands of dollars. Atter a beging on the werits at which lature and asked for a number of thousands of dollars. After a hearing on the merits, at which hearing I understand Assistant Corporation Counsel Spring represented the city. the committee reported a bill authorizing the City of Boston to pay the widow \$1,000. That bill passed both branches of the Legislature and was signed by Governor Draper. It is a permissive statute and is before us for our acceptance. I wish to say that I am not in favor of the promiscuous voting away of balances of salaries for the year in the case of any one who dies in the city's service; but where a trusty employee who has been in the service of the city a number of years dies as this man did, I most willingly offer the order, and I trust that the Conneil will pass it. The substitute order was adopted and passed.

SALE OF PUBLIC LAND.

Coun. COLLINS called up No. 3, special assignment, viz.: Report of the Committee on Public Lands,

3. Report of the Committee on Public Lands, recommending the passage of the following: Ordered, That the Superintendent of Streets be and hereby is authorized, subject to the approval of the Mayor, to sell at public auction a parcel of land bounded as follows: southwesterly by land of Flora A. Ginty, 31<sub>705</sub> feet; northwesterly by public alley No. 444, 34 feet; northeasterly by land of the City of Boston by a line parallel with and 34 leet distant northeasterly from the northeasterly boundary line of said land of said Ginty, 43<sub>105</sub> feet, southeasterly by the location of the Boston & Albany Railroad, 36<sub>105</sub> feet, containing 1,273 square feet, more or less. The same to

be soid for not less than the assessed valuation of said land. Proceeds to be applied to sinking fund for the reduction of the city debt. Referred to the Executive Committee, on motion of Coun. CURLEY. Coun. CURLEY called up No. 4, special as-signment, viz.:

signment, viz.:

4. Report on Committee on Public Lands, recommending the passage of the following:

Ordered, That the Superintendent of Streets be authorized, subject to the approval of the Mayor, to sell by public auction a parcel of land now in the custody of the Street Department, on the northeast side of Chelsea street, numbers 492 and 494 on said street, and containing about 15,000 square feet of filled land and about 107,000 square feet of flats, the same to be sold at a figure not less than \$20,000, proceeds of the sale of the same to be applied to the sinking fund for the reduction of the city debt.

Referred to the Executive Committee, on motion of Coun, CURLEY.

#### CONSTRUCTION OF OLD COLONY AVENUE.

Coun. KENNY offered an order—That the sum of \$26,700 be appropriated to be expended by the Engineering Department for the construction of Old Colony avenue, from Dorrhester street across Hyde street, and for making the necessary connections with public and private streets, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount.

Referred to the Committee on Finance.

# PAYMENT OF TELEPHONE BILL.

Coun. CURLEY offered an order—That the City Auditor be and he is hereby authorized to allow for payment the bill of the New England Telephone and Telegraph Company, for telephone reiephone and Telegraph Company, for technolic service incurred during the month of January, 1910, by members of the Board of Aldermen of 1909, amounting to nineteen and 150 dollars, and that the President be authorized to approve said bill to be charged to the appropriation for City Council, Incidental Expenses.

Passed.

# PAYMENT TO JOHN H. FORGER.

Coun, HALE called up No. 5, special assign-

Coun. HALL called up 10.5. Grant, viz.:
5. Report of the Committee on Claims, recommending the passage of the following:
Ordered, That there be allowed and paid to John H. Forger the sum of \$500 for expenses incurred in suit against him for act as officer at the House of Correction, Deer Island, said sum to be charged to the appropriation for County of Suffolk, House of Correction.
Report accepted; order passed.

# RECESS TAKEN.

The Council voted at four o'clock p. m., on notion of Coun. CURLEY, to take a recess subject to the call of the President.

The members reassembled in the Chamber and

were called to order by the President at 6.02 p. m.

# CLAIMS.

Coun. BUCKLEY, for the Committee on Claims,

Coun. BUCKLEY, for the Committee on Claims, submitted a report on petition of Wilbur Shubert Company (referred January 17) for compensation for damage done to the Majestic Theater—recommending the passage of the following.

Ordered, That there be allowed and paid to the Wilbur Shubert Company the sum of \$2,773 in compensation for damage done to the Majestic Theater by breaking of a water main in Tremont street on January 3, 1910, said sum to be charged to the appropriation for Water Department.

Report a centred: order passed.

Report accepted; order passed.

# SANITARY AND LOCKER BUILDING, MCNARY PARK.

Coun. KENNY offered an order—That the sum of fourteen thousand dollars (\$14,000) be appropriated, to be expended by the Park Commissioners for the construction of a sanitary and locker building on the Strandway playground (McNary Park), and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said appropriation.

Referred to Committee on Finance.

# RESIGNATION OF CHAIRMANSHIP.

Coun. ATTRIDGE—Mr. President, I desire to resign as chairman of the Committee on Finance, because of the fact that I think it will be impossible for me to attend all the meetings of that committee, and it is quite essential that the chairman of that committee should attend them all. So, for that reason, I hereby resign as chairman.

President BALLANTYNE—The Chair has nothing to do but accept the resignation, unless Coun. Attridge wants to take a week to think it

Coun. ATTRIDGE-No, Mr. President, I do

Coun. ATRIBGE—No, Mr. President, I do not care to do that.

President BALLANTYNE—The Chair will accept the resignation of Coun. Attridge.

The PRESIDENT afterwards appointed Coun. Kenny to be chairman of the Committee on Finance in place of Coun. Attridge.

# USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Faneuil Hall, etc., submitted the following reports on petitions (referred to-day) for the use of Faneuil Hall—that leave be granted, viz.:

Knights of Columbus, October 11 and 12.
Uniform Rank, K. of P., evening of June 29, Reports accepted; leave granted on usual conditions

ditions.

#### EXECUTIVE COMMITTEE.

Coun. HALE, for the Executive Committee, submitted the following:

(1) Report on annual list of constables (referred to-day) appointed for the term of one year, beginning May 1, 1910—that the same be confirmed.

Report accepted, and the question came on the confirmation. Committee, Coun. McDonald and Attridge. Whole number of ballots cast 8, yeas 8, and the several appointments were con-

and Attridge. Whole number of bandes cast of yeas 8, and the several appointments were confirmed.

(2) Reports on petitions for children under fifteen years of age to appear at various places of amusement—that permits be granted, viz.:

Margaret J. Butler (referred to-day), for children to appear at Mechanies Building on May 7.

Ida J. McCarthy (referred to-day), for children to appear at Meridian Hall on the evening of May 27.

Mabel J. Golden (referred April 25), for children to appear at the Tuileries on May 27.

Reports accepted; permits granted on the usual conditions.

(3) Report on petition of Frank A. Feeney (referred to-day) for leave to run three passenger barges from Highland, Spring Street and West Roxbury stations, from Centre and Corey streets, from corner Centre and La Grange streets to Newton and Dedham line, and return—that license be granted.

Report accepted; license granted on usual conditions.

(4) Report on message from Corporation

conditions.

(4) Report on message from Corporation Counsel (referred to-day) giving opinion as to members of City Council taking part in the employment of labor—that the same be placed

on file.

Report accepted; message placed on file and

rinted.
(5) Report on message of the Mayor (referred to-day) submitting suggestions for improvements in various parts of the eity, and reports from

heads of departments as to the cost, feasibility and importance of the proposed improvements—that the same be placed on file.

Report accepted; message placed on file.

(6) Report on message of Mayor and order (referred May 2) transferring the sum of \$25,000 from the appropriation for Reserve Fund to an appropriation for Charlestown Bridge, Repairs.

crefered May 2) transferring the sum of \$25,000 from the appropriation for Reserve Fund to an appropriation for Charlestown Bridge, Repairs.

Report accepted; order passed, yeas 8, nays 0. (7) Report on orders (referred to-day) accepting an act and paying to Mrs. Mary A. Donovan, widow of Daniel J. F. Donovan, the sum of \$1,000—that the order ought to pass.

Coun. KENNY—Mr. President, I move that that matter he over for a week.

Coun. BUCKLEY—Mr. President, I don't see why the councilor should ask that this matter lie over for one week. It seems to me if this man's widow is entitled to this money—and the city has already established precedents in this matter—we ought to pay it without delay. This man was killed in the performance of his duty. While I am generally in favor of having matters postponed for a week, I think the councilor cannot consistently ask for delay in this case, especially in view of the fact that he objected to the postponement of a very particular matter before the Executive Committee.

Coun. KENNY—Mr. President, I do not wish it understood that I am opposed to the passage of that order, but it seems to me that any order requiring the expenditure of money should lie over for one week before we are asked to vote upon it. For that reason I made the motion that this matter lie over for a week, so that if during the week there is anything about it that is improper it will have an opportunity to leak out. Certainly no harm is done. The action of the Board is merely deferred for one week, and I do not see how that can militate or operate against anybody's interest. It is a protection to the city that such orders lie over for a week, and I do not see how that can militate or operate against anybody's interest. It is a protection to the city that such orders lie over for one week before we vote upon them.

Coun. CURLEY—Mr. President, I don't think there would be any great hardship arise from laying the matter over for one week; on the other hand, I see no benefit that will result. It is customary in such action, I see no objection to passing the order.

corder.

Coun. HALE—Mr. President, I think that this \$1,000 expenditure is a good thing and I shall vote for it when it comes up, but, I think, as long as Coun. Kenny asks that it be put over, the Board ought to comply with his request to put it over for a week. I shall therefore vote to comply with his request.

Coun. COLLINS—Mr. President, last week we had before us an order, under a statute passed by the Legislature, authorizing the payment of \$1,000 to the family of one Hugh O'Connor. That was laid over at the request of Mr. Kenny, who has assumed the same attitude upon these matters from the beginning of the session, and I think we should now lay this order over at his request.

think we should now lay this order or request.

The motion to assign for a week was declared carried. Coun. CURLEY doubted the vote and asked for the yeas and nays. The motion to assign was lost, yeas 4, nays 4.

Yeas—Coun. Ballantyne, Collins, Hale, Kenny

Nays-Coun. Attridge, Buckley, Curley, Mc-Donald-1

Report accepted; order passed.

(8) Reports on orders (referred April 4) to expend the sum of \$75,000 for nusic stand on Boston Common and to expend \$15,000 for baseball grounds, etc., on Boston Commou—recommending reference of the same to the Committee on Parkman Fund.

Reports accepted; said reference ordered.

Reports accepted; said reterence ordered.

(9) Report on report and order (referred today) to sell public land, said land being Public
Alley No. 444—that the order ought to pass.
Report accepted, order passed, yeas 8, nays 0.

(10) Report on message and orders (referred
April 25) concerning aquarium and zeological
garden, appropriating \$5,000 apiece for plans
and estimates for same—that the orders ought to pass.

Coun. HALE-Mr. President, I would move that consideration of this matter be postponed that consideration of this matter be postponed for one week. I regret extremely that I have not had a chance to definitely make up my mind whether to be in tavor of or against the zoo preposition. I think until the Council makes up its mind that it is in favor of the proposition or not these orders are improper, and I would ask that this matter be postponed until one week from to day.

not these orders are improper, and I would ask-that this matter be postponed until one week from to-day.

Coun. CURLEY—Mr. President, ordinarily I should be in favor of acceeding to any request made by Coun. Hale, but we have already refused a similar request within a half an hour and I don't see why we should agree to this now. I believe some initial steps should be taken to use some portion of the Parkman Fund, if it is ever going to be available. Last year, through backing and filling, delay of one kind and another, we were denied the opportunity of using about \$150,000 interest money of the Parkman Fund for the benefit of the citizens of Boston. The chances are, if we do not go ahead on some definite proposition, that we will not get anything or have anything available. I don't care to go into the merits of the zoo or aquarium proposition at this time, as I don't think it is necessary. We have already voted to go ahead with this, and why should we delay further now?

Coun. KENNY—Mr. President, I have here a resolution which I think should properly be considered by the Counc I before the introduction of that report of the committee. I have made four attempts to get it before the Council but have failed each time.

Coun. HALE—Mr. President, I believe there

tour attempts to get it before the country out have failed each time.

Coun. HALE—Mr. President, I believe there is a motion before the Council.

Coun. KENNY—Mr. President, I move that the report lie on the table until I can present this resolution.

resolution.

The report was laid on the table.

Coun. KENNY offered the following:
Resolved, That in the opinion of this Council
there should be established an aquarium and
zoological garden in the City of Boston, and
that the expenses of same be defrayed from the
income derived from the Parkman Fund.

The question came on giving the resolution a

The question came on giving the resolution a

The question came on giving the resolution a second reading.

Cour. HALE—Mr. President, I would move that consideration of this resolution be put over for one week. As I explained in my former statement, this is a proposition upon which I have not yet made up my mind, and I should like, as a matter of courtesy at the hands of the other members to have the matter laid over for a week. bers, to have the matter laid over for a week.

don't think I have the reputation of asking that things be delayed simply for the purpose of delay. I do think I should have an opportunity to have action upon this matter delayed until I have had a chance to make up my mind. I shall not delay it after that

Coun. CURLEY—Mr. President, I suppose it is unfortunate that we cannot have unanimity of opinion on all these different propositions; but where there are nine different men there are but where there are mine different men there are nine different minds, each having different ideas. Where the majority of the members are in favor of going ahead, pursuing a certain line of policy, I suppose that is unfortunate for the minority. That is all that can be said. I believe this resolution should be adopted and that the other order should then be taken from the table and adopted

Coun. Hale's motion to assign the resolution for one week was declared lost. Coun. HALE doubted the vote and asked for the yeas and nays.

doubted the vote and asked for the yeas and nays. Assignment was lost, yeas 2, nays 6: Yeas—Coun. Collins, Hale—2. Nays—Coun. Attridge, Ballantyne, Buckley, Curley, Kenny, McDonald—6. The resolution was adopted. Coun. CURLEY—Mr. President, I move you, sir, that we now take from the table the order providing for a loan of \$5,000 each for the zoological sarden and the agus rium. ical garden and the aquarium.

ical garden and the aquarium.

The motion was declared carried. (Referring to the orders above reported by the committee.)

Coun. HALE moved that the orders be assigned for one week; declared lost. Coun. HALE doubted the vote and asked for the yeas and nays. The motion to assign was lost, yeas 2, nays 6:

Yeas—Coun. Collins, Hale—2.

Nays—Coun. Attridge, Ballantyne, Buckley, Curley, Kenny, McDonald—6.

The orders as reported above were passed, yeas 7, nays 0.

# RELEASE OF LAND.

Coun COLLINS, for the Committee on Public Lands, submitted a report on order (referred April 25) for release of public land to Patrick Meehan, said land being situated at Rossmore roat, West Roxbury—that the order ought to

pass.
The report was accepted.
Coun. COLLINS—Mr. President, I move the assignment of the order to one week from to-day. I understand that there is some question in regard to the Superintendent of Streets saying in writing whether he has any further use for that land. In order that I may find that out I move assignment of the order to one week from to-day.

to-day.

The order was assigned for one week.

# GENERAL RECONSIDERATION.

On motion of Coun. CURLEY the Council refused a general reconsideration of all action taken to-day.

Adjourned, on motion of Coun. CURLEY, at 6.27 p. m., to meet on Monday, May 9, at 3 p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Boston, May 5, 1910.
Special meeting of the City Council, held in the old Aldermanic Chamber, City Hall, at 2.15

o'clock p. m., President Ballantyne in the chair (the Mayor being absent), and a quorum present, under the provisions of chapter 514, Acts of 1894, for the purpose of drawing twelve traverse jurors for the Superior Criminal Court, to appear May 9, viz.

for the Superior Channa Code, which yiz.:

John L. Sisson, Ward 10; J. Waldo Pond, Ward 20; James A. Dickerson, Ward 23; Daniel W. Cartwright, Ward 12; Frank L. Byrne, Ward 21; Alexander E. Goldsmith, Ward 20; Charles F. Brawley, Ward 19; William M. Murphy, Ward 21; George H. McIntosh, Ward 24; John McMullen, Ward 15; Peter McLaughlin, Ward 21; Andrew J. O'Brien, Ward 14.

Adjourned at 2,28 o'clock p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Boston, May 9, 1910.

Regular meeting of the City Council, held in the old Aldermanic Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair and all the members present.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the last two meetings.

# USE OF SCHOOL PLAYGROUNDS.

The following was received:

City of Boston, Office of the Mayor, May 6, 1910.

Office of the stayor, and
To the City Council:
I beg to transmit herewith a communication
on the subject of the use of school playgrounds
ou Saturday afternoons during the summer, in
reply to an order of the City Council passed at its
meeting of March 21.

Yours respectfully,
JOHN F. FITZGERALD, Mayor.

Boston School Committee, May 3, 1910.

Boston School Committee, May 3, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston,
City Hall, Boston:
Dear Sir,—The order passed by the City Council
on March 21, 1910, requesting the School Committee, through your Honor, to cause the vacation school playgrounds to be opened for the use
of the children on Saturday afternoons during
the summer season was duly received and presented to the School Committee at its meeting
of April 4, 1910, and referred to the superintendent for consideration and report.
I beg to inclose herewith a copy of the report

I beg to inclose herewith a copy of the report of the superintendent with reference to this matter, which was submitted to the Board at a meeting held yesterday evening, placed on file and a copy ordered to be transmitted to the City Council.

Couucil.

Very truly yours,
THORNTON D. APOLLONIO, Secretary.

In School Committee, Boston, May 2, 1910.

To the School Committee:

To the School Committee:

In reply to the communication received from the City Council, under date of March 21, relative to the use of school playgrounds on Saturday afternoons during the summer, I would state that the budget for playground purposes adopted by the School Committee for the season 1910, includes an appropriation for maintaining a certain number of school yard playgrounds and children's corners on park playgrounds on Saturday afternoous.

Respectfully yours,

STRATTON D. BROOKS,
Superintendent of Public Schools.

Placed on file.

Placed on file.

# NOTIFICATION OF APPOINTMENTS.

The following was received:

City of Boston, Office of the Mayor, May 5, 1910.

To the City Council: To the City Council:
You are hereby notified that I have this day appointed George E. Curran (5 Auburn street, Ward 18) a Director of the Workingmen's Loan Association, under section 4 of chapter 108 of the Acts of 1888, for the term ending April 30, 1911.
Respectfully,
JOHN F. FITZGERALD, Mayor.

Placed on file.

City of Boston, Office of the Mayor, May 5, 1910.

Office of the Mayor, May 5, 1910.
To the City Council:
You are hereby notified that I have this day appointed John D. Marks (89 Brunswick street, Ward 20) a Director of the Chattel Loan Company, under chapter 415 of the Acts of 1907, as amended by chapter 236 of the Acts of 1908, for the term or thing Actil 20, 1011 ending April 30, 1911.

Respectfully, John F. FITZGERALD, Mayor.

City of Boston, Office of the Mayor, May 5, 1910.

To the City Council: You are hereby notified that I have this day appointed Robert F. Clark (317 Beacon street, Ward 11) a Director of the Collateral Loan Company, under chapter 11 of the Acts of 1876, for the term ending April 30, 1911.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Placed on file.

# APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the

Mayor submitted the following appointments, all for the term ending April 30, 1911:

(1) Andrew W. Crowthers (460 Bennington street, Ward 1), to be a Weigher of Boilers and

street, Ward 1), to be a Weigher of Boilers and Heavy Machinery.

(2) John Hannaford (Rainsford Island), to be a Weigher of Coal.

(3) Walter M. Leighton (Rainsford Island), to be a Weigher of Coal.

(4) Patrick J. Collins (33 Dowey street, Ward 16), Patrick J. Heffernan (3 Louise park, Ward 21), Gusteen I. Kenerson (29 Sudan street, Ward 20) and Thomas E. McKenna (39 Irving street, Ward 11), Constables of the City of Boston.

Ward 11), Constables of the City of Boston.

(5) William W. K. Campbell (45 Dwight street, Ward 9), a Constable of the City of Boston for the term ending April 30, 1911.

Severally laid over, under the law.

#### REPAIRS OF FERRY PIERS.

The following was received:

City of Boston,
Office of the Mayor, May 9, 1910.

To the City Council:
I respectfully submit, for your consideration, the appended letter of the Superintendent of Streets, recommending an appropriation of twenty-four thousand dollars (\$24,000) for repairs and reconstruction of the ferry piers.
Yours respectfully,
JOHN F. FITZGERALD, Mayor.

Street Department, Boston, May 3, 1910.

To the Honorable the Mayor:

On account of the urgent need of repairs to the property of the Ferry Division of this department, I respectfully recommend that provisions be made for the sum of \$24,000, to be expended during the present year for repairs, money not being available from the appropriation for the

current year.

The specific objects are as follows:

\$8,500 8,500 Hospital Dock, South Ferry, East Boston 3,500

Very respectfully, Guy C. Emerson, Superintcudent of Streets. Referred to the Committee ou Finance.

# PETITIONS REFERRED.

The following petitious were received and referred to the committees named, viz.:

George H. McCaffrey, to be reimbursed for expenses incurred by him in a civil action for

expenses incurred by min in a certain false arrest.

Lucian C. Stoddard, to be paid for the loss of fowls killed by dogs.

Beolistawa Baldigan, for compensation for personal injuries to property damaged by overflow of sewer on Ellery street.

#### Finance.

Metropolitan Improvement League, that an appropriation be made for the planting of trees on Commouwealth avenue, between Beacon street and the Newton line.

#### Faneuil Hall, etc.

Petitions for the use of Faneuil Hall, viz.: Milk Producers, May 9, from 9 a. m. to 1 p. m. Carpenters District Cauncil, evening of May 21.

# Executive Committee.

Petition of American Fireworks Company for permission to set off fireworks on Cottage Street Playground on the evening of May 9. Petitions for permits for children under fifteen

years of age to appear at various places of amisement, viz.:
Fred E. Bridge, for children to appear at Jubilee Hall on the evenings of May 6 and 20.
Edith Guerrier, for children to appear at the North Beunet Street Industrial School hall on

North Beunet Street Industrial School hall on evenings of May 18, June 3, November 4 and 18 and December 16.
William P. McQuaid, for children to appear at Mechanics Building ou May 17.
Petition of J. J. Martin for license to run one passenger barge between corner Corey and Centre street and Mt. Benedict Cemetery.

Petitions for sidewalks were received as follows:

#### Of Brick.

Hyman Segall, 18–20 Grant street, Ward 20. Felix Sondheim, 86 Highland street and on Cedar street, Ward 21.

# Of Brick with Granite Edgestone.

James J. McKillop, 790 Saratoga street, Ward 1. Daniel Donohoe, 36 Moore street, Ward 1. William E. Wight, 123 Armandine street,

Of Artificial Stone with Granite Edgestone,

C. W. Hall, 533 Park street, Ward 20. Theresa A. Crimmens, 55 Fenwood road, Ward 19.

Ward 19.

Rose Sobotky, 66-66\( \) South street, Ward 22.

Mt. Pleasant Investment Association, 371-375
Geneva avenue, Ward 20.

Ettie Borofsky, 343 Blue Hill avenue, Ward 21.

Ellen Kehoe, 629 River street, Ward 24.

Fred F. Logan, 13 Bodell street, Ward 20.

Mrs. A. J. Browne, 69 Brainbridge street,

Joseph Green, 50-52 Ivy street, Ward 11.
Mrs. E. Mannix, 66 Clarkson street, Ward 20.
George H. Mitchell, 11 Bodwell street, Ward 20.
C. S. Leighton, 1925-1937 Beacon street,
Ward 25.

Ward 25.
1. L. Jonas, 6 Waterlow street, Ward 20.
William H. and Jennie E. Riddle, 73 Lanark road, Ward 25.
Willis H. Crowell, 4 Charles street, Ward 20.
G. M. Gordon, 208-218 Columbia road and on Stanwood street, Ward 20.

#### USE OF BUILDINGS FOR GASOLENE.

In accordance with law the following notices were received of use of buildings for storage of gasolene, etc., under ficeuses granted by the Board of Aldermeu, and of the intention to use for same purpose for the ensuing year, viz.: F. G. Ragusa & Co., boat in Boston Harbor. Simpson Brothers Corporation, 67-71 Proctor street

street.
Placed on file.

# NOTICE OF APPOINTMENTS.

Notice was received of the appointment of Charles B. Maginnis as Art Commissioner and of

the delivery of a certified copy of the appointment to the Civil Service Commission.

Notice was received of appointment of John F. Kennedy as Schoolhouse Commissioner and of the delivery of a certified copy of the appointment to the Civit Service Commission.

Placed on file.

# APPROVAL OF APPOINTMENTS.

Notices were received from the Civil Service Commission of approval of Thomas Allen as Art Commissioner, and approval of appointment of Francis M. Carroll as Bath Trustee.

Placed on file.

# POLE LOCATIONS, ETC.

Notices were received from the Street Com-

Notices were received from the Street Commissioners of the granting of the following:

Order to permit Edison Electric Illuminating
Company to erect and to remove one pole on
Grampian way, Ward 20.

Order to permit Edison Electric Illuminating

Order to permit Edison Electric Illuminating Company to erect and to remove one pole corner of Prescott and Lubec streets, Ward 1.

Order to permit Edison Electric Illuminating Company to erect and to remove one pole on Mozart street, Ward 22.

Order to permit Edison Electric Illuminating Company to erect forty-two poles on Wetd street, Ward 23.

Notices were received from the Street Commissioners of the granting of the following:
Order to permit the New England Telephone and Telegraph Company to attach wire to pote of Edison Company ou Benningtou street.
Order to permit the New England Telephone and Telegraph Company to remove seven poles on Meridian street, Ward 1.
Order to permit the New England Telephone and Telegraph Company to remove seven poles on Ruggles street.
Severally placed on file.

Severally placed on file.

# ALTERATION OF TRACK LOCATION

Notice was received from the Street Commis-Notice was received from the Street commis-sioners of passage of order granting alteration of track on Chelsea street, Charlestown, 302d loca-tion, to West End Street Railway Company. Placed on file and ordered printed.

# SIDEWALK SCHEDULE.

A communication was received from the Super-

A communication was received from the Super-intendent of Streets recommending the passage of the following:

That the persons named in the within schedule be and they hereby are charged and assessed with one-half the sums set to their respective names as their proportional parts of the cost of the construction of sidewalks with granite edgestones in front of their estates on said streets, and the same was ordered to be certified and notice given to the parties aforesaid.

The order specified the following streets:
Linwood street, Woodward Park street, South street, Sachem street, Wilkes street and Brookside avenue, the total amount being \$452.98.

The order was passed.

# CONSTABLES' BONDS.

The City Treasurer, having duly approved of the same, submitted the constables' bonds of Charles A. Badger, Herbert F. Belt, George W. Broöker, John A. Buswell, Sherman H. Calderwood, Timothy J. Callaghan, Waldo H. Chandler, William A. Coburn, George W. Crawford, Edward Cresswell, Joseph P. Dever, George G. Drew, William L. Drohan, John A. Duggan, James Fraser, Harris Freidberg, Jeremiah J. Gilman, James W. Gilmore, James Graham, Sears H. Grant, George W. Green, Charles F. Hale, Edward L. Hopkins, William H. Kelly, George E. Kerr, Clarence H. Knowlton, Edward J. Leary, Antonio Longarini, William McCarthy, Frank L. Murphy, James O'Connor, Isaiah Paine, Jr., William I. Paine, George N. Parker,

Alvin I. Phillips, Benjamin F. Powell, James E. Powers, Robert Reid, Moses H. Steuer, William H. Travers, Harry A. Webber.
Approved by the Council.

# CONFIRMATION OF APPOINTMENT.

Coun, BRAND ealled up No. 1, unfinished

business, viz.:

1. Action on appointments submitted by the Mayor May 2 of Thomas Farrell, Francis A. Griffin, Jr., John F. McCarthy and Daniel R. O'Lalor, Constables of the City of Boston for the term ending April 30, 1911.

The question came on confirmation. Committee, Coun. Hale and Brand. Whole number of ballots cast 5, yeas 5, and the appointments

were confirmed.

# LICENSES.

The PRESIDENT submitted petitions for minors' licenses for twelve newsboys, one bootblack and one vender, and asked the approval of

the Council on the same.

Approved by the Council on the usual con-

#### AMENDMENT TO RULE 16.

Coun. KENNY offered an order—That Rule 16 of the rules of the City Council be amended, viz.: Amend Rule 16 by inserting at the end of the third line the words "provided, however, that all orders for the expenditure of money presented to, or reported upon by a committee of, the Council, unless rejected, shall lie over for one week hefore final action thereon."

Referred, on motion of Coun. BRAND, to the Committee on Rules.

# LAYING OUT OF PAYSON AVENUE.

Coun. BRAND presented the petition of William A. Whittemore and others for the laying out as a public way of Payson avenue, Dorehester, from Hancock street to Glendale street.

In connection with the petition Coun. BRAND offered an order—That the Board of Street Commissioners be requested, through his Honor the Massor with the petition of the street Mayor, to give an estimate of the eost of laying out as a public way Payson avenue, from Hancock street to Glendale street, Dorehester.

#### PAYMENT OF WATER DEPARTMENT BILLS.

Cour. BUCKLEY offered an order—That there be allowed and paid to the chief elerk of the Water Department the sum of five hundred (500) dollars, to be used for payment of freight and ineidental bills incurred in said department from time to time during the financial year ending January 31, 1911, and to be accounted for to the City Auditor by vouchers; said amount to be charged to the appropriation for Water Department Department.

The order was read a second time and the

The order was read a second time and the question came on its passage.

Coun. KENNY—Mr. President, do I understand that if the second reading and passage takes place now that is a finality, that that is an end to it?

The PRESIDENT—Yes.

Coun. KENNY—Mr. President, I move that that order lie over for one week.

President BALLANTYNE—Objection being made by a member of the Council the order will lie over for one week.

liade by a member of the lie over for one week.

Coun. BUCKLEY—Mr. President, I simply present these orders for Coun. Hale, who happens to be out of the Chamber at the moment. I have no interest in the orders or in the disposition that the Council makes of them. the Council makes of them.

# ADMISSION TO COUNCIL CHAMBER.

Coun. BUCKLEY offered an order—Ordered, that Rule 26 of the Rules of the Boston City Council be amended so as to read as follows:

#### Rule 26.

No person, excepting heads of departments and reporters, shall be allowed in the anteroom or upon the floor of the Council Chamber while the Council is in session. Spectators will be allowed in the gallery of the Council Chamber when the Council is in session, and no one will be admitted to said gallery after the seats are occupied. The City Messenger shall enforce this rule.

Referred to the Committee on Rules.

#### CLOSING OF MARKET ON HOLIDAYS.

Coun. ATTRIDGE offered an order—That Fancuil Hall Market be closed on Meinorial Day, May 30, Independence Day, July 4, Labor Day, September 5, and Columbus Day, October 12. Referred to the Executive Committee.

#### ORDINANCES.

Coun. CURLEY, for the Committee on Ordinances, submitted the following:

(1) Report on the ordinance (referred Feb-

(1) Report on the ordinance (referred February 21) to amend section 17 of chapter 3 of the Revised Ordinances of 1898, relative to settlement of claims against the city—that the ordinances of the conditions are the city—that the ordinances of the conditions are the city—that the ordinances of the city—that the city—that the ordinances of the city—that the ordinances of the city—that the city—that the ordinances of the city—that the city—t nance ought not to pass

Report accepted; said ordinance rejected.

(2) Report on message of Mayor and proposed ordinance (referred March 28) for monthly conferences of heads of departments—recommending passage of ordinance in the following new draft:

City of Boston. In City Council,

In the Year Nineteen Hundred and Ten.
An Ordinance Providing for Monthly Conferences
of Heads of Departments.
Be it ordained by the City Council of Boston,

of Heads of Departments.

Be it ordained by the City Council of Boston, as follows:

The City Council of the City of Boston and the heads of the following departments: Bath, Building, Engineering, Fire, Health, Hospital, Library, Park, Public Buildings, Public Grounds, Schoolhouse, Street Commissioners, Treasury, Water and Wire, and of such other departments as may be designated by the Mayor, shall meet at the City Hall at three o'clock on the first Monday in every month for discussion and ecoperation concerning the business of the city and the respective departments. The Mayor, or such person as he may designate, shall act as ehairman, and on organization the City Clerk shall act as secretary and he shall mail notices of all the meetings.

The City Council and the heads of departments so assembled shall in their discretion, upon application of accredited representatives of associations and organizations interested in city affairs, designate a time when such representatives may appear before them and be heard upon the subject of their application.

The question came on accepting the report.

Coun. CURLEY—Mr. President, in explana-

sentatives may appear before them and be heard upon the subject of their application.

The question came on accepting the report.

Coun. CURLEY—Mr. President, in explanation of that ordinance I would state that the ordinance as originally recommended by his Illonor the Mayor provided that the various heads of departments should assemble once a month for a conference upon departmental matters. The Committee on Ordinances deemed it unnecessary to hold four meetings a month and felt that the city's business might well be transacted in three meetings a month, the day that would otherwise be given to a meeting to be devoted to a conference of this kind. For that reason the committee amended the ordinance so that it reads as read by the cerk. That is to say, on the day for the first regular monthly meeting of the City Council we shall sit down with the heads of the various departments enumerated and confer with them relative to all matters that have been brought to the attention of any particular department or of any particular member of the City Council. The ordinance was amended in that way and as amended has been reported. been reported.

The report was accepted, the ordinance was read a second time and the question came on its

passage.

Coun. COLLINS—Mr. President, I move assignment to one week from to-day, because it seems to me that an ordinance of that kind is perhaps the most important ordinance we will have to pass this year. We ought to try to look into it carefully and see what the opinion of

the member

the members is.

Coun. CURLEY—Mr. President, I would state that I am perfectly agreeable to assignment for one week, but I would like to give an idea of the ordinance itself. As amended it has been amended for the benefit of the City Council, so that, in addition to such suggestions as may be offered by improvement associations or various offered by improvement associations or various civic organizations of the city, such matters may be considered as may have been brought to the attention of any member of the City Council in conference of our members with the heads of departments. That is, the new ordinance as recommended by the Committee on Ordinances, instead of merely providing that the various heads of departments shall assemble on the first Tuesday of each month in the Council Chamber to consult and confer upon such prepositions as have been brought to their attention, dispenses with the hirst monthly meeting of the City Council, and we, instead of holding that regular meeting on the first Monday of the month, sit down in conference with the heads of departregular meeting on the first Monday of the month, sit down in conference with the heads of departments on all propositions that may have been submitted either to the various heads of departments, to the various members of the City Council individually or to the City Council as a whole. That is the proposition recommended by the Committee on Ordinances. I do not feel that any injury will result from laying the matter over for a week, however.

The ordinance was assigned to the next meeting.

(3) Report on order (referred March 14) to consider and report ordinance fixing terms by way of cash payment, etc., upon which permits or licenses under section 28 of chapter 486 of the Acts of 1909 shall be issued—recommending the passage of the following:

City of Boston. In City Council. In the Year Nineteen Hundred and Ten.

ablishing Terms upon which Certain Permits or Licenses are to be Issued by the Street Commissioners. Establishing

Be it ordained by the City Council of Boston, as follows:

Permits or licenses for the storage of gasolene or oil, or other inflammable substances or explosive compounds, are to be issued upon the terms and conditions provided for by chapter live hundred and two of the Acts of nineteen lun-

hive hundred and two of the Acts of nineteen hundred and eight.

Sect. 2. For the purpose of fixing the charges and rentals for the construction or use of coal holes, vaults, bay windows and marquises in, under or over the public ways, the city is hereby divided into two sections, section one being the territory bounded by Charles street. Eliot street, Knecland street, Atlantic avenue to the end of the terminal ground, Summer street extension to City Point channel, by the harbor, Charles river and Charles river basin to a point where Charles street if extended would intersect said basin, section two being the remainder of the city.

Sect. 3. In section two of said city the fee or charge for a license or permit to put a coal hole or chute to be used only for the reception of fuel, shall be one dollar.

one dollar.

In said section two the fce or charge for a license or permit for a marquise shall be ten dollars.

The fee or charge for a license or permit for a y window in said section two shall be fifteen dollars.

The fee or charge for a vault under the sidewalk connecting with the cellar or basement of a building in said section two, to be used in con-nection with the cellar or basement, shall be five

nection with the cellar or basement, shall be five dollars.

The fees, charges, cash payments or rents in section one of said city shall be as follows:

The fee or charge for a license or permit to put a coal hole or chute under the sidewalk, said coal

hole or chute to be used only for the reception of

hole or chute to be used only for the reception of fuel, shall be two dollars.

The fee or charge for a license or permit for a marquise shall be twenty-five dollars.

The fee or charge for a license or permit to creet, use and occupy a bay window shall be not less than twenty-five dollars nor more than one hundred dollars, to be fixed by the street compissioner. missioners.

The fee or charge for a license or permit for the

The fee or charge for a license or permit for the construction, use and occupation of a vault under the sidewalk, covered by a bulkhead or door and used only for the reception or delivery of goods, wares and merchandize, shall be five dollars.

The fee or charge for a license or permit for the construction, use and occupation of a vault under the sidewalk connecting with and forming a part of the basement of the building, to be used in connection with said basement for buisness purposes, shall be a cash payment of two hundred dollars and an annual rental per square foot of one per cent of the assessed value of the land on which the building to which it is appurtenant stands. stands.

Stands.

The question came on accepting the report.

Coun. CURLEY—Mr. President, I would move at this time that further consideration of the subject matter of this report be assigned for one week, in order that the members of the board who week, in order that the inclineers of the board who are not members of the Committee on Ordinances may have an opportunity to thoroughly digest the ordinance recommended by the committee. I recognize the fact that the fees established are somewhat revolutionary in character. That is to say, it has been customary in the city to give away valuable rights, franchises and privileges without exacting any return to the city and without in any sense protecting the city's interest. This recommendation of the Committee on Ordinances, in the event of its adoption, would net to the city some considerable revenue an anapportunity to mull over what the committee has recommended and, if they see lit to increase the amount in any case, to so recommend at the next meeting, I would most respectfully move that further consideration be assigned for one week. are not members of the Committee on Ordinances

The report was accepted, and the ordinance

was specially assigned for one week.

(4) Report on order (referred April 11) for ordinance limiting the hours of street hawking in the northern district—recommending the passage of the following:

An Ordinance Relating to Street Hawking or the Crying of Wares. Be it ordained by the City Council of Boston, as

follows:

follows:
Street hawking or the crying of wares is prohibited in the neighborhood of schoolhouses or in the vicinity of places used for divine worship. Violation of this ordinance shall be punishable by the revocation of the license of hawker or peddler found guilty of same.

The report was accepted, the ordinance was read a second time, and the question came on its

passage.

passage.

Coun. CURLEY—Mr. President, I would move as an amendment that this ordinance shall take effect August I, 1910. I make that motion in order that those persons who are now making a living as hawkers and peddlers may have an opportunity to familiarize themselves with the law and may be protected in their employment. The ordinance specifically provides that in the event of violation they shall lose their rights as hawkers and peddlers to so carn a livelihood; and in order that they may have sufficient time in which to familiarize themselves with the change in the law I most respectfully move that amendment. ment

The amendment was adopted and the ordinance

as amended was passed.

# CLAIMS.

Coun. BUCKLEY, for the Committee on Claims, submitted a report on the petition of Helen F. Welch (referred May 2) for payment for loss of fowls killed by dogs—recommending the passage Ordered, That there be allowed and paid to Helen F. Welch the sum of four dollars and fifty

cents in compensation for the loss of fowls killed by dogs March 29, 1910; said sum to be paid from the income from dog licenses. Report accepted; order passed.

# CLOSING OF WELLES AVENUE.

Coun. BRAND offered an order-That the Superintendent of Streets be authorized to close the roadway on Welles avenue, between Argyle street and Dorchester avenue, Ward 24, to public travel during the time necessary for the completion of street improvements now in progress.

Passed

# COST OF NEW STREET, DORCHESTER.

Coun. COLLINS offered an order—That the Board of Street Commissioners be requested to make a plan and estimate of the cost of a street not less than fifty feet wide from Minot street over the twenty-foot sewer location to the Granite Branch Railroad.

The question came on giving the order a second

reading.
Coun. COLLINS—Mr. President, this order contemplates the building of a new street in the Neponset section and the opening up of a large area of something like 300 or 400 acres. Within the past few months a large piano factory has started building operations in this section, and when completed it will be practically closed in unless the City of Boston sees its way clear to put a street through. I understand, also, under a ruling of the Board of Fire Underwriters, that a 12-inch water main is necessary. If this water main is put in Marsh street will have to be graded, and I understand from the engineer's office that it will be about as cheap to put through a new street as to grade Marsh street. In other words, if this street referred to in the order is put through you will have opened up a section of some hundreds of acres and will also have given to an industry which has come to Dorchester a chance to flourish.

The order was read a second time and passed. contemplates the building of a new street in the

The order was read a second time and passed.

# ICE FOR DRINKING FOUNTAINS.

ICE FOR DRINKING FOUNTAINS.

Coun. CURLEY offered an order—That the Water Commissioner be authorized to expend a sum not exceeding \$5,000 for the purpose of maintaining and furnishing ice for the public drinking fountains during the present season; said sum to be charged to the Reserve Fund.

Coun. KENNY—Mr. President, shouldn't that order be referred to some committee?

Coun. CURLEY—Mr. President, I was going to say in connection with this order that it is an order which has been presented each year for the last ten or a dozen years in order to provide ice for the driuking fountains maintained by the city and scattered throughout the entire city. Under the law, of course, a contract must be advertised for at least two weeks and possibly three. The use of ice must be commenced possibly about the 1st of June, and sometimes a little earlier—on Memorial Day or before; and in order to have the money available and carry on the work as it should be done I believe it is necessary that we should act to-day. Last year the customary order providing \$5,000 was passed and the total amount expended was \$3,600. I don't know just how much will be needed this year, but such money as is not used will revert to the Sinking Fund.

Coun. KENNY—Mr. President, if there is no objection I would like to have this referred to the Executive Committee, who can report it back later. I would like au opportunity to look turther into the matter.

The order was referred to the Executive Com-

later. I would like au opportunity to look turther into the matter. The order was referred to the Executive Com-

# CLOSING OF ROADWAYS.

Coun. CURLEY offered an order—That the Superintendeut\_of Streets be authorized to close

the roadways on the following streets to all public travel during the time necessary for the completion of street improvements now in

Mechanic street, between Ruggles and Edgar

Mechanic Street, between Ruggies and Edgar streets, Ward 19. Edgar street, between Parker and Mechanic streets, Ward 19. Passed.

# SANITATION AT SQUANTUM.

Coun. CURLEY offered an order—That his Honor the Mayor be requested to transfer the sum of \$500 from the Reserve Fund, said sum to be expended under the direction of the Superintendent of Streets for the installation of a system of sanitaries and water supply on the land owned by the city at Squantum.

The order was declared referred to the Executive Committee.

tive Committee

Coun. CURLEY—Mr. President, I would move reconsideration of that reference, so that we may act upon this matter to-day. I waited on the Deputy Superintendent of the Sewer Division with relation to requests for permits to camp at Squantum, a number of applications having been received by me from persous living in my Congressional district, principally Dorehester and South Boston. I was informed by him that seventy-five or more requests for permits to camp there the coming summer have already been received; that last year he visited the place in person and found camped there from 500 to 800 persons; that the sanitary conditions there Coun. CURLEY-Mr. President, I would move been received; that last year he visited the place in person and found camped there from 500 to 800 persons; that the sanitary conditions there were so vile that the Board of Health after a visit determined that this year Squantum would be closed to those persons who have been accustomed to camping there for a number of years back. Now, Squantum affords an excellent summer residence for those persons living in Boston who are unable to raise the necessary money to go to the country or the seashore with their families for a week or two weeks. They camp on property owned by the city at Squantum, cnjoy the sea breezes and the ocean view, and receive a full measure of return in good health for themselves and children. It is not an unusual thing for the Mayor to appropriate from his contingent fund \$500 to \$5,000 for the entertainment of guests who have a conventiou in Boston, and it strikes me that it might be a good investment on the city's part to expend \$500 from the Reserve Fund for an adequate unmber of sanitaries at Squantum and to provide running water. I have taken up the subject with the Water Commissioner and with the Deputy Superintendent of Sewers. The Deputy Superintendent of Sewers believes a sufficient number of sanitaries can be afforded for about \$400; the Water Commissioner believes that the total amount necessary for the water consumed there will not exceed \$100. With the expenditotal amount necessary for the water consumed there will not exceed \$100. With the expendi-ture of this \$500 from 1,000 to 2,000 of the poor of the city who have been accustomed to campture of this \$500 from 1,000 to 2,000 of the poor of the city who have been accustomed to camping there in the summer time will be enabled to enjoy benefits that are really necessary. I sincerely trust that the members of the Council will see the wisdom of passing this order to-day, without reference to the Executive Committee. The land is there, a beautiful site, affording splendid camping places, and thousands of people of Boston have enjoyed that privilege in the past teu years. The Board of Health will find it necessary to condemn the continued use of the land for that purpose, ordering the place vacated as a camping spot, unless some provisions are now made for adequate sanitary arrangements as well as running water. I sincerely hope reconsideration will prevail.

Reference to the Executive Committee was reconsidered, and the order was declared passed. Coun. KENNY—Mr. President, do I understand that the reference has been reconsidered? I desire to doubt the vote.

Coun. CURLEY—Mr. President, I rise to a point of information.

President BALLANTYNE—The Chair caunot the test of the solving any other question than the solving retertain any other question than the solving

point of information.

President BALLANTYNE—The Chair cannot entertain any other question than the solving of the doubt. Coun. Kenny has doubted the vote and asks for a roll call.

Coun. CURLEY—Mr. President, I should like to ask what the councilor's motion was. I think he simply doubted the vote whereby the Council voted to reconsider the reference.

President BALLANTYNE-The Chair under-

President BALLANTYNE—The Chair understands Coun. Kenny to doubt the vote whereby the order was passed.

Coun. CURLEY—Whereby the reference was reconsidered—wasn't that it?

Coun. KENNY—No, sir. I did not understand, Mr. President, that you had declared carried the vote to reconsider the reference, and I now desire to have that vote verified.

President BALLANTYNE—It is too late to the that we to a very reconsider the positive too.

doubt that vote now, reconsideration having been

doubt that vote now, reconsideration having been ordered and the order having since been passed. Later in the session Coun, KENNY moved a reconsideration of the vote passing the order, and it was declared earried. Coun, CURLEY doubted the vote and asked for the yeas and nays. Reconsideration of the passage of the order prevailed, yeas 6, nays 3;

Yeas—Coun, Ballantyne, Brand, Collins, Hale, Kenny, Weldonald—6.

Kenny, McDonald—6.

Nays—Coun. Attridge, Buckley, Curley—3.

On motion of Coun. KENNY the order was referred to the Executive Committee.

#### RECESS TAKEN.

The Council voted at 3.53 o'clock p. m., on motion of Coun. BRAND, to take a recess subject to the call of the President.

The members of the Council reassembled in the Aldermanic Chamber and were called to order by the Presideut at 5.20 o'clock p. m.

# USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Faneuil Hall, etc., submitted reports on petitions (referred to-day) for use of Faneuil Hall—that leave be granted, viz.:

Milk Producers, May 9, from 9 a.m. to 1 p.m. Carpenters District Council, evening of May 21.

Reports accepted; leave granted on usual conditions

conditions.

# EXECUTIVE COMMITTEE.

Coun. HALE, for the Executive Committee, submitted the following:

(1) Report on petition of J. J. Martin (referred to-day) for license to run one passenger barge between corner of Corey and Centre streets and Mt. Benedict Cennetery on Sundays and holidays, and two extra barges on Memorial Day—that said license be granted.

Report accepted; license granted on usual conditions

conditions.

conditions.

(2) Reports on petitions (severally referred to-day) for permits for children under 15 years of age to appear at various places of amusement—that permits be granted, viz:

Fred E. Bridge, for permit for children to appear at Jubilee Hall on the evenings of May 6 and 20.

Edith Guerrier, for permit for children to all pear at the North Bennet Street Industrial School hall on evenings of May 18, June 3, November 4 and 18 and December 16.

William P. McQuaid, for permit for children to appear at Mechanics Building on May 17.

Reports accepted; permits granted on usual

Reports accepted; permits granted on usual

conditions.

(3) Report on order (referred to-day) that the Water Commissioner be authorized to expend a sum not exceeding \$5.000 for maintaining and furnishing ice for public drinking fountains during the present season—that the order ought

to pass.
Report accepted; ordered passed.
(4) The report on order (referred to-day) that
Fanevil Hall Market be closed on various holidays—recommending reference to the Committee on Fancuil Hall.

Report accepted; said reference ordered.

Report accepted; said reference ordered. (5) Report on petition of American Fireworks Company (referred to-day) for permission to set off fireworks on Cottage Street Playground on the evening of May 9—that leave be granted. Report accepted; leave granted on the usual conditions.

(6) Report on message of the Mayor, order and report of Committee on Public Lands (re-ferred May 2), that the Superintendent of Streets be authorized, subject to the approval of the

Mayor, to sell at public auction land at 492 and 494 Chelsea street, East Boston—that the order ought to pass.

The report was accepted, the order was read a

ought to pass.

The report was accepted, the order was read a second time, and the question came on its passage.

Coun. COLLINS—Mr. President, we have gone into this matter at a previous hearing, but in order that it may be a part of the record I want to read to you, sir, and through you to the members of the Council, a letter addressed to me as chairman of the Committee on Public Lands, from Guy C. Emerson, Superintendent of Streets.

"In answer to your verbal answer regarding the advisability of disposing of certain lots of land in the custody of this department, I beg leave to report as follows: The East Boston lot on Chelsea street I have already recommended to a previous City Council for disposal. This land was originally purchased for a city yard; but as the city yard in East Boston should have dock facilities and the lot in question cannot be adapted to the needs of water transportation without a large amount of expensive filling, in my opin'on, it will be better for the city to continue hiring a yard than to attempt to utilize the Chelsea street property. I therefore recommend the sale, but at a price not less than \$20,000."

property. I therefore recommend the sale, but at a price not less than \$20,000."

Last year or the year before the then Mayorof Boston submitted this question to the Finance Commission, and as a result of its investigation said commission reported that it could see no reason why the city should not dispose of this land, but had nothing to say as to the price. As will be seen by the report of the Committee on Public Lands, an upset price of \$20,000 has been placed upon it, and there is also an amendment to the effect that the money received shall be devoted to the sinking fund for the liquidation of the city's debt.

The order was read once and passed, yeas 6, nays 0.

The order was read once and passed, yeas 6, nays 0.

(7) The reports on petitions (severally referred to-day) for sidewalks—recommending the passage of orders that the Superintendent of Streets make sidewalks along the following-named streets in front of the hereinafter named estates, said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width and to be built as hereinafter specified, the owners to furnish said material, viz.:

#### Brick.

Hyman Segall, 18–20 Grant street, Ward 20. Felix Bondheim, 86 Highland street and on Cedar street, Ward 21.

Brick with Granite Edgestone.

James J. McKillop, 790 Saratoga street, Ward 1.

Dauiel Donohoe, 36 Moore street, Ward 1. William E. Wight, 123 Armandine street, Ward 24.

Artificial Stone with Granite Edgestoue.

C. W. Hall, 533 Park street, Ward 20. Theresa A. Crimmens, 55 Fenwood road, Ward 19.

Ward 19.
Rose Sobotky, 66-66½ South street, Ward 22.
Mt. Pleasan Investment Association, 371-375
Geneva avenue, Ward 20.
Ettie Borofsky, 343 Blue Hill avenue, Ward 21.
Ellen Kehoe, 629 River street, Ward 24.
Fred F. Logan, 13 Bodwell street, Ward 20.
Mrs. A. J. Browne, 69 Bainbridge street,
Ward 21.
Joseph Green, 50-52 Lungstreet, Ward 4.

Ward 21.
Joseph Green, 50–52 Ivy street, Ward 11.
Mrs. E. Mannix, 66 Clarkson street, Ward 20.
George H. Mitchell, 11 Bodwell street, Ward 20.
C. S. Leighton, 1925–1937 Beacon street,
Ward 25.
I. L. Jonas, 6 Waterlow street, Ward 20.
William H. and Jennie E. Riddle, 73 Lanark
roud, Ward 25.
Willis H. Crowell, 4 Charles street, Ward 20.
G. M. Gordon, 208–218 Columbia road and on
Stanwood street, Ward 20.
Reports severally accepted; orders passed.

# COMMITTEE ON COLUMBUS DAY

Coun. McDONALD offered an order—That the President of the City Council appoint a

special committee of five to draw up an appropriate program for the celebration of Columbus

Passed Passed The PRESIDENT later appointed as said committee Coun. McDonald, Collins, Attridge, Curley and Hale.

#### PROTEST AGAINST HOUSE BILL 1624.

Coun. McDONALD offered the following:
Resolved, That the City Council of Boston hereby protests against the passage of House Bill 1624, said bill contemplating the appropriating of the sum of \$25,000 for land and bath house, Somerville, the City of Boston to pay 65 per cent of the cost for said improvement.
Ordered, That the Committee on Legislative Matters of the City Council take such steps in this matter as will, as far as possible, protect the interests of the City of Boston.
The question came on giving the resolve and

The question came on giving the resolve and

interests of the City of Boston.

The question came on giving the resolve and order a second reading.

Coun. McDONALD—Mr. President, last year Representative Brown of Medford introduced an order calling for the appropriation of \$50,000 for the Metropolitan Park Commission to establish a bath house in Mcdford. A committee from the City Council here went up to the State House, as I understand it, and entered a protest against the passage of any such bill, which would saddle 65 per cent of the expense of the building, land, etc., on the City of Boston. That was beaten by one vote. This year a representative from Somerville has introduced a bill and it has passed up to the Committee on Ways and Means. The bill does not call for the appropriation of money for the building of a bath house in land owned by the Metropolitan Park Commission, but provides that they shall buy a piece of land far away from anything that the Metropolitan Park Commission has anything to do with and establish a bath house for the city of Somerville, the City of Boston to pay 65 per cent of the cost of the construction and maintenance of that bath house. I think this City Council ought to protest and I think this City Council ought to protest and

to send its Committee on Legislative Affairs to the State House to object strongly to the passage of any such legislation, imposing any such burden on this city. I hope the order will pass.

Coun. CURLEY—Mr. President, I agree heartily with what Coun. McDonald has said. If my memory serves me right, a similar bill was before the Legislature for consideration in 1902 or 1903, when Mr. Collins and myself were members of the body, and it was defeated at that time, thanks to the efforts of the Boston members of the Legislature. A large part of the \$6,000,000 bers of the body, and it was defeated at that time, thanks to the efforts of the Boston members of the Legislature. A large part of the \$6,000,000 raised in taxation by the state has to be met out of the tax levy on our citizens, and I don't think an additional expenditure of this character is justifiable. It is unwarranted. The cities and towns of Malden, Maplewood, Evcrett, Wakefield, Reading, Stoneham, that whole section, including Lynn, have been benefited during the last twenty years by money which has come out of Boston's taxpayers. It is about time that we should call a halt. Boston does not receive the benefit in these matters that other towns receive. When it desires anything in the way of consideration at the hands of the state, in metropolitan highway or park matters, a special act is passed, whereby Boston stands about 80 per cent of the total cost. It is about time that the rest of the metropolitan district should assume its fair and square proportion of the burden of installation and maintenance of various local improvements; and I sincerely hope that our committee will appear and protest against this action of the Legislature.

The resolve and order were passed.

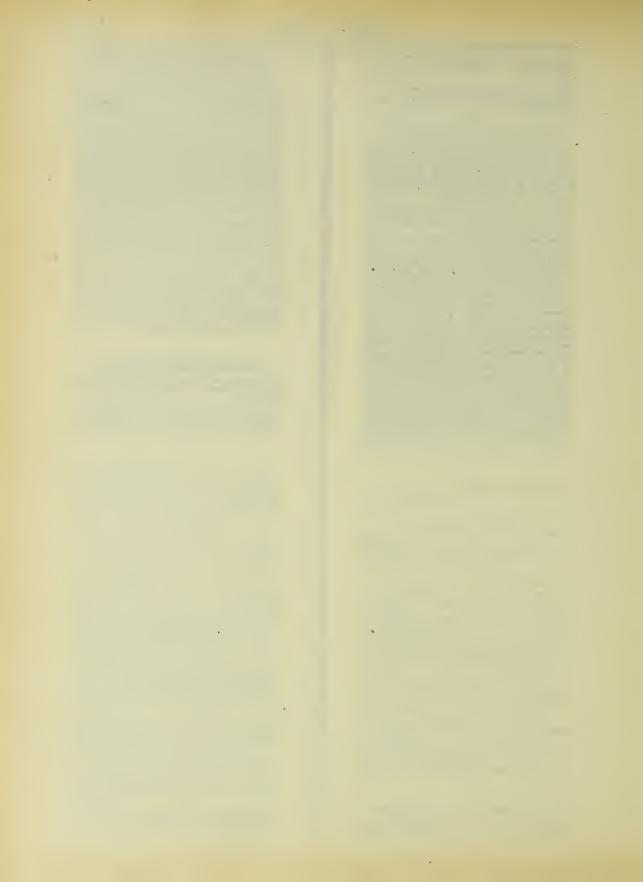
Legislature.

The resolve and order were passed.

#### GENERAL RECONSIDERATION.

On motion of Coun. CURLEY the Board refused a general reconsideration of all action taken to-day.

Adjourned, on motion of Coun. KENNY, at 5.32 p. m., to meet on Monday, May 16, at 3 p. in.



# CITY OF BOSTON.

# Proceedings of City Council.

Tuesday, May 10, 1910. Special meeting of the City Council, held in the old Aldermanic Chamber, City Hall, at 7.30 o'clock p. m., President BALLANTYNE in the chair and a quorum present, for the purpose of drawing eight petit jurors for the United States Circuit Court to appear May 18, under the provisions of chapter 514, Acts of 1894 (the Mayor being present), viz.:

Daniel J. Madden, Ward 22; Thomas F. Hennessey, Ward 17; Herman F. Schaefer, Ward 21; Joseph F. McMullen, Ward 21; Charles F. Leonard, Ward 21; Donald G. McPhee, Ward 18; Frank H. McCarthy, Ward 9; Thomas C. Bowdren, Ward 5.

Adjourned at 7.40 p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Boston, May 16, 1910.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 3 o'clock p. m., President BALLANTYNE in the chair, and all the members present.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the left tree voteting.

last two meetings.

#### JURORS DRAWN.

JURORS DRAWN.

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894 (the Mayor being present), viz.:

Six traverse jurors, Superior Civil Court, Seventh Session, to appear May 23, viz.:

Charles M. Pool, Ward 1; John J. Curry, Ward 1; H. Staples Potter, Ward 11; Chester W. Nichols, Ward 20; George F. Kelley, Ward 11; Herman F. Sawyer, Ward 9.

Ten traverse jurors, Superior Civil Court, Fourth Session, to appear May 23, viz.:

Edward L. B. Mitchell, Ward 16; Eaton H. Murphy, Ward 12; George B. Agnew, Ward 17; William W. Sampson, Ward 19; James S. McKenzie, Ward 12; Peter A. Campbell, Ward 20, James T. Meegan, Ward 17; William O'Connor, Ward 11; William H. Spencer, Ward 18; Jeremiah Mullane, Ward 17.

# IMPROVEMENTS OF DEWEY BEACH.

The following was received:

City of Boston,
Offlice of the Mayor, May 16, 1910.
To the City Council:
I transmit herewith a communication from the Bath Department containing a reply to your order requesting an estimate of the cost of certain improvements in the bathing establishment at Dewey Beach, Charlestown.

Respectfully, John F. Fitzgerald, Mayor.

Bath Department, May 12, 1910.

Hon. John F. Fitzgerald,
Mayor of the City of Boston:
Dear Sir,—Replying to the inclosed order received from the City Council, under date of April 23, 1910, "that the Bath Trustees be requested to give an estimate of the cost of general alterations, improvements and enlargement of Dewey Beach, Charlestown, so as to accommodate 800 men and boys and 500 women and girls, the Bath Trustees wish to state, that an estimated cost would be about \$15,000.

Very respectfully yours,
WALTER R. MANSFIELO,
Chairman Bath Trustees.

Placed on file.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council the Mayor submitted the following appointments, all for the term ending April 30, 1911, viz.

(1) John F. Welch (570 Massachusetts avenue, Ward 12) a Constable of the City of Reston

avenue, Ward 12, Boston. (2) Anglio M. Cresto (75 Border street,

Boston.
(2) Anglio M. Cresto (16)
Ward 2).
(3) David Taylor (216 West Newton street,
Ward 12), Constables of the City of Boston.
(4) Clifton E. Flagg (139 Lamartine street,
(5) 1991

Charles T. Gilchrist (32 Lorraine street,

(5) Charles T. Gilchrist (32 Lorraine street, Ward 23).
(6) Helen M. Hoag (876 Ilarrison avenue, Ward 12) to be Weighers of Coal.

(7) Herbert F. Reinhard (36 Nevada street, Winthrop) to be an Inspector of Pressed or Bundled Hay and Straw and a Measurer of Grain. Severally placed on file.

# ABANDONING OF EASEMENTS.

The following was received:

City of Boston, Office of the Mayor, May 16, 1910.

Office of the Mayor, May 16, 1910.

To the City Council:

Inclosed is a communication from the Superintendent of Streets and a notice from that official to your body to the effect that the rights taken by the town of West Roxbury in 1873, for the improvement of Stony brook, in land lying southwesterly from Rossmore road, are no longer required for public purposes.

I recommend that the accompanying preambles and order abandoning the easements be adopted by your honorable body.

Respectfully,

Respectfully, John F. Fitzgerald, Mayor.

City of Boston, Street Department, May 16, 1910.

To the Mayor: Sir,-In accordance with chapter 25, section 50, Sir,—In accordance with chapter 25, section 50, of the Revised Laws of Massachusetts, 1 inclose herewith a notice to the City Council, that the rights taken by the town of West Roxbury, on the eleventh day of December, 1873, in pursuance of the provisions of chapter 223 of the Acts of the year 1868, for the improvement of Stony brook, in a certain parcel of land situated in that part of Boston formerly West Roxbury, and lying southwesterly from Rossmore road, formerly Keyes street, and now in my charge, are no longer required for public purposes.

Respectfully.

Respectfully, GUY C. EMERSON, Superintendent of Streets.

City of Boston,

City of Boston,
Street Department, May 16, 1910.
To the City Council:
The Superintendent of Streets, now having charge of a certain parcel of land in that part of Boston formerly West Roxbury, situated southerly and westerly from Rossmore road, formerly Keyes street; being a portion of a strip of land taken for the improvement of Stonybrook by the town of West Roxbury, on the eleventh day of December, 1873, in pursuance of the provisions of chapter 223 of the Acts of the year 1868; hereby notifies your honorable body that in his opinion the portion herein described of the land so taken is no longer required for public purposes, and requests that your shonorable body will authorize his Honor the Mayor, in the name and behalf of the City of Boston, and in accordance with the provisions of chapter 25, section 50, of the Revised Laws of Massachusetts, to execute a deed conveying to Patriek Meehan the following described portion of the land taken as above, ing described portion of the land taken as above,

ng described portion of the land taken as above, namely:

A triangular strip of land bounded northeasterly by Rossmore road, formerly Keyes street, about 2½% feet; bounded southeasterly by land now or formerly of Patrick Meehan, by a broken line about 72½% feet; bounded northwesterly by land of the City of Boston about 73½% feet; and containing 74 square feet of land, more or less, as shown as an addition to a plan marked "City of Boston, Plan No. 190, Sewerage Works, Stony Brook, West Roxbury, July 28, 1906, William Jackson, City Engineer," said addition having been made May 10, 1910, and said plan being deposited in the office of the Street Department, Sewer Division; the consideration of said conveyance to be a release by said Patrick Meehan to the City of Boston, of a parcel of land containing about 28 square feet, taken by the Board of Street Commissioners for the improvement of Stony brook, on July 23, 1908, and also shown on the plan above described, and a release of all damages on account of said taking.

Respectfully.

Respectfully, GUY C. EMERSON, Superintendent of Streets. Whereas, The town of West Roxbury, on the eleventh day of December, 1873, made a taking of a strip of land for the improvement of Stony brook, in pursuance of the provisions of chapter 223 of the Aets of the year 1868; Whereas, The Superintendent of Streets, now laving charge of said strip of land, has notified the City Council that a certain portion of said strip of land is no longer required for public purposes:

poses;
Ordered. That his Honor the Mayor be and he is hereby authorized, in the name and behalf of the city, and in accordance with the provisions of chapter 25, section 50, of the Revised Laws of Massachusetts, to execute a deed conveying to Patrick Mechan the following described portion

Massachusetts, to execute a deed conveying to Patrick Meehan the following described portion of the land taken as above, namely:

A triangular strip of land bounded northeasterly by Rossmore road, formerly Keyes street, about 2 to feet; bounded southeasterly by land now or formerly of Patrick Meehan, by a broken line about 72 to feet; bounded northwesterly by land of the city of Boston about 73 to feet, and containing 74 square feet of land, more or less, as shown as an addition to a plan marked "City of Boston, Plan No. 190, Sewerage Works, Stony Brook, West Roxbury, July 28, 1906, William Jackson, City Engineer," said addition having been made May 10, 1910, and said plan being deposited in the office of the street Department, Sewer Division; the consideration of said conveyance to be a release by said Patrick Meehan to the City of Boston of a parcet of land containing about 28 square feet, taken by the Board of Street Commissioners for the improvement of Stony brook on July 23, 1908, and a release of all damages on account of said taking. Referred to the Executive Committee.

SIDEWALKS, ETC., HALL STREET.

The following was received:

City of Boston, Office of the Mayor, May 10, 1910.

To the City Council:

To the City Council:

I beg to transmit the accompanying petition, which asks for the installation of gravel sidewalks and curbing on Hall street, Jamaica Plain, between South and Call streets.

Yours respectfully,
Yohn F. FITZGERALD, Mayor.
(Accompanying the message was a petition signed by Benjamin J. French and many others.)
Referred to the Executive Committee.

#### REDUCTION OF RENT.

The following was received:

Boston, May 16, 1910.

To the City Council:

I forward, for your consideration, the accompanying petition, signed by eight lessees of stalls in New Faneuil Hall Market, requesting that the rent required under their leases be reduced by the amount of certain assessments.

Respectfully,

JOHN F. FITZGERALD, Mayor.

To the Mayor and City Council of the City of Boston:

Boston:

The undersigned respectfully represent that they are lessees of stalls in New Faneuil Hall Market, under renewal, dated December, 1909, of old leases with the understanding that the leases carried the right to occupy certain portions of the sidewalk adjoining the stalls; subsequently the Board of Street Commissioners of the city were required by statute to assess for the use of sidewalks of the city, and, as we are informed, the commissioners considered that they had no discretion to exempt your petitioners and therefore assessed us.

Your petitioners respectfully ask that the rent required under the lease be reduced by the amount of the assessment, and that the assessments paid

be refunded.

C. S. Day & Co., Cheney Upham & Co., Joseph A. Treat, Allen Hurd Company, A. D. Patch & Co., L. C. Thayer Company, A. Wilcox & Co., H. Richardson.

Referred to the Executive Committee.

# HALF HOLIDAY, CEMETERY EMPLOYEES.

The following was received:

City of Boston, Office of the Mayor, May 16, 1910.

To the City Council:

It transmit herewith a communication from the Cemetery Department, containing a reply to your order requesting that the employees of the said department, whose services can be dis-pensed with, be allowed a half holiday on Satur-

Respectfully, JOHN F. FITZGERALD, Mayor.

Cemetery Department,
Boston, May 9, 1910.
Hon. John F. Fitzgerald, Mayor of Boston:
Dear Sir,—We herewith return to you the communication received by you from the City Council regarding half holiday on Saturdays for laborers in the Cemetery Department.

in the Cemetery Department.

in the Cemetery Department.

As per our previous correspondence on this subject, this can be only granted by a direct order from the City Council, and we do not construe the communication received from you to that effect. Upon this subject we would like to say that inasmuch as our appropriation for this year was decreased by five thousand dollars, and that if we should grant this half holiday it would mean a loss of three thousand dollars more, we feel that some provision should be made, in case the City Council passes this order, to increase our appropriation this amount, for the work of the department is increasing rapidly and we really need more laborers.

Very sincerely yours

Very sincerely yours, Chas, E. Phipps, Chairinan Cemetery Trustees. Referred to the Executive Committee.

# EXPENDITURE OF PARKMAN FUND.

The following was received: City of Boston, Office of the Mayor, May 16, 1910.

Office of the Mayor, May 16, 1910. To the City Council:
In accordance with a suggestion made by the United Improvement Association, I requested the heads of the Park, Public Grounds, Music and Art Departments to prepare a program for the expenditure of the income of the Parkman Fund this year, and submit it to the City Council on or before May 15.
The inclosed letters from the chairmen of the first two departments named present, with some divergences in detail, the results of their deliberations

Respectfully, John F. Fitzgerald, Mayor.

City of Boston,
Public Grounds Department, May 13, 1910.
Hon. John F. Fitzgerald,
Mayor of the City of Boston:
Dear Sir.—Referring to your communication
of the 22d ult., requesting the heads of the Park,
Art, Music and Public Grounds departments to
confer, with a view to submitting a schedule of
suggestions and estimates for the use of the income of the Parkman Fund this year, I beg to
report that we held the conference on these
matters yesterday, at which it was agreed by all
who were interested, considering the fact that
the plans in preparation by Messrs. Olmsted
Brothers for the renovation and improvement
of the Boston Common are not yet completed,
and that it is, for this reason, impossible to estimate the cost of the improvements therein contemplated; that the income from the Parkman
Fund now available should be equally divided
between the Park and Public Grounds Departments.

It was also agreed by the Music Trustees, and

ments.

It was also agreed by the Music Trustees, and understood by the Public Grounds Department, that the band stand for the Common should be erected from the amount appropriated to the Public Grounds, and it was also agreed, with the consent of the Art Department, that the expenses for relocating the monuments in the Common and Public Garden should likewise be included in the same appropriation. and Public Garden Should in the same appropriation.

Respectfully.

D. H. SULLIVAN, Superintendent.

City of Boston,
Board of Commissioners of the
La Department of Parks, Boston, May 13, 1910.

Hon. John F. Fitzgerald, Mayor, City Hall, Boston:

Dear Sir,— Following your request of April 22, the heads of the Park, Public Grounds and Music Departments have conferred together regarding the use of the income of the Parkman Fund this

year.
We all agreed that it would be well if, this year, one-half of the available money could be given to the Public Grounds Department to spend on their own work and on such work as concerns the Music Department, and that the other half could be given to the Park Department for their pur-

Poses.

We all think it would be wiser if these amounts are given in bulk, rather than as appropriations for definite amounts for definite objects. The intention of the Park Commission would be to use such sums as are given them in advancement of the work on one or all of the following subjects, and to such extent as a further study of the plans would render in their judgment advisable;
Zoological Garden at Franklin Park.
The Aquarium at South Boston.

Music Court and "Greeting" at Franklin Park.
Loam in Franklin Park.

Very truly yours, ROBERT S. PEABODY, Chairman. Referred to the Committee on Parkman Fund.

#### STREETS FOR PARADES.

The following was received:

City of Boston, Office of the Mayor, May 16, 1910.

To the City Council:

To the City Council:

I submit the inclosed draft of an ordinance relating to the use of streets for parades in this city, with the accompanying plan. It is recommended by the Retail Trade Board of the Boston Chamber of Commerce, which includes all the leading retail merchants in the city, and is intended to reduce, to a minimum, the interruption of street travel. Such a measure is entitled to the earnest consideration of your honorable body.

Respectfully,

JOHN F. FITZGERALD, Mayor.

City of Boston,
In the Year Nineteen Hundred and Ten,
An Ordinance
Concerning the Closing of Streets for Parades.
Be it ordained by the City Council of Boston

Concerning the Closing of Streets for Parades. Be it ordained by the City Council of Boston as follows;
Section 1. The following named streets are hereby designated to be used for the route of parades containing more than five hundred persons, viz.: Boylston street, from Park square to Tremont street; Tremont street; From Boylston street to Bromfield street; Bromfield street, Washington street, from Bromfield street, Washington street, from Bromfield street; Columbus avenue, from Massachusetts avenue to Park square, and Park square;—and the streets contained within the following named districts are hereby designated to be used for the formation and dismissal of such parades, viz.: The streets within the district bounded by the easterly side of Massachusetts avenue, the northerly side of Beacon street, the easterly side of Charles street, and the northerly side of Boylston street, and the streets within the district bounded by the easterly side of Huntington avenue and Boylston street, the westerly side of Berkeley street and the northerly side of Tremont street.

Sect. 2. No streets, except those named in the foregoing section, shall be closed to travel by vehicles between ten a. m. and five p. m. in that portion of the city proper lying east of Massachusetts avenue and Southampton street for the purpose of allowing the formation, passage and dismissal of parades taking place on days other than Sundays or holidays, except by vote of two-thirds of the members of the City Council. Referred to the Committee on Ordinances.

HOSPITAL IMPROVEMENTS

The following was received:

City of Boston, Office of the Mayor, May 16, 1910.

Office of the Mayor, May 16, 1910.

To the City Council:

I submit the inclosed communication from the President of the Hospital Trustees, relating to a proposed expenditure for a new building for infectious diseases, for the fireproofing of the medical, surgical and administration buildings and for certain minor changes made necessary by these improvements.

Respectfully.

Respectfully, John F. Fitzgerald, Mayor.

The Boston City Hospital, Boston, May 14, 1910.

The Boston City Hospital,
Boston, May 14, 1910.

Hon. John F. Fitzgerald,
Mayor of the City of Boston:
Dear Sir,—At a meeting of the Board of
Trustees, May 13, a subject which is of paramount importance, namely, the enlargement of
the department for infectious diseases, was
considered. The wards are overcrowded. Quite
a number of patients have been sent to the
Haines Memorial Hospital, and a certain number
have been sent to Brookline. The accommodations for infectious diseases in the City of Boston
are not sufficient in an emergency. This matter
has already been considered by your Honor.
The trustees, after a careful study of the matter,
are of the opinion that it will require \$165,000 to
erect the proper buildings, exclusive of the land.
A second matter which was carefully considered
at the meeting of the trustees was the importance of fireproofing the surgical pavilion, medical pavilion and administration building. This
would require about \$60,000. In addition,
\$5,000 would be required for certain minor
changes and repairs, making a total of \$230,000,
which is itemized as follows:

South Department, new buildings and

\$165,000 60.000 improvements.....

\$230,000

It is important that this work should be com-

It is important that this work should be commenced during the summer months.

Regarding the installation of new refrigerating apparatus and electric apparatus, and fireproofing the power house, to which allusion was made in a previous letter, the trustees consider that these matters may wait for a short time; that they are not of such great importance as new buildings at the South Department, and fireproofing the medical, surgical and administration buildings.

The President Mr. Codman and Mr. Shillaber.

The President, Mr. Codman and Mr. Shillaber, a committee of the Board of Trustees, will call upon your Honor in a short time and make a definite statement regarding the price for which the land adjoining the South Department can be

The trustees wish to take this opportunity for thanking your Honor for the continued spirit of co-operation that you have manifested towards them and the hospital.

Respectfully submitted,
For the Trustees,
A. Shuman, President. Referred to the Committee on Finance.

# PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Claims.

Nathan Klarfeld, for a hearing on his claim.

Annie Zink, for compensation for dress torn on a projecting mail at the East Boston ferry office. John J. Nerney, for compensation for damage to automobile by a defect in Broadway, corner O street.

Faneuil Hall, etc.

Grand Lodge of St. George, for the use of Faneuil Hall on July 26 and 27, from 8.30 a. m to 6.30 p. m.

#### Executive Committee.

Petitions for permits for children under 15 years of age to appear at various places of amusement,

Rev. Richard Neagle, for children to appear at Mechanics Building on May 30.

Mary H. Knox, for children to appear at Universal Brotherhood Hall on May 18.

Amelia Washburn Davis, for children to appear at the North Bennet Street Industrial School hall

on the evening of May 18.

Alvin Spear for leave to run passenger barges between Highland Station and Mt. Benedict Cemetery, etc.

#### MINORS' LICENSES.

President BALLANTYNE submitted applications for minors' licenses from thirteen newsboys,

four bootblacks and five venders.

Voted, That licenses be granted on usual conditions.

#### CONSTABLES' BONDS.

The City Treasner, after having duly approved of the same, submitted the constables' bonds of Cornelius J. Bresnahan, Michael Cangiano, William S. Cosgrove, Thomas Farrell, Francis A. Griffin, Joseph Guttentag, George J. Hanley, Henry George Hoppe, Walter Isidor, Parker N. Jenkins, Lawrence J. Kelly, Morris F. Lewenberg, John F. McCarthy, John Mundy, James E. Norton, Daniel R. O'Lalor, Morris I. Silton, Anson Stern, William H. Swift, John J. Walsh, Frank Yennaco, Vincenzo Yennaco.

Approved by the Council.

### COAL AND COKE LICENSE.

A copy of coal and coke license granted by the Sceretary of the Commonwealth was received.

Placed on file.

# RAILROAD POLICE.

A copy of record of appointment of railroad A copy of record of appointment of railroad police officers on petition of the Boston, Revere Beach & Lynn Railroad Company was received from the office of the Police Commissioner in accordance with law.

Placed on file.

## USE OF BUILDINGS FOR GASOLENE.

In accordance with law the following notices were received for use of buildings for storage of gasolene, etc., under licenses granted by the Board of Aldermen, and of intention to use for same purpose for the ensuing year, viz.:

J. T. Reed & Co., Hancock square, Ward 4.

George E. Ladd, 396 Columbus avenue,

Herbert L. Purdy, 20 Holborn street, Ward 21. The White Company, 341 Newbury street,

Ward 11.
J. W. Cosden & Co., 246 Massachusetts avenue, Ward 10,
Placed on file.

#### NOTICE OF APPOINTMENTS FROM THE MAYOR.

Notices were received of the appointments of Thomas F. Lally as Overseer of the Poor; Bowdoin S. Parker as City Collector; Morris L. Morrison as Principal Assessor; Mrs. Mary E. McIsaac as Music Trustee; Matthew Cummings as Superintendent of Public Buildings; Joseph P. Lyons as Penal Institutions Commissioner; William F. Ettagraphics Sinking Fund Commissioner. Fitzgerald as Sinking Fund Commissioner. Placed on file.

# APPROVAL OF APPOINTMENTS.

Notices were received from the Civil Service Commission of approval of appointments of Francis X. Mahoney as member of Board of Health, and of Charles D. Maginnis as Art Commissioner.

Placed on file.

#### ELECTRIC LIGHT, ST. ALPHONSUS STREET.

Coun. CURLEY offered an order—That the Superintendent of Streets be requested to locate and maintain an electric light in front of estate No. 79 St. Alphonsus street, Roxbury.

# REPAIR OF EUSTIS STREET.

Coun. CURLEY offered an order—That the Superintendent of Streets be requested, through his Honor the Mayor, to place in proper repair Eustis street, Ward 17, from Washington street to Dearborn street.
Passed.

#### PARK AT MT. IDA.

Coun. CURLEY offered an order—That the sum of \$50,000 be appropriated, to be expended by the Park Department in the purchase of a suitable site for park and playground purposes at Mt. Ida or vicinity, Dorchester, and for the proper equipment of the same, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount.

Referred to the Committee on Finance.

#### HEARING ON PROPOSED ORDINANCE.

President BALLANTYNE presented the peti-tion of the Real Estate Exchange asking for a hearing on proposed ordinance imposing fees for

hearing on proposed ordinance imposing fees for the construction, use and occupation of vaults under sidewalks, etc.

In connection with the petition President BALLANTYNE offered an order—That a hearing be granted by the Executive Committee on Monday, May 23, 1910, at four o'clock p. m., on the proposed ordinance imposing fees for the construction, use and occupation of vaults under sidewalks, etc., to owners of property and tenants in the business districts of the city affected by the measure.

Passed

#### IMPROVEMENT OF WELLESLEY PARK.

Coun. BRAND offered an order—That his Honor the Mayor be requested to transfer the sum of \$750 from the Reserve Fund, said sum to be expended by the Superintendent of Public Grounds for the loaming and grading of Wellesley Park, Ward 20, for the planting of shrubs, etc., and for whatever other improvements said super-intendent may deem necessary.

The question came on giving the order a second

reading.

The question came on giving the order a second reading.

Coun. BRAND—Mr. President, when this park was purchased about a year and a half ago the residents were told that the park would be properly fixed, loamed and graded, and suitable shrubbery planted there to make it ornamental. The park contains something over 30,000 feet, and in order to get it the property owners contributed one-half the purchase price, which cost them, approximately, \$5,000. Around the park there is nearly \$200,000 worth of taxable real estate. The Superintendent of Public Grounds informs the owners there, and has also informed me, that with the small appropriation allowed him this year it will be impossible for him to use any money for that purpose. In order to accomplish what is desired it will be necessary to appropriate this amount of money. It would seem a pity to deny the residents in that section this improvement. Now is the time to make it, and I trust that this order will not be referred to any committee, but will be acted upon here, because the Superintendent of Public Grounds informs me that if anything is to be done this spring it must be done now. Now is the time to loam and now is the time to plant. I think the members will agree with une that it is a fair request, and that the order should be passed.

Coun. HALE—Mr. President, I move that that be referred to the Executive Committee—not for the purpose of delay, but so that we can talk

for the purpose of delay, but so that we can talk

the whole matter over informally. I don't think the councilman will object to that. The order was referred to the Executive Com-

#### CONFIRMATION OF APPOINTMENTS.

President BALLANTYNE called up Nos. 1 and 2, unfinished business, viz.:
Action on appointments submitted by the Mayor May 9, viz.:
1. Patrick J. Collins, Patrick J. Heffernan, Gusteen I. Kenerson, Thomas E. McKenna aud William W. K. Campbell, to be Constables of the City of Boston for the term ending April 30, 1911 30, 1911.

30, 1911.

2. Andrew W. Crowthers, to be a Weigher of Boilers and Heavy Machinery; John Hannaford and Walter M. Leighton, to be Weighers of Coal—all for the term ending April 30, 1911.

The question came on confirmation. Committee—Coun. McDonald and Attridge. Whole number of ballots cast 9, yeas 9, and the several appointments were confirmed.

#### APPROPRIATION FOR HIGHWAYS.

Coun. BRAND called up No. 4, unfinished

Coun. BRAND called up No. 4, unmished business, viz.:

4. Ordered, That the sum of three hundred thousand dollars (\$300,000) be appropriated for highways, making of, under the provisions of chapter 393 of the Acts of 1906, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds or certificates of indebtedness of the city to said amount. of the city to said amount.

On May 2 the foregoing order was read once and passed, yeas 9.

Read a second time and again passed, yeas 9, nays 0.

## FILLING AND GRADING NEPONSET PLAYGROUND.

Coun. CURLEY called up No. 5, unfinished business, viz.

5. Ordered, That the sum of \$10,000 be appropriated for the filling and grading of Neponset Playground, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on request of the Mayor, bonds or certificates of indebtedness of

appropriation the City Treasurer be authorized to issue, from time to time, on request of the Mayor, bonds or certificates of indebtedness of the City of Boston to said amount.

On May 2 the foregoing order was read once and passed, yeas 6, nays 3.

Coun. HALE—Mr. President, I would move that the second reading of this order be postponed until all the other orders in the Committee on Finance come before the Board.

Coun. CURLEY—Mr. President, I sincerely trust that that motion will not prevail. I think the motion to indefinitely postpone, to dispose of it for all time, would be a far more reasonable motion—much fairer than to let it remain until the total amount the city is liable to use is disposed of, and then consider it. I think it is about time that the city conducted its business along some sort of business lines. The city pays \$40,000 for a playground, and then permits that playground to be in such condition that it cannot be used for the purpose for which it was purchased. This playground, out in Dorchester, Neponset, represents an expenditure on the part of the city of about \$40,000, and for at least six or seven months in the year it is under water. It is dangerous to the health of the children who have occasion to use it, even in summer. The place can be filled, graded and made available for the sum of \$10,000. That is the estimate furnished by the secretary of the Park Commission, Mr. Clarke. At the last meeting of this Board the same gentleman moved to have it referred to the Committee on Finance,—or asked to have it assigned for a week,—and that motion did not prevail; and I suppose his idea is that after the Committee on Finance has met and expended every dollar that the city has a right to borrow this proposition will be then considered. In other words, when we have not the right to borrow another dollar you will consider this proposition. That is a reasonable view for you to take, when the section you come from does proposition. That is a reasonable view for you to take, when the section you come from does

not need any more playgrounds. You have the Common, you have the Charlesbank, one of the best playgrounds in the country, in Ward 11—although why you need any playgrounds in that ward I have never been able to find out, because there is nobody to use them. You have the new waterway along Charles river; you have Commonwealth avenue—about the only purpose that that serves is for the perambulation of dogs, as there are extremely few baby carriages and no children. I believe that a section where there are children who can make use of a playground should not be denied the privilege of having it fixed up; and I think it is a shame to allow the present condition of affairs to continue any longer in this playground in Neponset. There you have a splendid site that is under water at the present time six or seven months in the year. A boy who goes out there to play in the other months of the year is exposed to malaria, rheumatism and other diseases prevalent in a swampy section. I trust that the City Council will see the wisdom of passing the order to-day. There has been a delay, and the members have had sufficient time to visit and ascertain to their own satisfaction whether it is needed or not. I believe any man who may have had occasion to visit that particular location must certainly be satisfied that it is absolutely necessary. When any great improvement is being considered involving the expenditure of hundreds of thousands or millions ticular location must certainly be satisfied that it is absolutely necessary. When any great improvement is being considered involving the expenditure of hundreds of thousands or millions of dollars there is but one section on the map—the Back Bay section. There is no other section. The great Fenway was built in that section, and there was no population there when it was commenced. At the present time there is the tunnel through Beacon Hill for the benefit of the Back Bay section. But no consideration is shown for the Dorchester section, and very scant consideration to the West Roxbury section and other sections of this city. I believe it is about time that the representatives of the Dorchester, West Roxbury, South Boston and other outlying sections stood together for a square deal for the rest of the city.

tions stood together for a square deal for the rest of the city.

Coun. COLLINS— Mr. President, as the one who supported this order a few weeks ago, when the gentleman on my right (Coun. Hale) rose and desired postponement, I was willing that it should be postponed, so that an opportunity might be afforded to look into the matter; but in taking the position he has taken to-day he apparently does not stand here as one who has made a present lives. he apparently does not stand here as one who has made, or who desires to make, a personal investigation of the subject. Two weeks have transpired since the first vote was taken. I have looked into the matter a little more. I find that my first vote, in my opinion, was right. Consequently, I shall adhere to it and shall vote against indefinite postponement. But if any member of the Council here wants to look into the proposition at more length. I shall be in favor of poststing at more length. I shall be in favor of poststing at more length.

of the Council here wants to look into the proposition at more length I shall be in favor of postponement for a week or two.

Coun. HALE—My reason for asking postponement is the same reason that caused me to ask postponement is the same reason that caused me to ask postponement before. We are now considering very carefully, under the direction of our Finance Committee, all these different local improvements, and I can see no reason why this one should be singled out and passed ahead of the rest. I think it would be a great deal better for us to wait until the committee has its report on necessary matters in shape, so that we can consider the whole thing as a unit. That is my only reason for asking postponement.

postponement Coun. COLLINS—Mr. President, I can con-Coun. COLLINS—Mr. President, I can conceive of nothing more important or pressing than the putting in condition of playgrounds. Two weeks ago, when this question was raised, I asked whether or not the gentleman knew of any other playground in similar condition to this one in Neponset, and I heard no reply. Last Tuesday, when we had our town meeting, I asked the chairman of the Park Commissioners to submit to us a list of needed improvements of playgrounds. charman of the Park Commissioners to subinit to us a list of needed improvements of playgrounds already in existence. I believe this is a very necessary improvement, requiring an expendi-ture of but \$10,000, and it seems to me it will not deplete the city treasury nor prevent us from continuing the work of putting the playgrounds generally into condition

continuing the work of putting the playgrounds generally into condition.

Coun, KENNY—Mr. President, I voted in favor of this order two weeks ago. I think there is a great deal of force in what the gentleman from Ward 11 (Coun, Hale) has said in respect to postponement of this matter. Nevertheless, there is no doubt that some money will be ex-

pended this year for permanent improvements, and I think that this is one of the items that will have to be met. The Council has considered this matter a number of times, and, as we are now visiting the various places calling for attention visiting the various places calling for attention and for loans, I am rather inclined to suggest that the order might very well be assigned for one week. In the meantime all the members will have a chance to look into the matter. Those in the Board who bave not examined this piece of property will have an opportunity. I think that we can then arrive at a more satisfactory judgment next Monday. Therefore, I move that this matter be assigned for one week. I offer that as an amendment. as an amendment.
Coun. HALE—Mr. President, I shall be glad

to accept Coun. Kenny's amendment.

The question came on Coun. Kenny's motion

to assign for one week.

Coun. CURLEY—Mr. President, the gentleman's position seems to be that he is willing to man's position seems to be that he is willing to accept anything in order to obtain delay on the proposition. I want to say that there are certain sections of this city that have been neglected for the last twenty-five years in the matter of playgrounds, and the only reason is that they have not wielded sufficient political influence with the administrations from time to time since the playground craze has been in evidence in this city, or they did not represent the æsthetic and cultured and of the city. Charlestown is looking for playthey did not represent the asthetic and cultured end of the city. Charlestown is looking for play-grounds at the present time; this part of Dorchester, Neponset, is looking for a playground at the present time. Some of these different sections will continue to look until they get up and insist on their rights. If Coun, Buckley or Coun, McDonald sees fit to put in a loan order here this afternoon for \$30,000, \$50,000 or \$100,000 for a playground in any part of Charlestown, I shall yote for the for \$30,000, \$50,000 or \$100,000 for a playground in any part of Charlestown, I shall vote for the proposition. I think it is about time for us to give attention to those sections of the city where they have children. Keep the boys off the street corners, out of mischief; let them enjoy playgrounds. If you visit the courts in the different sections, you will find boys brought in because they have been playing baseball in the streets, shooting craps, breaking windows, and under present conditions they cannot avoid arrest for such things. We are so surfeited with statute laws and ordinances that it is almost an impossibility for ordinances that it is almost an impossibility for a poor boy in any section of the city to avoid violating the law, unless a playground is provided where he can go and get rid of his surplus vitality, playing games that will increase his store of bodily playing games that will increase his store of bodily health and vigor, making him a good, robust, young person in this community. I am not surprised that the gentleman is opposed to playgrounds; it is perfectly natural for a man in the section of the city that he comes from. It is just like a man who gets his wealth by surreptitious means and then becomes wealth by surreptitious means and then becomes a reformer — like a gentleman who recently appeared before the Twentieth Century Club, a man who has obtained his wealth by the sale of rum and debauching the youth of the city, and who after he gets his pile becomes a reformer. It is just the same with the playground proposition. His section stood strong with the Quiney administration and got well treated in this respect. We have a playground in Roxbury which cost \$80,000, and not a single picayune of graft. Fortunately no reformers were connected with the purchase of that playground; it was an honest, clean, square deal. Our President had something to do with it, as well as myself. Now, you have Boston Common, Commonwealth avenue, the Charlesbank gymnasium, the Charles river waterway, the Fenway — but you haven't any children. way, the Fenway — but you haven't any children. They have children out in Neponset, but they haven't any playground. It is about time to send this order along, without further delay.

The motion to assign for one week was declared earried. Coun. CURLEY asked for the yeas and nays. Assignment was lost, yeas 4, nays 4:
Yeas—Coun. Attridge, Ballantyne, Hale,

Kenny-4 Brand. Buckley. Curley.

Nays—Coun. McDonald—4. The order was read a second time and passed, yeas 9, nays 0.

# SIDEWALK, BOWDOIN AVENUE.

Coun. COLLINS presented a petition signed by John P. Diamond and other residents of

Bowdoin avenue, Ward 20, asking that a permanent sidewalk be constructed along said avenue at or near No. 67.

In connection with the petition Coun. COLLINS offered an order—That the Superintendent of Streets make a sidewalk along Bowdoin avenue, between Nos. 61–73, Ward 20, in front of the estates bordering thereon; said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone without granite edgestone, under artificial stone without granite edgestone, under the provisions of chapter 437 of the Acts of 1893. Referred to the Executive Committee.

#### PAYMENT FOR NEWSPAPERS.

Coun. BRAND offered an order—That the City Auditor be and he is hereby authorized to allow for payment the bills of John I, Fitzgerald.

allow for payment the bills of John I. Fitzgerald, for supplying daily newspapers, as follows:

For the City Messenger and rooms of the Board of Aldermen and Common Council, from April 1, 1909, to February 1, 1910, amounting to thirty-five dollars, and for the rooms of the present City Council, from February 1, 1910, to May 1, 1910, mounting to four and fifty one-hundredths dollars; and that the President be authorized to approve said bills, and, until otherwise ordered during the remainder of the financial year, any future bills for newspapers supplied for the rooms of the City Council as they may become due; the expense attending the same

may become due; the expense attending the same to be charged to the appropriation for City Council, incidental expenses.

Coun. BRAND—Mr. President, in connection with that order I will say that this is apparently a matter that has been overlooked or neglected somewhat. This has been submitted to the Auditor, has his apparent and is presented in a Auditor, has his approval, and is presented in a form approved by him.

The order was passed.

# SALE OF CITY LAND, SQUANTUM.

Coun. BRAND offered an order—That the Superintendent of Streets, with the approval of his Honor the Mayor, be authorized th sell at public auction a lot of land at Squantum Head, the same being no longer needed for city purposes wife being no longer needed for city purposes wife being no longer needed.

Quincy, Squantum Head: About thirteen acres, taken October 28, 1889, for construction of improved sewerage system, on northerly side of original taking is not used; small portion on southerly end to be retained, as it is used by the department, Assessed valuation of portion to be disposed of:

Land Buildings.						 						:	\$15,200 4,300
en 1													

Referred to the Committee on Public Lands, Coun. BRAND—Mr. President, I rose to speak before the Chair made the assignment, and was not recognized. That is all.

President BALLANTYNE—The chair did not understand the last remark of Coun. BRAND. Coun. BRAND—I said that I rose to address the President, and was standing and awaiting his recognition when I offered the order, and I cannot understand why I was not recognized before the order was referred.

President BALLANTYNE—The Chair, according to rule, referred the matter to the Committee on Public Lands.

Later in the session Coun. BRAND said:

on Public Lands.
Later in the session Coun. BRAND said:
Mr. President, I move reconsideration of the reference of the order which I offered a few minutes ago in connection with the Committee on Public Lands. In connection with that permit me to say that this order was introduced for the purpose for which the original order was introduced on February 1, 1909. The order was introduced February 1, 1909, at the request of the Superintendent of Streets. At that time he recommended the sale of this land in Squantum, which is in the city of Quiney. There is nearly \$50,000 worth of land there for which the City of Boston is taxed for \$19,500. It serves no good purpose, is of no further use to the city, and might well be sold instead of the city paying taxes on it. It is simply used as a municipal

camping ground—not only by some few here in this city, but by residents of Quincy, Milton and adjoining towns, who find a cheap place to squat or camp, making it their summer home. It seems to me that a piece of property like this, which has outlived its usefulness and for which the city will probably never have any use again, might well be sold, instead of being a bill of expense to the city. For that reason I was very much in hopes that the order would be passed. But, as the President has seen fit to refer it to the Committee on Public Lands, I move reconsideration. On second thought, Mr. President, I will withdraw my motion.

#### KEEPING OF POULTRY.

Coun. CURLEY offered an order—That the Committee on Ordinances be requested to consider the advisability of amending the ordinance providing for the keeping of poultry in the city limits, so that people possessing 3,000 square feet of vacant land or over may obtain permits to keep hens, etc.

to keep hens, etc.

Referred to the Committee on Ordinances.

Coun. CURLEY—Mr. President, I was going to say in connection with this order that I have received a communication from one of my constituents in the Tenth Congressional District, which reads as follows:

Boston, Mass., February 23, 1910.

Councilman James M. Curley, City Hall: My dear Councilman,—There is always a first time, and this is the first time I took the liberty

My dear Counciman,—There is always a first time, and this is the first time I took the liberty to bother you.

When Mr. Hennessey was alderman I forwarded to him my idea of an amendment to the ordinance so that any person having 3,000 or more fect of vacant land should, on application, be granted a permit by the Board of Health to keep poultry. The Board of Health approved my-plan, but in that year something happened,—anyhow the Committee on Ordinances did not meet, and as a result the ordinance was not amended. You will readily see, if you make the change as I suggest, many poor families would be benefited at breakfast, but as the ordinance stands to-day, any vicious neighbor or spiteful policeman can cite any person into court even if a person had acres of vacant land.

All I ask is that you amend the ordinance so that your high toned Board of Health issue a permit, if the applicant can show that he has control of the required number of feet of vacant land.

land.

Yours truly.

Ed. W. Burns, 85 Auekland st., Dor.

I would like to have communication go with

the order.

The communication was referred with the order to the Committee on Ordinances.

# AMENDMENT TO RULE 16.

Coun. KENNY offered the following:
Ordered, That Rule 16 be amended by adding
at the end thereof the following words:
"Any member offering an order which is
referred to a committee shall be given an opportunity of being heard on the same before a report
is made thereon."
The order was referred by the President to
the Committee on Rules

the Committee on Rules.

Coun. KENNY—Mr. President, I would just like to offer a few remarks in connection with that order.

that order.

President BALLANTYNE—The order has been referred to the Committee on Rules.
Coun. KENNY—Then, Mr. President, I rise to a question of personal privilege. On the 21st of February I presented to this body an order to amend section 17 of chapter 3 of the Revised Ordinances of 1898, and last Monday, some two months later, a report was brought in and submitted to this body by the Committee on Ordinances. As the mover, the member who offered that order, I was not invited to appear and did not have an opportunity of going before the committee and stating my reasons for favoring

the adoption of the ordinance. In order to avoid a repetition of that, I offer this order.

The order stood referred to the Committee on

Rules.

#### FEES FOR PERMITS.

Coun, CURLEY called up No. 8, special assign-

nent, viz.:
8. An Ordinance Establishing Terms upon which Certain Permits or Licenses are to be Issued by the Street Commissioners. Be it ordained by the City Council of Boston, as

follows:

of gasolene or oil, or other inflammable substances or explosive compounds, are to be issued upon the terms and conditions provided for by chapter five hundred and two of the acts of nineteen hundred and substances. and eight.

and eight.

Sect. 2. For the purpose of fixing the charges and rentals for the construction or use of coal holes, vanits, bay windows and marquises in, under or over the public ways, the city is hereby divided into two sections, section one being the territory bounded by Charles street, Eliot street, Kneeland street, Atlantic avenue to the end of the terminal ground, Summer street extension to City Point channel, by the harbor, Charles river and Charles river basin to a point where Charles street if extended would intersect said basin, section two being the remainder of the city.

Sect. 3. In section two of said city the fee or charge for a license or permit to put a coal hole or chute under the sidewalk, said coal hole or chute to be used only for the reception of fuel shall be one dollar.

shall be one dollar.

In said section two the fee or charge for a license or permit for a marquise shall be ten dollars.

The fee or charge for a license or permit for a bay window in said section two shall be fifteen dollars.

The fee or charge for a vault under the sidewalk connecting with the cellar or basement of a building in said section two, to be used in connection with the cellar or basement, shall be five

nection with the cellar or basement, shall be nve dollars.

The fees, charges, cash payments or rents in section one of said city shall be as follows:

The fee or charge for a license or permit to put a coal hole or chute under the sidewalk, said coal hole or chute to be used only for the reception of fuel, shall be two dollars.

The fee or charge for a license or permit for a marquise shall be twenty-five dollars.

The fee or charge for a license or permit to erect, use and occupy a bay window shall be not less than twenty-five dollars nor more than one hundred dollars, to be fixed by the street commissioners. eommissioners

The fee or charge for a license or permit for the construction, use and occupation of a vault under the sidewalk, covered by a bulkhead or door and used only for the reception or delivery of goods, wares and merchandise, shall be five

of goods, wares and merchandise, shall be five dollars.

The fee or charge for a license or permit for the construction, use and occupation of a vault under the sidewalk connecting with and forming a part of the basement of the building, to be used in connection with said basement for business purposes, shall be a cash payment of \$200 and an annual rental per square foot of one per cent of the assessed value of the land on which the building to which it is appurtenant stands.

Referred, on motion of Coun. CURLEY, to the Executive Committee.

## ENLARGEMENT OF BATH HOUSE, DEWEY BEACH.

Coun. McDONALD offered an order—That there be appropriated the sum of fifteen thousand dollars (\$15,000) to be expended by the Bath Department for general alterations, improvements and enlargement of Dewey Beach, Charlestown, so as to accommodate 800 men and boys and 500 women and girls; and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount.

Referred to the Committee on Finance.

# APPROPRIATION FOR BOWDOIN STREET GRADE DAMAGES.

Coun. BRAND called up No. 3, unfinished

business, viz.

Ordered, That the City Treasurer be 3. Ordered, That the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to the amount of forty-nine thousand dollars (\$49,000); and the proceeds thereof to said amount are hereby appropriated to be expended in settlement of Bowdoin street grade damages, under chapter 543, Acts of 1902.
On May 2 the foregoing order was read once and passed, yeas 8, nays 0.
The order was read a second time and again passed, yeas 8, nays 0.

### CONFERENCES OF HEADS OF DEPART-MENTS

Coun. CURLEY ealled up No. 9, special as-

signment, viz.:

9. An Ordinance Providing for Monthly Conferences of Heads of Departments.

Be it ordained by the City Council of Boston,

as follows

Be it ordained by the City Council of Boston, as follows:

The city council of the City of Boston and the heads of the following departments: Bath, Building, Engineering, Fire, Health, Hospital, Library, Park, Public Buildings, Public Grounds, Schoolhouse, Street Commissioners, Treasury, Water and Wire, and of such other departments as may be designated by the mayor, shall meet at the City Hall at three o'clock on the first Monday in every month for discussion and co-operation concerning the business of the city and the respective departments. The mayor, or such person as he may designate, shall act as chairman, and on organization the city clerk shall act as secretary and be shall mail notices of all the neetings. The city council and the heads of departments so assembled shall, in their discretion, upon application of accredited representatives of associations and organizations interested in city affairs, designate a time when such representatives may appear before them and be heard upon the subject of their application.

The ordinance was passed.

# PAYMENT OF MINOR BILLS, WATER DEPARTMENT.

Coun. BUCKLEY called up No. 7, special

Coun. BUCKLEY called up No. 7, special assignment, viz.:
7. Ordered, That there be allowed and paid to the chief elerk of the Water Department the sum of five hundred (500) dollars, to be used for payment of freight and incidental bills incurred in said department from time to time during the financial year ending January 31, 1911, and to be accounted for to the City Auditor by vouchers; said amount to be charged to the appropriation for Water Department. for Water Department. Passed.

#### SOLDIERS' RELIEF.

Coun. HALE, for the Committee on Soldiers' Coun. HALE, for the Committee on Soldiers' Relief, submitted a report recommending the passage of an order for the payment of aid to soldiers and sailors and their families in the City of Boston for the month of May.

Report accepted; order passed.

# BIDS FOR LIGHTING.

Coun. HALE offered an order—That the Superintendent of Streets of the City of Boston be requested to invite bids for installing, equipping and maintaining with gas or electricity 12,000 lamps, more or less, for such streets, parks and alleys as may from time to time be designated by the city for alternative periods of five or ten years from July 31, 1910.

The question came on giving the order a second reading.

Coun. HALE—Mr. President, in February Superintendent Emerson asked for bids for these 12,000 lamps, now lit by gas, and received but

one, from the Rising Sun Street Lighting Company, at \$23.60 per lamp. In my opinion that price is too high. I know that the city could buy its own equipment and operate it at at least as low a price as that, and I think we should call for a new set of bids and see if we cannot get a more reasonable price for supplying the lighting of the city. Therefore, I ask that the Superintendent of Streets shall call for new bids. Coun. CURLEY—Mr. President, I rise to a point of order on this order—that until such time as the Superintendent of Streets has rejected the bid received we have no right to act.

President BALLANTYNE—The Chair would rule the point not well taken. No action is taken by this Council towards the letting of contracts; this is simply a request of the Superintendent of Streets.

rule the point not well taken. No action is taken by this Council towards the letting of contracts; this is simply a request of the Superintendent of Streets.

Coun. CURLEY—Mr. President, I will say, in view of the fact that public bids were advertised for the lighting of the city's streets, that a bid or bids were received and that action up to the present time has not been taken by the Superintendent of Streets, I do not feel that this Council is justified in taking any action in the matter until such time as we may be requested to take action by the Superintendent of Streets, or by his Honor the Mayor. I feel that they are the authorities properly in charge of the matter, and that, until such time as a recommendation is received from either the Mayor or the Superintendent of Streets, it would be highly improper for this Council to act. In consequence, I trust that the order will not pass.

Coun. COLLINS—Mr. President, this order offered by Coun. Hale simply asks that the Superintendent of Streets be requested to do this, and it seems to me that it is founded on good ground. It is very strange, when bids were asked for only a short time ago, that there was but one bidder, and that was the Rising Sun Company, that offered to do the lighting for \$23.60 per lamp. I wonder why that was so, Mr. President? It is very strange, in the case of such an excellent eustomer, that there seems to be but one bidder. I submit that many of these quasi public corporations that have received so many benefits at the hands of the City of Boston for years should show their public spirit, such public spirit as we have heard the chief executive of the city speak about within a few days, and submit bids that will be fair to the City of Boston.

The order was read a second time and passed,

The order was read a second time and passed, Coun. CURLEY calling for the yeas and nays, yeas 8, nay 1; Coun. CURLEY voting nay.

# SEATS FOR WOMEN AND CHILDREN,

Coun. HALE offered the following:

City of Boston. In City Council.

An Ordinance reserving seats on Common and Public Garden for women and children during the months of June, July, August and September

Be it ordained by the City Council of Boston as follows:

Tollows:
That the superintendent of public grounds shall set aside seats on the Common and Public Garden during the months of June, July, August and September of each year for the exclusive use of women and of children under the age of twelve, and shall suitably designate such seats.

Referred to Committee on Ordinances.

#### CLAIMS.

Coun. BUCKLEY, for the Committee on Claims, submitted the following:

(1) Report on petition of State Street Trust Company, Trustees under the will of Patrick McAleer, for compensation for damages to property caused by break in water main on January 3, 1910—recommending the passage of the following:

3, 1910—recommending the passage of the lowing:
Ordered, That there be allowed and paid to the State Street Trust Company, Trustees under the will of Patrick McAlecr, the sum of seven hundred and fifty dollars, in compensation for damage done to property at Hotel Richwood, 254–272 Tremont street, by breaking of a water

main in Tremont street on January 3, 1910, said sum to be charged to the appropriation for Water Department.

Water Department.
Report accepted; order passed.
(2) Report on petition of Lucian C. Stoddard (referred May 9) for compensation for loss of fowls killed by dogs, recommending the passage of the following:
Ordered, That there be allowed and paid to Lucian C. Stoddard the sum of five dollars and forty cents in compensation for the loss of fowls killed by dogs on April 21 and 23, 1910; said sum to be paid from the income from dog licenses.

Report accepted; order passed.

# SALE OF CITY LAND.

Coun. COLLINS called up No. 6, unfinished

business, viz.:
6. Ordered, That the Superintendent of Streets 6. Ordered, That the Superintendent of Streets be and hereby is authorized, subject to the approval of the Mayor to sell at public auction a parcel of land bounded as follows: Southwesterly by land of Flora A. Ginty, 31% feet; northwesterly by Public Alley No. 444, 34 feet; northeasterly by land of the City of Boston by a line parallel with and 34 feet distant northeasterly from the northeasterly boundary line of said land of said Ginty, 43% feet; southeasterly by the location of the Boston & Albany Railroad, 36,4% feet, containing 1,273 square feet; more or less. The same to be sold for not less than the assessed valuation of said land. Proceeds to be applied to sinking fund for the reduction of the city debt.

On May 2 the foregoing order was read once and passed, yeas 8, nays 0.

The order was read a second time and again passed, yeas 7, nays 0.

#### RECESS TAKEN.

The Council voted at 4.09 p. m., on motion of Coun. CURLEY, to take a recess subject to the call of the President.

The members of the Council reassembled in the Aldermanic Chamber and were called to order by the President at 5.52 p. m.

## EXECUTIVE COMMITTEE.

Coun. HALE, for the Executive Committee,

submitted the following:

coun. HALE, for the Executive Committee, submitted the following:

(1) Reports on petitions (severally referred to-day) for permitsf or children under fifteen years of age to appear at various places of amusement, that permits be granted, viz.:

Rev. Richard Neagle, for children to appear at Mechanics Building on May 30.

Mary H. Knox, for children to appear at Universal Brotherhood Hall on May 18.

Amelia Washburn Davis, for children to appear at the North Bennet Street Industrial School Hall on the evening of May 18.

Reports severally accepted; licenses granted on the usual conditions.

(2) Report on petition of Alvin Spear (referred to-day) for license to run passenger barges between Highland Station and Mt. Benedict Cemetery, between the comer of La Grange and Centre streets and the Newton and Decham lines, and between West Roxbury and Spring Street Stations and the Newton and Decham lines during the present season.

Reports on petition order and message (3). Reports on petition order and message.

dition.

(3) Reports on petition, order and message of mayor and order recommending reference of said papers to the Superintendent of Streets, viz.: Charles W. Brown et al. (referred May 2), for sidewalks on both sides of Millet street, Ward 24. Petition and order (referred to-day) asking that permanent sidewalks be constructed along Bowdoin avenue, Ward 20, at or near No. 67. Message of Mayor and petition (referred to-day) for resurfacing and installation of gravel sidewalks and curbing on Hall street, Ward 23. Petition of John J. Whittaker and others (referred May 2) for artificial stone sidewalks on Harvard st.

Harvard st.

Reports severally accepted; said references

ordered.

(4) Report on message and petition (referred to-day), signed by eight lessees of stalls in New Faneuil Hall Market, requesting that the rent required under their leases be reduced by the amount of certain assessments, recommending reference to special committee consisting of Coun. Ballantyne and Buckley.

Coun. Ballantyne and Buckley.

Report accepted; said reference ordered.

(5) Report on message of Mayor, communications from Superintendent of Streets and preamble and resolves releasing city's rights in land on Rossmore road, West Roxbury, that the preamble and order ought to pass.

The report was accepted and the order was read once and passed, yeas 9.

(6) Report on message of Mayor and orders (referred April 25) establishing a bureau of information in connection with the Mayor's office and appropriating \$5 000 for said bureau.

office and appropriating \$5,000 for said bureau,

that the orders ought to pass.

The report was accepted, the orders were read a second time, and the question came on their

The report was accepted, the orders were read a second time, and the question came on their passage.

Coun. KENNY—Mr. President, I shall vote against the adoption of this order. It seems to me it is not a wise order to pass in view of the present financial condition of the city; not that the city of Boston cannot spend \$5,000, but I am thinking of the precedent we are establishing. I don't think we should spend a dollar unnecessarily, and I think the expenditure of this money is unnecessary. I think the business of the city can be transacted this year as well as it was last year or the year before without the intervention of this order or the expenditure of this money. Aside from that I have not the slightest interest in the order. My remarks are not aimed or directed at any individual, nor do I desire to prevent the promotion of any individual. I simply think that this thing is unnecessary. I do not believe in the order itself. I have given the matter serious and careful consideration, and I think it would be a serious mistake for this board to establish the precedent of spending this money. I don't think we need to do this, and I shall vote against it.

Coun. BRAND—Mr. President, I did not intend to say a word on the matter, but as Coun. Kenny has-spoken in the way he has I wish to say this, that the City of Boston to-day has between 600,000 and 700,000 inhabitants, that it is continually growing, that it needs increase with its continued growth, and whether this Council see fit to vote for the recommendation of the Mayor or not it will be his privilege to establish this bureau. But I think we should as far as possible uphold his hands and assist him in every legitimate way that we possibly can. If Coun. Kenny's reasoning were correct, we might have abolished the Finance Commission was established in response to a popular demand, and therefore the Committee on Appropriations provided the money. The Finance Commission was established in response to a popular demand, and therefore the committee on Appropriation

of the committee understands his requirements and his desires.

Coun. KENNY—Mr. President, the City Council of Boston has no right to abolish the Finance Commission. That commission is a body created by the Legislature and the obligation of supporting it and giving it proper appropriations is imposed on us by the Legislature, as I understand the law. In this matter we are going forward on our own motion,—our own volition,—creating a new avenue of expenditure. I don't think it is necessary; that is my position. I don't believe we should spend one dollar for the purpose of increasing the net debt or tax levy of the city unnecessarily. Boston is a big city and some might think that she could very well enjoy certain luxuries. But I think this is a luxury that we can get along very well without, in view of the present financial

I think this is a luxury that we can get along very well without, in view of the present financial condition of the city.

Coun. HALE—Mr. President, I voted in favor of this in committee, but I admit that I was somewhat swayed by the eloquence of our Mayor. Thinking it over since, however, I don't think it is a very practical experiment. In the first place, the questions that will be asked of this information bureau will be so diverse, will deal with so many different subjects, that no one man, no matter how able, could have it all at his fingers' end. It would simply mean that he would have end. It would simply mean that he would have

to communicate with the various heads of departments, get the information and then give it to the one seeking it. He will be simply a middleman for information, and I think it will be just as easy for a man to telephone to each head of a department and get the information he wishes direct. It is a very simple matter for a citizen who wants to find out about a thing to do so. If it is a matter that concerns the Hospital Department he can telephone directly to that department, if it is the Street Department, he can telephone there. I have never had any difficulty, even before I was in City Hall, in finding out what I wanted to know, and I don't believe anybody else has. Simply telephone to the proper department and get the information direct. That is the information side of the matter. There is also the complaint side of it, and I think, as I have already said in regard to that, that every man who has a complaint in the back of his head,—something to find fault with,—will simply spring it on this new man. I think the result will be that we will have 50 per cent more complaints than we have ever had before, and there will be no corresponding benefits, because, after all, the complaints will have to go to the heads of departments interested. As I say, we will simply have a middleman, and the whole tendency nowadays is to go direct and not have middlemen. I hope the orders will be defeated.

Coun CURLEY—Mr. President, it is rather to communicate with the various heads of depart-

defeated.

Coun CURLEY—Mr. President, it is rather peculiar that a gentleman connected with such an organization as Coun. Hale is should take the position that Coun. Hale does on this proposition. The concern he is connected with, the Boston & Maine Railroad, maintains an information bureau. It is true that you cannot always obtain the information you desire from the man in charge; nevertheless he is paid a salary and is supposed to supply information to those applying for it. As I understand it, the founding of the corporation of the City of Boston was for the primary purpose of providing for the happiness, well-being and comfort of the people of the community. Now, the well-being, comfort and happiness of the people are best enhanced by saving them unnecessary steps and unnecessary trouble. I have been around this hall about eleven years,—not as long as Mr. Mooney, who has been here over twenty years,—and I confess that there are certain propositions coming before me every day where I find it difficult to determine what department has charge of particular things. I feel that the public is entitled to every consideration; that the establishment of an information bureau of this character would greatly add to the value of the work already being done for the citizens. There are perhaps in the neighborhood of 400 to 500 pieces of property sold for taxes every year, where the person whose property is sold never has any knowledge of the defeated. CURLEY-Mr. President, it is rather Coun add to the value of the work already being done for the citizens. There are perhaps in the neighborhood of 400 to 500 pieces of property sold for taxes every year, where the person whose property is sold never has any knowledge of the sale until he comes down to pay his taxes and then discovers that the property is sold, perhaps because of a gypsy moth assessment of \$1, \$2, \$3. Those people are entitled to consideration. If they want to get their property back they must pay for the tax title to the man who has purchased the title. That illustrates only one phase of the city's business. The Water Department presents some very important problems. Since the establishment of the meter proposition, every day from 25 to 100 people are coming to City Hall asking for redress because of what they term overcharges on their water bills. Then there is the transfer of people from one branch of the School Department to the other. The average person goes to the Walker Building, 120 Boylston street, and after arriving there is informed that he should go to Mason street. If there were acentral bureau to which he might go and receive the information in the first place, it would save unnecessary expense and valuable time, as well as his patience. There is a bureau of this kind in operation in every large department store in the United States, I think it is about time for Boston to get into line with the other foremost cities of the country and be a little bit more up to date. Let us establish a bureau of this kind, in charge of a man who is competent, a man whose patience has been tried here in similar work for twenty-three years, and has never been found wanting, and I don't think he will be found wanting in this instance. Coun. BUCKLEY—Mr. President, the gentleman during the course of his remarks has intimated that this man would be supposed to give information as to how to buy back tax titles and all that sort of thing. I would ask if he is sup-

posed to give that information or to refer seekers for the information to the proper department? Coun. CURLEY—Mr. President, I should say that the man filling the position, Mr. Mooney, has for the past twenty-three years been a perfect encyclopædia of information, and that he will be able to give a man seeking information what he requires without even referring the man to a

encyclopædia of information, and that he will be able to give a man seeking information what he requires without even referring the man to a department.

Coun. McDONALD—Mr. President, I have not been swayed by the arguments advanced by his Honor the Mayor on this proposition. I was at first perhaps opposed to it when the newspapers called it "the kickers' bureau." Since that time, two months ago, I have made an investigation and believe it is worth a trial. I don't think it is going to be an embarrassment to the city or to the citizens or that it will cause such an increase in our tax levy that we cannot afford \$5,000 to try the experiment. I think the City of Boston needs just such a thing—an information bureau. Anybody who has had anything to do with this municipality for the last eight or ten years, serving in the City Council, knows that whenever you come into this hall a number of men will accost you downstairs and in other places, saying. "Where is the Vater Department?" "Where do you get rebates on your tax bills?" "Where is the Assessing Department?" "Where is the Sever Department?" and all that sort of thing. I think this is worth a trial. It is an experiment, to be sure, but if we get the proper person there, and the department is conducted as it should be, I believe it will be a good thing, and I say that Boston should establish a bureau like this. The Boston & Maine Railroad has got one. They are not any more courteous down there than they are here. You go down there and ask the man when a train goes, and if he cell sike telling you he will and if he does not he won't. Perhaps he will hand over a time table and let you look it up yourself. I expect that the man appointed to this job will be a better bureau of information than the Boston & Maine Railroad has; if not, he ought not to hold the job. I confess that I

The order was passed, yeas 5, nays 4: Yeas—Coun. Attridge, Brand, Buckley, Curley,

McDonald-5.

Nays-Coun. Ballantyne, Collins, Hale, Kenny

-4.

(7) Report on order (referred April 25) that the Board of Health be requested to suspend until September 1 their regulation which prevents the use of dip cans for milk, that the same be indefinitely postponed.

Report accepted; order indefinitely postponed.

(8) Report on communication from Finance Commission (referred May 7) calling the attention of the Mayor and City Council to certain facts in the street lighting situation, that the same be placed on file.

Report accepted; said communication placed on file.

on file.

# USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Fancuil Hall, etc., submitted a report on petition of Grand Lodge of St. George (referred to-day) for the use of Fancuil Hall on July 26 and 27, 1910, from 8,30 a. m. to 6,30 p. m.—that leave be granted.

Report accepted; leave granted on the usual conditions.

#### HEIGHT OF FIREMEN.

Coun. CURLEY offered an order—That the Fire Commissioner, through his Honor the Mayor, be requested to reduce the height limit for applicants for fire service to 5 feet 5 inches.

Coun. CURLEY—Mr. President, I have no desire to take up the time of the members of this body, but I would like to say that I feel that an injustice is being done to men who by an act of Providence are not 5 feet 7 or 5 feet 10 in height. I think the most ridiculous order ever instituted in any department of this or any other city was an order limiting the height of the men employed to not under 5 feet 7 inches. The four men who stand highest on the civil service list of the department to-day, after a competitive examination, are between 5 feet 5 and 5 feet 6 in height, and they have been on the list for nearly two years, awaiting appointment, while men who have not passed as good an examination, and who are a little taller, have been placed at work. A man 5 feet 5 in height is oftentimes as good as a man 6 feet in height. Some of the greatest men we have ever had in the world have been less than 5 feet 5 in height—for instance, General Grant and Napoleon. I believe the President of this Board is considerably less than 6 feet in height. I height have been should come to his senses and deal justly with these men. If the civil service is to carry out the purposes for which it was intended men should receive appointments because of their ability to pass the required, reasonable tests, and a short man who passes a better test than a tall out the purposes for which it was intended men should receive appointments because of their ability to pass the required, reasonable tests, and a short man who passes a better test than a tall man should be given an opportunity to be employed in the department. It is not the same as a police officer, who has got to go out and measure his physical strength with other men whom he has to arrest. A short man can frequently go up a ladder twice as rapidly as a tall man, and it has been frequently proved that he is just as courageous, efficient and able. I think it is about time that we gave the "shortics" a chance, and I sincerely trust that the Fire Commissioner will see the wisdom of changing the present rule so that the limit will be 5 feet 5 inches instead of 5 feet 7 inches, because by an act of Providence he is 5 feet 7.

Coun. COLLINS—Mr. President, I think, as the gentleman has well stated, that a great many men only 5 feet 5 in height may be much better men than men 6 feet or 6 feet 2. But it seems to me that this is a technical question concerning which this Board has no knowledge, and for that reason I hope the order will not pass.

Coun. CURLEY—Mr. President, the classification of this as a technical question is somewhat like Coun. Brand's allusion to a hypothetical question at a recent meeting. This question is neither technical, hypothetical nor æsthetical in character. It is a plain, common-sense proposition. This is the only fire Department in

like Coun. Brand's allusion to a hypothetical question at a recent meeting. This question is neither technical, hypothetical nor æsthetical in character. It is a plain, common-sense proposition. This is the only Fire Department in the entire State of Massachusetts or, that I know of, in the United States where a 5 foot 7 limit is established—and it is established for the purpose of permitting the Fire Commissioner to shut out some whom he does not care to appoint, who have proven their competency. Under the act of the Legislature the Fire Commissioner is permitted to establish such a height as he sees fit. The former rule of the civil service with relation to the Fire Department permitted the employment of men who were 5 feet 5. Then somebody who was not 5 feet 5. a man from Somerville,—a prominent Republican and a thief,—three years ago wanted to get appointed on the force. So he went to the Legislature and had sufficient influence—owing to the fact that he was a Republican and a thief—to get through an act which allowed the commissioner to establish any regulation he saw fit as to height. Of course, the intention was to allow that to be done in Somerville, but it was a general law allowing fire departments to do it and in consequence of that act the Fire Commissioner of Boston was permitted to establish a limit of 5 feet 7 inches. As a consequence of that such eminent men as Mayor Fitzgerald or the distinguished senator from South Boston. Pat O'Connor, would be shut out from an opportunity to secure a place in the Fire Department because of this ridiculous regulation. I sincerely trust that the Council will go on record as in favor of doing away with the 5 foot 7 regulation. ATTRIDGE—Mr. President, I do not desire at this time to take up very much of the Council's time, but I am in thorough sympathy

with the order which has been introduced by Coun. Curley. I believe it is but fair to the men who pass civil service tests that they should have a chance to be appointed to the fire service of Boston, if they are but 5 feet 5 inches in height. It might be of interest to the Fire Commissioner of the City of Boston if I should tell him that the of the City of Boston if I should tell him that the present drill master, Lieutenant Kennelly, is but 5 feet 5 inches in height, and that man, when he took his examination for appointment as lieutenant, received the remarkable percentage of 99.82, the best percentage eyer received by any man for appointment as executive officer of the city. Here is a man drilling the prospective members of the Fire Department, drilling the probationers, and I do not believe he is more than 5 feet 5 inches in height. I think it is but fair to the men who have passed the tests of the civil service to appoint them, even if they are not 5 feet 7. I believe a man of 5 feet 5, if he passes the examination is just as much entitled to promotion, as the man of 5 feet 7, 5 feet 8 or 5 feet 9, and I hope Coun. McDoNALD—Mr. President, I sincerely

Coun. Curley's order will pass.

Conn. McDONALD—Mr. President, I sincerely trust that the order will pass also. It is not an act of the Legislature that gives the Fire Commissioner the right to do this. It is a law he has made himself. On the civil service list at the State House there are some 175 men, and 75 of those men are less than 5 feet 5 in height and are not eligible for appointment, because the commissioner does not want to appoint them. I contend that he has no right to shut anybody out after he has passed the examination. The first ten men on the civil service list at the State House are less than 5 feet 7 and they cannot be appointed, and I hope the Mayor and City Council of Boston will instruct the Fire Commissioner to give to the men who are now at the head sioner to give to the men who are now at the head of the list preference in appointment. One man of the list preference in appointment. One man there, I understand, got 97 per cent in his exami-nation, but he cannot be appointed because the Fire Commissioner says he is not tall enough to go

into the service.

Coun. COLLINS—Mr. President, if what my brother councilor says is true, I naturally want to be in favor of this order; but, like many things that come before the Council, you don't know anything about it until it is presented. I think the gentleman from Roxbury will agree with me that a pretty good principle to go by is that doubtful legislation is bad legislation. I don't know that I would vote against this; I don't know how I would vote on the matter if I looked into it.

into it.

Coun. KENNY—Mr. President, in order that every opportunity may be given to the gentleman on my right, I move that further consideration of this matter be postponed until next Monday. Coun. CURLEY—Mr. President, I sincerely trust that that motion will not prevail, because I feel that we have the votes to-day, in the words of that distinguished leader of the Republican Party, Bill Berwin, and I would like to see the order passed to-day.

The motion to assign was declared lost. Coun. KENNY asked for the yeas and nays, and the motion to assign was lost, yeas 3, nays 6:

Yeas—Coun. Collins. Hale, Kemny—3.
Nays—Coun. Attridge, Ballantyne, Brand, Buckley, Curley, McDonald—6.

The order was passed.

## IMPROVEMENT OF GROUNDS, VINE STREET CHURCH.

Coun. CURLEY offered an order—That the Superintendent of Publie Buildings Department, through his Honor the Mayor, be requested to place in presentable condition the grounds adjacent to Vine Street Church, Ward 17.

Passed.

#### REPAIR OF SHELTERS, DOVER STREET BRIDGE.

Coun. CURLEY offered an order—That the Bridge Department, through his Honor the Mayor, be requested to place in presentable condition the shelters on Dover Street Bridge.

# SATURDAY HALF HOLIDAY, CITY EMPLOYEES.

Coun. CURLEY offered an order—That in accordance with the provisions of section 22 of chapter 26 of the Acts of 1902 a Saturday half holiday be granted to all city employees with the exception of fire, police and institutions departments.

Referred to the Executive Committee.

# BATHS IN SCHOOLHOUSES.

Coun. CURLEY offered an order—That the Bath Department Trustees and the School Committee be requested, through his Honor the Mayor, to consider the advisability of utilizing the basement of school buildings in congested sections of the city for shower bath purposes during the school vacation season, July and August, the expense of maintaining the same to be borne by the Bath Department.

Passed.

Passed.

#### CONDITION OF CITY PROPERTY, ALLSTON.

Coun. HALE offered an order—That the Committee on Public Lands investigate and report as to the present condition of a parcel of property belonging to the city, at the corner of Cambridge and Mansfield streets, Allston, and make recommendation as to its future use.

Passed.

#### GENERAL RECONSIDERATION.

Coun, BRAND moved a general reconsideration of all business transacted at the meeting, hoping that the same would not prevail. Lost.

Adjourned at 6.25 o'clock p. m., on motion of Coun. BRAND, to meet on Monday, May 23, at three o'clock p. m.

# CITY OF BOSTON

# Proceedings of City Council.

Monday, May 23, 1910.

Monday, May 23, 1910.

Meeting of the City Council, held in the old Aldermanic Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair and all the members present.

The Council voted, on motion of Coun. HALE, to dispense with the reading of the records of the last two meetings.

# JURORS DRAWN.

JURORS DRAWN.

Forty-one traverse jurors were drawn for the Superior Criminal Court, to appear June 8, under the provisions of chapter 514, Acts of 1894 (the Mayor not being present), viz.:

Daniel McDonald, Ward 3; Frank L. Dinsmore, Ward 20; James H. McMullen, Ward 1; James J. Lynch, Ward 15; Bernard A. Brogan, Ward 2; Albert Harrison, Ward 12; Thomas H. Beattie, Ward 10; Thomas F. Wilson, Ward 25; Harry R. Watson, Ward 6; Wayne B. Littlefield, Ward 1; Frederick Philip Shedd, Ward 19; Thomas F. McGrail, Ward 24; Axel W. Johnson, Ward 23; Maynard D. Hazen, Ward 20; William J. Foley, Ward 2; George Wilson, Ward 19; William A. Lally, Ward 20; Jeremiah J. Sullivan, Ward 3; George E. Leach, Ward 12; William Joseph Lynch, jr., Ward 25; Edmond Kelly, Ward 15; Henry B. Kelley, Ward 20; Edward D. Avery, Ward 20; James W. Goodwin, Ward 20; Augustus G. Nowlin, Ward 15; Joseph A. Reichart, Ward 19; James E. Flanagan, Ward 23; Thomas A. Bell, Ward 19; Louis J. Grottondick, Ward 19; Max H. Hartel, Ward 16; Frank A. Nichols, Ward 20; Carles K. Jackson, Ward 21; Walter M. Bacon, Ward 20; Alexander MacLachlan, Ward 14; James Russell, jr., Ward 15; John J. Gately, Ward 22; William H. Burrell, Ward 18; James E. McCafferty, Ward 23; Walter T. Hannigan, Ward 16; Henry C. E. Barton, Ward 22; Michael J. Cook, Ward 17.

#### APPOINTMENTS BY THE MAYOR.

The following was received:

The following was received:

City of Boston,
Office of the Mayor, May 23, 1910.

To the City Council:
Subject to confirmation by your honorable body, I hereby make the following appointments, all for the term ending April 30, 1911:

Donald J. Ferguson (11 Fountain street, Ward 21), Edward S. McIlhatten (7 Wabon street, Ward 21), T. Baird McIlhatten (7 Wabon street, Ward 21), Charles B. Mosely (16 Beaumont street, Ward 24, and John A. Sullivan (89 Falcon street, Ward 1), to be Weighers of Coal and Measurers of Wood and Bark.

Patrick P. Ford (37 Lester street, Ward 25), to be a Weigher of Beef.

Respectfully,

Respectfully, John F. Fitzgerald, Mayor. Severally laid over, under the law.

# COST OF LAYING OUT PAYSON AVENUE.

The following was received:

City of Boston, Office of the Mayor, May 23, 1910.

To the City Council: It transmit herewith a communication from the Street Laying-Out Department containing a reply to your order requesting an estimate of the cost of laying out as a public way Payson avenue, from Hancock street to Glendale street, Dorchester.

Respectfully, John F. Fitzgerald, Mayor.

Street Laying-Out Department.

May 23, 1910.

Hon, John F. Fitzgerald, Mayor:

Dear Sir,—Replying to the inclosed order of the City Council, requesting an estimate of the cost of laying out and constructing Payson avenue, Dorchester, as a public way, from Hancock street to Glendale street, the Board of Street Commissioners submits the following:

\$7,480 00

This estimate is exclusive of sewerage works. If the roadway should be paved with brick instead of macadam, the cost would be increased \$2,650.

Very respectfully,

J. J. O'Callaghan, Secretary.

Placed on file.

# APPROPRIATION FOR CHELSEA BRIDGE.

The following was received:

City of Boston, Office of the Mayor, May 23, 1910.

Office of the Mayor, May 23, 1816.

I recommend the passage of the appended order, authorizing the City Auditor to transfer fifteen hundred dollars (\$1500) from the appropriation for Congress Street Bridge to the appropriation for Chelsea Street Bridge, for the reasons given in the letters of City Engineer Jackson and Lieutenant Colonel Burr, herewith appended.

Respectfully,

JOHN F. FITZGERALD, Mayor.

City of Boston, Engineering Department, May 17, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—Owing to transfers which have been made from the appropriation for rebuilding the Chelsea Street Bridge, East Boston, the sum of \$1,500 is required to complete the work, and I respectfully request that a transfer be made from the unexpended balance on account of the reconstruction of the Congress Street Bridge.

Yours respectfully,
WILLIAM JACKSON, City Engineer.

City of Boston,
Engineering Department, May 17, 1910.
Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—I inclose copy of letter this day
received from Lieut. Col. Edward Burr for your

Yours respectfully, William Jackson, City Engineer.

William Jackson, City Engineer.

War Department.

United States Engineer Office,
Room 1015 Barristers Hall, 25 Pemberton Square,
Boston, Mass., May 16, 1910.

Mr. William Jackson, City Engineer,
50 City Hall, Boston, Mass:
Sir,—Referring to your letter of March 7, 1910,
notifying this office that the Chelsea Street Bridge
over Chelsea creek, East Boston, was completed
on March 1, 1910, I have to advise you that an
inspection of the bridge shows that condition 2 of
the permit of the Assistant Secretary of War of
June 29, 1908, has not been fully complied with.
This condition provides that the old piles used in
the reconstruction of the bridge shall be removed
from the river, but it is noted that a portion of
the old guard fender at the Chelsea side of the
former draw-way has not been removed, and
extends about 15 feet beyond the line of the sides
of the bridge. In sounding through the bridge
an obstruction of wood was found at about 13
feet depth below mean low water at the center
of the bridge, within about 10 feet of the East
Boston side of the draw opening. Wood was
also found on a shoal close to the East Boston
side of the draw opening at a depth of about 12
feet at mean low water. In other respects the
bridge complies substantially with the terms of
the permit, but before submitting my final report
on the completion of the bridge I request that
you take such steps as may be necessary to cause

the removal of the old guard fender referred to above as well as the wood obstructions found through the draw. Kindly advise this office when the work has been finally completed.

Very respectfully,
EDWARD BURR,
Lieut. Col., Corps of Engineers.
Ordered, That the City Auditor be, and hereby is, authorized to transfer the sum of fifteen hundred dollars (\$1,500) from the appropriation for Congress Street Bridge to the appropriation for Chelsea Street Bridge.

Referred to the Executive Committee.

Referred to the Executive Committee.

# PURCHASE OF PLAYGROUNDS.

The following was received:

City of Boston, Office of the Mayor, May 23, 1910.

To the City Council:

One of the urgent needs of the city is the purchase and equipment of playgrounds in the congested sections. No demand was more frequently made at the district meetings attended by your honorable body in February. The instinct of the people in this, as in so many other matters, may be accepted as a safe guide in the shaping

may be accepted as a safe guide in the shaping of legislation.

The value of such breathing spots, in imparting physical and moral energy to the rising generation, offsets their cost many times and renders them one of the most profitable forms of municipal investments. Where playgrounds are wanting juvenile crime flourishes and disease decimates the households of the poor. Their establishment invariably transforms the entire tone of a neighborhood.

borhood.

Believing that such recreation centers are far more important than the embellishment of the larger parks, desirable as many improvements suggested for the latter certainly are, I recommend the passage of the accompanying loan order for one hundred thousand dollars (\$100,000) to be devoted to the purchase and construction of playgrounds.

Respectfully, John F. Fitzgerald, Mayor.

Ordered, That under the authority of chapter 292 of the Acts of 1892 and other acts or parts of acts in conformity therewith, the sum of one hundred thousand dollars (\$100,000) be appropriated for the purchase and construction of playgrounds, and that to meet said appropriation the City Treasurer be authorized to issue from time to time, on the request of the Mayor, bonds or certificates of indebtedness of the city to said appropriate. amount.

Referred to the Committee on Finance.

# LIGHTS FOR SCHOOL HALLS.

The following was received:

City of Boston, Office of the Mayor, May 23, 1910.

To the City Council:

To the City Council:

It has been frequently suggested that the halls of the grammar schools be used as neighborhood centers by Improvement Associations, Home and School Associations and similar bodies. One difficulty in earrying out this plan in certain sections has been the absence of lights in several of the halls. The appended list, prepared by the Schoolhouse Commission, shows the cost of installing lighting apparatus in those school halls which are not now lighted.

I respectfully submit this material to your honorable body, in the belief that an appropriation for the installation of lights in some, if not all, of these halls will be justified by the benefit to the communities in which the schools are located.

Respectfully,

Respectfully, John F. FITZGERALD, Mayor.

East Boston:	
Emerson School, estimated cost	\$800
Charlestown:	
Bunker Hill Grammar, estimated cost	500
Frothingham, estimated cost	800
Prescott (no hall).	
City Proper:	
Brimmer (no hall).	
Winthrop, estimated cost (gas)	200

South End:	
Dwight	\$650
Everett	700
Roxbury:	
Lewis (no hall).	
West Roxbury:	
George Putnam	700
South Boston:	
Gaston	750
John A. Andrew	700
Norcross	650
Dorchester:.	
Mary Hemenway	850
Brighton:	
Bennett	700
Referred to the Committee on Finance.	

#### CITY EXHIBITS.

The following was received:

City of Boston, Office of the Mayor, May 23, 1910. To the City Council:

Office of the Mayor, May 23, 1910.

To the City Council:

At the request of the local secretary of the National Education Association, I have directed the heads of the Bath, Park, Health, City Hospital, Library, Street and Music Departments to reinstall in the old Art Museum, which is to be the headquarters of the convention of that association during the week of July 2 to 8, the exhibits prepared by them for the Boston 1915 Exposition, held in the same building last fall. The total cost of this restoration is estimated at about ten hundred and fifty dollars (\$1,050), all of which will be defrayed from the departmental appropriations, excepting about four hundred and fifty dollars (\$450), the estimated cost of the City Hospital display, which will be provided for by a transfer from the Reserve Fund. This association, which is composed of the most distinguished educators in the country, will be honored by an address from President Taft on Independence Day, and is in every way deserving of the fullest hospitality on the part of the city.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Placed on file.

# PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Claims.

Florinda Trevesi, for compensation for injuries caused by a defect in North street.

Mary A. Benton, for grade damages to estate 738 Hyde Park avenue.

Mrs. A. F. Killilea, for compensation for damages at 256 Bennington street, by a defective catch-basin

Catch-basin.

Joseph H. Patterson, for compensation for injuries received while in the employ of the Bath

Department.

Miss May Butler, for compensation for injury to dress by negligence of city employee in charge of Blackstone Park, so called, South End.

# Faneuil Hall, etc.

Petitions for use of Faneuil Hall, viz.:
International Brotherhood of Maintenance of
Way Employees for a convention on afternoon
and evening of Labor Day.
Carpenters District Council, evening of May 28.
St. Peter's Parish, 2 to 6 p. m. on July 10.
Cloak and Skirt Makers Union 56, evening of

June 7.
Women's Relief Corps, Massachusetts Department, December 5 to 10, inclusive.

Florence Woods, for a confirmatory release of a tax title deed of estate, 73 Fuller street, Dorchester.

#### Executive Committee.

Arthur W. Crane, for permit to run two barges to Mt. Hope Cemetery, during season of

Petitions for children under fifteen years of age to appear at places of amusement, viz.:

Ida J. McCarthy, for children at Meridian Hall on June 3 instead of May 27.

North Bennet Street Industrial School, for children at said school. Frances Granger Smith, for children at Steinert Hall on May 26, June 3 and June 9.

Bernadette Masterson, for children at St. Rose Hall, on June 4. Catherine S. Eastwood, for children at People's Institute Hall, on May 27.

Petitions were received for sidewalks as fol-

Of Gravel with Granite Edgestone. Bertha M. Dolloff, 15-19 Wayland street, Ward 16.

Of Brick with Granite Edgestone,

Albion S. Whitmore, 14 and 16 Southwood street, Ward 21.

Of Artificial Stone with Granite Edgestone. Thomas Keene, 51 McLellan street, Ward 20. C. E. Wood, 36 Kenwood street, Ward 20. E. J. Ball, 61 Cushing avenue, Ward 20. Hyman Rambach, 292 and 294½ Center street,

Ward 22.

Catherine McMahon, 33 Wenham street, Ward 23.

Boston Ice Cream Company, Elmwood street, side of 40 King street, Ward 19.
W. L. Lewis. 15 Bodwell street, Ward 20.
Clifford M. Mowatt, 25-29 Wainwright street,

Ward 20. .

Ward 20.. Louis A. Ginsburg, 38-52 Talbot avenue and 106-112 Nightingale street, Ward 20. 1. Shapiro, 70-78 Harvard street and 22-26, 30-32 Thane street, Ward 20. Nathan H. Woolf, 69-72 Homestead street, Ward 21

Ward 21. Fred W. Archer, 2291–2297 Dorchester avenue, and on Washington street, Ward 24.

#### MINORS' LICENSES.

The President submitted petitions for minors' licenses of seven newsboys, two bootblacks and five venders, and asked the approval of the Council on the same.

Approved by the Council, on the usual con-

#### CONSTABLES' BONDS.

The City Treasurer, having duly approved of the same, submitted the constables' bonds of William W. K. Campbell, Daniel B. Carmody, John J. Franey, Edward J. Holland, Joseph Houghton, Gusteen I. Kenerson, Michael A. Kennedy, Thomas E. McKenna, George H. Nason, William F. Swain, Jeremiah A. Twomey, James H. Waugh.

Approved by the Council.

#### CLERK HIRE.

William T. A. Fitzgerald, Registrar of Deeds, submitted a report in accordance with the provisions of section 33, chapter 22, of the Revised Laws, certifying that certain persons had been employed in his office from April 25 to May 23, and that work had been performed to the amount of \$3,185.45.

Referred to the Committee on County Accounts, who later in the session submitted a report recommending the approval of the same. Report accepted, pay roll approved.

#### INCREASE FOR CONSTABLE.

Communication was received from Judge Bosson of the Police Court of Chelsea, stating that in accordance with section 60, chapter 160, of the Revised Laws of the Commonwealth he had allowed John F.' Sullivan, a constable of said police court, the sum of \$1,200 annually In lieu of the present allowance of \$1,000 annually, subject to the approval of the Council.

Referred to the Committee on County Accounts.

#### APPOINTMENT OF PROBATION OFFICERS.

Communication was received from Fred C. Ingalls, clerk of the Municipal Criminal Court of Boston, notifying the Council that Joseph A. McManus and Francis A. Dudley were appointed McManus and Francis A. Dudley were appointed as assistant probation officers under the pro-visions of Revised Laws, chapter 217, section 81, as amended by chapter 332 of Laws of 1910, the salary of \$2,000 each. Referred to the Committee on County Accounts.

#### APPROVAL OF APPOINTMENT.

Notice was received from the Civil Service Commission of approval of appointment of Louis K. Rourke as Superintendent of Streets.

Placed on file.

# NOTICE OF APPOINTMENT.

Notice was received of the appointment by the Mayor of James W. McLaughlin as Bath Trustee, and of the delivery of a certified copy of said appointment to the Civil Service Com-mission on May 17. Placed on file.

#### COAL AND COKE LICENSES.

Copies of coal and coke licenses granted by the Secretary of the Commonwealth were received. Placed on file.

# USE OF BUILDINGS FOR GASOLENE, ETC.

In accordance with law the following notices were received for use of buildings for storage of gasolene, etc., under licenses granted by the Board of Aldermen, and of intention to use for same purpose for the ensuing year:

W. Bowman Cutter, 1855 Dorchester avenue, Ward 24. Carson French Machine Company, 16 Dorrance street, Ward 4.

Joseph L. Taylor, 893 South street, Ward 23.

W. Bowman Cutter, 2306-2308 Washington street, Ward 18.

Placed on file.

# POLE LOCATIONS, ETC.

Notices were received from the Street Commissioners, of the granting of the following:
Order to permit Edison Electric Illuminating Company to erect and to remove one pole on

West Seventh street.
Order to permit New England Telephone and Telegraph Company to erect three poles on Judson street, Ward 16.

Order for track location for West End Strect Railway Company on Arlington avenue, 303d location.

Placed on file.

# NOTICE OF HEARING.

Notice was received from the Board of Railroad Commissioners of hearing on May 24, on petition of West End Street Railway Company for approval of 302d location.

Placed on file,

# FOOTBRIDGE, MT. BOWDOIN STATION.

Notice was received from the Board of Railroad Commissioners of its recommendation relative to foot bridge at Mt. Bowdoin Station.

Placed on file.

# SIDEWALK IN BOWDOIN AVENUE.

The following was received:

Street Department, May 20, 1910

To the City Council:

Returning petition of property owners for construction of permanent sidewalk on Bowdoin avenue, at or near No. 67, referred to this department for report, I respectfully transmit report of the Deputy Superintendent in charge of the

Highway Division, and in accordance with this report, respectfully recommend the passage of an order authorizing the construction of this

Respectfully,
GUY C. EMERSON,
Superintendent of Streets.

Street Department, Highway Division, May 19, 1910.

Mr. Guy C. Emerson,

Superintendent of Streets: Superintendent of Streets:
Sir,—In regard to the inclosed petition for an artificial stone sidewalk at No. 61–73 Bowdoin avenue I would state that it is the only part of the walk on that side of the street which is not surfaced with artificial stone. The area is about seven hundred (700) feet, and, as it would complete a much-used walk, I would recommend that the order pass.

Respectfully,
JAMES H. SULLIVAN,
Deputy Superintendent Highway Division.

The communications and petition were placed on file and the order (referred May 16) for con-struction of sidewalk on Bowdoin avenue was

# RESOLUTION CONCERNING JAMES A

Coun. CURLEY offered the following:
Resolved, That the City Council by the death
of James A. Gately has lost a faithful and valued
official, and it hereby expresses its sympathy to
the family of the late departed.
Ordered, That a copy of this resolution be
transmitted by the City Clerk to the family of
the deceased.

the deceased.

Passed by unanimous rising vote.

### PAYMENT TO PATRICK J. LAHEY.

Coun. CURLEY offered an order—That there be allowed and paid from the appropriation for City Council, Incidental Expenses, the sum of \$200 to Patrick J. Lahey, as part compensation for extra services rendered at meetings of the City Council and committees thereof during the present financial year.
Passed.

## PARK, MEETING HOUSE HILL.

Coun. COLLINS offered an order—That the sum of \$49,000 be appropriated, to be expended by the Park Department in the purchase of a suitable site for park and playground purposes at the top of Meeting House Hill or vicinity, Dorchester district, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount.

Referred to the Committee on Finance.

## FINANCE COMMITTEE TO VISIT DORCHESTER.

Coun. COLLINS offered an order—That the Committee on Finance be requested to visit the Meeting House Hill district of Dorchester.

Coun. COLLINS—Mr. President, that part of Dorchester has grown more rapidly during the last fifteen years than any other suburb. It has become the home of three-family houses, with the result that there is considerable congestion there. There is a positive demand there on the part of all the people for a playground. For that reason I have introduced the order and trust that the Committee on Finance will give it their serious consideration.. consideration ..

The order was passed.

### RESIGNATION FROM MEMORIAL DAY COMMITTEE.

Coun. McDONALD—Mr. President, I wish to resign as chairman of the Committee on Memorial Day, and to ask that the committee be discharged

because of the fact that as chairman of the committee I have been unable to find out what the duties of the committee are. I have not been able to get any information as to what we should do if we have a meeting this week, and I find that this week the Mayor has delegated two employees of his office to take charge of Memorial Day. Knowing that a committee of this Council had been appointed to apportion whatever money was to be given to the different G. A. R. organizations, etc., he delegated two of his employees in the office to take charge of that work. I don't think the committee has any work to do, and I shall resign and ask that the committee be discharged.

President BALLANTYNE—The Chair will accept the resignation of Coun. McDonald from the Memorial Day Committee.

# WATER AT TENEAN BEACH.

Coun. COLLINS offered an order—That the Water Commissioner be requested, through his Honor the Mayor, to connect bath house, when completed, at Tenean Beach, Dorehester, with water system, the expense attending the same to be charged to the appropriation for Bath Department. Department. Passed.

#### LIST OF PARK IMPROVEMENTS, ETC.

Coun. COLLINS offered an order—That the Park Commissioners be requested, through his Honor the Mayor, to furnish the City Council, at its earliest convenience, a list of needed improvements at parks and playgrounds ealling for loans.

Passed.

# LIST OF IMPROVEMENTS, BATH DEPART-

Coun. COLLINS offered an order—That the Bath Commissioners be requested, through his Honor the Mayor, to furnish the City Council, at its carliest convenience, a list of needed improvements in Bath Department calling for loans. Passed.

#### MILK INVESTIGATION.

Coun. BRAND presented the petition of the Independent Dealers and Storekeepers Asso-

Independent Dealers and Storekeepers Association with an Order, That a special committee of three be appointed to sit as an investigating committee and hear evidence in connection with the allegation set forth in the petition of the Independent Milk Dealers and Storekeepers Association, presented to the City Council on May 23, 1910, and also as to the eause, reason, propriety and necessity of the regulation of the Board of Health of said Boston, passed July 29, 1909, and now suspended till June 15, 1910, with full power to summon such witnesses and such documents, books and papers as said committee may require in the premises, and make such report of its findings with such recommendations as it may deem necessary to the Council not later than June 28, 1910.

The question came on giving the order a second

June 28, 1940.

The question came on giving the order a second reading.

Coun. BRAND—Mr. President, the reason for the introduction of this order is by reason of the milk situation and because of the fact that the Legislature considered it sufficiently important to appoint a special committee to investigate the trouble between the milk producers and the contractors, so called. As they are about to complete their work it seems proper that this subject should be investigated by a committee on the part of the City Council, having before us the people who are directly interested. It is a singular coincidence that this law pertaining to paper bottles has become operative at this particular time; that is, was approved only on April 28, 1910, and that almost simultaneously with the passage of the act the Health Department issued an order to put it into effect.

I also submit herewith a regulation passed by the Board of Health on July 29, 1909. It seems as though the whole thing dovetails in completely.

By an examination of the petition you will discover the reasons why this particular bill for the sale of milk in paper bottles was passed. The whole thing seems to resolve itself into the question whether the contractors shall charge one cent more a quart and shall give the producers a cent more than they do at the present time. It resolves itself into a difference of one cent a quart for milk, and then, in order to make a further profit, and to make the business more profitable to the contractors, it has been proposed that the people of Boston be compelled to purchase paper bottles. The law says that whoever reuses any bottle that has been once used, thereafter shall be punished by a fine of not more than \$25 for each offence. It is evidently the intent of the milk dealers to force citizens to buy their milk in these paper bottles, which can be used but once, and must then be thrown away. I certainly feel that the subject is of sufficient importance to warrant the appointment of this committee, which can go into the matter carefully and report its findings. I would like, in connection with that, to also offer this regulation of the Board of Health, dated July 29, 1909, which I have marked "Document A." I certainly trust the Council will give the matter favorable consideration.

Document A referred to was as follows:

# Health Department, Old Court House, Boston, July 29, 1909.

At a meeting of the Board of Health, this day the following regulation respecting sale of milk was adopted:

was adopted:
Section 1. No person or corporation shall sell or offer, expose or keep for sale in any shop, store or other place where goods and merchandise are sold, milk or cream, unless the same is sold or offered, exposed or kept for sale in tightly closed or capped bottles or receptacles, which have been approved by the Board of Health. Nothing contained herein shall prevent the sale of milk or cream from cans, crocks, coolers or other receptacles in restaurants or hotels, when the milk or cream is to be consumed in the restaurant or hotel by guests or patrons ordering the same. This section shall take effect January 1, 1910.

restaurant or hotel by guests or patrons ordering the same. This section shall take effect January 1, 1910.

Sect. 2. Every person or corporation engaged in the business of selling milk or cream shall, immediately upon receiving a written order from the Board of Health so to do, comply with any requiremant of said board respecting the lilling of milk and cream in bottles or receptacles, the manner and methods employed in such filling or the conditions and surroundings under which such filling is done and carried on.

Sect. 3. No person or corporation shall sell or offer, expose or keep for sale at retail milk or cream in the room or store where the same is put into bottles or receptacles.

Sect. 4. No person or corporation shall mix for purposes of sale two or more of the following substances: Whole milk, skimmed milk, condensed milk, concentrated milk or evaporated milk and water. No person or corporation shall sell or offer, expose or keep for sale, deliver or have possession or custody of with intent to sell mix tures of any of the substances named above. No person or corporation engaged in the sale of milk or cream other than condensed, concentrated or other evaporated milk except in an unopened can or receptacle.

Nothing contained herein shall prevent the

or receptacle.

Nothing contained herein shall prevent the preparation and sale of "modified milk," when sold as such, to be used as food by infants and invalids.

Sections 2, 3, and 4 shall take effect August

1, 1909. Attest:

#### C. E. DAVIS, JR., Secretary.

The order was read for information of Coun.

Coun. BRAND.—Mr. President, I would eall Coun. BRAND.—Mr. President, I would call particular attention in that Document A to the first section, and also to a part of the last paragraph relating to modified milk.

Coun. KENNY moved that the petition and order be referred to the Executive Committee. Declared carried.

Coun. BRAND doubted the vote and asked for the yeas and nays. Reference prevailed, yeas 8, nay 1, Coun. Brand voting nay.

# CONFIRMATION OF APPOINTMENTS.

The President called up unfinished business,

The President called up unfinished business, Nos. 1, 2 and 3, viz.:
Action on appointments submitted by the Mayor May 16, viz.:
1. Anglio M. Cresto and David Taylor, to be Constables of the City of Boston, for the term ending April 30, 1911.
2. John F. Welch, to be a Constable of the City of Boston for the term ending April 30, 1911.
3. Clifton E. Flagg, Charles T. Gilchrist and Helen M. Hoag, to be Weighers of Coal; and Herbert F. Reinhard, to be an Inspector of Pressed or Bundled Hay and Straw and a Measurer of Grain; severally for the term ending April 30, 1911.
The question came on confirmation. Committee, Coun. Kenny and Attridge. Whole number of ballots cast 8, yeas 8, and the appointments were confirmed.

# SALE OF CITY LAND.

The President called up unfinished business,

The President called up unfinished business, No. 4, viz.:

4. Ordered, That the Superintendent of Streets be authorized, subject to the approval of the Mayor, to sell by public auction a parcel of land now in the custody of the Street Department, on the northeast side of Chelsea street, numbers 492 and 494 on said street, and containing about 15,000 square feet of filled land and about 107,000 square feet of filled land and about 107,000 square feet of flits; the same to be sold at a figure not less than \$20,000; proceeds of the sale of the same to be applied to the sinking fund for the reduction of the city debt.

On May 9 the foregoing order was read once and passed, yeas 6, nays 0.

The order was read a second time and again passed, yeas 8, nays 0.

#### USE OF FANEUIL HALL, ETC.

Coun. CURLEY, for the Committee on Faneuil Hall, submitted the following:

(1) Reports on petitions for use of Faneuil Hall—that leave be granted, viz.:
Catholic Total Abstinence Societies of America (referred April 11), for use of Faneuil Hall on August 10, 11 and 12, day and evening, for a national convention.

national convention.
International Brotherhood of Maintenance of Way Employees (referred to-day), for use of Faneuil Hall for a convention on afternoon and evening of Labor Day.

Women's Relief Corps, Massachusetts Department (referred to-day), Dec. 5 to 10 inclusive.
Carpenters District Council (referred to-day), evening of May 28

Carpenters District Council (referred to-day), evening of May 28.

St. Peter's Parish, July 10 (referred to-day), from 2 to 6 p. m.

Cloak and Skirt Makers Union 56 (referred to-day), evening of June 7.

Reports accepted; leave granted on the usual

conditions.
(2) Report on order (referred May 9) for closing of Faneuil Hall on holidays—that the

order ought to pass.
Report accepted; order passed.

# RECESS TAKEN.

The Council voted at 3.44 p. m., on motion of Coun, CURLEY, to take a recess subject to the call of the President.

The members of the Council reassembled in the

Council Chamber and were called to order by the PRESIDENT at 4.37 p. m.

# EXECUTIVE COMMITTEE.

(1) Report on order (referred April 25), authorizing the City Messenger to appoint an assistant city messenger—recommending its passage in the following new draft:
Ordered, That Charles E. Silloway is hereby employed as secretary and assistant to the City Messenger to fulfill the ordinary duties of such positions and to discharge the duties of the City Messenger when there is a vacancy in the office,

and that he receive compensation at the rate of \$1,800 per annum, the same to be charged to the appropriation for City Council, Incidental

Report accepted; order passed.

(2) Report on message of Mayor and communications on order (referred to-day), transferring \$1,500 from the appropriation for Congress Street Bridge to the appropriation for Chelsea Street Bridge—that the order ought to pass.

Report accepted; order read once and passed,

Assigned for fourteen days for final action.

(3) Report on message of Mayor and pre-ambles and order (referred April 25) authorizing quitclaim deeds of property of Parkman estate on Beacon street—that the order ought not to

on beacon street—that the order loght not to pass.

The report was accepted, and the question came on the passage of the order.

Coun. BUCKLEY—Mr. President, I dislike exceedingly to debate this question here at this time. I have no interest in it other than arises from the fact that, according to the Parkman will, the trustees seem to have the absolute right to convey the property. They only come in here to the City Council to get its sanction as a matter of courtesy and in order that there may be a more perfect title, if such a thing is possible. If a private individual makes a contract for the sale of land, he is required to carry out his contract; otherwise there is a suit for damages or for specific performance. The people who wanted this building entered into a contract with the city in the utmost good faith. As I understand it, the property is assessed for \$70,000. It may be that the purchaser would have been understand if, the property is assessed for \$70,000. It may be that the purchaser would have been willing to pay that price, but they entered into an agreement. The purchaser offered to pay \$65,000, the property was assessed for \$70,000. and they compromised, or split the difference, as the old saying is, the price named being \$67,500. It seems to me that where a private individual dealing with a prospective purchaser of real estate is expected to use the utmost good faith the City of Boston should also use good faith with any purchaser. The purchaser in this case was a business man in Boston of the highest reputation for integrity and lonesty, and I

of real estate is expected to use the utmost good faith with any purchaser. The purchaser in this case was a business man in Boston of the highest reputation for integrity and honesty, and I don't think the city will be treating him absolutely right in going back on the contract. The City Council does not have to perfect the title, does not have to sanction that vote, but it seems to me, in order to uphold our reputation for acting in good faith that we should sanction the transfer of the property to this prospective purchaser, that we should uphold the trustees.

Coun. McDONALD—Mr. President, I think with Coun. Buckley that we should indorse the transfer of this property. Corporation Counset Babson, acting for the City of Boston in conjunction with the trustees, thought this was a fair price. As Coun. Buckley says, the trustees thought that \$70,000, the assessed valuation, was a fair price. An agreement was arrived at, a fair compormise, and we have kept Mr. Page waiting for four weeks or more for this property that he thought he had bought. I don't think we have anything to do with O K-ing it or putting our seal of approval on the purchase except to simply approve it. As Coun. Buckley has said, we have been keeping this purchaser waiting for weeks, in spite of the fact that a proper arrangement was made for the payment of a fair price. I think we should give our approval of the transaction to-day. I don't think anybody here knows whether it is a fair price or not. True, it is assessed for \$70,000, but Corporation Counsel Babson should know, and thinks the price agreed upon is a fair one, and the trustees of the Parkman Fund, honorable gentlemen, should know, and they say that \$67,500 is a fair price. I think it is a fair price and that we should give to this gentleman the approval he desires.

Coun. HALE—Mr. President, there seems to be a good deal of confusion in regard to our rights in the matter of the sale of the Parkman house on Beacon street. I don't know whether our approval is needed or not. I do know

that he may have suffered. We are told that we should make up our minds upon this matter one way or the other to-day. The opinion of the committee is that we should not sell it—not because the price is not a good one at the present time, but because it is very valuable property and within the next fifteen, twenty or twenty-five years will increase very much in value. I have spoken to Mr. Codman, the executor, and Mr. Morrison, the Superintendent of Public Buildings, and they both agree that if there is any possible way in which the city can keep that property and not lose money each year, it should do so. It was suggested that we might give a long lease of the property for twenty or twenty-five years for a net amount, having all the expense borne by the lessee, while the city continued to own it, possibly disposing of it at a good figure at the end of the lease. I think something along that line can be worked out. I hope the committee's report will be sustained.

Coun. McDONALD—Mr. President, I don't can beld the account of the lease of the proposition whether the city can beld the account of the proposition whether the city can beld the account of the lease. that he may have suffered. We are told that we

committee's report will be sustained.

Coun. McDONALD—Mr. President, I don't care to discuss the proposition whether the city can hold the property and make money by holding it because of the increase in value in years to come. What I am arguing is that this man, Mr. Page, was burned out by a fire about five weeks ago and has been endeavoring to get a ptace in which to establish his business again. He saw sone real estate broker, who suggested that he see about the Parkman property. He went to the trustees and they told him that they wanted \$70,000. An offer of \$65,000 was made, and by arrangement between this man, the Corporation Counsel and the trustees, a compromise was arrived at whereby he was to pay \$67,500. That was a fair and square understanding. He has had a great loss, has had to wait five weeks already, and cannot start in business again until he gets this property. I don't think we are acting properly when we refuse to approve a fair price agreed upon in such a way between the trustees of the Parkman property, Corporation Counsel Babson and this man.

The order was declared rejected. Coun. HALE doubted the vote and asked for the yeas and nays.

The order failed of passage, yeas 2, nays 7:

HALE doubted the vote and asked for the yeas and nays.

The order failed of passage, yeas 2, nays 7: Yeas—Coun. Buckley, McDonald—2. Nays—Coun. Attridge, Ballantyne, Brand, Collins, Curley, Hale, Kenny—7.

(4) Report on order (referred May 16), requesting Mayor to transfer \$750 from the Reserve Fund, said sum to be expended for loaming and grading of Wellesley Park, Ward 20,—that the order ought to pass.

The report was accepted, and the question came on the passage of the order.

Coun. HALE—Mr. President, I hope very much that this order will not pass. The new charter says specifically that the Council shall have no authority to raise appropriations. What we are doing in this order is taking \$750 from the Reserve Fund and adding it to the appropriation for Public Grounds Department—nothing more or less than an evasion of the spirit of the charter. I hope we will defeat it. It went through by a very close vote in the committee, and I hope some of the members will vote to reconsider their vote and that it will be defeated.

Coun. BRAND-Mr. President, I am surprised by Coun. Hale's statement. Still, it seems to me quite consistent with several instances that have quite consistent with several instances that have occurred lately in connection with appropria-tions of a similar character. When the Com-mittee on Appropriations were in session they made an increase in one appropriation, and the committee unanimously made the increase. Coun. Hale, not satisfied, immediately attempts to defeat the purpose of the increase and writes letters and uses undue influence to affect the appropriation

appropriation.
Coun. ATTRIDGE—Mr. President, I desire to ask the gentleman a question.
President BALLANTYNE—Does the gentleman yield for a question?
Coun. BRAND—I prefer not to, Mr. President. Now the Executive Committee act on a small appropriation which is manifestly fair and which ought to be passed without any question whatever. For twelve years or more the citizens on Wellesley Park have been subjected to threats of all kinds in regard to the building of three apartment houses and other structures. When they originally bought their land and built their

houses they were told that this was to be a park, but they have been subjected to all sorts of annoyances and delays. After a time the various pareels were sold and were built on, and the party who held the blanket mortgage on the property sold this land, which has been a constant menace to the residents on that park for the past twelve years. Nearly two years ago in their anxiety to have the city settle the matter once and for all, as far as the use for park purposes as originally intended was concerned, they offered to pay half of the purchase price to the city. That was finally agreed upon and they did so, and it cost them \$5,000. They were told at that time that if it was taken by the city it would be resurfaced, improved and kept as a neighborhood playground and park. When the matter of the appropriations for the Public Grounds Department came up the superintendent asked for \$150,000. That amount was reduced to \$147,500, and that reduction made it absolutely impossible for the superintendent to improve this park, with the superintendent to improve the superintendent is supposed to the superintendent to improve the superintendent to suppose the superintendent to suppose the superintendent and the superintendent and the superintendent to suppose the superintendent and the superinte houses they were told that this was to be a park, for the superintendent to improve this park, with the money at his command and with the work that had to be done. The only way he can possible carry out this and other improvements is by exceeding his appropriation, thereby running the risk of being fined or imprisoned at the end of the year for doing so, under the new charter; or else he would have to lay off forty or at the end of the year for doing so, under the new charter; or cles he would have to lay off forty or fifty men, when he needs even more than he has to-day. Having reduced the appropriation we are asking the Superintendent of Public Grounds to go ahead with a reduced appropriation and make these improvements that have been promised to the taxpayers. In this particular locality they are paying taxes on nearly \$200,000 worth of property. This is a neighborhood playground, something that the councilor who objects to the appropriation favors. That neighborhood playground problem is one of the problems we are trying to solve to-day. The Mayor has earlier to-day sent in a bill asking for \$100,000 for playground, and here we are asked to prevent the passage of a small item of \$750 required for this park, with which loaming can be done, shrubs planted and the place otherwise improved. It seems to me inconsistent. I can see no reasonable objection on the part of any body to the passage of this small transfer, and I certainly hope it will be passed here without further objection.

Coun. HALE—Mr. President, I would like to the the state.

rectamy, and the further objection.

Coun. HALE—Mr. President, I would like to ask the gentleman a question—whether, in his opinion as a successful business man, he thinks it is good business judgment to use the city's reserve fund to increase the appropriation of the various city departments?

Coun. BRAND—Mr. Chairman, in answer to the councilor's question I will say that I think it is a wise business policy to furnish money to prosecute the needs of the city. If the Committee of Appropriations fails to provide that means, I believe that money should be taken out of the tax levy. This transfer of \$750 comes from the Reserve Fund,—comes out of the tax levy. I think that is a good, sound business proposition.

proposition.

proposition.

Coun. COLLINS—Mr. President, as one who lives within a stone's throw of this proposed improvement, I rise at this time to express my opinion concerning it. I believe, with my colleague from Dorchester that this is a needed public improvement, but I am somewhat doubtful as to the ways and means. It has been suggested here by the councilor on the right that we are establishing a dangerous precedent. I agree with him, and, although this location is right at my own door, I will have to vote against the order if my colleague from Dorchester presents it to-day and insists upon a vote, because sents it to-day and insists upon a vote, because I believe it might establish a bad precedent. For example, we will have people from the South End coming in here, people from West Roxbury, End coming in here, people from West Roxbury, which has no representative, people from Brighton and East Boston, with similar propositions, and how are we going to differentiate between them? Are we going to pass this order simply because we in Dorchester have the votes in this Council? I believe that is wrong. Therefore, I move assignment to the next meeting. If by that time I find that money can be taken from the Parkman Fund for this particular purpose, or that money from the Parkman Fund can be used for the improvement of Boston Common and the Public Garden—which I understand are the special beneficiaries under the will—

thereby releasing for this purpose money raised by appropriation for the Common and Public Garden, then I shall vote against this proposition. If the money for the maintenance of the Common and Public Garden can be taken from the Parkman Fund, thereby giving the Superintendent of Public Grounds an opportunity to divert money appropriated for those places to the development of this park and the other parks of Boston which need development, I feel that the result should be accomplished in that way. If not, I shall favor the passage of the order, Under the circumstances I think the order presented by my colleague is unnecessary, and I trust that we will wait and see if the desired object cannot be attained in the way I have suggested.

Coun. CURLEY—Mr. President, I trust that the motion to assign will not prevail. Great stress is laid upon the attempt to evade the provisions of the City Charter, and it would appear that the order presented by Coun. Brand was a scheme with that end in view. As a matter of fact, his Honor Mayor George A. Hibbard exceeded his contingent fund by about \$10,000, and he had no compunctions of conscience in appropriating \$10,000 from the Reserve Fund to meet the deficit in his own contingent fund. Certainly nobody will say that he was a dishonest man. He left the office of mayor with the greatest honor that any man could leave it—the honor of being a poorer man after his two years of service than when he went into office. The distinguished gentleman from the Back Bay is appealing to-day to those who are present here who were interested in the passage of the newcharter. They represent the men here this afternoon protesting against a fair tax on property rights which they enjoy, and for which they should pay, and they ask you to avoid carrying out the provisions of this order which will simply transfer \$750 for an improvement, money raised from the tax levy, taking the ground that it should be raised in the form of a loan for a period of twenty years, the city paying interest of 4 per cent

Coun. HALE-Mr. President, I would like to

ask the gentleman a question.

President BALLANTYNE—Does the gentleman care to answer a question?

Coun. URLEY—Mr. President, I have no desire to answer it, because I feel that we have

Coun. Collins's motion to assign to the next meeting was declared lost. Coun. COLLINS doubted the vote and asked for the yeas and nays. The motion to assign was lost, yeas 4, nays 5: Yeas—Coun. Attridge, Collins, Kenny, McDon-

ald—4.

Nays—Coun. Ballantyne, Brand, Buckley, Curley, Hale—5.

The order was declared passed. Coun. HALE doubted the vote and asked for the yeas and nays. The order was declared rejected, yeas 4, nays 5; Yeas—Coun. Ballantyne, Brand, Buckley, Curley—4.

-Coun. Attridge, Collins, Hale, Kenny,

McDonald-5.

Coun. BRAND—Mr. President, I most respectfully move reconsideration of the vote just taken, and I want to say this for my colleague from Dorchester. He speaks of using some other money from the Parkman Fund for this little improvement. If he can make the citizens of Dorchester believe that that is good business, I will leave the responsibility with him; but I want to say this, that if the Superintendent of Public Grounds or the Park Department can use the money from the Parkman Fund for this or any other purpose, the balance will be reflected at the end of the year no matter which department it is used for. I can see no earthly reason why on such a subterfuge as that we should be asked to delay action on this matter, especially knowing that when this Council adjourns it will be for three weeks. Now is the planting time, now is the time when Coun. BRAND-Mr. President, I most respectthe parks are loamed, the shrubs planted and the settees put out. I ask for reconsideration, be-lieving the gentleman is mistaken in his theory, and that he will upon second thought vote for

lieving the gentleman is mistaken in his theory, and that he will upon second thought vote for the order.

Coun. COLLINS Mr. President, in order to make myself clear to my colleague from Dorchester I wish to say that the Parkman will provides that the money may be used for the maintenance and improvement of parks in existence at the time when Mr. Parkman made his will. Boston Common and the Public Garden were in existence at that time. Consequently, if the superintendent wants to improve these places, such as we have in Dorchester and elsewhere, he can very easily spend the \$5,000, \$10,000, \$15,000 or \$20,000 which he would not have to spend on the Public Garden and on Boston Common—which I understand are the chief soutces of expense to the department—for these other purposes. As I have said before, I am in favor of reconsideration, but not in favor of voting for this proposition at this time.

Coun. BRAND —Mr. President, one more word. This is simply a request on the Mayor. Possibly he will not approve of it. It is simply a request that the Mayor transfer from the Reserve Fund this small amount of \$750.

Reconsideration prevailed, and the question came on the passage of the order.

Coun. COLLINS.—Mr. President, I rise to a

Coun. BRAND—Mr. President, I rise to a point of order, that the comeilor has already asked for an assignment and that it has been referred.

President BALLANTYNE—The Chair will rule the point not well taken. The question comes on Couu. Collins's motion that the order be specially assigned to the second meeting from

to-day.
The motion to assign was declared lost.
Coun. COLLINS doubted the vote and asked for
the yeas and nays. Assignment was lost, yeas

4, nays 5: Yeas—Coun. Attridge, Collins, Kenny, Mc-

Donald—4.
Nays—Coun. Ballantync, Brand, Buckley,

Donata Nays—Coun. Ballantyne, Drang,
Curley, Hale—5.
The order was declared passed. Coun. HALE doubted the vote and asked for the yeas and nays. The order failed of passage, yeas 4, nays 5:
Yeas—Coun. Ballantyne, Brand, Buckley,
Curloy—4.

McDonald-5.

(5) Report on petition of Maurice J. Sullivan et al., and order (referred April 4) for sidewalk of artificial stone on Corbett street, Ward 24—that the order ought not to pass.

that the order ought not to pass.

The question came on the acceptance of the report and rejection of the order.

Coun. CURLEY—Mr. President, I move that when the vote is taken it be by roll call. As I understand it, some of the members have experienced a change of heart.

The report was accepted, and the question came on the passage of the order.

The Council refused to pass the order, yeas 4, nays 5:

nays 5: Yeas—Coun. Ballantyne, Brand, Buckley, Cur-

ley—4. Nays—Coun. Attridge, Collins, Hale, Kenny,

Nays—Coun. Attridge, Collins, Hale, Kenny, McDonald—5.

(6) Reports on petitions (severally referred to-day) for children under fifteen years of age to appear at various places of amusement—that permits be granted, viz.:

North Bennet Street Industrial School, for permits for children to appear at entertainment given by the above school.

Frances Granger Smith, for permit for children to appear at Steinert Hall on May 26, June 3 and June 9.

June 9.

Bernadette Masterson, for children to appear at St. Rose Hall on evening of June 4.
Catheriue S. Eastwood, for permit for children to appear at People's Justitute Hall on May 27.
Ida J. McCarthy, for permit for children to appear at Meridian Hall on June 3 instead of May 27.

ay 27. Reports severally accepted; permits granted

on usual conditions.

(7) Report on petition of Arthur W. Crane (referred to-day) for permit to run two passenger barges from corner Walk Hill street and Blue

Hill avenue to Mt. Hope Cemetery and return for Saturdays and holidays for season of 1910. Report accepted; permit granted on usual

(8) Reports on petitions (severally referred to-day) for sidewalks—recommending the passage of orders that the Superintendent of Streets make sidewalks along the following-named streets in front of the hereinafter named estates, said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built as hereinafter specified, the owners to furnish said material, viz.:

Gravel with Granite Edgestone. Bertha M. Dolloff, 15-19 Wayland street, Ward 16.

Brick with Granite Edgestone. Albion S. Whitmore, 14-16 Southwood street, Ward 21.

Artificial Stone with Granite Edgestone. Thomas Keene, 51 MeLellan street, Ward 20. C E. Wood, 36 Kenwood street, Ward 20. E J. Ball, 61 Cushing avenue, Ward 20. Hyman Rambach, 292-294½ Centre street,

Ward 22. Catherine McMahon, 33 Wenham street,

Ward 23.

Boston Ice Cream Company, Elmwood street side of 40 King street, Ward 19.

W. L. Lewis, 15 Bodwell street, Ward 20.
Clifford M. Mowatt, 25-29 Wainwright street,

Cifford M. Mowatt, 20 Ward 20. Louis A. Ginsburg, 38-52 Talbot avenue and 106-112 Nightingale street, Ward 20. I. Shapiro, 70-78 Harvard street and 22, 26, 30, 32 Thane street, Ward 20. Nathan H. Woolf, 69-71 Homestead street,

Natural 11.
Ward 21.
Fred W. Archer, 2291–2297 Dorchester avenue and on Washington street, Ward 24.
Reports severally accepted; orders passed.

#### THE NEXT MEETING.

On motion of Coun. CURLEY, it was voted that when the Council adjourn it be to meet on Monday, June 13, at 3 o'clock p. m.

## IMPROVEMENT OF WELLESLEY PARK.

Coun, COLLINS offered the following:

Coun. COLLINS offered the following:
Resolved, That the Superintendent of Public
Grounds be requested, through his Honor the
Mayor, to expend the sum of \$750 for improvement and care of Wellesley Park, Dorchester;
said sum to be taken from the appropriation for
Public Grounds Department, and that the sum of
\$750 be taken from the income of the Parkman
Fund and expended on Boston Common under
the direction of said superintendent.
The question came on giving the resolution a
second reading.
Coun. CURLEY—Mr. President, I move that
further consideration of that order be assigned
until the third meeting next following this meeting.

until the third meeting next following this meeting.

The motion to assign was declared carried, and Coun. COLLINS and BRAND addressed the Chair, Coun. COLLINS doubting the vote and Coun. BRAND moving a reconsideration of all votes taken to-day.

Coun Brand was recognized, and the Council refused to reconsider all votes taken to-day.

Coun. COLLINS—Mr. President, I doubt the vote, ask for a verification and call for the yeas and nays. I doubted the vote at the time and was not recognized by the Chair.

President BALLANTYNE—The Chair is sorry that he did not hear you doubt the vote in time.

Coun. CURLEY—Mr. President, I move that we do now adjourn.

Coun. COLLINS—Mr. President—

President BALLANTYNE—No debate is in order on the motion to adjourn.

The niction to adjourn was declared lost. Coun. CURLEY doubted the vote and asked for the yeas and nays.

the yeas and nays.

The motion to adjourn was lost, yeas 2, nays 7,
Coun. BRAND and CURLEY voting yea.

Coun. COLLINS—Mr. President, I respectfully ask reconsideration of the vote whereby the Council ordered special assignment of my resolu-

Coun. HALE—Mr. President, I rise to a point of order—it has already been reconsidered.

President BALLANTYNE—The point is well

#### WORKINGS OF ANIMAL RESCUE LEAGUE.

Coun. CURLEY offered an order—That the Law Department, through his Honor the Mayor, investigate the workings of the Animal Rescue League in so far as the same relates to the City of Boston.

The question came on giving the order a second

Law Department, through his Honor the Mayor, in vestigate the workings of the Adimal Rescue League in so far as the same relates to the City of Boston.

The question came on giving the order a second reading.

Coun, CURLEY—Mr. President, in relation to this order I might say in explanation that the Legislature passed an act providing that dog officers should hold office for a year, that they should not be paid a fee, but should receive the salary of a police officer, and that the Mayor might appoint one or more, and that they should give a constable's bond. Thereupon Mayor Hibbard appointed, by arrangement made with a so-called charitable institution, the Animal Rescue League, three of its officers, Julian Codman, Huntington Smith and Dr. Frank Sullivan, a veterinary. They were designated as dog catchers and the first year they all filed bonds. They render a bill to the city cach month, a per diem bill in the aggregate of about \$100 per month, certifying that they have actually rendered the services called for. They kept this up during the Hibbard administration, the last year collecting a total of \$3,600. Since Mayor Fitzgerald came into office they have never rendered a bill, and none knows why they have failed to render a bill. The work is not done by these three officers, although they certify that they do the work. No one supposes that the distinguished attorney, Julian Codman, goes out catching dogs. He, by the way, is a resident of Hannilton. Smith is a resident of Dedham and Sullivan is a resident of Cambridge. So that the system they have been following is a system of graft, getting money from the city treasury on false bills for services which they individually have never rendered. The Animal Rescue League employs a young man, sixteen or seventeen years of age, who does the work of collecting the dogs, which these officers are supposed to do. They pay him about \$10 or \$15 per week. The institution pretends to be a charitable one, but they charge you for dogs, although the statute expressly says that a

dogs and cats, I would like to know why they have not presented a bill for their services since Janu-ary, 1910. The formation of this corporation presents a very interesting proposition. The articles of incorporation were filed March 13, 1899. That was before the Finance Commission 1899. That was before the Finance Commission really got into operation, but I suppose they felt it was necessary at that time to lay the wires so that they might get control of this particular piece of graft, and I suppose that is the reason why the articles of incorporation are headed by entire the reformers such as George A. Ernst, president, and a number of others, being a majority of the directors of the Animal Rescue League of Boston. The purpose for which the corporation was established was to provide one or more houses of refuge for the rescue and relief of suffering or homeless animals and any other charitable and benevolent act for the welfare of animals. Mr. President how much benevolence attaches to this work is made evident by an affi-dayit which I hold in my hand that reads as foldavit which I hold in my hand that reads as fol-

Boston, May 23, 1910.

Boston, May 23, 1910.

To whom it may concern:

This is to certify that Mr. So and So applied for a dog at the Animal Rescue League Saturday last. After picking the one he wanted they informed him that he would have to pay \$3 for it. After paying and asking for a receipt they told him they didn't give receipts, that that was a donation. He said, "Maybe the dog will be taken from me by some one claiming it as theirs." They told him if any one claimed it, to come back and get another dog. He said he liked the dog he bought, and if he couldn't have that dog, his personal property, he would like his \$3. They asked him to sign a paper, which he did sign under another name. His object in doing so was to get evidence against the Animal Rescue League. Now in order to protect themselves in their position they appeared before the Legislature January 24, 1910, and presented a bill, which was finally received by the Committee on Legal Affairs, providing for the appointment of dog catchers. It is unnecessary to read the bill. The purpose of it was to obtaining money from the city for work done by boys at, say, \$8, \$9, \$10 or \$12 a week. It is a matter that the Law Department should investigate, and if the eminent attorneys, Mr. Julian Codman of Hamilton, Mass., Mr. Huntington Smith of Dedham, Mass., or Mr. Frank J. Sullivan of Cambridge, Mass., have collected money to which they are not entitled, the Law Department should take the necessary steps to have those gentlemen brought before the proper tribunal, indicted and compelled to make restintion. If they have been appointed as constables and dog catchers, these eminent attorneys and veterinaries, and they have failed to perform the work for which they are appointed, then that money is rightfully the property of the city. I sincerely trust that the order will pass and that the Law Department will take the necessary steps to compel restitution from these eminent reformers.

Coun. KENNY—Mr. President, we have invited to appear here this afternoon a number

steps to comperence reformers.

Coun. KENNY—Mr. President, we have invited to appear here this afternoon a number of people to whom we were to give a hearing at the country of the countr four o'clock on a matter before this body, and they have been in attendance for more than an hour. It does nor seem to me that we should delay that hearing any longer than we can help. I move at this time that this order be referred to the Executive Committee.

The order was referred to the Executive Com-

mittee, Coun. CURLEY calling for the year and nays, yeas 6, nays 3:
Yeas—Coun. Attridge, Ballantyne, Collins,
Hale, Kenny, McDonald—6,
Nays—Coun. Brand, Buckley, Curley—3.

# IMPROVEMENTS AT CHARLESBANK,

Coun, HALE offered an order—That from the income of the Parkman Fund for the current year there be appropriated such money as may be necessary for the following improvements on

Ordered, That from the income of the Parkman Fund for the current year there be appro-

priated such money as may be necessary for the following improvements on the Charlesbank:

1. Continue the granolithic walk along the river from Charles street to Leverett street.
2. Irrigate one of the mounds.
3. Prepare a juvenile ball field near Leverett

street.
Referred to the Committee on Parkman Fund.

#### FIREPROOFING OF THEATRICAL MATERIAL.

Coun. HALE offered the following: An Ordinance Concerning Stage Scenery, etc., in Theaters.

Be it ordained by the City Council of Boston as

Be it ordained by the City Council of Boston as follows:

That all stage scenery, curtains and decorations made of combustible material, and all woodwork on or about the stage of any theater or moving picture show shall be painted or saturated with some approved noncombustible materials or otherwise rendered safe against fire, and the finishing of coats of paint applied to all woodwork through the entire building shall be of such

kind as will resist fire to the satisfaction of the Superintendent of Buildings, Referred to Committee on Ordinances.

## LENGTH OF HAT PINS.

Coun, HALE offered the following:

An Ordinance Regulating the Length of Hat Pins.

Be it ordained by the City Council of Boston as follows:

follows:

Section I. That no person while on the public streets or ways of the city, nor while riding upon any street or elevated railroad car running from place to place within the city, nor in any elevator operating in any building in the city to which the public is admitted, shall so wear any hat pin that the exposed point thereof shall protrude more than one-half inch beyond the crown of the hat in, upon or through which such pin is worn. Sect. 2. Any person violating any of the provisions of the foregoing section shall be fined not exceeding fifty dollars for each offence.

Referred to the Committee on Ordinances.

Adjourned, on motion of Coun. BRAND, at 5.27 p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

May 27, 1910.

Special meeting of the City Conneil, held in the old Aldermanie Chamber, City Hall, at one o'clock p. m., President BALLANTYNE in the chair. Absent Coun. McDonald.

The Clerk read the call for the meeting, as fol-

Office of the Mayor, May 25, 1910.

Office of the Mayor, May 25, 1910.

To the Members of the City Council:

You are hereby requested to assemble in the City Council Chamber, City Hall, on Friday, May 27, at one o'clock, for the purpose of considering the subject of a loan order or orders to meet the eost of bridge construction work rendered necessary by the ageing and weakening of structures as set forth in the appended communication from City Engineer Jackson.  $\begin{array}{c} {\rm Respectfully,} \\ {\rm John~F.~Fitzgerald,~Mayor.} \end{array}$  Placed on file.

The following was received:

City of Boston, Office of the Mayor, May 27, 1910.

To the City Council:

To the City Council:

I recommend the passage of the aecompanying loan order appropriating three hundred and twenty thousand dollars (\$320,000) for the construction and reconstruction of bridges, in accordance with the recommendations of City Engineer Jackson, contained in his letter of May 25.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Ordered, That the sum of three hundred twenty thousand dollars (\$320,000) be and the same is hereby appropriated, to be expended by the City Engineer for the reconstruction of the following bridges:

Chelsea Bridge, South (temporary bridge).... Meridian Street Bridge \$80,000 Broadway Bridge, rebuilding draw span, 115,000

\$320,000

and that to meet the said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, honds of the City of Boston to said amount.

City of Boston,
Engineering Department,
50 City Hall, May 25, 1910.

Hon. John F. Fitzgerald, Mayor:
Sir,—Your attention is respectfully requested
to the need of proceeding at once with the reconstruction of the Chelsea Bridge, South (over
South channel of Mystic river); of the Meridian
Street Bridge (East Boston to Chelsea), and of
the draw span of Broadway Bridge (over Fort
Point channel).

The estimated appropriations to be provided for now are as follows:

Chelsea Bridge, South: Chelsea Bridge, South:
Temporary bridge.
Meridian Street, Bridge:
New steel draw span and reconstruction of present pile bridge.
Broadway Bridge:
Rebuilding draw span—amount needed in addition to appropriation by a waidable \$80,000 125,000 tion now available..... 115,000

\$320,000

I inclose memorandum relating to these bridges for your information.

tion. Yours respectfully, William Jackson, City Engineer.

Chelsea Bridge (over South Channel, Mystic

River).

The present bridge is a pile structure with an iron draw, the latter having been built thirty-three years ago to provide for loads not exceeding fifteen tons in weight, which loading was considered ample for highway traffic. Since then the highway and street railway traffic have greatly increased, and street cars weighing forty tons are daily using the bridge. The structure is not a safe one for use under these loads, neither is it of sufficient width to accommodate the highway travel. The bridge should be rebuilt, and a temporary bridge provided to accommodate traffic during reconstruction. The temporary bridge should be built at once, the estimated cost being \$75,000. A permanent bridge should then be built at a cost of about \$375,000, or making the total cost of the work ahout \$450,000. It is recommended that an appropriation of \$80,000 be made to provide for the construction of the temporary bridge, and the preparation of preliminary plans for the permanent bridge.

The temporary bridge may be used for at least five years and the building of a permanent bridge delayed for that length of time.

hridge delayed for that length of time.

Meridian Street Bridge (East Boston to Chelsea).

Meridian Street Bridge (East Boston to Chelsea).

Meridian Street Bridge is a wooden pile bridge with a wooden turntable draw on a pile foundation. The original structure was built in 1858 and the draw span was rebuilt in 1878, and the remainder of the bridge was widened and rebuilt in 1884. Extensive, repairs have been made from time to time, particularly on the woodwork of the draw trusses, and in 1906 and 1907 the bridge was strengthened by the Boston Elevated Railway Company to earry heavier street ears.

The bridge has long been an important thoroughfare for highway traffie, and since the opening of the East Boston Tunnel street ear traffe over it has become very heavy. Chelsea river, also, is a very busy waterway, and no drawbridge has to be operated more frequently than the draw of this bridge, which is opened for the passage of vessels from twenty to fifty times per day, a total of over 10,000 openings in a year. The bridge is an old structure wholly inadequate to meet the needs of present traffic, both on the street and through the waterway. The pile portions of the bridge are in bad condition and in need of extensive repairs. In the draw span the movable parts and operating machinery are almost completely worn out, the wooden trusses are more or less decayed and are permanently out of adjustment and the draw generally is in such poor condition that at any time it may have to be closed to travel. No amount of repairs will make the draw span should be made at once. An entire new bridge of permanent type, consisting of steel spans on masonry foundations, will cost \$800,000, exclusive of land damages. This figure includes the cost of a temporary bridge.

The cost of building a new steel draw span, but strong enough for heavy street ear traffic, and of reconstructing the deck of the present pile bridge will be \$125,000; and the bridge as thus reconstructed will be sufficient to provide for all probable highway and street car traffie for the next ten or fifteen years.

The appropriation of \$125,000 for buil

next ten or fifteen years.

The appropriation of \$125,000 for building new steel draw span and reconstructing the present pile bridge is recommended.

Broadway Bridge Draw Span.—Proposed Rebuilding.

Broadway Bridge over Fort Point channel is, with the exception of the draw span, a modern steel structure, built in 1901–04 for heaviest city traffic. The draw span, however, was built thirty-five years ago and is wholly unsuited to the requirements of present traffic; the floor beams in particular are too light for the street ears now passing over them and some of the connections are of such a character that at any time they may fall under an excessive load, causing a serious accident. The draw span should be rebuilt at an

<sup>&</sup>lt;sup>1</sup> Including land damages the new bridge would probably cost \$1,000,000.



estimated expense of about \$150,000. There is available an unexpended balance of an appropriation amounting to \$37,889.69.

It is recommended that an appropriation of \$115,000 be made, which with the funds available will be sufficient to do the work.

#### Broadway Bridge Draw Span .- Memorandum.

Broadway Bridge Draw Span.—Memorandum.

In connection with the proposed rebuilding of Broadway draw span attention may be called to the fact that none of the bridges leading to South Boston over which the street cars now operate are of sufficient strength to carry modern street cars of the semi-convertible type. If Broadway draw span is rebuilt it will provide a route over which the modern high speed electric cars may be run to the South Boston district.

Coun. KENNY—Mr. Chairman, this is, of course, a very important and serious matter and should be examined into by the members of the Council before any action is taken. Therefore, I move that this matter be referred to the Committee on Finance.

Coun. BRAND—Mr. Chairman, I think it would be a wiser course to take a recess and go into committee of the whole to consider this matter, and have Engineer Jackson come before the committee on mittee and give us some facts in regard to the matter. If it then appears proper to refer it to the Committee on Finance, I think the course will still be open and we can do it at that time. But for the time being I Ithink we should go into the committee of the whole and consider the matter carefully. consider the matter carefully.

Coun. KENNY—Mr. Chairman, I can't take that view of it. It seems to me that in any event this is a matter that we cannot pass on this afternoon hastily. It is a matter involving over \$300,000; we do not know just what money we desire, or what it may be expedient or proper to negotiate for at this time. Even though on the face of it it were something that we should do right away, I should not want to do it right away. This matter should be taken up by the entire Council, and examined into, like all other propositions.

entire Council, and examined into, like all other propositions. Coun. CURLEY—Mr. Chairman, I agree with what Coun. Kenny has said, for this reason, that it does seem a considerable expenditure for temporary repairs on bridges. We have no hesitation in being a party to a legislative enactment which calls for an expenditure of two and a half millions for a bridge connecting Cambridge and Boston, and yet on the matter of improving bridges which lead to different parts of Boston itself, we feel that the best we can do is to spend \$300,000 on temporary repairs. I sincerely trust that the matter will be referred to the Committee on Finance, and that when it is considered we shall also consider appropriating a couple of million of dollars to place the bridges as they should be.

they should be.
The motion was carried, and the message and order were referred to the Committee on Finance.

The Council adjourned at 1.21 p. m., on motion of Coun. CURLEY



City of Boston

PROCEEDINGS

OF THE

# CITY COUNCIL,

TUESDAY, MAY 31, 1910,

ON THE DEATH OF

# Hon. GEORGE ALBEE HIBBARD,

Ex=Mayor,

SUNDAY, MAY 29, 1910.

SWARRED VIRES VIRES UNBERANDS

# Ex-Mayor Hon. George Albee Hibbard.

# CITY OF BOSTON.

# Proceedings of City Council.

Tuesday, May 31, 1910.

Special meeting of the City Council in the City Council Chamber, City Hall, at oue o'clock p. m., President BALLANTYNE presiding and all the members present.

The meeting was held in pursuance to the

following call:

following call:

City of Boston,
Office of the Mayor, May 31, 1910.

To the City Council:
You are respectfully requested to assemble in the City Council Chamber, City Hall, at one o'clock to-day, for the purpose of taking appropriate action on the death of my predecessor, ex-Mayor George Albee Hibbard. I trust that every member will be able to attend this meeting and thus express his sympathy for the bereaved family and testify publicly to the sense of loss felt by the entire community.

Respectfully,

Respectfully,
John F. Fitzgerald, Mayor.
Placed on file.

The following was received:

City of Boston, Office of the Mayor, May 31, 1910.

Office of the Mayor, May 51, 1910.

To the City Council:

I beg to recommend for your adoption the accompanying resolutions on the death of ex-Mayor George Albee Hibbard and to invite your honorable body to join with me in such official action as your sense of the proprieties of this sad occasion may suggest.

Respectfully,

Respectfully, John F. Fitzgerald, Mayor.

Resolved, That the death of George Albec Hibbard, under circumstances of peculiar pathos, calls for a public expression of sorrow on the part of this body, most of whose members have enjoyed official and personal relations with him

As it was our privilege to have known and honored him in life it is our duty in this liour of general mourning to pay tribute to his rare public virtues. Scleeted by his fellow citizens to serve as their chief magistrate, at a crisis in the affairs of the city, he assumed a task which from its very nature involved misunderstanding and criticism. Only those who knew his virtue and criticism. Only those who knew his simple and sensitive nature realize what the performance of this duty cost him in mental and physical suffering. There is reason to believe that the experiing. There is reason to believe that the experi-ences of his two years in the mayoralty shortened a life that amid more peaceful surroundings might have been preserved for the rewards and honors of a happy old age.

All the more should his fellow citizens now by their tributes of esteem repair the injustice of a period in which feeling ran high and passion

blinded many to the honorable purposes of a man whose lot it was to have accepted a difficult commission from the people and to have endeav-

commission from the people and to have endeavored to execute their commands literally, strictly and to the best of the ability that God gave him. Resolved, Therefore, that in tendering our sympathy to his sorrowing family, who better than all others knew his loyal and affectionate nature, we record our sense of the deep obligation under which George Albee Hibbard laid his fellow citizens by the admirable example of duty fearlessly and uncomplainingly performed, which he afforded by Mayor of Bester. he afforded as Mayor of Boston

The message was placed on file, and the question came on the adoption of the resolution.

The message was placed on file, and the question came on the adoption of the resolution.

Coun. CURLEY—Mr. President, in rising to move the adoption of the resolutions by a rising to give expression to my feelings with relation to the late Mayor, George Albee Hibbard. As once of the party of the opposite political faith I want at this time to state what I publicly stated in an interview in the Press—that, in my opinion, of all the men who ever held the honored office of the Mayor in the history of the great City of Boston no man was less understood as Mayor than the late chief executive. He possessed the rare virtue, rather uncommon in men in public office, of being an absolutely honest and incorruptible public official and withal a quiet, simple, painstaking Mayor of this great city. His faults, if there were any, were not of his own making or desire. Elected on a policy and a platform of retrenchment and economy, if he had been permitted to work out that policy according to the dictates of his own conscience and to the best of his own ability, in all probability the same economies would have resulted to the city, and perhaps in a larger degree than was possible under the conditions bility the same economies would have been put into operation and the same benefits would have resulted to the city, and perhaps in a larger degree than was possible under the conditions as they actually existed during his administration. The public clamors from time to time about reform and the necessity for it become particularly insistent, and the person who is unfortunate enough to be placed in an executive position and who is expected to put into operation reforms, when such an hysterical wave as we have seen in this city in the last five years is in evidence, must inevitably suffer. The really great men in the history of this country have been the simple, plain, everyday citizens. The greatest character known in the history of the country was one of the most simple men, and his cardinal virtue was, as in the case of the late Mayor of this city. George A. Hibbard, an absolute and incorruptible honesty of character and of purpose. The man whose name will be best remembered by future generations, the greatest President ever known in the history of this country or who possibly ever will be known, was a man of simple tastes, a man who pursued his own ideas in an unobtrusive way, a man who was beyoud and above corruption—the lamented martyred President, Abraham Lincoln. Another great man and a simple man, but withal a man of absolutely houest character, whose name will never be effaced from the history of this country, was Gen. Ulysses S. Grant. As it was in the case of these two simple, great men in the history of our

country, so it was in the case of the former Mayor of this city, Mr. Hibbard. Every office he ever held he filled in such a way as to win the commendation of those under him and the respect of all classes in the community. I sympathize, as a member of the city government, with his family in their great bereavement. I regret, as a public official who served under him for two years, that his denise was so sudden. I regret that it is denise was so sudden. I regret that it is denise was so sudden. years, that his demise was so sudden. I regret that it was not his good fortune to have lived to a ripe old age, to have witnessed the changes that may take place in this city within the next twenty-live years, when the people will have had an opportunity to learn his true worth from the reforms put in operation by him, when they will have an opportunity to truly appreciate the tremendous sacrifices made by him. The carping critics who, with a desire to shield their own wrongdoing, with a desire to cover up their own faults—such men as nose as reformers in every critics who, with a desire to shield their own faults—such men as pose as reformers in every community—are the kind of men who hastened, in a measure, the death of the Hon. George A. Hibbard. If they had been placed in the same position in which he was placed for the last two years the papers would have been rife with stories of their corruption, stories of the graft in which they were interested, stories of wrongdoing in this city. Let it be said to his memory and to his credit that his administration was not marked by corruption, was not marked by graft, that it typified and represented the administration of an honest man, whose sole desire was that all who worked under him in carrying on the affairs of this great city might be actuated by the same noble purpose and by the same high ideals that actuated him as chief executive of the city. As one man who did not always agree with him in his policy I want at this time to take occasion to say that I believe that he was an absolutely honest man, that he was an able man, that he was a capable man, and that, left to act according to his own impulses, he would have proven the same sturby stalwart. was an able man, that he was a capable man, and that, left to act according to his own impulses, he would have proven the same sturdy, stalwart, sterling character as Mayor of the city, guarding the interests of all classes in the community, that he showed himself to be in every office that it was his honor to grace. I desire at this time to express as a member of the city government my heartfelt sympathy to his wife and family in their bereavement, and I want to say that, great as will be the suffering that his sudden demise will entail upon his family, they will certainly have occasion to reiorice in the knowledge that every office he held he filled with honor, with eredit, with distinction. In retiring from his last office—the most trying position ever held by any man—he was universally held, from one end of the country to the other, in the highest esteem in which anyone can be held by his fellow men. He retired from that office an honest man, poorer in purse after two service than he was when he was first cleeted to the office. That is certainly a sufficient honor, a great honor, an honor in which his children can glory and take pride until they go to their graves.

Coun COLLINS—Mr. President, in seconding left to act according to his own impulses, he their graves

their graves.

Coun. COLLINS—Mr. President, in seconding the resolutions I speak from what might he termed a novel point of view. I have never served in any city government hefore and have not been associated politically or socially with the late ex-Mayor; hut, as one who has been in the service of the city hut a few months and who has had occasion to study the appropriation bills of ex-Mayor Hibbard in the last two years, I cannot help at this time reiterating the remarks. of ex-Mayor Hibbard in the last two years, I cannot help at this time reiterating the remarks of the last speaker when he said that ex-Mayor Hibbard's era in this eity government was one of retrenehment. I prefer, however, to put it iu another way. His administration was not what might be termed a constructive nor was it a destructive one. It was what Boston needed at the time, one of the most crucial periods in her history, and what he gave was not a constructive but a corrective administration. Suffice it to say—it is coumon knowledge, but it bears reiteration—that his administration was prudent, businesslike and honest; and in seconding the resolutions and the remarks of the last speaker I know I am voicing the sentiments of us all when I say that ex-Mayor Hibbard's memory deserves to be kept green in the pages of

memory deserves to be kept green in the pages of our municipal history.

Coun BitAND—Mr. President, I wish briefly to second the resolutions which have been presented and to express my sincere sorrow at the death of ex-hayor George A. Hibbard. While during the two years that I served under him in this city government we differed at many times, it was simply the difference that is sometimes inevitable between any persons in political or public life, and it was simply a difference that may naturally arise. I believe, however, that when he was elected to the high office of Mayor of the City of Boston he took up his duties with a singleness of purpose—to serve his city honestly, fearlessly and to the best of his ability. I think he endeavored in every way to administer its affairs in the same careful, painstaking manner in which he filled the offices which he had previously occupied, and it seems to me that, on the whole, his services were sincere and were of the highest order. I believe that the citizens who have been seady to tritize in the were of the highest order. I believe that the citizens who have been so ready to criticize in the past will be the first to praise him in the future, and as years roll by I believe he will he more appreciated as the services which he rendered stand out in striking relief with the services rendered by others who have filled the same office. To-day, in common with the other members of the old Board of Aldermen of 1908 and 1909, my heart goes out in sympathy to the bereavel the old Board of Aldermen of 1908 and 1909, my heart goes out in sympathy to the bereaved family, to the wife and children who are left behind. The differences of the past are forgotten, and nothing but kindly feelings are left. I have nothing but words of praise and commendation for him, and I believe, as Coun. Curley has said, that the crowning glory of his service here lies in the fact that he left the office au honest man. I believe that he has to-day the respect, love and praise of all citizens of this city.

The resolutions were passed by a unanimous rising vote.

rising vote,

President BALLANTYNE offered an order That the City Clerk be directed to transmit to the bereaved widow of George A. Hibbard, late Mayor of this city, an engrossed copy of the resolutions adopted to-day by the City Council, the expense thus incurred to be charged to the appropriation for City Council, incidental ex-

Coun. KENNY offered an order-That his Coun. KEAN1 onered an order—that his Honor the Mayor be requested to procure a suita-ble floral tribute, to be sent on hehalf of the City of Boston to the funeral of the late ex-Mayor George A. Hibbard.

Coun. ATTRIDGE offered an order—That the flags be displayed at half-mast in the squares and public grounds and also on all city buildings on the day of the funeral of the late ex-Mayor George A. Hibbard.

Passed Coun, HALE offered an order—That the entire City Council attend in a body the funeral of Hon. George A. Hibbard, late ex-Mayor of Boston.

Passed.

Coun. CURLEY offered an order—That the expenses incurred in procuring a floral tribute and displaying the flags at half-mast in the squares and public grounds on the occasion of the funeral of the late ex-Mayor George A. Hibbard, be charged to the appropriation for City Council, incidental expenses.

Passed.

President BALIANTYNE—The Chair would

Passed.

President BALLANTYNE—The Chair would state that another special meeting has been called for to-day, but it seems to be the desire of a majority of the Council, as a mark of respect to the late ex-Mayor, that all business shall be suspended un'il after the funeral.

Coun. BRAND—Mr. President, as a further mark of respect to the memory of ex-Mayor Hibbard I move that the Council do now adjourn.

# CITY OF BOSTON.

# Proceedings of City Council.

Friday, June 3, 1910.

Special meeting of the City Council, held in the Council Chamber, City Hall, at one o'clock p. m., President BALLANTYNE presiding and all

the members present.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the last two meetings.

The Clerk read the call for the meeting as fol-

City of Boston,
Office of the Mayor, May 31, 1910.
To the City Council:
I request your honorable body to meet in the City Council Chamber, City Hall, Friday, June 3, at one o'clock p. m., for the consideration of certain plans relating to the improvement of the old Art Museum property on Copley square, and for the transaction of such other business as may come before you. eome before you.

Yours respectfully, John F. Fitzgerald, Mayor.

Placed on file.

# RELEASE OF LAND RESTRICTIONS.

A petition was received, signed by the trustees of the Copley Square Trust, for release of re-strictions on land formerly used for the Museum

of Fiue Arts.

In connection with the petition the following communications were received:

City of Boston, Office of the Mayor, June 2, 1910.

Office of the Mayor, June 2, 1910.
To the City Council:
Messrs, Moses Williams and J. Morris Meredith,
Trustees of the Copley Square Trust, have submitted simultaneously to your honorable body
and myself a proposition relating to the estate
known as the old Art Museum property. The
proposition amounts substantially to an exchange
of values between the city and the trust, and the
only question for us, as public officers elected to
serve the interests of the people, to consider is,
whether this exchange is an equitable and desirable one.

ble one.
We are given to understand that it is the intention of the Trust to erect a first-class hotel at a cost of at least two million dollars. Such a hotel is much needed in Boston and the site is certainly an excellent one for this purpose. The plans of the Trust have been submitted to the Corporation Counsel and to Mr. John C. Kiley, my real estate expert, and have been approved by them with certain modifications, suggested by Mr. Kiley, in the original draft.

the original draft.

Respectfully, John F. Fitzgerald, Mayor.

Boston, Mass., May 26, 1910.

Boston, Mass., May 26, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston:

Dear Sir,—Referring to the letter of Mr. Henry
Whitmore of the office of Meredith & Grew, agents
for the Copley Square Trust, to you, dated May 7,
1910, asking the city to release certain restrictions
applying on their property, known as the old Art
Museum site, Copley square, I make the following
report:

report:
At present any building to be erected on this site must be set back 25 feet from the streets on which it bounds, except on St. James aveuue, where the building line is further back than 25 feet for a portion of the frontage.

The trustees of the property will convey to the city for street purposes a strip of land 12 feet wide the entire length of their estate on Dartmouth street, Stuart street and Trinity place. This eon veyance will enable the city to widen Dartmouth street from 60 feet to 72 feet, Stuart street from 40

to 52 feet, and Trinity place from 40 to 52 feet, all of

to 52 feet, and Trinity place from 40 to 52 feet, all of which are desirable improvements to make. They will also convey to the city for widening Copley square to St. James avenue all the "bow piece," so called, on St. James avenue, which will be an important acquisition for the city if St. James avenue is to be widened in connection with the proposed developments in Park square.

For this conveyance the trustees ask the city to release to them the restrictions against building on any part of the remaining land now restricted so that the entire area within the new street lines could be built upon. They also ask the privilege to extend the basements below the sidewalk level to a distance 12 feet beyond their building line.

I am of the opinion that it is advantageous to the city that the restrictions on the above property be released and that the conveyance of the strip of landfrom the trustees be accepted in order that the above widenings be made. The restrictions on this property were placed thereon at a time when Copley square and its vicinity were quite different than at present, and are such as will now retard the natural development and best use of this land.

As to granting to the trustoes the right to

use of this land.

use of this land.

As to granting to the trustees the right to use the space below the sidewalks, I feel that were it absolutely necessary for the proposed building to have this space, it would be aiding an excellent project to grant it, but I think in view of the fact that the new charter makes it possible for the city to charge for space under the sidewalks throughout the city, it is perhaps establishing a precedent that inight be used in other cases to get these rights without the payment of rent.

other cases to get these rights without under the content of rent.

I think the trustees of the Copley Square should be satisfied if the city were to release the restrictions and accept the conveyance of the strips of land for the proposed widenings, and leave the matter of sidewal's privileges for the future. After they have definitely decided on their building plans, this privilege could be secured from the Street Commissioners subject to the same conditious and terms as apply to the owners.

Respectfully yours,

John C. Kiley.

[COPY.]

May 26, 1910.

Hon. John F. Fitzgerald, May 26, 1910.

Mayor, City Hall:

Dear Sir,—Since writing the inclosed report pertaining to the release of restrictions ou the real estate formerly occupied by the Museum of Fine Arts, I have been requested to say by Mr. Henry Whitmore, representing the owners, that they are willing to waive their request for vault privileges under the sidewalks in connection with the proposition they make sition they make.

Yours respectfully, JOHN C. KILEY.

City of Boston, Office of the Mayor, June 3, 1910.

To the City Council:

To the City Council:

I beg to transmit the accompanying letters from Laurence Minot, Esq., and Francis R. Hart, Esq., protesting against the release of certain restrictions on the estate known as the old Art Museum property which has been asked for by the Copley Square Trust.

Respectfully.

Respectfully,
Walter Ballantyne, Acting Mayor.

Boston, June 2, 1910.

Boston, June 2, 1910.

Hon. John F. Fitzgerald,
City Hall, Boston, Mass.:

Dear Sir,—I see by the morning paper that yon have called a special meeting of the City Council for to-morrow afternoon to consider a proposition made by the trustees of the Copley square Trust for the release by the City of Boston of certain restrictions and setbacks on their property, and that you have recommended acceptance of the offer made by the trustees.

I desire to call your attention to the fact that the release of these setbacks as now proposed would be entirely at variance with the logical development of the streets which your Honor has recently approved on the property of the Park Square Real Estate Trust.

Stuart street, so called, was designed by the

Stuart street, so ealled, was designed by the trustees especially with a view to its future extension to Dartmouth street and with particular reference to the fact that a 25-foot setback existed on that portion of the old Art Museum

lot between Trinity place and Dartmouth street, so that that portion of Stuart street could at any time be widened to 65 feet without disturbing

time be widened to 65 feet without disturbing any buildings.

The widening of Providence street to 100 feet was especially designed with a view to the widening and extension of St. James avenue at a similar width from Copley square to Arlington street, and was designed especially in view of the fact that the vacant land in front of the old Art Museum was subject to restriction and could at any future time be taken so as to conform to a widening of St. James avenue without interfer-

that the vacant land in front of the old Art Museum was subject to restriction and could at any future time be taken so as to conform to a widening of St. James avenue without interference with any buildings.

The trustees of course realized the great difficulties in the way of widening and extending St. James avenue as proposed and it may not in the end prove to be a feasible thing to do although my own belief is that with time and patience it may be accomplished, and it was on the strength of that belief that the Park Square Trustees were willing to widen Providence street at the present time so that the way might be kept open for the widening and extension of St. James avenue. Should the widening of St. James avenue. Should the widening of St. James avenue. Should the widening of St. James avenue be further blocked by the release of the restrictions on the Art Museum lot, it is very doubtful whether the Park Square Trustees would eare to proceed with the widening of Providence street, and if the setback on the Museum property, opposite Stuart street, is released by the city, it is at least questionable whether the trustees would eare to proceed with the extension of that street on their own property. The construction of these streets has already begun, but I have ordered the work stopped pending the result of the city's action in regard to the offer made by the Copley Square Trustees.

The acceptance by the city of the offer made by the Copley Square Trustees would do irreparable injury to the property of the Park Square Truste, would reopen the entire question of streets on that property, cancel all work and negotiations now in progress, and probably delay the development of this whole territory for a year. The proposed release of these setbacks would further permanently block what seems to be the best opportunity for procuring a much needed thoroughfare from the Back Bay to the South Station and for relieving the congestion on Boylston street.

I therefore feel that in justice to both public and private in

request of them.

Yours truly, LAURENCE MINOT.

Massachusetts Institute of Technology,
17 Court street, Boston, June 2, 1910.
Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—As a member of the Executive Committee of the Corporation of the Massachusetts Institute of Technology, to whom the matter of the Institute's real estate holdings on Trinity place has been referred as a special committee, I have noted with some anxiety the action regarding Stuart street requested by the Trustees of the Copley Square Trust, as in my opinion the future development of that section is likely to require conversion of Stuart street into a broad thoroughfare, connecting the territory to the cast with Dartmouth street. For this reason I urge upon your Honor the expediency of taking no hasty action which will prejudice the opportunity in the future of making the section of Stuart street now being considered the requisite width to meet the conditions likely to arise. I sincerely trust, therefore, that before any action such as is suggested is taken by the city, an opportunity will be given to the Massachusetts Institute of Technology to be heard in the matter.

I have taken the liberty of writing this letter on behalf of the Institute, as the President of the Corporation is ill, and its treasurer abroad.

I beg to remain, your Honor,
Your very obedient servant,
FRANCIS R. HART,
Member of Corporation,

Coun. COLLINS—Mr. President, this seems to be a matter of great eoneem, particularly with respect to the development of this district, and there seems to be a strong opposition to the petition being granted. Accordingly, sir, I do not believe that at this time we should ace hastily upon the proposition, but should refer it to the Executive Committee with instructions to give a public hearing. I also understand that there are a number of gentlemen who are here to-day to say a word concerning this matter. If it is the pleasure of the Board, I move you, sir, that we hear them forthwith.

Coun. BRAND—Mr. President, Coun. Collins' statement was so mixed that it is difficult to tell what he really does want. He says first that he would like to have this matter referred to the Executive Committee, and then he says he wants to hear now from the gentlemen present who favor the matter. Now, which does he wish? I would move, as an amendment, that we resolve ourselves into committee and hear the gentlemen Coun. COLLINS-Mr. President, this seems to

I would move, as an amendment, that we resolve ourselves into committee and hear the gentlemen who favor the project, and that we then, if it seems expedient, adjourn to some other date to consider the matter at greater length.

President BALLANTYNE—If the Chair may be allowed a suggestion, there may be many people interested who have not received notice of this hearing. As I understand it, there are one or two gentlemen here to-day who cannot be present at a hearing next week, and perhaps they would like to be heard to-day. If there is no objection on the part of the Council, those gentlemen who cannot make it convenient to appear next week—if there are any such present—may be heard to-day.

men who cannot have it convenient to appear next week—if there are any such present—inay be heard to-day.

Coun. CURLEY—Mr. President, this is a pretty large proposition to act upon lastily. Some of the members of this Board probably have information at the present time in regard to this matter that the rest of us do not have. Whatever information I have in relation to the matter has only come to my attention through the Press and through the notice of the meeting. If some of the gentlemen present to-day cannot be here next week, I see no objection to laying the matter over for two weeks. I don't think any persons interested will suffer from having it laid over for two weeks, and I accordingly move that it be so laid over.

Coun. HALE—Mr. President, I hope very much that we will make a start on this to-day. Coun. Curley says his difficulty is that he does not know enough about it, and when he has a chance to learn something about it he wants to have it put over two weeks. There is no reason why we should commit ourselves upon the matter in any way to-day, but neither is there any reason why we should not have some of the facts placed before us for our consideration. Otherwise, we will be no better off two weeks from to-day than we are to-day. I hope very unch that we will hear the gentlemen who are here to-day. The question came on Coun. Curley's motion

here to-day.

The question came on Coun, Curley's motion

The question came on Coun. Curley's motion to assign for two weeks.

Coun. CURLEY—Mr. President, as I said before, and as I now reiterate, the position Coun. Hale takes is a perfectly natural one for him. He apparently is in possession of information that I do not possess, and that I doubt if any other member of the Board possesses. This will naturally have to be first considered by the Executive Committee before we can assign a date for a hearing, and I would most respectfully move that the matter be assigned to two weeks from Monday next.

matter be assigned to two weeks from Monday next.

Coun. BRAND—Mr. President, the fact that we want to be enlightened on the subject is just the reason why we should hear from the gentlemen present to-day. I don't know much about the proposition myself, and thought I could get some intormation. The President has stated that some of the gentlemen present to-day will not be able to be present a week or two weeks hence. Therefore, why not hear what they have to say to-day and then continue the hearing two weeks from to-day, if you wish?

Coun. CURLEY—Mr. President, that does not change the situation a particle. We are meeting here for their convenience and to consider a proposition with reference to which certainly a majority of us have no knowledge. We hear interested parties, representing perhaps one side or both sides. We have no opportunity to investigate for ourselves. I believe we should be afforded an opportunity. I do not feel that their interests will

suffer by delay, whereas I do feel that they will suffer by hasty action. That section over there is in all probability going to undergo considerable changes within the next two years, and the action we may take one way or the other may be of great injury to the city or to property holders in the vicinity, or of considerable benefit not only to the city but to the property holders. Under the circumstances, what injury can be done anybody by laying this overfor two weeks?

Coun. BUCKLEY—Mr. President, while I agree with my colleague, I believe we should give this matter careful consideration. I see no harm in starting the hearing to-day so that we may be enlightened on the subject. By starting to-day we will be just so much ahead. We should certainly proceed as quickly as we possibly can, and I hope Coun. Curley will withdraw his motion.

Coun. Curley's motion to assign for two weeks was lost.

was lost

Coun. Curley's motion to assign for two weeks was lost.

President BALLANTYNE—The question comes on Coun. Collins' motion that the matter the referred to the Executive Committee with instructions to give a public hearing.

Coun. BRAND—Mr. President, I believe Coun. Collins will be willing to withdraw his motion when he stops to consider that we might go on with a little hearing to-day and hear what the gentlemen whofa vor this proposition have to say, and I would move, as a substitute motion, that we hear the gentlemen who are present to-day.

Coun. COLLINS—Mr. President, I understand that that was incorporated in the motion that I made carlier in the session, and I had thought that my brother Brand must have heard it—that we refer the matter to the Executive Committee.

The Executive Committee can then determine how far it wishes to go.

President BALLANTYNE—The question is on Coun. Collins' motion to refer 'o the Executive Committee with instructions to give a public hearing.

hearing.

Coun. BRAND—Mr. President, I would call your attention to the substitute motion which I

your attention to the substitute motion of made.

President BALLANTYNE—The motion of Coun. Collins takes precedence of the substitute motion of Coun. Brand.

Coun. Collins' motion, to refer to the Exernitye Committee, with instructions to give a public hearing, was declared carried. Coun. BRAND doubted the vote and asked for the yeas and have.

and nays.

Coun. Collins' motion was declared carried, yeas 8, nays 0.

## APPOINTMENTS BY THE MAYOR.

The following was received:

City of Boston, Office of the Mayor, June 1, 1910.

To the City Council:
Subject to confirmation by your honorable body, I hereby appoint Francis J. Duffee (11 Highland Park avenue, Ward 19) and William C. Walf (68 West Broadway, Ward 13) Constables of the City of Boston for the term ending April 20, 1941. 30, 1911.

Respectfully, John F. Fitzgerald, Mayor. Laid over under the law.

# APPOINTMENT OF TEMPORARY FIRE COMMISSIONER.

The following was received:

City of Boston, Office of the Mayor, May 27, 1910.

Office of the Mayor, May 27, 1910.

To the City Council:
You are hereby notified that the resignation of Samuel D. Parker from the office of Fire Commissioner was accepted by me this day, and that, under the authority of section 12 of chapter 486 of the Acts of 1909, Bath Trustee Francis M. Carroll has been designated by me to act as temporary Fire Commissioner until such time as a permanent Fire Commissioner until such time as a permanent Fire Commissioner by the Civil Service Commission.

Respectfully, John F. Fitzgerald, Mayor. Placed on file,

CONDITION OF EASTERN AVENUE WHARF.

The following was received:

City of Boston, Office of the Mayor, June 1, 1910.

Office of the mayor, such that the City Council:

I beg to submit the appended letters of the Penal Institutions Commissioner and the Acting City Engineer, explaining the unsafe condition of Eastern Avenue Whart and the urgent need of an appropriation for its reconstruction and repair.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Penal Institutions Department, Boston, April 18, 1910.

To the Mayor of Boston:
Sir,—I forward herewith a communication which I received this morning from the City Engineer.

Engineer.

It would seem that some steps should be taken at once for the reconstruction of Eastern Avenue Wharf, and I await your orders as to what course I shall pursue in the matter.

Respectfully yours,
FRED S. GORE, Commissioner.

Engineering Department, Boston, April 18, 1910.

Mr. Fred S. Gore, Institutions Commissioner:

Dear Sir,—A partial examination of Eastern Avenue Wharf shows it to be in a dangerous con-dition and it should be rebuilt at once or closed to heavy teams.

Respectfully, William Jackson, City Engineer.

Engineering Department, Boston, June 2, 1910.

Rebuilding two piers . . . . . . . . . . \$3,000

Add 15 per cent...... 3,450

\$12,190

Say \$12,000.

 $\begin{array}{c|c} \text{Say $12,000.} & \text{Respectfully yours,} \\ & F. A. \ \text{McInnes,} \\ & \text{Acting City Engineer,} \\ \text{Estimated cost to rebuild Eastern} \\ & \text{Avenue Wharf} \\ & \text{Avenue Wharf} \\ & \text{$12,000$} \\ & \text{Add to reconstruct buildings.} \\ & \text{$3,000$} \\ \end{array}$ 

Referred to Committee on Finance.

# BIDS FOR STREET LIGHTING.

The following was received:

City of Boston, Office of the Mayor, May 27, 1910.

To the City Council:

To the City Council:

I beg to forward a letter of the Superintendent of Streets, in reply to a request contained in your order passed May 16, that he "invite bids for installing, equipping and maintaining with gas or electricity 12,000 lamps, more or less, for such streets, parks and alleys as may from time to time be designated by the city for alternative periods of five or ten years from July 31, 1910."

Respectfully,

John F. Fitzgerald, Mayor.

Street Department,
City Hall, Boston, May 26, 1910.
To the Honorable the Mayor:
In the matter of the inclosed order of the City
Council, under date of May 16, 1910, "That the
Superintendent of Streets of the City of Boston
be requested to invite bids for installing, equipping and maintaining with gas or electricity

12,000 lamps, more or less, for such streets, parks and alleys as may from time to time be designated by the city for alternative periods of five or ten years from July 31, 1910," have considered the matter contained and still hold to the opinion expressed in my letter of February 7, 1910, to you on the subject of lighting that it is exceedingly doubtful if additional bidders or lower prices would be obtained for gas lighting by readvertising.

In the matter of electric lighting I am again informed by authorities of the Edison Company that the conditions existing under their present contract are the only ones that they care to make, 12,000 lamps, more or less, for such streets,

that the conditions existing under their present contract are the only ones that they care to make, the present contract being capable of extension to replace all the gas lamps for the price of \$22.31 per lamp year, or for a ten-year period at the price of \$21.13 per lamp year. Moreover, the preparation of specifications for combined gas and electric lighting would require a time beyond the limits of my incumbency in this office. If, however, you desire that I shall readvertise for gas lighting, please advise me.

The order is directed to the Superintendent of streets and I would request that you transmit the above to the City Council if you deem such action advisable.

Respectfully,

Respectfully, Guy C. Emerse GUY C. EMERSON,
Superintendent of Strects.
Referred to the Executive Committee.

#### DAY OFF FOR CITY LABORERS.

The following was received:

City of Boston, Office of the Mayor, June 1, 1910.

To the City Comeil:

Office of the Mayor, June 1, 1910.

The employees of the Park Department belonging to section 7576 of the Knights of Labor have requested permission to hold their annual pienie or outing without incurring a loss of wages for the day. As they are all laboring men or mechanics who, unlike salaried employees, receive no annual vacation, it seems to me only proper that they should be permitted to enjoy this brief respite from toil without being deprived of wages which most of them can ill afford to lose. It is the opinion of the Corporation Counsel that while the heads of departments cannot legally grant holidays without loss of pay, the City Council has the authority to do so.

I recommend that your honorable body take such action as will authorize heads of departments to grant holidays without loss of pay under circumstances similar to those that have arisen in the Park Department.

Respectfully,

John F. Fitzgerald, Mayor.

In connection with the message Coun. CUR-LEY offered an order—That, in accordance with the provisions of chapter 587 of the Acts of 1908, the officer or board in charge of any department be hereby authorized to grant a holiday, without loss of pay, to the employees of his or their department on the day of the annual picnic of well-developed the contract of the con such department.

Message and order referred to the Executive

Committee.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named.

William F. Powers, for compensation for injuries received while in the employ of the city.
H. G. Spence and Lizzie D. Hurd, for a hearing on their claims for damages to estate on Crafts street by change of grade.
Myrtice L. Drawbridge, for a hearing on her claim on account of damages to coat.
Cornelius M. Doherty, for balance remaining from tax sale of estate, 19 and 21 Bunker Hill street

# County Accounts.

Petitions of employees at the House of Correction, Deer Island, to be retired from active service under the provisions of chapter 459, Acts of

1910, viz.: Albert S. Nason, Robert H. Davison, George G. Browning.

Fancuil Hall, etc.

Petitions for use of Faneuil Hall, viz.: Knights of Columbus on October 8, day and evening

Machinists Lodge 204, Tuesday, May 31.

#### Finance.

John A. Dodd  $et\ al.$ , for a playground and baseball diamond in Ward 16.

#### Executive Committee.

Joseph M. Howard, for license to run passenger

barges.
Holyhood Cemetery Association, for license to run passenger barges,
Permission for permits for children under 15 years of age to appear at various places of amuse-

ment, viz.:

Myta Pond Hemenway, for permit for Bella Ruff to appear at Steinert Hall on evening of June 14.

Paula Mueller, for permit for Allen Johnson and others to appear at Steinert Hall on evening

and others to appear at Stemert Hall on evening of June 6.

D. Guckenberger, for permit for children to appear at Steinert Hall on evenings of June 10, 20 and 23.

Nellie E. Nichols, for permit for children to appear at Steinert Hall on June 15, 1910.

Petitions for sidewalks were received as fol-

#### Of Brick.

Alice D. Manson, 400 East Third street, Ward 14.

Of Brick with Granite Edgestone.

Joseph Goldinger, 27–39 Pope street and 3–7 Chaucer street, Ward 1. Henry Huber, 57–59 Boylston street, Ward 22.

Of Artificial Stone with Granite Edgestone.

Boston Wharf Company, 321–327 Summer street, Ward 13.
F. A. Corbett, 9-11 Eastman street, Ward 20. Thomas J. Flynn, 56 Columbia road, Ward 20. William E. Wight, 74-76 Bellevue street, Ward 29.

Ward 20.
Philip Stahl, 26 Richfield street, Ward 20.
Phexander Shapiro, 8 Fowler street, Ward 20.
Ira W. Shapira, 70–82 Holworthy street, Ira W. Shapira, 70–82 Holworthy street, Ward 21. Thomas H. Galligan, 53 Wenham street, Ward

Mark Lewis, 167 Talbot avenue, Ward 24. Isaac Shurmann, 60–76 Florida street, Ward 24. J. McDevitt, 1029–1033 Blue Hill avenue,

Ward 24. Sarah F. Hanlon, 1420 Blue Hill avenue, Ward

24.
Mary L. Redihough, 328–334 Centre street,
Ward 24.
Frank W. Spencer, 144–160 Washington street,
and on Union street, Ward 25.
O. Anderson, 23A Chester street, Ward 25.

# CONFIRMATION OF APPOINTMENTS.

President BALLANTYNE called up No. 1, unfinished business, viz.

unfinished business, viz.:

Action on appointments submitted by the Mayor May 23, viz.:

1. Donald J. Ferguson, Edward S. McIlhatten, T. Baird McIlhatten, Charles B. Mosley and John A. Sullivan, to be Weighers of Coal and Measurers of Wood and Bark; and Patrick P. Ford, to be a Weigher of Beef; all for the term ending April 30, 1911.

The question came on confirmation. Committee, Coun. McDonald and Buckley. Whole number of ballots 9, yeas 9, and the appointments were confirmed.

confirmed.

# SIDEWALKS ON HARVARD STREET.

Street Department, Highway Division. Boston, May 28, 1910.

Mr. Guy C. Emerson,
Superintendent of Streets:

Dear Sir,—On the accompanying petition of
J. J. Whittaker and several owners of estates
bordering on Harvard street, between Washingtou

treet and Blue Hill avenue, I have to report street and Blue Hill avenue, I have to report that the estimated cost of completing the side-walks with artificial stone is \$7,500, a portion of which (half cost) will be returned to the city.

As the proposed improvement is much needed, I respectfully recommend the passage of an order authorizing the construction of artificial stone sidewalks as requested.

Yours truly,

JAMES H. SULLIVAN,
Deputy Superintendent Highway Division.

Boston, May 31, 1910.

Respectfully referred to the City Council, with approval of recommendation contained.

Guy C. Emerson,

Superintendent of Streets.

In connection with the above was the following order

Ordered, That the Superintendent of Streets make a sidewalk along both sides of Harvard street, between Washington street and Blue Hill avenue, Ward 20, in front of the estates bordering thereon; said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone with granite edgestone, under 'the provisions of chapter 437 of the Acts of 1893.

The communication was placed on file and the contemporary procedures procedures.

order was passed.

## COAL AND COKE LICENSE.

A copy of coal and coke license granted by the Secretary of the Commonwealth was received. Placed on file.

## THANKS TO COUNCILORS.

A communication was received from the West Dorchester Improvement Association tendering the thanks of said association to those members of the City Council who voted for granolithic side-walks on Corbet street, Dorchester.

Placed on file.

## RELINQUISHING OF FANEUIL HALL.

Notice was received from the Board of Election Commissioners relinquishing their reservation of Fanguil Hall for the day and evening of October 8, 1910. Placed on file.

## LAND TAKEN BY BOSTON ELEVATED COMPANY.

A plan and description of land taken by the Boston Elevated Railway Company, westerly of Warren street, was filed with the City Clerk May 31, 1910. Placed on file.

## RAILROAD POLICE.

Notice was received from the Boston & Maine Railroad Company that certain persons are no longer employed as railroad policemen.
Placed on file.
A communication was received from the Police

Commissioner giving copy of appointees as rail-road police on Boston & Maine Railroad. Placed on file.

## NOTICES OF HEARINGS.

Notice was received from the Harbor and Land Commissioners of hearing on June 1, on petition of Boston Elevated Railway Company, for license to build wall, fill solid, and so forth, at reserved channel, South Boston.

channel, South Boston.

Notice was received from the Railroad Commissioners of hearing on June 6 relative to proposed change of route of elevated structure of Boston Elevated Railway Company between Boston and Everett and Malden, at Alford street.

The notices were placed on file.

## ERECTION AND REMOVAL OF POLES.

Copies of orders were received from the Street Commissioners on petitions of Edison Electric Light Company of Boston, as follows: Erection and removal of poles on Mill street,

Removal of poles on B street.
To erect and to remove one pole on Talbot avenue, Ward 24.
Placed on file.

#### ATTACHMENT OF WIRES, ETC.

Copies of orders were received from the Street Commissioners on petitions of the New England Telephone and Telegraph Company of Massachu-

setts, viz.:
Order allowing attachment of wires on Canter-

bury street.
Order allowing attachment of wires on Walk Hill street

Placed on file.

#### LOCATIONS ON VARIOUS STREETS.

A copy of order was received from Wire Commissioner granting pole locations to New England Telephone and Telegraph Company on West Sixth and other streets.

Placed on file.

## APPROVAL OF LOCATIONS.

Notices were received from the Railroad Com-Notices were received from the Railroad Com-missioners of hearings on petitions of West End Street Railway Company, as follows: On May 31, for approval of 303d location. On June 6, for approval of 301st location. Placed on file.

## TRACK LOCATIONS.

Copies of orders were received from the Street Commissioners, granting permission to West End Street Railway Company for track locations, viz.: Tracks on Massachusetts avenue at junction of Columbus avenue, 304th location. Tracks on Huntington avenue, near Dartmouth

Tracks on Huntington avenue, near Partinouth street, 305th location.

Track location, junction Shawmut avenue and Roxbury street; junction Guild row and Roxbury street and on Shawmut avenue, 306th location. Placed on file.

## APPROVAL OF APPOINTMENT.

Notice was received from the Civil Service Commission of the approval of appointment of John F. Kennedy to be Schoolhouse Commis-

sioner.
Placed on file.

## NOTICES OF APPOINTMENTS.

Notices were filed with the City Clerk by the Mayor, as follows:
Appointment of Edward H. Eldredge, on May 25, as member of the Board of Appeal.
Appointment of Fred E. Bolton, on June 2, as

Principal Assessor.

Appointment on June 2 of James L. Byrne as Water Commissioner.

Placed on file.

## MINORS' LICENSES.

President BALLANTYNE submitted the petitions of ten newsboys, one bootblack and four venders for minors' licenses, for the approval of the Council.

The licenses were granted on the usual conditions.

## RELEASE OF LAND, WEST ROXBURY.

President BALLANTYNE called up unfinished business, No. 2, viz.:
2. Whereas, The town of West Roxbury, on the eleventh day of December, 1873, made a taking of a strip of land for the improvement

of Stony brook, in pursuance of the provisions

of Stony Drook, in pursuance of the provisions of chapter 223 of the Acts of the year 1868;
Whereas, The Superintendent of Streets, now having charge of said strip of land, has notified the City Council that a certain portion of said strip of land is no longer required for public pur-

poses;
Ordered, That his Honor the Mayor be and he is hereby authorized, in the name and behalf of the city, and in accordance with the provisions of chapter 25, section 50, of the Revised Laws of Massachusetts, to execute a deed conveying to Patrick Mechan the following described actions of the law taken a school and provided the control of the law taken a school and provided the law taken a school and provided the law taken as a school and taken as a school as a school and taken as a school as

Laws of Massachusetts, to execute a deed conveying to Patrick Meehan the following described portion of the land taken as above, namely:

A triangular strip of land bounded north-easterly by Rossmore road, formerly Keyes street, about 27% feet; bounded southeasterly by land now or formerly of Patrick Meehan, by a broken line about 72 % feet; bounded northwesterly by land of the City of Boston about 73 % feet, and containing 74 square feet of land, more or less, as shown as an addition to a plan marked "City of Boston, Plan No. 190, Sewerage Works, Stony Brook, West Roxbury, said addition having been made May 10, 1910, and said plan being deposited in the office of the Street Department, Sewer Division; the consideration of said conveyance to be a release by said Patrick Meehau to the City of Boston of a parcel of land containing about 28 square feet, taken by the Board of Street Commissioners for the improvement of Stony brook on July 23, 1908, and also shown on the plan above described, and a release of all damages on account of way 16 the foregoing order was read once.

described, and a release of all damages on account of said taking.

On May 16 the foregoing order was read once and passed, yeas 9.

The order was read a second time and again passed, yeas 8, nays 0.

Coun. HALE called up unfinished business,

No. 4, viz.:
4. Report of the Committee on Public Lands,
4. Report of the following:

4. Report of the Committee on Public Lands, recommending the passage of the following:
Ordered, That his Honor the Mayor be and he hereby is authorized in the name and in the behalf of the city to release to Patrick Meehan a certain strip of land containing seventy-four square feet, more or less, situate in that part of Boston formerly West Roxbury, southeasterly from Rossmore road, formerly called Keyes street, and northwesterly of land of said Meehan, adjoining land of the City of Boston, taken for the relocation of Stony brook under the order of the Board of Street Commissioners of July 23, 1908, and shown on a plan, numbered one hundred ninety, sewerage works, William Jackson, City Engineer, on file in the office of the City Engineer. The

consideration of said release is that said Mechan shall release to the City of Boston a strip of land containing twenty-eight square feet, more or less, next to and adjoining said strip of seventy-four square feet, being a part of said taking for Stony brook relocation under the aforesaid order of July 23, 1908.

Indefinitely postponed, on motion of Countaining the content of th

HALE

#### ADJOURNMENT.

Coun. KENNY—Mr. President, I move that we adjourn and reassemble as in Executive Committee.

we adjourn and reassemble as in Executive Committee.

The motion was lost.
Coun. BRAND—Mr. President, I move that we take a recess subject to the call of the Chair.
Coun. BUCKLEY—Mr. President, I move as a substitute motion that we do now adjourn. I don't see the sense of reassembling after this session is over. We are to have another important matter to consider this afternoon, and we have our own business to attend to. I see no necessity of reassembling for a meeting in this chamber after we have heard the gentlemen who are here to be heard.

Coun. KENNY—Mr. President, if there were any real reason for reconvening later, I would be perfectly willing that we should reconvene, but, as I understand it, we have transacted the business that was before us to transact in our meeting and the only thing left for us to do is to give a hearing in Executive Committee to certain petitioners. After that there will be no further business for this body, as I understand it. I would like to be informed, therefore, why we should not adjourn at this time.

President BALLANTYNE—The Chair understauds that there is no further business to come before this meeting.

stands that there is no further business to come

stands that there is no further business to come before this meeting.

Coun. KENNY—So if we adjourn now there is nothing to prevent our reassembling as in executive session for the hearing?

President BALLANTYNE—There is nothing to prevent our assembling in executive session for the hearing.

Coun. KENNY—Then, why should we not do that?

President BALLANTYNE—That is for the members of the Board to decide

Coun. Brand's motion, that the Board take a recess, subject to the call of the Chair, was lost.

Adjourned, on motion of Coun. KENNY, at 1.30 p. m., to meet on Monday, June 13, at 3 p. m.

## CITY OF BOSTON.

## Monthly Conference City Council and Heads of Departments.

Boston, June 6, 1910.

First monthly conference, under ordinance of May 16, 1910, between the City Council and heads of city departments, in the Council Chamber, City Hall, at three o'clock p. m.

Mr. William P. Fowler, of the Institutions Registration Department, presided, and in calling the conference to order, said:

The meeting will please come to order and the City Clerk will read the ordinance that calls for the meeting.

The Clerk read the ordinance, as follows: City of Boston, In City Council.

In the year Nineteen Hundred and Ten.
An Ordinance Providing for Monthly Conferences
of Heads of Departments.
Be it ordained by the City Council of Boston,

as follows:

The City Council of the City of Boston and the heads of the following departments: Bath, Building, Engineering, Fire, Health, Hospital, Library, Park, Public Buildings, Public Grounds, Schoolhouse, Street Commissioners, Treastry, Water and Wire, and of such other departments as may be designated by the Mayor, shall meet at the City Hall at three o'clock on the first Monday in every month for discussion and co-operation concerning the business of the city and the respective departments. The Mayor, or such person as he may designate, shall act as chairman, and on organization the City Clerk shall act as secretary and he shall mail notices of all the meetings.

shall act as secretary and he shall man had all the meetings.

The City Council and the heads of departments so assembled shall in their discretion, upon application of accredited representatives of associations and organizations interested in city affairs, designate a time when such representatives may appear before them and be heard upon the subject of their application.

The Clerk also read the following:

The Clerk also read the following:
City of Boston.
Office of the Mayor, May 27, 1910.
John T. Priest, Esq.,
City Clerk, City Hall:
Dear Mr. Priest,—I am directed by his Honor Mayor Fitzgerald to notify you that the regular monthly conference of the City Council and the heads of certain departments should be called for Monday afternoon, June 6, at three o'clock. He has designated William P. Fowler, Esq., Institutions Registrar, to preside at the meeting.
Yours very truly,
WILLIAM A. LEAHY, Secretary.

Placed on file.

Coun. BRAND-The first duty of the meeting, I presume, is to appoint a permanent chairman. I therefore move you that Mr. Fowler be designated as chairman of this meeting. Those in favor of the motion will signify it in the usual manner.

tavor of the motion will signify it in the usual manner.

Coun. BALLANTYNE—I don't think that motion is necessary. The chairman is designated by the Mayor.

Chairman FOWLER—The ordinance says that "the Mayor, of such person as he may designate, shall act as chairman," so, no matter whom we might elect at this particular meeting, my interpretation of the ordinance would be that the person so designated by the Mayor is the one who should act as chairman of the particular meeting for which he was so designated.

Coun. BRAND—I understood that the Mayor designated yourself as the chairman to call the meeting to order, and I presumed that it was then proper to elect a permanent chairman.

Coun. BALLANTYNE—The ordinance says that the Mayor shall preside or designate the presiding officer, and the Mayor in this case has designated Mr. Fowler as chairman of this meeting.

Coun. BRAND-Mr. Chairman, that being so, I move that the City Messenger and his assistant be designated to act as messengers for the meet-

be designated to act as messengers for the meeting.

Coun. Brand's motion was carried.
Chairman FOWLER—The Chair is ready to receive any motion. The members of the conference called here to-day would, I suppose, be very glad to know something of the reasons why this conference is called and the objects of our meeting here to-day. Not being very familiar myself with those objects, except in a general way, I have asked Mr. Sturgis, the chairman of the Schoolhouse Commission, to speak to yon briefly, to tell us all what the design of this conference is and why it was brought about.

Mr. R. CLHSFON STURGIS—Mr. Fowlers before the meeting proceeds with its regular work and before I attempt to outline the objects of this meeting, I would suggest that it might be

work and before I attempt to outline the objects of this meeting, I would suggest that it might be idesirable to have the roll called so that we may know what heads of departments are represented, and who is present. No one, of course, is authorized to be present except those designated by this ordinance.

this ordinance.

The roll was called and Coun. Ballantyne, Brand and McDonald responded. (The other members of the Council appeared later.)

The following heads or representatives of departments responded: Building Commissioner, Mr. Arthur G. Everett; Dr. John H. McCollom, representing the Hospital Department; Library Trustee, William F. Kenney; Park Commissioner, Mr. Robert S. Peabody; Public Buildings Superintendent, Mr. George W. Morrison; Public Grounds Superintendent, Mr. D. Henry Sullivan; Schoolhouse Commissioner, Mr. R. Clipston Sturgis; Street Commissioners, Mr. James A. Gallivan and Mr. John H. Dunn, Wire Commissioner, Mr. James E. Cole.

Mr. STURGIS—Mr. Chairman, I move you that those who are not entitled to be present in the room withdraw until the business meeting is over.

Mr. GALLIVAN—Mr. Chairman, I move that the Press be admitted to this conference. (Mr. Gallivan's suggestion was accepted by

(Mr. Gallivan's suggestion was accepted by Mr. Sturgis.).

Coun. BALLANTYNE—Mr. Chairman, I would say that there are representatives of different city governments here who have been invited to be present by those who are to show the pictures to-day, and I would move that those gentlemen be invited to sit with us.

The motion, with the two exceptions noted, was carried, and others present were requested to withdraw.

to withdraw.

The Botton, with the two exceptions noted, was carried, and others present were requested to withdraw.

Mr. STURGIS—Mr. Chairman and gentlemen, ever since I have been on the Board of Schoolhouse Commissioners I have been struck by the difficulties encountered, owing to the fact that I was not familiar with the work going on in the city in other departments, work intimately connected with that of my department, which I simply did not know about and which I could not readily find out about. It has not been the fact that the other departments were not ready to co-operate. They always were, but the trouble was that the various departments did not know just what was going on. The result was that over and over again we have done things that have caused delay and expense to the City of Boston in my department, simply owing to the fact that there was not definite co-operation with other heads of departments. I think I can perhaps make this clearer by giving a single instance. The City of Boston bought land and prepared to expend about three-quarters of a million in building the Normal School and the Girls' Latin, the common building between the two, and the Patrick A. Collins School. At that time the land that we took adjoined land that belonged to the City of Boston, the Park Department. It adjoined Worthington street, that had already been accepted by the city but had not yet been paved, and down, or equipped with sewers. Our first step, and a step which took time, simply because of lack of this sort of co-operation, was with the Park Department. We wanted the right to cross their property to reach the school. They were very courteous about it, met us halfway, agreed to let us have the footways teross the park that through, and in order to do it we were obliged to

pay for the paving of the paths. That was right and proper. We had also to pay for the paving of the whole length of sidewalk that bordered the park property. We then wanted the Board of Survey street taken and paved and the sidewalk paved. After a good many efforts to get that street taken—and it was adjacent to city property where three-quarters of a million was to be spent—we hinally were forced to take the width of the sidewalk ourselves, pay for the land and pave the sidewalk. As soon as we started on the undertaking we reported that we wanted to have connection with the metropolitan sewer, which was the only sewer deep enough for our low boiler work. Eventually we got that connection, but it took six or eight months' work before that connection was made, and meanwhile low boiler work. Eventually we got that connection, but it took six or eight months' work before that connection was made, and meanwhile cost the City of Boston, the School House Department, \$3,000 for pumping to keep our excavations dry, because the sewer was not in. That was not the fault of any one of the other departments, it was simply the fault of the system. Six months ago I suggested to two heads of departments with whom I happen to come into pretty frequent contact that it would be a good plan if the heads of departments could get together at intervals. They seemed to think it would be of advantage, that it would be of interest to every one of us to know what was going on in the various parts of the city, so that the things in which we were interested might dovetail together, instead of being done haphazard and not fitting together. The next step I took, therefore, was to suggest the matter at a monthly meeting of the Boston Society of Architects. In order to thresh the subject out I asked Mr. Charles to be our guest, and I had also Mr. Upham, a lawyer, who is always interested in public affairs of various kinds, and Mr. A. D. Hill, who is equally interested in such matters. Addresses were made, and the society voted to appoint a committee and request the Mayor to draw up an ordinance calling together the City Council and the heads of certain departments for a monthly conference. Mr. Upham, with his legal knowledge, very kindly drew up the terms of the ordinance, and about two months ago it was presented to the Mayor, who received it very favorably, said he thought it would be a good idea and that it would be of advantage to every one of us who were working for the city to be able to know what was going on in the a good idea and that it would be of advantage to every one of us who were working for the city to be able to know what was going on in the various departments and how these things are going to be dovetailed together. It was not until this notice eame to me that I knew that the thing had really been done, and I don't see how this particular meeting can be anything except preliminary, because the idea of the meeting was that each beed of a department should come to that each head of a department should come to the meetings loaded with all the things that he wanted to bring before the others, everything in his department that he thought had a bearing the mectings loaded with all the things that he wanted to bring before the others, everything in his department that he thought had a bearing on one or more of the other departments, and that then we could have a general discussion, kept in order by the Mayor, who should preside, so as to hold the speakers to the subject, and get things settled one after another—or, at all events, get things going along in the right line. It was too late for me to prepare the long list of things I have touching other departments, but I have in my list here perhaps twenty odd items of new school propositions that are in every stage, from being nearly complete to the stage where we have only just advertised for land; and we have never taken one step in connection with a school building but what we have touched some of the other departments of the City of Boston—it may be the Street Department, the Public Grounds Department, the Public Buildings Department. There are half a dozen departments that we touch here and there in almost every project we undertake. When we bought land on Ferdinand street there was a general rumor that Arlington street was going to be extended. If we had had this meeting at that time the heads of departments could have got together and it would have been decided right then and there without his Schoolhouse Department, to set that big building back so that the street could be widened or not. On my own responsibility I kept the building back so that the street could be widened or not. On my own responsibility I kept the building back so that the street could be widened or not. On my own responsibility I kept the building back so that the street could be widened by 20 feet. That was all I could set it back without purchasing more land, and I didn't feel justified in purchasing more land. The Board has now purchased land for the High School of Commerce. There is a proposition that is going to involve an expenditure of at least the appropriation of \$600,000, and there is no sewer there that we can get into with our boiler plant. The nearest sewer—we are between Common and Warrenton streets—is away down Washington street, at the corner of Bennet, a sewer down low enough for us to get into. There is a pressing question right there. If the city is going to put \$600,000 into that school it wants to be sure just how it is to take eare of the different problems connected with it. I don't want to take up any more time in giving you instances. What I have said simply shows what was in my mind as showing the necessity of our getting together and arranging for these conferences. My feeling is that, as far as to-day is concerned, none of the departments have come prepared to make definite statements about what prepared to make definite statements about what to bring before this joint meeting. Personally it to bring before this joint meeting. Personally it seems to me that about all we can do to-day is to discuss the general situation and see whether the heads of departments are in accord with the

discuss the general situation and see whether the heads of departments are in accord with the idea.

Chairman FOWLER—Gentlemen, you have heard Mr. Sturgis, and you know now why we are here. I shall be very glad to hear from any member of the conference as to plans which may have a bearing upon our future usefulness as a conference. The Chair is ready to hear any motion. There is a very full representation of the Council, and I think there are some eleven or twelve heads of departments here, and it would seem as if there might be some ideas generated in the brains of some of these gentlemen as to the future usefulness or the management of these conferences.

Mr. ROBERT S. PEABODY—Mr. Chairman, I would like to express my belief that these will be very useful sort of meetings. I don't know as it will be so useful to-day, because we are not prepared with different subjects. But Mr. Sturgis and I in the last day or two have had for consideration a matter concerning the Paul Revere School which involves his department, the Bath Department and the Park Department. Those three departments come together in the matter, and any difficulties might very well be straightened out in a conference of this kind. We are not prepared to go into that here to-day, but that sort of subject could very well be talked over in such a meeting with great advantage. I believe in these meetings, although I don't suppose we are prepared to do anything definite to-day.

Mr. EVERETT—Mr. Chairman, I think it might be necessary to take some steps to notify the different organizations in Boston who may desire to appear before us, so that they may have an opportunity to do so. They may not all know to the support the supportunity to do so. They may not all know to the supportunity to do so. They may not all know to the supportunity to do so. They may not all know to the supportunity to do so. They may not all know to the supportunity to do so. They may not all know to the supportunity to do so. They may not all know to the supportunity to do so. Th

desire to appear before us, so that they may have an opportunity to do so. They may not all know of this ordinance, and I think it might be wise to send notice to the Chamber of Commerce and other organizations

Chairman FOWLER-Do you make that as a

motion?
Mr. EVERETT—I move, Mr. Chairman, that the clerk or secretary be directed to notify the organizations in Boston interested in city affairs.

organizations in Boston interested in city affairs, so that they may have an opportunity to consult with the Council and heads of departments.

Chairman FOWLER—The City Clerk suggests that you particularize, at least somewhat, if possible, Mr. Everett, so that he may know to whom to send the notice if the vote is passed.

Mr. EVERETT—Might that be left for future consideration? I think there are several organizations that might be thought of whom it would be wise to notify. Several of us might get together and send a list of such organizations to the secretary.

secretary.
Chairman FOWLER—Your motion includes organizations the names of (which may be furnished to the City Clerk by members of the con-

ference? Mr. EVERETT-

Mr. EVERETT—Yes. Chairman FOWLER—That notices be sent to such organizations as are interested in affairs, so that they may have this opportunity to appear before a conference composed of the City Council of Boston and the heads of the various departments meeting monthly throughout the year under the new ordinance.
Coun. CURLEY—Mr. Chairman, as chairman

of the Committee on Ordinances that drafted the ordinance, I would say that it was the intention at least of the Committee on Ordinances that all civic organizations throughout the eity and the improvement associations be invited to attend these conferences of the heads of departments

with the City Council. A list of these organiza-tions or associations can be obtained at the office of the Mayor. It was our intention that the City Clerk, who has some leisure occasionally, should be given an opportunity to notify those various organizations. I feel that perhaps it is unneces-sary to press Mr. Everett's motion, in view of that fact

that fact

sary to press Mr. Everett's motion, in view of that fact.

Coun, KENNY—Mr. Chairman, I don't know whether it is in order at this time to speak about a matter that I wish to bring to the attention of the body or not; but the heads of departments are here, and I understand that it is the intention of the members of the City Council to take advantage of this opportunity to make such inquiries regarding pending matters as to them may seem expedient and proper. In the early part of this year the City Council transferred \$35,000 which had been appropriated a year ago for the specific purpose of enlarging the women's bath at the L Street Bath House, so that the entire amount was made applicable to the whole plant there. About that time the former chairman of the Bath Commission called at my office and said that the Bath Commission was anxious to have that brought about in order that they might go forward with the development of a plan which they had looking to the enlargement of the L street baths. Acting on that recommendation I had looking to the enlargement of the L street baths. Acting on that recommendation I recommended to the City Council that that money be made available for the entire plant at L street. Subsequently I was informed that there was some frietion, between the Bath Department and the Park Department, which prevented the extension of the bath on the water front, and that they would not be able to proceed,—"go forward with that contemplated development, enlarging the bathing facilities there. I would like to know from both those departments just what the status of that matter is — whether they intend to go forward this year and spend any part of that \$35,000 which we appropriated, or if they are in accord at this time on the matter of the extension of the bathing facilities on the water front. I understood that time on the matter of the extension of the bathing facilities on the water front. I understood that it would take \$4,000 or \$5,000 to bring about certain renovations,—to make certain improvements,—owing to the storms of last winter, to put the bath in proper condition for opening this summer, but that if the entire work could be started and finished as contemplated under these plans, that money might be saved so that the expenditure of \$35,000 of itself would cover everything. I would now like to be informed, as a member of the Council, just what has been going on between the Bath Department and the Park Department in that matter.

on between the Bath Department and the Park Department in that matter.
Chairman FOWLER—That would be quite in order, it seems to me, but I think we ought first to dispose of the motion made by Mr. Everett. Have you withdrawn the motion, Mr. Everett?
Mr. EVERETT—Yes, it seems hardly necessary.
Chairman FOWLER—Then, perhaps representatives of the Bath and Park Departments can answer the query proposed by Coun. Kenny—or if they have any objection to doing so they may state it.

answer the query proposed by Coun. Kenny—or if they have any objection to doing so they may state it.

Mr. PEABODY—I don't know whether any representative of the Bath Department is here to-day, but it seems to me that is the very kind of thing that ought to be debated at these meetings; that you could not name a better subject. In the first place, I want to say that, as far as I know, there is not the slightest friction between the two departments. If there is I am perfectly unaware of it. Certainly the Park Department knows of no friction in the matter. Of course, the Bath Department is the one handling the appropriation, and they know about that. But a year ago a plan was presented to the Park Department for the extension of the L Street Bath Houses along the boulevard, and to our mind—to our judgment—it seemed a pity to wall the boulevard off from the street by a much longer barrier thanexists there to-day. Besides, it would wall up the ends of the streets, and we objected to that. There also was a proposition that the bath should be turned over to the care of the Park Department, and while these matters were under discussion the season got so far advanced that nothing was done. A little while ago the recent chairman of the Bath Department told me that he had three or four designs for new arrangements of bath houses there and was going to bring them down and talk them over with us, and expected to build one of them at once, and he wanted to know if we would be ready

to put it through at once since which we have to put it through at once—since which we have heard nothing of that. So there is nothing before the Park Commission at this moment on the sub-ject, but we should be very glad to consider it. We have the use of that particular bath as much ject, but we should be very glad to consider it. We have the use of that particular bath as much at heart as anybody can have, and want to see the thing carried through properly. I am ready to give it every attention myself, and I know the other commissioners feel the same way. But we don't know at the present time what the Bath Commission wants. We shall be very glad to look into the matter and study it. But we have a profound conviction that the thing might be studied and arranged so that it would not cut off an expensive boulevard from the view of the sea, and the first proposition would have done that. We were defending the view of the ocean from the park—that is all. I don't think there is anybody here representing the Bath Commission. That is the way the matter stands from the point of view of the Park Commissioners.

Coun. KENNY—Mr. Chairman, I very much regret that there is not some one here from the Bath Department. I referred to what I supposed was friction, because I understood that the Bath Department had a plan to extend the men's department at L street some 200 feet toward M street, going easterly from the present location, and that the Park Department objected to that extension. That is what I referred to as some friction between those department 5 I am now anxious to hear from the Bath Department, because I want to find out what is to be done with that \$35,000. That was the object of my rising.

Coun. COLLINS—Mr. Chairman, while we

rising.

with that \$35,000. That was the object of my rising.

Coun. COLLINS—Mr. Chairman, while we are on this subject I would like to inquire from chairman Peabody just what is the jurisdiction of the Park Department and the Bath Department on matters of this kind—not in regard to the appropriating of this \$35,000, but as to the jurisdiction which each should exercise in places like L street, McKenzie Beach, etc.?

Mr. PEABODY—I am afraid for an absolute answer to that you will have to appeal to some higher authority than myself. As I understand it, the Bath Department expends that money in places where they simply have to receive our approval. Just an exact statement of our relations I have not on my tongue's end. We have nothing to do with the expenditure of that money except to approve or disapprove plans, and I suppose as to the placing of buildings on the park property. Only recently at McKenzie Beach there has been quite a long discussion in relation to replacing the bath houses destroyed by the storm. They were a very shabby set of houses and it was proposed to put them back in exactly the same way and we protested. If we are going to have some, bath houses we had better have them decent and respectable. Finally a plan was made for buildings, not very extravagant, but they are simply going to be neat. That is the process we go through. I don't know exactly the legal relations we bear to each other, but we have acceded to their desire to have those bath houses placed there, and I suppose they will place them there now.

Coun. COLLINS—On matters of this kind I

bath houses placed there, and I suppose they will place them there now.

Coun. COLLINS—On matters of this kind I would like to ask Mr. Peabody through you, Mr. Chairman, if he does not think it would be a wise thing, where the jurisdiction is concurrent, that both boards should sit jointly on matters of that

kind?

both boards should sit jointly on matters of that kind?

Mr. PEABODY—Mr. Chairman, I don't know just exactly what that would involve. I think we ought to act together in some concert. I do want to say, however, that what has happened has not involved friction. We simply do our duty as we see it, and there is no friction—certainly none that I know about.

Mr. STURGIS—Mr. Chairman, if there is no other business I move that we adjourn.

Coun. CURLEY—Mr. Chairman, I sincerely trust that Mr. Sturgis will withdraw that motion. As I understand it there is some representative of a street surfacing company that desires to give an exhibition here; and there are members of the Council present who desire to ask some questions that can only be answered by heads of departments who are here this afternoon.

Mr. STURGIS—Mr. Chairman, I don't understand that the heads of departments are called together for this purpose. Unless a certain definite organization asks to be heard on a definite subject, I don't understand that the heads of departments are called together for

the purpose of having various commercial propositions exhibited.

Coun. CURLEY—Mr. Chairman, I feel that it would be advisable for Mr. Sturgis, if he doesn't understand it that way, to rend over the ordinance. If the will withdraw his motion, I have a question that I desire to ask of the head of the Public Grounds Department.

Mr. STURGIS—Mr. Chairman, I certainly will withdraw the motion, I thought there was no more business.

more busines

Mr. STURGIS—Mr. Chairman, I certainly will withdraw the motion. I thought there was no more business.

Coun. CURLEY—Mr. Chairman, I would like to ask Mr. Sullivan what progress is being made in the extermination of the moths in the city.

Mr. D. HENRY SULLIVAN—The work is not satisfactory, owing, of course, entirely to the amount of the appropriation. We have been trying for four of five years to obtain what we considered sufficient money to do that work. We have been co-operating with the state authorities, who are familiar with the conditions, and our work has been inspected by the state commission. Last year we received \$40,000 for the work. This year we receive practically the same. We know from our experience that it will cost about \$75,000 to do the work. The state advises that the work be done in this way—to go through the entire city on destruction work, and later, in the spring and early summer, to go through the entire city spraying, which, in the opinion of the State Commission, is the proper way to do the work. But with the money that we have available we go through one-half of the city on destruction work and the other half on spraying work. The state authorities, as well as myself, are satisfied that if we had perhaps for three years an appropriation of \$75,000 we could get the infestation under fair control, and after that perhaps \$25,000 or \$30,000 would be ample. But the way we are doing the work to-day is not entirely satisfactory. With the amount of money available we cannot do any more than we are doing.

Coun. CURLEY—Mr. Chairman, I should like to-ask Mr. Sullivan if in the number in which they have been conducting their campaign against the moths there is any possibility of their exterminating or reducing the number of moths.

Mr. SULLIVAN—We do not expect to exterminating or reducing the number of moths.

uninate them; we hope to keep them in a fair state of suppression, but we cannot do it with the

amount of money we receive.

Coun. CURLEY—As a matter of faet, you think it will require about \$75,000 a year for about three years in order to have the work

cffective?

Mr. SULLIVAN—Yes, for three or four years.

Coun. CURLEY—Have you asked for that

oun. CURLEY—Have you asked for that money?

Mr. SULLIVAN—Did one year.

Coun. CURLEY—Have you any objection to asking for it again?

Mr. SULLIVAN—I should ask for it every year if I thought there was any chance of getting it.

Coun. CURLEY—Do you take charge of the work on the trees in convection with the public work on the trees in connection with the public

schools?
Mr. SULLIVAN—No, sir.
Coun, CURLEY—Why don't you?
Mr. SULLIVAN—Well, we haven't any right to enter that property.

Coun. CURLEY—You haven't been invited,

Coun. CURLEY—You haven't been invited, have you?

Mr. SULLIVAN—Yes, we did the work one season, but the School Committee paid for the work. They called on us the following season, but we didn't really have sufficient men to do our own work and we had to refuse to do the work.

Coun. CURLEY—About how much money, Mr. Sullivan, has been expended up to the present time in the work of suppression and extermination?

time in the work of suppression and externination?

Mr. SULLIVAN—The first year, if I reuember rightly, about \$32,000; It hink the second year, 1907; was \$56,000; the amount in 1908 was \$34,000; last year it was about \$39,000. This year we have an appropriation of \$40,000.

Coun. CURLEY—All told you have spent about \$208,000?

Mr. SULLIVAN—But the greater part of that money has been refunded by tax levy.

Coun. CURLEY—Well, if you did spend \$75,000 a year, about the same proportion would be refunded as is now refunded on the amount you spend?

you spend?

Mr. SULLIVAN—A greater proportion. The greater the amount of work you do the greater the percentage that course back.

Coun. CURLEY—Now, if your department started in on a campaign and spent \$75,000 a year and the Park Department did nothing or uext to nothing it would be impossible for your work to be successful, wouldn't it?

Mr. SULLIVAN—Well, they always do some

work.
Coun, CURLEY—They do some work; that

Coun, CURLEY—They do some work; that is new.

Mr. SULLIVAN—Of course, we expect cooperation. I know that the outside towns are willing to co-operate with us.

Coun. HALE—Mr. Chairman, nobody can be more in favor of this kind of monthly conference than I am, but I think there are very grave dangers connected with it. I think it is apt to simmer down to a mere discussion of generalities, or no discussion at all in the proper seuse of the word, and I would like to make a motion that I think would help to obviate that difficulty. I would like to move that any member of the conference—that is, any head of a department or any member of the Council who is interested in any particular subject—shall notify the chairman of the conference is to be held as to the subject he wishes to bring up; that those subjects, as sent to the chairman, be put in the form of a docket; and that the discussion at each meeting be confined to the subjects on the docket. That is the way a great many of this kind of conferences are run and I think it would make these meetings a great deal more successful and satisfactory than a conference that has no plan of that kind. I would make that motion.

Coun. BRAND—Mr. Chairman, do I understand that any other subject will be excluded except the subjects upon which such due aotice is given?

charman FOWLER—I so understood the motion—that the conference be confined to the subjects upon which this notice of a week has

Cou. BRAND—Mr. Chairman, I think that would be a ridiculous proposition. I think that any member of the Council or head of a depart-

would be a ridiculous proposition. I think that any member of the Council or head of a department who has a matter to bring before the conference should have the privilege of bringing it before the conference when we meet. It may be desirable to send out advance notices of some important matters, as Coun. Hale has suggested, but we should not exclude other subjects.

Mr. STURGIS—I think that the object of the ordinance was perfectly clear. It reads, "shall in their discretion, upon application of accredited representatives of associations and organizations interested in city affairs, designate a time when such representatives may appear before them and be heard." It was certainly the intention of those who worded this ordinance that it should enable every public body interested in city affairs—whether the improvement associations of Dorchester, the Chamber of Commerce, or other organizations—to make formal application to the City Clerk and ask for permission to be heard upou certain definite subjects; and that this conference of members of the City Council and heads of departments would receive those requests, act upon them, and fix a time when the subjects would be heard. My own feeling about it is that if every one of us who has a right to be here to anybody else or any other body of men to would be heard. My own feeling about it is that if every one of us who has a right to be here in this meeting were allowed to give permission to anybody else or any other body of men to appear here at the next meeting, in July, we might find ourselves so swamped with matter that might or might not be relevant that we would not have time to attend to the things we lad uct for—because I anticipate that as these meetings become more definite in their form the head of every department will have a certain number of things of general importance that he will wish to bring before the meetings. It seems to me that the City Clerk should be notified in advance, so that we may know that there are so many items and so that there can be a definite list of the things to be taken up and discussed. We ought in these conferences to be able to so arrange the work as to allow for complete consideration of the things that are to come before us in that way, and we can then perhaps devote some time to the hearing of things outside of that list which may be just, as pertinent. For instance, the general improvement societies may have something to bring before the conference just as important as any item on the list of any head of a department, but it should be for the conference to decide and say whether that should be given the right of way over the regular

Chairman FOWLER-Do I understand .that you are speaking in opposition to or in support of the motion made by Couu. Hale? (Laughter.) Mr. STURGIS—How far back did that motiou

Chairman FOWLER—His motion practically, I understand, was that there should be a docket prepared by the City Clerk from notices sent in by the heads of the departments or members of the City Council a week before the conference week to take place. was to take place.

Mr. STURGIS—I am speaking in favor of that,

Mr. Chairman.

Chairman FOWLER—Then your other remarks are only as to the organizations to be represented

here?
Mr. STURGIS—Yes,
Coun. HALE—Mr. Chairman, in regard to
Coun. Brand's criticism, of course the purpose of Coun. Brand's criticism, of course the purpose of my motion was to systematize and not to stop discussion. Naturally, if any subject comes up at the meeting, after we have got through with the docket it may be considered. My motion was not intended to limit debate but to systematize it so that we might get through with the business before us.

Chairman FOWLER—In other words, after the discussion of the docket other matters may be

the discussion of the docket other matters may be

takeu up?

Coun. HALE—Yes. Chairman FOWLER—I think that will appeal

Coun. HALE—Yes.
Chairman FOWLER—I think that will appeal to all the members present as a reasonable method of conducting business. Does that meet the objection of Coun. Brand?
Coun. BRAND—No; I think it would tend to exclude or keep away members of the city government or heads of departments who would naturally eome otherwise. If some particular things that they were not interested in were coning up, they would not come here, and I think you would find that it would work just opposite to what you auticipate. Instead of it having the effect of simply placing definite subjects for discussion before us, this would be the result. We would look at a docket and perhaps find nothing ou the ealendar that interested us, and the heads of departments or the members of the City Council who did come would do so with a feeling that they were westing their afternoon in coming and istening to a discussion of the particular things on that docket. I think the meetings should be open. I supposed that this idea was inaugurated in order to harmonize the interests of the various departments of the city and to bring in closer touch the members of the city government and the heads of departments, so that, instead of working at cross purposes, we might work as one harmonious whole. Now, if you are going to invite the various improvement associations and civic organizations of the city and we are going to have a calendar having these subjects printed a week ahead, I don't believe we are going to reach any particular point. I think the meetings should be open, and if something should come up within a week, or even within a day or two of the time for the meeting, it should be the privilege of any head of a department or member of the Council to bring it before the Council.

within a week, or even within a day or two of the time for the meeting, it should be the privilege of any head of a department or member of the Council to bring it before the Council.

The question came on Coun. Hale's motion.

Mr. GALLIVAN—Mr. Chairman, I move that the motion be postponed until the next conforence. I understand that Mayor Fitzgernld will be here at the next conference, and I guess he will tell us all what is to be done.

Chairman FOWLER—The question is on Coun. Hale's motion.

Coun. BRAND—Mr. Chairman, I second the amendment of Mr. Gallivan.

Mr. GALLIVAN—Mr. Chairman, I don't think you gave anybody a chance to second my amendment. I insist that the amendment be put before the body. I understand that the Mayor will preside as a general thing, and I know that the Mayor will come pretty near telling what the conference will or will not take up. It is the most attural thing in the world, I should say, that a department head should favor the motion of Coun. Hale. If that motion prevails and a printed docket is sent out for these meetings hereafter, we are going to know what is to be discussed here and if we are not interested we are going to stay away. The idea of these conferences, I understand, is to bring the department heads here so that if they are wanted for

something that may come up during the meeting they will be here to answer. The only way to a full attendance of department heads is not to know what is going to take place here. For that reason I think the ruotiou of the councilor ought not to prevail and I hope it will be post-poned until the uext conforence. I press my

inotion.

Mr. STURGIS—Mr. Chairman, in reply to what Mr. Gallivan has said and on his amendment, I would say that I speak with a certain amount of authority. This was drawn up with the express idea not of bringing all the heads of STURGIS-Mr. Chairman, in reply to amount of authority. This was drawn up with the express idea not of bringing all the heads of departments together so that they might discuss general questions that might be lired at them, but so that the departments that had mutual intorests might be sure to be brought together when those mutual interests were under cousideration. In talking this matter over with the Mayor when it hist was presented to him I told him just exactly what was in mind, that that was the inteution of this thing. If on the docket Mr. Gallivan should see something that concerued the Street Commissiouers he would say, "Well, there is a matter on which I had better be present at this meeting and hear what is said in regard to it," but if he went down the docket and found not a single item referring to the Street Commissioners at all, he would stay away, naturally. So would I, if there was not an item that touched my department in any way. The idea of this is to bring heads of departments together when things of mutual interest are to be decided, so that the heads of departments in the presence of the City Council and the Mayor may settle at once, for good and all, just what is for the best interests of the city on that subject; and it is not with the intention of having a general discussion of city affairs that the heads of departments in this way. I think

interests of the city on that subject; and it is not with the intention of having a general discussion of city affairs that the heads of departments are called together in this way. I think you mistake what is the object of this ordinance and of this conference, and I think the Mayor understood it in the way I have stated:

Coun. BRAND—Mr. Chairman, I would like to ask Mr. Sturgis what earthly use there is, then, of the membors of the City Council coming here and speuding the afternoon if his theory of the interpretation of the ordinance is correct?

Coun. McDONALD—Mr. Chairman, I don't think there is anybody here who understands the ordinance as drawn up but Mr. Sturgis. He says he drew it up. I was present when it was adopted here, and I got a different impression of what it meant and of what we were to be brought here for. I understood that the City Council were to meet the heads of the different departments and have a general discussion upon ull matters of interest to the City Council, the heads of departments and tho public in general. That was my understanding. If that is not so, if the ordinance does not mean that, or was not drawn up to meet that, I think we ought to draw up a new ordinance or not, have these conferences. up a new ordinance or not, have these conferences. If we are going to come here and discuss only some particular, specific thing, as has been suggested, some matter in which a particular improvement association or civic organization may be interested, why have a general conference for that purpose? It seems to me it would be useless and that the conference would mean nothing. There could be no valuable results from a conference like that. I think we ought to come here to discuss anything of interest to the city government, the heads of departments or to the public in general, to find out why things are or are not being done, to find out what rights we have in the premises, to find out the situation of things generally. If we are not to have that right, I should certainly move to amend the ordinance so that we will have that privilege. As Mr. Gallivan said, wait until the Mayor comes back and tells us what we should do. If he tells a different story from what has been told by Mr. Sturgis, we can hear it then. Let us find out where we lit. I certainly do not want to come here and wasto an afternoon upon a certain small provement association or civic organization may where we fit. I certainly do not want to come here and wasto an afternoon upon a certain small specific matter which does not call for any such general conference. If we are to come here of an afternoon let us discuss public questions of interest to the City Council, the heads of departments and the public, and let us come here with that purpose. I do not object to our having a depart. I think that is a proper thing the same that purpose. I do not object to our having a docket. I think that is a proper thing, the same as we have a calendar for our meetings; but when we have once come here let us discuss everything in general, as Coun. Brand says, after the docket has been acted upon. We can have a docket and

act upon or call up certain things and dispose of them, and we can then bring up other matters of interest to members of the City Council, heads of departments and the public, matters that may properly be considered in such a conference. While it is well enough to have a programme, let us at these conferences discuss everything in general, or not have them at all.

Coun. CURLEY—Mr. Chairman, there seems to be some conflict in relation to the ordinances, and, as chairman of the Committee on Ordinances, I think we can straighten it out by the next meeting. I think it certainly was not intended that the City Council should have no voice in these proceedings, because certainly they ropresent the

the City Confer should have no voice and proceedings, because entainly they represent the largest organization in the city that will attend any of these conferences, because they are elected by all the voters of Boston. I personally represent about 40,000, and I think Mr. Collins represents about 47,000; so certainly they should be borne in mind as well as the organizations which have been referred to. We made the ordinance and, after all, it is within our power to say whether we shall be considered or not. There seems to be some conflict of authority. I agree with what Coun. Hale says in relation to a calendar. I think that is the only sound method we can follow. In reference to the Mayor taking charge of the meetings, if he is permitted to take charge he will do all the talking. Nobody else will be permitted to say a word. In the City Council we have a calendar and rules which outline certain specific ways of doing business, and it is impossible for us to do anything or get anywhere unless we have certain rules to follow. We have a calendar. Now, we will say that I am interested in a matter that affects the Park Department, the Hospital Department or the Health Department, I write out my proposition and send word to the City Clerk, and the City Clerk has a notice sent to the head of the department affected. That matter appears on the calendar, and if any other member has anything that also appears. If any civic organization desires any proposition considered, that appears on the calendar, and the head of the department affected is notified. In the general consideration of propositions I feel that these conferences are going to be beneficial. I feel that perhaps they will remove considerable criticism of pretty nearly all the city departments and particularly the School Department, and I feel that the place to discuss such questions as will be considered is right here in this way, where there may be an interchange of ideas, where we may, perhaps, prove to a certain head of a department that our ideas on certai proceedings, because certainly they represent the largest organization in the city that will attend any of these conferences, because they are elected

athough that does not mean that I move an adjournment at this time.

Mr. STURGIS—Mr. Chairmau, I do not seem to be able to speak without making myself misunderstood. I entirely agree with all that Coun. Curley has said. The heads of departments are called together in this way, although perhaps any one of them is interested in not more perhaps any one of them is interested in not more than one, two or three matters before the conference. But the members of the City Council are here because they represent the whole City of Boston and are interested in everything done by any department. They are much the most interested parties to these conferences. All I meant to say was that if there were not things on the docket which touched schoolhouses in any way or shape I should not feel that I was neglecting my department if I did not come to the meeting, but if there was anything on the docket that touched my department I should feel that I must be here. As for the members of the Council, I should feel that they would want to be here at every meeting, because, no matter what Council, I should feel that they would want to be here at every meeting, because, no matter what the doeket is, every single item is bound to deal with matters in which they are interested as representatives of the eitizens. Of course, they ought to fire questions at the heads of the departments. If the schools are not being run right or built right I want to get that information straight from the Council, and I shall be glad to get it.

Mr. GALLIVAN—Mr. Chairman, I am very strongly in favor of postponement until we have a chance to hear from his Honor the Mayor, and

I certainly hope the motion to postpone will prevail. It may be true that when he comes here he will do all the talking, but if he were here today—and I say this without any reflection on the chairman or the gentleman who has attempted to explain wby we are here—we would probably know what we are here for. When he is able to be at one of these gentrages was the will refer to the contract of the

the chairman or the gentleman who has attempted to explain why we are here—we would probably know what we are here for. When he is able to be at one of these conferences we will get from him a definite idea—uo matter how much talking he may do—of what these conferences are meant for, and without his presence we are all in the air. I certainly am, and I don't see any rays of intelligence scattered about this Baard among the gentlemen at whom I am looking as to what we are here for. So I hope this motion will be postponed until the Mayor can be with us.

Chairman FOWLER—it seems to me you all want about the samething. You want a calendar and you want to be able to discuss anything that comes up regardless of the calendar. Isn't that about it, all around? So I don't see what we will gain by postponing the matter. We will simply lose a month's time. That is, if the motion originally made prevails, you have a calendar, which is entirely at your discretion to use or abuse, and after it is considered you can consider anything that may be of interest to any gentleman here. However, I will put the motion to postpone first. The motion is to postpone the motion made by Coun. Hale and seconded, that the various heads of departments, the councilors, and others interested in these conferences, send to the City Clerk a week or so before the next meeting. The motion has been made by Mr. Gallivan and seconded, that that motion be postponed until the next meeting. The question now comes on the motion to postpone.

Coun. BRAND—Mr. Chairman, the objection I raised to the motion of Coun. Hale was that all other matters, with the exception of those that appeared on the calendar, were to be excluded. That was contrary—Chairman FOWLER—I did not understand it so.

Coun. BRAND—I asked particularly about that, and he said 'Yes'.

It so.

Coun. BRAND—I asked particularly about that, and he said, "Yes."

Coun. HALE—In regard to that I expressly said that that was not my intention; that it was simply intended to give precedence to things on the chalest. the docket.

Chairman FOWLER—That is what I understood.

stood.

Coun. BUCKLEY—Mr. Chairman, I do not wish to delay the meeting, but I listened attentively to what Mr. Sturgis had to say and I also heard Mr. Curley and others say that matters of general interest to the City Council and heads of departments could be discussed after the calendar had been disposed of. But in the course of his remarks Mr. Sturgis made the statement that if there was nothing on the docket that interested his department there would be no representative from his department here. Now, if that is to be so, how could we find out about anything that concerned the Schoolhouse Commission if there did not happen to be anything that concerned did not happen to be anything that concerned that commission on the docket? Some of us might wish to know about matters affecting that commission entirely apart from what appeared on the docket

on the docket.

Chairman FOWLER—The point is well taken, but I don't understand that Mr. Sturgis is speaking for anybody but hinself. That is, if he wishes to absent himself because nothing appears on the docket concerning his department, that is no reason why anybody else should do so. Presumably everybody is called to these conferences, and if anybody stays away it is on his own head. He should make his explanation to the conference or to the Mayor.

Coun. BUCKLEY—In view of that fact then, Mr. Chairman, I hope that the motion to postpone will prevail.

The motion to postpone Coun. Hale's motiou

The motion to postpone Coun. Hale's motiou The motion to postpone Coun, Hale's motiou to the next meeting was declared lost. Mr. GALLIVAN doubted the vote, a rising vote was taken, and Coun. Hale's motion was postponed to the next meeting by a vote of 10 to 8.

It was voted, on motion of Coun. Curley, that when the conference adjourned it be to meet on Monday, July 11, instead of Monday, July 4, at three o'clock p. m.

Coun. McDONALD—Mr. Chairman, I move that it is the sense of this conference that

all heads of departments attend all meetings without fail, and that the City Clerk so notify them.
Chairman FOWLER—I don't think that is at

all necessar

all necessary.

Coun. BALLANTYNE—And I don't think it is necessary, Mr. Chairman, to entertain that motion. It is already provided for in the ordinance that all heads of departments shall be here, and, as Mr. Gallivan says, the Mayor will come pretty near telling what will be done at the conferences, and I think he will come pretty near telling what heads of departments will come and what ones shall stay away.

Coun. McDONALD—Mr. Chairman, if the ordinance says that the heads of departments

Coun. McDONALD—Mr. Chairman, if the ordinance says that the heads of departments shall be here, that is all that is necessary, but I understood the trend of the discussion to be, particularly from the remarks of the gentleman who, as he said, framed the ordinance, that if nothing of interest to his department was on the docket or nothing that affected his department, he wouldn't be here. Now, what I want to get at, if possible, is to have every head of a department here at every meeting.

(The Clerk read the ordinance.)

Chairman FOWLER—That, I think, answers your question.

Chairman FOWLER—That, I think, answers your question.

Mr. CHARLES H. SLATTERY—Mr. Chairman, there seems to be a good deal of misunderstanding as to the scope and correct interpretation of this ordinance. The councilors have one view and some of the heads of departments seem to have another and entirely different view of it. It seems that the heads of departments are expected to be here at the meeting. Now a motion has been made—and the matter postponed—as to a certain form of procedure that is going to govern the proceedings of this body. It is going to be a fairly large body, and it seems to me before this conference attempts to settle down and do any work it might be well if a committee were appointed to draw up some to settle down and do any work it might be well it a committee were appointed to draw up some set of rules which should govern the procedure of the body. In order to do that some time would have to be taken. The committee might be able to report back at the next meeting, and then rules might be adopted. As in the case of the City Council, which has to have certain rules and certain forms of procedure, certain matters coming up at one time and others later, it seems to me in the ease of this body before it can get down to business it is absolutely necessary that some method of procedure, some set of rules, shall be adopted, and I would move that a committee be appointed.

appointed.

Coun. HALE—Mr. Chairman, might it not be advisable, in view of what Mr. Gallivan has said, that we wait until we get the permission of his Honor the Mayor before we appoint this committee?

Mr. GALLIVAN—Mr. Chairman, I don't know whether that remark is addressed to you or to me, but the suggestion that the City Treasurer has offered is the first intelligent suggestion I have heard to-day, and I rise to second his motion.

Coun. CURLEY—Mr. Chairman, I rise to a point of order. We may have heard only one

intelligent suggestion, but it was not a motion,

intelligent suggestion, but it was not a motion, so there was't anything to second. I will at this time move, Mr. Chairman, that a committee of three be appointed to draw up rules and order of procedure, the committee to consist of his Honor the Mayor, the President of the Council and the gentleman who offered the suggestion but who did not make the motion, Mr. Slattery.

Mr. SLATTERY—Mr. Chairman, I think perhaps Mr. Curley did not hear the wind-up of my remarks. If my memory serves me correctly, I did say that I moved that a committee be appointed, although I did not put it in the shape of a formal motion, saying what the size of the committee should be. It was entirely informal.

Coun. CURLEY—As I understand it, Mr. Chairman, the only matters we can really consider here as having been brought to the attention of the body are those that have been put in either verbal or written form. If a man thinks of a motion but does not give any indication verbally of his desire that that motion be put, or does not present it in writing, then I don't think it is properly before us. Now, I think I paid attention to what the gentleman said, and I did not hear him make a motion. He may have intended to make a motion, but I don't think that he did make a motion, but I don't think that he did make a motion. He did, however, offer a suggestion. If the Chair understood him to make a motion, I will withdraw mine.

Chairman FOWLER—The Chair would ruthat the gentleman did make a motion, seconded by Mr. Gallivan, that a committee be appointed to provide rules of procedure for this conference. Will the mover of the motion please specify the number to be on that committee and the mode of appointment?

Mr. SLATTERY—I think the committee should be appointed by the Chair I am net

number to be on that commutee and appointment?

Mr. SLATTERY—I think the committee should be appointed by the Chair. I am not particular as to the number.

Chairman FOWLER—Three?

Mr. SLATTERY—Say a committee of five.
It was voted that a committee of five be appointed by the Chair to prepare rules and orders for the conduct of the conferences, under the ordinance.

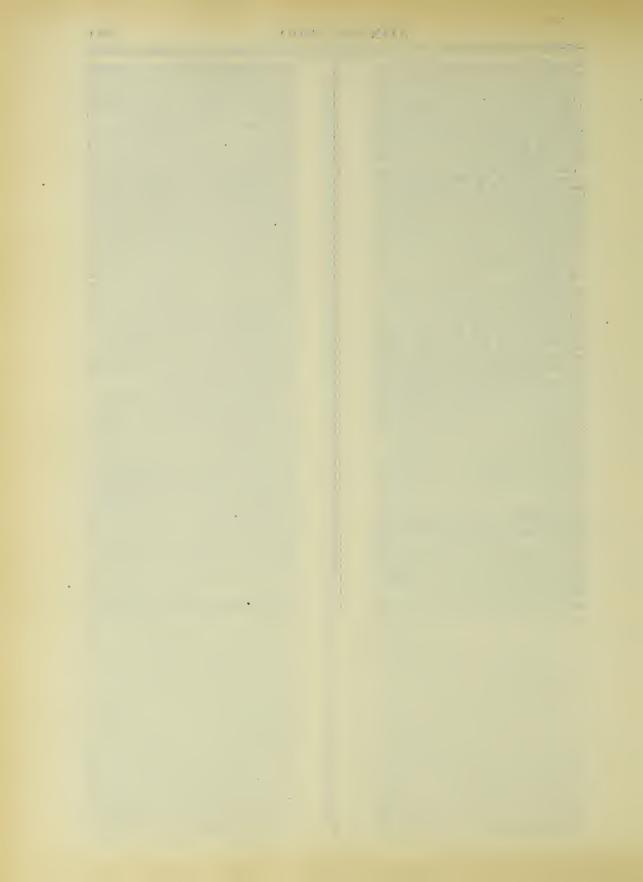
The Chairman later appointed as said committee: Messrs. Slattery, Gallivan, Sturgis, Everett and Curley.

The Chairman later appointed as said committee: Messrs. Slattery, Gallivan, Sturgis, Everett and Curley.

Mr. JOHN H. DUNN—Mr. Chairman, I am not here representing the department, but I am here representing his Honor the Mayor in connection with the parade on the Fourth of July, and I believe every head of department has received a circular stating just what his Honor the Mayor would like to have them do in connection with that affair. I think this might be a good time to find out from the heads of departments just what they are going to do in be a good time to find our from the frame of departments just what they are going to do in connection with that. Chairman FOWLER—Is there any action to be taken on that? (No response.) There seems to

charman FOW LER—Is there any action to be taken on that? (No response.) There seems to be no motion. Is there anything further before the meeting to-day, any other business? (No response.) If not, a motion to adjourn is in order.

Adjourned, on motion of Coun. COLLINS, at 4.22 p. m., to meet on Monday, July 11, at 3 p. m.



## CITY OF BOSTON

# Proceedings of City Council.

Monday, June 13, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'eloek p. m., President BALLANTYNE in the chair and all the members present.

The Council voted, on motion of Coun. HALE, to dispense with the reading of the records of the

last meeting.

## APPOINTMENTS BY THE MAYOR.

APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments, all for the term ending April 30, 1911, viz.:

(1) Julian Codman (51 Carver street, Ward 7), Huntington Smith (51 Carver street, Ward 7), and Frank J. Sullivan (51 Carver street, Ward 7), Constables of the City of Boston for the term ending April 30, 1911. The above named persons are connected with the Animal Reseue League and are to serve without bonds.

(2) James C. Brenner (138 I street, Ward 14) and Stephen W. Welton (268 Eustis street, Ward 17), as Weighers of Coal.

(3) Algernon D. Brown (100 Chestnut street, Everett), Charles T. Chapin (6 Arundel park, Ward 24), Sydney C. Higgms, (399 East Seventh street, Ward 21), C. W. H. Wood (30 Bow street, Somerville), to be Weighers of Coal.

(4) John W. Kelley (68 Clifford street, Ward 21), to be a Measurer of Wood and Bark, Inspector of Pressed and Bundled Hay and Straw, Measurer of Grain, Weigher of Boilers and Heavy Maehinery and Weigher of Beef.

(5) John F. Dixou (144 Wilmington avenue, Ward 24), to be a Gauger of Liquid Measures.

(6) Raffaele Cannelio (1A Garden Court street, Ward 22), and James L. Hourihan (3 Lineoln place, Ward 3), as Constables of the City of Boston.

Severally laid over under the law.

Severally laid over under the law.

## RESIGNATION OF CONSTABLE.

The following was received:

City of Boston, Office of the Mayor, June 9, 1910.

To the City Council:
You are hereby notified that I have this day accepted the resignation of Joseph W. Ferris as a constable of the City of Boston.
Respectfully,

JOHN F. FITZGERALD, Mayor.

Placed on file.

#### LIST OF PARK IMPROVEMENTS.

The following was received:

Jnne 13, 1910.

To the City Council:

\_ I transmit herewith a communication from the Park Department, containing a reply to your order requesting a list of needed improvements at parks and playgrounds calling for loans.

Respectfully,

John F. Fitzgerald, Mayor.

Board of Commissioners of the Department of Parks, June 9, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—An order from the City Conneil
has been sent to the Park Commission requesting
a list of estimates for desirable improvements
connected with different portions of the parks,
in order that appropriations may be arranged
for in a loan bill. Ou May 23 I wrote you send-

ing you such a list of estimates, and I inclose herewith a copy of that letter that you may traus-mit it to the Council in answer to your request. Yours very truly, ROBERT S. PEABODY, Chairman.

City of Boston, Board of Park Commissioners, May 23, 1910.

Commonwealth avenue:

Hon. John F. Fitzgerald,
City Hall, Boston:
Dear Sir,—We herewith submit to you a revised list of estimates for desirable improvements connected with different portions of the Boston parks, in order that when you arrange for a loan bill appropriations may be made for such of these as commend themselves to you and those who vote the appropriation.

Louin and planting:		
Brighton avenue to War- ren street	\$9,750	
ren street	27,000	
		\$36,750
Strandway: Sanitary on playground Feneing children's playground Children's shelter	\$12,000	
ground	1,000 1,500	
Protection of beach, b,000		
eubie yards filling at 60e	3,600	18,100
Copp's Hill Terraces: Grading	\$800	
Grading	1,600	
pavement at \$2 Changes in masonry and fenees		
fenees	800	3,200
Charlestown Playground: Completion of sanitary and locker building		0,
Completion of sanitary and locker building	\$10,000	
Grading, loam and planting	I,500	
Completion of gymnasium	500	12,000
Rogers Park:		
SanitaryGrading, loam and planting.	\$7,500 2,000	
		9,500
Neponset Playground: Filling and grading	\$10,000	
Shelter	1,500	
Billings Field:		11,500
Filling and grading Fence around children's	\$2,500	
eorner	I,000 I,500	
Prince Street Playground:		5,000
PavingShelter	\$3,600	
Shelter	1,500	5,100
Mystic Playground: Raising sea wall and grading.		1,500
Roslindale Playground:		
Retaining wall Feneing, including children's eorner Grading.	\$2,500	
eorner	2,000	
Grading,	500	5,000
Forest Hills Playground: Sanitary and locker building.		
Sanitary and locker building.		15,000
West Third Street Playground:	fonding	
Grading, surfacing, loaming, sanitary accommodations,	ete	8,300
West Fifth Street Playground:		
Grading, surfacing, loaming, sanitary accommodations,	feneing, ete	8,800
Fellows Street Playground:		4.000
Sanitary accommodations		4,000
Chestnut Hill Park, Additions: Grading and planting		1,500
		\$145,250

Appropriations as follows might be judiciously pent for neighborhood playgrounds for little folks

Ward			
	3	 	 25,000
	14	 	 35,000
	15	 	 35,000
	16	 	 35,000
	13	 	 25,000
	20	 	 35,000
	23	 	 35,000

\$260,000

Yours very truly, Robert S. Peabody, Chairman. Referred to the Committee on Finance.

## CONVENIENCE STATION, CENTRAL SQUARE.

The following was received:

City of Boston, Olfice of the Mayor, June 9, 1910.

To the City Council:

The inclosed communication from the Secretary of the East Boston Improvement Association, requesting that ten thousand dollars (\$10,000) be set aside for the purpose of installing a convenience station at Central square, East Boston, is hereby submitted, with a statement of the cost of similar structures in Bostou and colorates a sequently the Central Section 2. elsewhere, prepared by the City Engineer.

Respectfully,

John F. Fitzgerald, Mayor.

East Boston Improvement Association,
East Boston, June 2, 1910.
Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,— By direction of the East Boston
Improvement Association, by the vote of our last
meeting, I have been requested to write and ask
that you set aside the sum of \$10,000 for the pur-

that you set aside the sum of \$10,000 for the purpose of installing a convenience station in our Central Square Park, East Boston.

Trusting this matter will receive your consideration, we remain,

Very truly yours,

East Boston Improvement Association,

R. W. PIGEON, Secretary.

Engineering Department, June 9, 1910.

Mr. William A. Leahy,
Secretary to the Mayor:
Dear Sir,—Concerning the cost of public convenience stations, several have been built in this vicinity, the cost of which is given below.

The one on the Common, near Park street, cost short \$15,000

The one on the Common, near Park street, cost about \$15,000.

The town of Brookline has recently built one, adjoining the fire station at Village square, which cost \$8,000. This amount does not include cost of land, the grading of the grounds or of an independent heating apparatus, heat being obtained from the plant of the fire station. Mr. French, the town engineer, stated that he thinks \$10,000 would have been ample for the same structure including the above items.

The city of Lawrence has also recently built a convenience station. This is located on the Common, and is underground. It cost about \$14,000.

For a detailed description of the two last mentioned stations, reference may be made to descriptions of them contained in papers read before the Boston Society of Civil Engineers, copies of which are submitted herewith.

A much cheaper style of structure was built in Merrimac square, Boston. This is entirely above ground and is made of iron. This could probably be duplicated in most any locality where water supply and drainage are readily obtainable for about \$2,500.

All of the above costs are exclusive of the cost All of the above costs are exclusive of the cost of land.

Yours respectfully,
William Jackson,
City Engineer, Referred to the Committee on Finance.

## TEMPORARY SCHOOLHOUSE COMMISSIONER.

The following was received:

City of Boston, Office of the Mayor, June 9, 1910.

Olfice of the mayor,

To the City Council:
You are hereby notified that I have this day designated City Engineer William Jackson to serve temporarily as Schoolhouse Commissioner in place of R. Clipston Sturgis, whose resignation from this office has been accepted by me.

Respectfully,

Respectfully,

Respectfully,

JOHN F. FITZGERALD, Mayor.

Placed on file.

## RECONSTRUCTION OF CURTIS HALL.

The following was received:

City of Boston, Office of the Mayor, June 10, 1910.

Office of the Mayor, June 10, 1910. To the City Council:

I beg to submit the appended letter from the Superintendent of Public Buildings, outlining the status of the work of reconstructing the Curtis Hall building at the date when it was written. Since that time the plans have been modified, chiefly by the elimination of the running track and a reduction of the dimensions of the swimming pool. Proposals were invited upon these modified plans and the following bids were submitted: submitted:

A. Varnerin Compa	ny					\$69,799
Ford & Denning John A. Roonev	•	•	٠	•	٠	74,221 75,720
C. H. Belledeu .	:		:	·	:	81,928

Unfortunately the bid of the A. Varnerin Com-

Unfortunately the bid of the A. Varnerin Company, which was the lowest, had to be rejected because of a technical irregularity.

The cost of roofing the building, a work which has already been completed, and the lowest bids for heating and ventilating, plumbing apparatus, electric wiring, together with an estimate of the architect's fee, are exhibited in the appended table:

ours or					
Roofing .					\$13,996
Heating and ve					22,277
Plumbing appar					6,237
Electric wiring,					4,415
Architect's fee,	10 per	cent	on	estı-	10.000
mated cost					12,000

\$58,925

If the lowest bid for the work of reconstruction be added to this total, the amount needed for the entire improvement will be \$128,724. The appropriation is only \$75,000, leaving a deficit of \$53,724, for which a special appropriation will have to be provided.

I believe that these facts and figures should receive the attention of your houorable body as a basis for any action which you may take toward convolcting this public improvement.

completing this public improvement.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Public Buildings Department, Boston, April 23, 1910.

Public Buildings Department,
Boston, April 23, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston:
Sir,—The brick building known as "Curtis Hall," located on South street, Jamaica Plain, Ward 22, the first floor of which was occupied as a branch of the Boston Public Library and the second floor of which contained a large hall, used for public meetings, dancing parties, etc., was badly damaged by fire at about three o'clock a, m. on December 15, 1908, after being used the night previous for a dancing partty.

The interior of the building was left useless, but the four walls remained standing, and a representative of the Building Commissioner reported them as being in good condition.

The branch library was fortunate in not suffering any great loss of books and relocated their rooms in rented quarters near by.

For some years past 1 understand there had been numerous complaints that the privilege of the hall had been much abused by organizations using the same for dancing parties. Numerous meetings were held by the residents in that vicinity and many protested against the reconstruction of the building along the old lines with

a public hall, but advocated rebuilding as a public gynnasium, with swimming pool, shower baths, etc., and a committee representing 1,700 residents so petitioned Ex-Mayor Hibbard.

Mr. Lewis H. Bacon of No. 27 School street was selected as the architect and he was instructed to confer with Mr. James C. White, Ex-Mayor Hibbard's secretary, Dr. Edward M. Hartwell of the Statistics Department and Mr. Joseph B. Maccabe of the Bath Trustees, with the result that the present scheme of rebuilding with large swimming pool, shower baths, etc., was adopted. In order that the pool which is planned to be 55 feet long by 23 feet wide may be installed, it will be necessary to build an extension on the rear of the building for the boiler room, coal pocket, etc.

pocket, etc.

It was estimated that this work of reconstruc-It was estimated that this work of reconstruction could be performed for seventy-five thousand (75,000) dollars and the City Council of last year transferred this amount from the appropriation for Public Buildings Department to a special appropriation for this purpose.

As the walls had been left standing it was essential that they be properly protected from the weather and consequently a contract for a new roof of iron and glass was made, to cost \$13,996. This work is now nearing completion.

This work is now nearing completion.

After advertising for proposals for the balance of the work of reconstruction, steam heating and or the work of recombing apparatus, electric wring, etc., it developed that the amount of the appropriation was not sufficient, as shown by the following which represents the lowest bidders in their respective lines.

A. Varnerin(But one proposal received.)	. \$89,446	00
For heating and ventilation: James P. Dwyer For plumbing apparatus, etc.:	22,277	00
Michael Ahern	6,237	00
For electric wiring, fixtures, etc.:  James Wilkinson & Co	4,415	00
Contract for new roof as already made	13,996	00
	\$136,371	00
Architect's fee is to be 10 per cent on total cost	13,637	10
Total cost under present scheme,	\$150,008	10

By eliminating certain parts of the work of minor detail, which will in no way alter the general scheme, I feel that a reduction of about \$8,000 might be made in the above.

By eliminating the suspended running track, reducing the length of the swimming pool Irom 75 feet to about 40 feet and thereby doing away with the erection of the addition to the building in the rear of same, and also other minor details as to quality of finish used and also by substituting wood lathing for metal lathing, I am of the opinion that a deduction of twenty-five thousand (25,000) dollars might be made from bids submitted.

I doubt if it is good judgment to make these

I doubt if it is good judgment to make these

I doubt if it is good judgment to make these latter eliminations, as while, of course, this expenditure as shown in the initial cost is considerable, nevertheless the scheme proposed to be followed is very desirable and satisfactory to all parties concerned.

For the purpose of providing quarters for the branch library, an appropriation of \$30,000 was passed by the City Council of list year, and the building is now being erected on the same lot of land with the Curtis Hall building.

Yours respectfully,

G. W. Morrason,

Superintendent of Public Buildings.

Referred to the Executive Committee,

## RELEASE OF RESTRICTIONS.

The following was received:

City of Boston, Office of the Mayor, June 9, 1910.

Office of the Mayor, June 9, 1910.

To the City Council:

I submit the inclosed proposition and plan which represent a compromise between the Park Square Trust and the Copley Square Trust on the subject of the release of certain setback restrictions in return for the surrender to the city, under specified conditions, of certain strips of land upon

the estate known as the old Art Museum property. the estate known as the old Art Museum property. In my judgment this proposition, though it may require amendments and verbal alterations, is worthy of favorable consideration by your honorable body. It is certainly preferable to the alternative of a long period of vacancy or disuse, in one or both of the properties controlled by these trusts, which are not merely central but pivotal points in the real estate development of that section of the city.

The value of the land to be deeded to the city, amounting to over nineteen thousand (19,000)

The value of the land to be deeded to the city, amounting to over nincteen thousand (19,000) square feet, is estimated at about two hundred and eighty-five thousand dollars (\$285,000). The cost of the street improvements, which constitute the only actual outlay that the city is called upon to make, is a comparatively trifling figure, the land for the Stuart street widening, forming a strip twenty-five feet deep from Trinity place to Dartmouth street, being given to the city by the Copley Square Trust, and the cost of construction for this piece being borne by the Park Square Trust. The question in its simplest form is whether these street widenings and the property development, which will inevitably follow, are offset by the partial removal of the setback restrictions on three sides of the estate.

It is understood that the Copley Square Trust intends to erect a large hotel upon the property, the lines of which are to be altered by this proposition. I invite your attention, however, to the fact that their statement, herewith submitted, does not specifically pledge the trust to carry out this plan.

Respectfully.

this plan.

Respectfully,
John F. Fitzgerald, Mayor.

Boston, Mass., June 8, 1910. To his Honor the Mayor and the City Council of

the City of Boston:
The Trustees of the Copley Square Trust under an indenture of trust dated April 22, 1902, and recorded with Suffolk Deeds, Book 2821, page 113, recorded with Silion Deeds, Book 2521, page 115, as a substitute for the proposition submitted by them to the Mayor and the City Council of the City of Boston under date of May 27, 1910, respectfully make the following proposition in relation to the parcel of land owned by said trustees bounded by Dartmouth street, St. James venue, Trinity place and Stuart street in said

Boston.

The trustees to release to the City of Boston a strip of their land twelve (12) feet in width abutting on Dartmouth street, shown as parcel markel "D" on the plan hereinafter mentioned; a strip twenty-five (25) feet in width abutting on Stuart street, shown as parcel marked "H" on said plan; a strip twelve (12) feet in width abutting on Trinity place, shown as parcel marked "G" on said plan; and also to release to said city the bow piece, so called, abutting on St. James avenue, shown as parcel marked "A" on said plan; and two small parcels of land, one containing about two hundred sixty-two and \( \frac{1}{2}6 \) square feet and marked "C" on said plan, and the other containing two hundred sixty-three and \( \frac{1}{2}6 \) (263.8) square feet and marked "B" on said plan; the plan hereinafter referred to being entitled "Plan of land owned by the Copley Square Trust," dated June 7, 1910, and drawn by Aspinwall & Lincoln, civil engineers, a copy of which plan is hereto annexed and made part hereof.

of which plan is hereto annexed and made part hereof.

Provided that said strip 25 feet in width abutting on Stuart street shall be laid out at once as a part of said Stuart street and be constructed by said city to completion as part of said street at the expense of the Park Square Real Estate Trust within one year from this date; and provided also that all the other strips and parcels of land including said bow piece so to be released by said trustees to the city shall be haid out at once as part of the streets on which the same respectively abut, and shall be constructed to completion as part of said streets, respectively, by the city on or before January 1, 1912 and provided that none of said layings out shall be made under the betterment law, so called, or if made ander the betterment law, the city to assume and pay all betterment sasessments made or assessed upon the remaining land of said trustees, and pay all betterment assessments made of assessed upon the remaining land of said trustees, and provided also that the City of Boston, as payment and consideration for the release of said strips and parcels, shall release the remainder of said parcel of land of said trustees bounded by said four streets from all restrictions heretofore imposed on this land in and by any deeds of said city to or indentures made by said city with the crty to or indentures made by said city with the Muscum of Fine Arts or otherwise, it being under-stood, however, that if said trustees in building up to the new lines of all or any of said streets shall cut into the banks or filling of any of such streets which said trustees are to have the right to do, the said trustees shall build retaining walls

to do, the said bracks, to retain such streets.

J. Morris Merenitu,
John P. Reynolds,
Trustees of the Copley Square Trust.

Boston, June 8, 1910.

Boston, June 8, 1910.

The undersigned, the Trustees of the Park Square Real Estate Trust, so called, under a declaration of trust dated September 15, 1909, and recorded with Suffolk Deeds, Book 3418, page 504, as such trustees, but not individually or personally, hereby agree with the City of Boston, that if the foregoing proposition of the Trustees of the Copley Square Trust to the Mayor and City Council of the City of Boston is accepted and carried out and if said 25-foot strip of said land of said Copley Square Trust is laid out and constructed as part of Stuart street all as in said proposition provided, said Park Square Real Estate Trust, will, on demand of said City of Boston, pay to said city the cost of constructing said Stuart street as so laid out between Dartmouth street and Trinity place.

This agreement is made upon the stipulation that neither of the trustees nor the shareholders of the Park Square Real Estate Trust shall be held to any personal liability under or by reason of this agreement, the intention hercof being to bind only the funds and property of the said last named trust.

Trustees of the Park Square Real Estate Trust.

named trust.

Trustees of the Park Square Real Estate Trust,
By LAURENCE MINOT,
Managing Trustee.

Referred to the Executive Committee.

## PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

## Claims.

Clams.

August H. Menslage, for compensation for damage to his own and his wife's clothing, and to buggy, by a spraying machine of the city. George W. Brown, to be reimbursed \$175 paid by him in settlement of a claim against him as driver of the prison van.

Frank J. Munster, to be paid for time lost while an employee of the Sanitary Department, on account of an accident.

G. T. Everett, for compensation for damage to coat.

to coat.

Faneuil Hall.

Petitions for use of Faneuil Hall, viz.:
Loyal Order of Moose, Boston Lodge No. 34,
evening of July I.
Henry S. Dewey (two petitions) Saturday,
June 11, at 2 p. m. and afternoon of June 16.
Hebrew Emigrant Aid Society, evening of

June 26. Executive Committee.

Petitions for permits for children under fifteen years of age to appear at various places of

years of age to appear at various places of amusement, viz.:

The Altar Society of St. John's Episcopal Church, Charlestown, Marion Allen et al. to appear at parish house June 9.

Adelaide Thomas, permit for children to appear at Huntington Chambers Hall on June 16.

Odelle D. Beauvais, for children to appear at Parker Memorial Hall on June 29.

Petitions for sidewalks, viz.:

Petitions for sidewalks, viz.:

## Brick.

N. Maynes, 337 Adams street and on the Gibson street side, Ward 24. Nathan W. Robinson, 68 Grampian way, Ward 20.

Elizabeth A. Quirk, 33 Rockwell street, Ward

#### Artificial Stone.

E. N. Foss, 660 Beacon street, Ward 11. Bertha M. Dollof, 15 Wayland street, Ward 16. Max Goldman, 61–63 Glenway street, Ward 20. George B. Jeffery, 76 Draper street, Ward 20.

Alexander Shapiro, 8 Fowler street, Ward 20. Fannie Shaw, 22-24 Thane street, Ward 20. K. A. Mulcahy et al., 17-21 Homestead street, Ward 21.

Ward 21.
Lonis Sondon, 145 Townsend street, Ward 21.
P. H. Lannin, 56 Wenham street, Ward 23.
Elmer P. Oakman, 41 Walnut street, Ward 24.
S. M. & J. F. Maffeo, 96-98 Lauriat avenue,
Ward 24.

Fred C. Gilpatrie, 113 Richmond street, Ward 24.

Ward 24. Herbert L. Ewell, 2 Oakman street, Ward 24. Barnet Levenbaum, 1534–1536 Dorchester avenue, Ward 24. Mrs. M. E. Gough, 49 Walnut street, Ward 24. George A. Eastman, 373–385 Neponset avenue, Ward 24.

A. Clapp, 43 Walnut street, Ward 24.

#### CONSTABLES' BONDS.

The City Treasurer, after having duly approved of the same, submitted the constables' bonds of John E. Andrews, Patrick J. Collins, Eugene S. Cronin, William G. Dolan, Robert J. Dooley, Patrick J. Heffernan, Thomas F. Holden, William M. McDonald, Thomas J. O'Keefe, St. Clare H. Richardson, David Schapero, Henry C. Schrieves, John F. Welch.

Approved by the Council.

#### COAL AND COKE LICENSES.

Copies of coal and coke licenses granted by the Secretary of the Commonwealth were received. Placed on file.

## ACKNOWLEDGMENT OF SYMPATHY.

A communication was received from Mrs. G. A. A communication was received from Mrs. G. A. Hibbard and family, gratefully acknowledging expression of sympathy at the time of the death of former Mayor George A. Hibbard.

Placed on file.

## RAILROAD POLICE.

Notice was received from the New York, New Haven & Hartford Railroad Company that cer-tain persons are no longer employed as railroad police,

Placed on file.

A copy of the record of the appointment by the Police Commissioner of railroad police for the New York, New Haven & Hartford Railroad was received.

Placed on file.

A copy of the record of the appointment by the Police Commissioner of railroad police for the Boston, Revere Beach & Lynn Railroad was received.

Placed on file.

## STORAGE OF GASOLENE, ETC.

Notices were received, under licenses granted by the Board of Aldermen in 1908, of storage of gasolene, etc., at locations, and of intention to continue such use for one year from this date, viz.: Nicholas A. Moran, boat in Boston Harbor. Quincy Market Cold Storage & Warehouse Company, 69 Eastern avenue, Ward 6.

## EXTENSION, ETC., OF TRACKS.

Copies of orders were received from the Street Commissioners, granting permission to West End Street Railway Company for relocation of tracks and extension of time and location, viz.: a Relocation of tracks on Warren street, Roxbury,

307th location. Extension of time on 266th location. Placed on file.

#### APPROVAL OF ROUTE.

Notice was received from the Railroad Com-missioners of approval of route of Elevated Rail-way from Sullivan square to Everett and Malden, Plaged on file.

## NOTICE OF HEARING.

Notice was received from the Railroad Commissioners of hearing June 16, on petition of West End Street Railway Company, for approval of 304th, 305th and 306th locations. Placed on file.

GRANTING OF LOCATION. A copy of order of Street Commissioners was received granting locations to Newtonville and Watertown Street Railway Company on Brighton avenue and North Beacon street, 4th location.

Placed on file and ordered printed.

## ERECTION OF POLE.

Copy of order was received from Wire Commissioner, granting permission to Edison Electric Illuminating Company to erect one pole on Damrell street, Ward 15.

Placed on file.

## APPROVAL OF APPOINTMENTS.

Notices were received from the Civil Service Commission of approval of the following appoint-

ments, viz.:

Thomas F. Lally, to be Overseer of the Poor.
Bowdoin S. Parker, to be City Collector.
Edward H. Eldredge, to be member of Board

Appeal.
Mrs. Mary E. McIsaac, to be Music Trustec.

Placed on file.

#### NOTICES OF APPOINTMENTS.

Notices were filed with the City Clerk by the Mayor, as follows:
Appointment of William M. Murphy, on June 9, as Bath Trustee.

appointment of Richard M. Walsh, June 11, to

Appointment of Richard M. Walsh, June 11, to be Bath Trustee.

Appointment of Andrew A. Badaracco, on June 11, to be Principal Assessor.

Appointment of Charles Logue, on June 11, to be Schoolhouse Commissioner.

Appointment of Manus J. Fish, June 11, to be Superintendent of Public Buildings.

Placed on file.

## COST OF NEW STREET, DORCHESTER.

The following was received:

City of Boston, Street Laying-Out Department June 9, 1910.

To the Honorable the City Council:

Gentleman,—Replying to the order of your honorable board of May 9, last, requesting the Board of Street Commissioners to make a plan and to estimate the cost of a street, not less than 50 feet wide, from Minot street, Dorchester, over the 20-foot sewer location to the Grantite Branch Railroad, the following is submitted:

 
 Land and grade damages.
 \$7,940

 Construction.
 36,660
 

\$52,000

This estimate is exclusive of any sewerage works which may be necessary.

The plan for the proposed improvement is on file in this office, where it may be seen by any one interested.

J. J. O'CALLAGHAN, Secretary. Placed on file.

#### CONFIRMATION OF APPOINTMENTS.

President BALLANTYNE called up No. 1,

President BALLANTINE caned up Ao. 1, unfinished business, viz.:

1. Action on appointments submitted by the Mayor, June 3, of Francis J. Duffee and William C. Wall, to be constables for the term ending April 30, 1911.

The question came on confirmation. Committee, Coun. Collins and Hale. Whole number of ballots cast 7, yeas 7, and the appointments were confirmed.

ments were confirmed.

#### MINORS' LICENSES.

The PRESIDENT submitted applications for minors' licenses from thirteen newsboys, three bootblacks and five vendors.

Voted, That licenses be granted on the usual

conditions.

## PARKMAN MEMORIAL MUSIC STAND.

Coun. BRAND offered an order—That a music stand should be erected on the Boston Common as a memorial to the late George F. Parkman; that the cost of the same be met from the income of the Parkman Fund; and that the plans of the same be subject to the approval of the Superintendent of Public Grounds, the Art Commission and the Music Department.

Passed.

## ORDERS CONCERNING PARKMAN FUND.

Coun. HALE, in presenting the following

Coun. HALE, in presenting the following papers, said:

Mr. President, I submit these orders, which have been agreed upon by the Committee on Parkman Fund.

Coun. HALE offered an order—That fifty thousand dollars be appropriated from the income of the Parkman Fund for the current year, to be used under the supervision of the Superintendent of Public Grounds for renovating the Common in accordance with the plans being prepared by Frederick Law Olmstead; and for the construction of a memorial bandstand on the Common, said plans of which to be subject to the approval of the Superintendent of Public Grounds, the Art Commission and the Music Department.

Passed.

Resolved, That it is the opinion of the Boston

Passed.
Resolved, That it is the opinion of the Boston City Council that the Parkman House, No. 33 Beacon street, be leased by the city for a long term of years.
Ordered, That the Mayor be requested to attempt to have such lease made, the terms of which to be subject to the approval of the Boston City Council.

Resolve adopted and order passed.

## FLAGS TO BE DISPLAYED.

Coun. BRAND offered an order—That the City Messenger be instructed to cause the flags to be displayed on all public buildings and squares to-morrow, June 14, "Flag Bay"; the expense attending the same to be charged to the appropriation for City Council, incidental expenses. Passed.

## ADMISSION TO COUNCIL CHAMBER.

Coun. HALE offered an order That no person excepting heads of departments and reporters shall be allowed in the anteroom or upon the floor of the Council Chamber while the Council is

Coun. BRAND—Mr. President, in connection with that order I would like to move that the President appoint a Committee on Rules consisting of three members.

sisting of three members.

The question came on the passage of the order. Coun. BUCKLEY—Mr. President, I presented that order for Coun. Hale a few weeks ago. It was not presented of my own volition, and it seems to me to be a pretty serious order. It is not that we want the public coming in here on the floor, or anything of that sort, but if there is any person here who wants to see us, it is a hardship to make him go upstairs in the gallery, where he cannot always attract our attention. Therefore, I think, perhaps it is an unwise order. If there

is any way of getting around that, I might be in favor of the order, but I don't see how we can see the people who insist upon coming to see us on meeting days unless we give them a chance to come on the floor. For that reason I think the order will be postponed for a week until we know just where we stand. I would move that it be referred to the Executive Committee. The order was referred to the Executive

Committee.
Coun. BRAND—Mr. President, I move that a Committee on Rules be appointed by the President to consider just such matters as this.
Coun. Brand's motion was carried.
Chairman BALLANTYNE—The Chair will appoint the same committee that he appointed earlier in the year as a temporary committee—Coun. Collins, Curley and Ballantyne.

## STREET LIGHTING BY CITY,

Coun. HALE offered the following: Resolved, That it is the opinion of the Boston City Council that, instead of continuing the contract for street lighting with the Rising Sun Lighting Company, the city should buy its own

gas lamps.

The resolution was read a second time, and the

The resolution was read a second time, and the question came on its passage.

Coun. HALE—Mr. President, as I have already stated before this Board the bid of the Rising Sun Company is \$23.60 per lamp. By buying our own equipment we can, including all capital charges, obtain each lamp at an expense of only \$22.01, over a dollar saving for each lamp, amounting to something like \$19,000 a year. I, for one, am against continuing a contract where the city loses money every year, and I hope the resolution will bass. resolution will pass.

The resolution was adopted.

## INSTALLATION OF MANTLE GAS LAMPS.

Coun. HALE submitted an order—That the sum of \$180,000 be and hereby is appropriated, to be expended by the Street Department for the purchase and installation of twelve thousand inverted maurtle gas lamps; and that to meet the said appropriation the City Treasurer be hereby authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said aunount for said purposes.

Referred to the Committee on Finance.

## CLOSING OF NORTH HARVARD STREET.

Coun. HALE offered an order-That the Police Coun. HALF offered an order—That the Police Commissioner be authorized to close to travel by vehicles, except fire, police, hospital and mail wagons, North Harvard street, Ward 25, from Western avenue to the Cambridge line, on Monday, July 4, from 2 to 5.30 o'clock p. m. Passed.

## ADVERTISEMENTS ON TEMPORARY STRUCTURES.

Coun. HALE offered an order—That the Corporation Counsel be requested to report to the City Council as to the legality of advertisements placed on temporary structures in public streets.

## SIDEWALK, WIGGLESWORTH STREET.

Coun. HALE offered an order—That the Superintendent of Streets make a sidewalk along both sides of Wigglesworth street between Huntington and Longwood avenues, Ward 19, in front of the estates bordering thereon, said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width and to be built of brick with granite edgestone, under the provisions of chapter 437 of the Acts of 1893. Referred to the Executive Committee.

## RESTRICTIONS, COPLEY SQUARE PROPERTY.

That the Corporation Counsel be requested to transmit to the City Conneil, at his earliest convenience, the exact restrictions on the property of the Old Art Museum, Copley square.

Coun, COLLINS—Mr. President, on this matter there seemed to develop at the last hearing we had on the subject some ambiguity at least as to just what these restrictions were, and it seems to me that we are taking for granted what the restrictions are said to be. This is a matter of conveyancing, and we have a Law Department, the restrictions are said to be. This is a matter of conveyancing, and we have a Law Department, with a man particularly fitted by long training for work of this kind, Mr. Owens. For that reason I offer this order, so that the Council may understand just what the restrictions are. It was said by one gentleman at the hearing the other day, that there is some doubt as to the bow piece. This matter can be cleared up by a proper examination of the title, and it seems to me we ought to have it. I, for one, am in this position in regard to the matter. I believe when men of responsibility come forward and want to help Boston we ought to help them. On the other hand, we, acting as trustees for 600,000 people, ought to act slowly and see that Boston gets something in return for what it does. Accordingly I offer this order.

Coun. HALE—Mr. President, with Coun. Collins' consent, I would like to amend that order so as to include the title to that bow piece.

Coun, COLLINS-I will include that, Mr. President

President.

The order was amended by adding the words "and in whom is vested the title to the bow piece in front of said property."

The question came on the passage of the order as amended.

Coun. BRAND—Mr. President, I understand that this matter will come before the Executive Committee to-day. With that in view I would suggest as an amendment or substitute that the Corporation Counsel, Mr. Babson, and the City Conveyancer, Mr. Day, be invited to appear before the Executive Committee so that we may take some action to-day without delaying the take some action to-day without delaying the matter further.

Coun. COLLINS-Mr. President, it seems to

matter further.

Coun. COLLINS—Mr. President, it seems to me it would be a good plan to have Corporation Counsel Babson and Mr. Day appear before the Executive Committee to-day, but it seems to me there is no reason why this order should not pass now, in order that the title of the property may be examined forthwith.

Coun. Brand's motion was declared carried. Coun. COLLINS doubted the vote and asked for the yeas and nays, and Coun. Brand's motion was lost, yeas 3, nays 3.

Yeas—Coun. Attridge. Ballantyne, Brand—3. Nays—Coun. Collins, Hale, Kenny—3.

The question came on the passage of the order. Coun. BRAND—Mr. President, it seems to me that this is a simple matter, as Mr. Day has all the facts in his possession at the present time, and was present at the hearing the other day. He is fully informed on this subject, and it seems to me if we invite him to be present this afternoon the whole matter can be cleared up. If Corporation Counsel Babson is also invited to appear, the legal aspects of the matter can be cleared up as well. I move you, sir, that this order be referred to the Excentive Committee.

Coun. COLLINS—Mr. President, I don't know whether Mr. Day has looked up the title to this property or not. If he has and is able to report progress to the Excentive Committee to-day, very well. But I see no harm in passing the order, in any event.

Coun. HALE—Mr. President, it seems to me

well. But I see no harm in passing the order, in any event.
Coun. HALE—Mr. President, it seems to me we are arguing about something that really is not important. All of us want the same thing and would like to have a report to-day, if possible. But, in any event, it seems to me, there is no reason why this order should not be passed. It can certainly do no harm. One of the reasons why I voted against sending it to the Executive Committee was because I felt that I would like to have the exact restrictions on the records. We can then have the order come up before the Executive Committee in some intelligent way, if possible. But I see no objection to passing the order, and it certainly is not worth fighting about.

President BALLANTYNE—The Chair would say that if the order is passed there is nothing to prevent the committee from calling Corporation Counsel Babson and Mr. Day before the commit-

Counsel Babson and Mr. Day before the committee this afternoon.

Coun. BRAND—Mr. President. I don't care to argue the matter. I thought perhaps it was unnecessary to pass the order, and would cause a little delay, whereas if we could get the representatives of the Law Department before us this afternoon we could get some intelligent idea about the matter, and that later in the session would be time enough to pass the order, if necessary.

Coun. Brand's motion to refer the order to the Executive Committee was lost, and the order was

Executive Committee was lost, and the order was

passed.

## FLOATS AT CHARLESBANK.

Conn. HALE offered an order—That there be appropriated from the income of the Parkman Fund the money necessary to build two floats adjoining the Charlesbank.

Referred to the Committee on Parkman Fund.

#### IMPROVEMENT OF CHARLESBANK.

Coun. HALE offered an order-That there be coun, HALE offered an order—That there be appropriated from the income of the Parkman Fund ten thousand dollars to improve the Charlesbank in accordance with the letter of Mr. Pettigrew to Mr. Peabody, contained on page nine of Public Document No. 153 of 1909, and in accordance with the contained on page nine of Public Document No. 153 of 1909, and in accordance with the contained on the contai page nine of Public Document No. 153 of 1909, and in accordance with subsequent recommendations made by the Park Department to the Mayor; including the following items:
Granolithic sidewalks along the river between Cambridge and Leverett streets; two additional floats in the river; and a juvenile baseball field near Leverett street.

Referred to the Committee on Parkman Fund.

## LIBRARY BRANCH IN NORTH END.

Coun. HALE offered an order—That the sum of fifty thousand dollars be and hereby is appropriated, to be expended by the Library Department for the erection of a branch public library in the North End; and that to meet the said appropriation the City Treasurer be hereby authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount for said purposes.

Referred to the Committee on Finance.

## APPROPRIATION FOR NORTH END PARK.

Coun. HALE offered an order—That the sum of thirty-five thousand dollars be and hereby is appropriated, to be expended by the Park Department for the improvement of the North End Park; and that to meet the said appropriation the City Treasurer be hereby authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston to said amount for said purpose.

Referred to the Committee on Finance.

## JUVENILE BALL FIELD, COMMON.

Com. HALE offered an order—That the Superintendent of Public Grounds be requested, through his Honor the Mayor, to report to the City Council as to the advisability of reserving a certain part of the Common for juvenile baseball games, and as to the possibility and advisability of having such a baseball field included in the new plans for the Common.

Passed.

## CONDITIONS IN PIKE ALLEY.

Coun. HALE offered an order—That the Board of Health be requested to report to the City Council as to the conditions now existing in Pike alley, and as to the possibility and advisability of closing said alley.

Passed.

#### CONSTRUCTION OF PIKE ALLEY,

Coun. HALE offered an order—That the Street Commissioners be requested to report to the City Council as to the possibility and advisability of constructing a street where Pike alley now is. Passed.

## ASPHALTING AUBURN STREET.

HALE offered an order-That the Coun. HALE onered an order—that the Street Commissioners be requested to report to the City Council as to the possibility and advis-ability of asphalting Auburn street and Wall street for the purpose of climinating noise. Passed.

## LOWELL AND WALL, ONE-WAY STREETS.

Coun. HALE offered an order-That the Street Commissioners be requested to report as to the possibility and advisability of making Lowell and Wall streets one-way streets in order to climinate the congested traffic conditions. Passed.

## STREETS FOR PLAYGROUNDS.

Coun. HALE offered an order—That the Street Commissioners be requested to report to the City Council as to the possibility and advisability of using certain streets in the West End HALE offered an order-That the during certain hours of the day for playgrounds for children. Passed.

## RESURFACING NORTH BENNET STREET PLAYGROUND.

Coun. HALE offered an order—That the Park Department be requested, through his Honor the Mayor, to resurface the North Bennet Street Playground, and to make a report as to the same to the City Council.

Passed.

#### USE OF STREET SWEEPINGS.

Coun. HALE offered an order—That the Super-intendent of Streets, through his Honor the Mayor, be requested to confer with the Park Commission in regard to the advisability of using street sweepings in the Brighton district for grading the vacant land at the corner of Cambridge and Mansfield streets Mansfield streets.

Passed.

## PROGRESS OF ELEVATED.

Coun. HALE offered an order—That his Honor to clun. IIAE oldered an order—that his Honor the Mayor be requested to communicate with General Bancroft of the Boston Elevated Railway Company and to obtain from him a report as to the progress of the elevated railroad to Cambridge; and report in regard thereto to the City Council.

Passed.

## EXTENSION OF BOWKER STREET.

Coun. HALE offered an order—That the Street Comm. HALE oldered an order—That the Street Commissioner be requested to report to the City Council as to the possibility and advisability of extending Bowker street through Chardon street to Pitts street; and of extending Bowdoin street to Moss place.

Passed.

#### TENEMENT HOUSE COMMISSIONER.

Coun. HALE offered an order-That his Honor the Mayor be requested to investigate the need of having a tenement house commissioner to look after housing conditions of the City of Boston; and report in regard thereto to the City Council. Passed.

## UNDERGROUND CONVENIENCE STATIONS.

Coun. HALE offered an order—That the Health Department be requested to report to the City Council as to the possibility and advisability of having an underground convenience station at Lowell square and another at Bowdoin square. Passed.

## WOODEN SHELTER, MT. BOWDOIN GREEN.

Coun. BRAND offered an order—That the Superintendent of Public Grounds be requested, to crect a wooden shelter of 20 feet by 20 feet on Mt. Bowdoin green, Dorchester, for the convenience of patrons of said green.

Passed.

## SIDEWALKS, UNION PARK STREET, ETC.

Coun. ATTRIDGE offered an order-That the Coun. ATTRIBGE offered an order—That the Superintendent of Public Grounds be requested to place granolithic sidewalks at the junction of Union Park street, Waltham street and Harrison avenue; the expense attending the same to be charged to the appropriation for Public Grounds Department. Department. Passed.

## PLAYGROUND FOR CHILDREN. FRANKLIN SQUARE

Coun. ATTRIDGE offered an order—That the Superintendent of Public Grounds be requested to maintain for the use of children that portion of playground at Franklin square which was set aside for them.

Passed.

#### BAND CONCERT, FRANKLIN SQUARE,

Coun. ATTRIDGE offered an order-That the Board of Music Commissioners be requested to cause a band concert to be given at Franklin square, Ward 12, on the evening of July 4.

Passed.

## EMPLOYEES' VACATION, REGISTRY OF

Coun, ATTRIDGE offered an order-That the Register of Deeds be authorized to allow a three weeks' vacation, without loss of pay, to all employees in his office; the expense to be charged to the appropriation for County of Suffolk, Registry of Deeds.

Referred to Committee on County Accounts,

## JURISDICTION OF BATH AND PARK DEPARTMENTS.

Coun. COLLINS offered an order—That the Corporation Counsel be requested to transmit to the City Council at his earliest convenience his opinion as to the exact jurisdiction of the Bath and Park Departments over properties in which said departments are said to have concurrent

jurisdiction.

The question came on the passage of the order. Coun. COLLINS—Mr. President, if the meeting we had with the heads of departments brought out one thing, it seems to me, it was this; that the Bath Department and the Park Department have Bath Department and the Park Department have no clear ideas as to just what their rights are in those properties and how far they can go. Coun. Kenny offered an order pertaining to L Street Bath, involving an expenditure of \$35,000, and there has been considerable difficulty as to just how that money shall be spent and who shall have the right to say just what type of building shall be creeted. It is commonly reported that the Park Department has the authority. In a smaller way I have had the same difficulty with a house at McKenzie Beach. It seems to me the City Council should have a clear and well-defined idea

as to just exactly what powers those departments have. Accordingly I have offered that order, hoping that some light may be thrown on the situation.

The order was passed.

## POLICING OF FRANKLIN FIELD.

Coun. COLLINS offered an order—That the Police Commissioner be requested, through his Honor the Mayor, to cause Franklin Field, Dor-

Honor the Mayor, to cause Franklin Field, Dorchester, to be properly policed.

Coun. COLLINS—Mr. President, this is another matter in which there seems to be considerable doubt as to just who has the authority to properly police Franklin Field. Some say it is the Police Department and others the Park Department, but the fact is this, that Franklin Field is not a local field for Dorchester or Roxbury. It is a playground used by all the boys and girls of Boston, and there has been considerable rowdyism there, particularly on Saturday afternoons, and practically no policemen whatever. Men and women with their families go there to enjoy themselves, and boys persist in mixing in with the crowd, throwing balls, and disturbing and frightening women and children. It seems to me that the park should be properly policed, in order that people who go there may enjoy themselves and people who go there may enjoy themselves and be protected. Accordingly I offer that order. The order was passed.

#### PAYMENT OF PETTY BILLS.

Coun. BRAND offered an order—That there be allowed and paid to the Postal Telegraph-Cable Company, for messenger service incurred by the Board of Aldermen, Clerk of Committees and City Messenger during the years 1909–10, amounting to twenty-seven and 190 dollars,

Board of Aldermen, November, 1909	\$8	08
Board of Aldermen, January, 1910	I 1	45
Board of Aldermen, February, 1910	- 5	66
Clerk of Committees, January, 1910		95
City Messenger, January, 1910		75
City Messenger, February, 1910		40

\$27 29

and that the President be authorized to approve said bills, the same to be charged to the appropriation for City Council, incidental expenses. Passed.

## TELEPHONES FOR CITY OFFICERS.

Coun. BRAND offered an order—That authority be hereby granted the Clerk of Committees and City Messenger to maintain a telephone in their respective residences, and that the City Auditor be authorized to allow for payment, upon the approval of the President, the bills for said service as they may become due; the expense thus incurred to be charged to the appropriation for City Council, incidental expenses.

Passed

## FIRE ESCAPES, QUINCY SCHOOL.

Coun. ATTRIDGE offered an order—That the Schoolhouse Commissioners be requested, through his Honor the Mayor, to place suitable fire escapes on the Quincy Grammar School, Ward 7.

## PLAYGROUND, WARD 7.

Coun. ATTRIDGE offered an order—That the Mayor be requested to take immediate steps toward the selection of a playground in Ward 7, the money for which was included in the Loan Bill of 1909 and which was passed by the City Council The question came on the passage of the orders. Coun. ATTRIDGE—Mr. President, in reference to these two orders I might say that the people of Ward 7 are very much interested in

these two particular items, the first ealling for fire escapes on the Quiney Grammar School. That is one of the large schoolhouses in the central section of the city. At present that school contains 632 pupils. It is an old school building and the staircases are of wood, and the necessity for proper fire protection for the boys who attend the school can be seen at once—632 pupils with-out proper means of escape in ease of fire. I trust that the Schoolhouse Commissioners will see to it that some money is spent on this particular school for fire escapes and that it will be speut at once. It might be the means of saving the lives of some of the pupils of that school. The other order asks that the Mayor be requested to take the invalidation of the state of the school of the state of the school. The other order asks that the Mayor be requested to take immediate steps towards securing a playground for the people of that district. Ward 7 is the smallest ward in Boston in point of area and in number of registered voters. Nevertheless it is one of the most crowded sections of our city. There are many children in that district, children of various nationalities. Many of the children are afternoon. sections of our city. There are many children in that district, ehildren or various nationalities, Many of the children are of poor parents and it is impossible for them to go to the other parts of the city, such as Franklin Park or Franklin Field, because of the limited means of their parents. Last year the Board of Aldermen and the Common Council passed an item of \$25,000 for the purchase of land suitable in that district for a playground. The original item was included in the Loan Bill, but the late mayor of Boston, Mayor George A. Hibbard, just deceased, vetoed it. When the item was presented to the Board of Aldermen, the Board passed it over his veto by a vote of 11 to 1; the Common Council passed the order overwhelmingly. It was the consensus of opinion last year among the men who formed the city government of Boston that Ward 7 was entitled to a playground. The money was included in a loan bill, was vetoed by the mayor and then passed over his veto. The present mayor of Boston should see to it that this money is expended for suitable land which can be used for a playground in this particular district.

The orders were passed.

The orders were passed.

## TRANSFER FOR CHELSEA STREET BRIDGE.

Coun. HALE called up No. 2, unfinished

Coun. HALE caused up No. 2, unministrations business, viz.:

2. Ordered, That the City Auditor be and hereby is authorized to transfer the sum of \$1,500 from the appropriation for Congress Street Bridge to the appropriation for Chelsea Street Bridge.

On May 23 the foregoing order was read once and passed, yeas 9.

The order was read a second time and again passed, yeas 8, nays 0.

#### RECESS.

The Council voted at 4 p. m., on motion of Coun. BRAND, to take a recess subject to the

call of the Chair.

The members reassembled in the Chamber and were called to order by the President at 5.54 p. m.

## COUNTY ACCOUNTS.

COUNTY ACCOUNTS.

Coun. ATTRIDGE, for the Committee on County Accounts, submitted the following:

(1) Reports on petitions of George G. Browne, Albert S. Nason and Robert H. Davison (severally referred June 3), for retirement under the provisions of chapter 459, Acts of 1910, recommending the passage of the following, acting as County Commissioners, viz.

Whereas, George G. Browne, an employee of the House of Correction, Deer Island, has applied for retirement from active service under the provisions of chapter 459 of the Acts of 1910, and Whereas, It appears from the certificate of the adjutant general that said Browne is a veteran of the Civil War, and it further appears from the certificate of the Penal Institutions Commissioner that said Browne has been in the service of the county for at least ten years, that his salary is now \$660 per annum, and that he is incapacitated for active duty and has arrived at the age of sixty-five years, therefore be it

Ordered, That under the provisious of chapter 459 of the Acts of 1910, George G. Browne, an

employee of the House of Correction, Deer Island, be retired from active service at the salary of \$330 per aunum.

Whereas, Albert S. Nason, an employee of the House of Correctiou, Deer Island, has applied for retirement from active service under the provisions of chapter 459 of the Acts of 1910,

House of Correctiou, Deer Island, has applied for retirement from active service under the provisions of chapter 459 of the Acts of 1910, and

Whereas, It appears from the certificate of the adjutant general that said Nason is a veteran of the Civil War, and it further appears from the certificate of the Penal Institutions Commissioner that said Nason has beeu in the service of the county for at least ten years, that his salary is now \$660 per annum, and that he is incapacitated for active duty and has arrived at the age of sixty-five years, therefore be it.

Ordered, That under the provisions of chapter 459 of the Acts of 1910, Alhert S. Nason, an employce of the House of Correction, Deer Island, be retired from active service at the salary of \$330 per annum.

Whereas, Robert H. Davison, an employee of the House of Correction, Deer Island, has applied for retirement from active service under the provisions of chapter 459 of the Acts of 1910, and Whereas, It appears from the certificate of the adjutant general that said Davison is a veteran of the Civil War, and it further appears from the certificate of the Penal Institutions Commissioner that said Davison has been in the service of the county for at least ten years, that his salary is now \$540 per annum, and that he is incapacitated for active duty and has arrived at the age of sixty-five years, therefore be it.

Ordered, That under the provisions of chapter 459 of the Acts of 1910, Robert H. Davison, an employee of the House of Correction, Deer Island, be retired from active service at the salary of \$270 per annum.

Reports accepted; orders passed.

(2) Report on communication (referred May 2) from Charlestown District Court Justice, asking for approval of salary for probation officer appointed by him—recommending the passage of the following:

Ordered, That the salary of the prohation officer for wayward and delinquent children of the Municipal Court, Charlestown District of the City of Boston, establishing salaries of additional prohation officers of munic

City of hoseon, establishing staines of authorian probation officers—recommending the passage of the following:

Ordered, That the salaries of two additional probation officers of the Municipal Criminal Court of Boston, determined by the Chief Justice of said court, at the rate of \$2,000 each per annum, to hegin April 19, 1910, be and the same is hereby approved, the amount so paid to be charged to the appropriation for the County of Suffolk, Municipal Court, Criminal Session.

Report accepted; order passed.

(4) Report on communication from Justice of Police Court of Chelsea (referred May 23), increasing salary of constable—recommending the passage of the following:

Ordered, That the salary of the constable of the Police Court of Chelsea, determined by the Justice of said court, at the rate of \$1,200 per annum, be and the same is hereby approved, the amount so paid to be charged to the appropriation for the County of Suffolk, Police Court, Chelsea.

Report accepted; order passed.

Report accepted; order passed.

(5) Report on communication from Justice of Municipal Court of the Roxbury District (referred May 21), increasing salary of assistant probation officer—recommending the passage of

probation officer—recommending the passage of the following:

Ordered, That the salary of the assistant probation officer of the Municipal Court of the Roxbury District of the City of Boston, determined by the Justice of said court, at the rate of \$1,500 per annum, beginning April 1, 1910, be and the same is hereby approved, the amount so paid to be charged to the appropriation for the County of Suffolk, Municipal Court, Roxbury District.

Report accepted: order passed.

Report accepted; order passed.

## ACCOUNTS OF BATH DEPARTMENT.

Coun. HALE offered an order-That the City Auditor be requested to make an investigation of the manner of keeping the accounts in checking receipts of cash in the Bath Department, and report to the City Council, with suggested chauges,

## TABLE, ETC., OFFICIAL STENOGRAPHER.

The PRESIDENT offered an order—That the Superintendent of Public Buildings be authorized to purchase a suitable table and chairs for the official stenographer of the City Council.

Passed.

## CLAIMS.

Coun. BUCKLEY, for the Committee on Claims, submitted a report on claim of Boylston Market Association for damages to their property, the Gaiety Theatre Building, Washington street, Boston—recommending the passage of the following:

lowing:
Ordered, That there be allowed and paid to the
Boylstou Market Association the sum of \$1,800
iu compensation for damage to their property,
the Gaiety Theatre Building, Washington street,
caused by the bursting of a water main in Tremont street on January 3, 1910, said sum to be
charged to the appropriation for Water Depart-

ment.
(Recommended by the Water Commissioner.) Report accepted; order passed.

## VACATION FOR FERRY EMPLOYEES.

VACATION FOR FERRY EMPLOYEES.

Coun. BUCKLEY offered an order—That his Honor the Mayor be requested to instruct the Superintendent of Streets to grant two weeks' vacatiou, without loss of pay, to all employees of the Ferry Division of the Street Department.

Coun. HALE—Mr. President, I move that this be referred to the Corporatiou Couusel for his opinion as to the legality of the order.

Coun. BUCKLEY—Mr. President, I don't imagine that it is necessary to send this to the Corporation Counsel. As I understand the city charter, it refers to our using our influence for any specific individual. This does not specify any particular persou; it simply takes the employees in one mass together, and we do not use our influence for them in any way, shape or manner. I don't believe there is any illegality about it. Still, I am satisfied that it should go to the Corporation Counsel.

The order was referred to the Corporation Counsel for his opinion as to its legality.

## VACATION FOR LABORERS.

Coun. BUCKLEY offered an order—That his Honor the Mayor be requested to instruct the Superintendent of Streets to grant two weeks vacatiou to all laborers employed in the various divisions of the Street Department, said vacation to be given without loss of pay.

Coun. HALE—Mr. President, I make the same motion—that it be referred to the Corporation Counsel for his opinion as to the legality of the order.

order.
The motion was earried.

## REMOVAL OF TREES, MAGNOLIA STREET

Coun. CURLEY offered an order—That the Board of Street Commissioners, through the City Council, be requested to request the Superintendent of Public Grounds to remove trees on Magnolia street at Robin Hood street, in accordance with the provisions of Section 28 of the amended charter. Passed.

#### UNIFORMS FOR HEADS OF DEPARTMENTS.

Coun. CURLEY offered an order—That the heads of all departments, paid or unpaid, now

requiring any portion of the departmental force requiring any portion of the departmental force to wear uniforms be obliged to wear uniforms while on duty, as follows: That of Commissioners, unpaid heads, etc., to be of pink color; that of superintendents, etc., to be of helitrope color. The question came on the passage of the order. Coun. CURLEY—Mr. President, in rising to speak in favor of this order I desire to say that

Coun. CURLEY—Mr. President, in rising to speak in favor of this order I clesire to say that there is quite a serious principle involved in the order as presented. The prevailing custom requires that men employed in the Street Cleaning Division wear a khaki uniform, and that the men employed in the Park Department wear a tan uniform. Now, if the system of uniforms were carried to its logical conclusion it would not be improper or improbable, in view of the fact that the Acting Mayor of the city represents a distinctive race, that the attaches in attendance at the meetings of the City Council wear kilts. I believe it would be perfectly proper. Now, my point is this, that no better service is received from the men who work as laborers from the fact that they wear uniforms than would be received if they did not wear uniforms, and that the commissioners, foremen and clerks who do identically the same service in a different capacity as the laborers—that is, who serve the City of Boston—are not required to wear uniforms. If it is all right to compel the laborers to wear uniforms, why not require the clerks in the office to wear khaki uniforms, to require the commissioners while on duty to wear some kind of uniform, and to require the foremen and inspectors to wear right to compel the laborers to wear uniforms, why not require the clerks in the office to wear khaki uniforms, to require the commissioners while on duty to wear some kind of uniform, and to require the foremen and inspectors to wear uniforms? The new type of badge worn by the men in the Street Cleaning Department—I don't know who is interested in the sale for the city—looks like the old style police badges on the helmets, about 3 inches by 4 inches, and on a hot day a man following the horses in our public highways, in addition to the perspiration created by the character of the cap he wears, must suffer because of that badge. Now, let us take this just a little farther. We will take a man working in the Street Cleaning Division. The common term applied to that man is that of scavenger. It is a wrong term, but suppose that inan has a son or daughter grown up and that they move to a reasonably good neighborhood, and so on,—isn't it a nice thing to have the old man coming home after a hard day's work in a khaki uniform and with a badge 3 inches square on top of his head, and have him pointed out to everybody as a scavenger, the father of a girl talented in some particular line, musical or otherwise. There is quite a principle involved. If the character of the service rendered by the men in the department who are compelled to wear uniforms were materially improved in consequence of their wearing the uniforms I would see no serious objections. I believe it is wrong to discriminate, that it is wrong to say that the men in the Park Department shall wear uniforms, while the men in the Public Grounds Department, the Sanitary Division, the Paving Division and in the Park Department and all other branches of the city service do not wear uniforms. If it is good for the laborers in the Park Department was more particularly distinctive type of uniform by which we might distinguish whom they are and with what departments of the course of the color of the prosent improper and disgraceful system, which works hardship to men

Coun. BRAND—Mr. President, I would like to amend the order. I think that the members of the City Council should wear something becoming their rank and station—gold lace and

The order was rejected. Coun. CURLEY doubted the vote and asked for the yeas and nays. The order was rejected, yeas I, nays 5: Yeas—Coun. Curley—1. Nays—Coun. Ballantyne, Brand, Collins, Hale, Kenny — 5.

#### OILING THE STREETS.

Coun. CURLEY offered an order—That the Superintendent of Streets be requested to consider the advisability of oiling streets at night rather than the day, as at present. Passed.

#### PAVING OF GERARD STREET,

Coun. CURLEY offered an order—That the Superintendent of Streets be requested to pave Gerard street, Ward 17, from Kemble street to George street. Passed.

## LIGHTS, WARD 17.

Coun. CURLEY offered an order—That the Superintendent of Streets be requested to erect and maintain a flaming are lamp in Sheridan square, Ward 17, also one at the junction of Blue Hill avenue and Dudley street. Passed

## ENTRANCE, ETC., TENEAN BEACH.

Coun. CURLEY offered an order-That the Bath Commissioners be requested to provide a suitable entrance at Tenean Beach, Dorchester, also drinking water for patrons of said beach.

## RIVER PARK, WARD 24.

RIVER PARK, WARD 24.

Coun. CURLEY offered an order—That the Coumittee on Finance be requested to include in its first loan bill the sum of \$15,000 for a river park and playground along Neponset river, Ward 24.

Coun. BRAND—Mr. President, I would like to ask Coun. Curley in what part of Ward 24 he would like to locate this particular playground.

Coun. CURLEY—Mr. President, I am not particular in what part of the Neponset river valley it is located. I would say that almost any suitable section would be agreeable to me. The state is going to spend a considerable sum of money for the improvement of the Neponset river basin in the vicinity of Ward 24, between Milton Lower Mills and Blue Hill avenue, and if a suitable river park can be located there I believe it will be a benefit to the entire city.

Coun. KENNY—Mr. President, I move that that order be referred to the Committee on Finance.

Finance.

Coun. CURLEY—That is the way it reads.

Coun. KENNY—If we pass it, we express the wish of this Board that it be done, do we not? Isn't that the way it reads?

The order was read for information. The order

was passed.

## IMPROVEMENT OF PLAYGROUND, McKENZIE BEACH.

Coun. CURLEY offered an order—That the Finance Committee be requested to include in its first loan bill the sum of \$10,000 for improvement of playground at McKenzie Beach, Ward 20. Passed.

## INFORMATION CONCERNING BILL OF MR. HILL.

Coun. CURLEY offered an order—That the Corporation Counsel furnish the City Council, at his earliest convenience, with all the information in the possession of the Law Department relative to the bill presented by Arthur Delron Hill, Esq., for services in bridge matters.
Passed.

#### DISCONTINUANCE OF WEARING UNIFORMS.

UNIFORMS.

Coun. CURLEY offered an order—That his Honor the Mayor request that the wearing of uniforms by enty employees be discontinued.

Coun. BRAND—Mr. President, I move reference of the order to the Executive Committee.

Coun. CURLEY—Mr. President, the position that Coun. Brand takes is always a logical one and usually a very wise one. I recognize the fact that he is about the most level headed member of this body. I introduced an order earlier in the session with a view to bringing more foreibly to the members the ridiculousness of the custom of requiring in two brancaes of the service that the men wear uniforms, and the Council did with the order just what I expected it would do, the only thing it could do. Apparently the purpose of that order sunk into the minds of all the members but Coun. Brand. It was intended to bring to their minds the necessity of some order that would be meritoricas and do justice to the men in two of the city departments. I hope this will not be referred to the Executive Committee. It simply requests that the wearing of uniforms be discontinued. If it is wise to have the Street Cleaning Division employees wear uniforms, why not have the employees of the paving, sanitary, sewer and other divisions wear uniforms. If it is not proper to have them wear uniforms? If it is not proper to have them wear uniforms? If it is not proper to have them wear uniforms. Curley—Why, it covers what the common sense of the Mayor would feel was necessary and what the good sense of this Board deems necessary.

The order was declared referred to the Executive Committee, or medicine of Coun. BRAND—The common contents of the Executive Committee, or medicine of Coun. BRAND

necessary

necessary.

The order was declared referred to the Executive Committee on motion of Coun. BRAND. Coun. CURLEY doubted the vote and asked for the yeas and nays. The order was referred to the Executive Committee, yeas 5, nays 4:

Yeas—Coun. Ballantyne, Brand, Collins, Hale, Kenny—5.

Nays—Coun. Attridge, Buckley, Curley, McDonald—4

Navs—C Donald—4

Coun. CURLEY—Mr. President, I move a reconsideration of the vote just taken in order that I may offer an amendment to the order excluding the policemen and firemen. I believe if that is done it will then be acceptable to a majority of this Board. I sincerely hope that reconsideration will prevail so that opportunity will be obtained to present that amendment. Reconsideration was declared lost. Coun. CURLEY doubted the vote, and asked for the yeas and nays, and reconsideration was lost, yeas—Coun. Attridge, Buckley, Curley, McDonald—4.

Nays—Coun. Ballantyne, Brand, Collins, Hale.

Nays—Coun. Ballantyne, Brand, Collins, Hale, Kenny-5.

## USE OF FANEUIL HALL.

Coun. CURLEY for the Committee on Fancuil Hall, etc., submitted reports on petitions for the use of Faneuil Hall—that leave be granted, viz.:
Machinists Lodge No. 204 (referred June 3),

Machinists Lodge No. 204 (referred June 3), Tuesday, May 31.

Knights of Columbus (referred June 3), October 8 and 9, day and evening.

Hebrew Emigrant Aid Society (referred today), evening of June 26.

Henry 8. Dewey (referred to-day), afternoon of June 16.

of June 16.

Henry S. Dewey (referred to-day), Saturday,
June 11, at 2 p. m.

Loyal Order of Moose (referred to-day), evening of July 1, 1910.

Reports severally accepted; leave granted on
the usual conditions.

## ORDINANCES.

Coun, CURLEY, for the Committee on Ordinances, submitted the following:

(1) Report on ordinance (referred May 16) relative to reservation of seats for women and

children on the Common and Public Garden dur-

emicren on the Common and Public Garden during summer months—that the same ought to pass.
Report accepted; ordinance passed.
(2) Report on message of Mayor and ordinance (referred May 16) relative to use of streets in city for parades—that the same ought to pass.
Report accepted; ordinance passed.

## REQUEST FOR REPORTS.

Coun. KENNY—Mr. President, I desire to call to the attention of the Committee on Rules the fact that on May 9 I offered an amendment to Rule 16, and also on May 16 I offered another amendment to Rule 16. We have had no report

President BALLANTYNE—I will say to Coun. Kenny that there has been no Committee on Rules appointed until to-day. The committee appointed earlier in the year was simply a temporary committee to bring in rules to this Board, and the Committee on Rules appointed to-day will consider those matters that the councilor refers to.

## EXECUTIVE COMMITTEE.

Coun. HALE, for the Executive Committee, submitted the following:

Coun. HALE, for the Executive Committee, submitted the following:

(1) Report on order (referred to-day) that no person excepting heads of departments and reporters shall be allowed in the anteroom or on the floor of the Council Chamber while the Council is in session—that the order ought to pass.

Report accepted; order passed.

(2) Report on order (referred May 23) that the Law Department investigate the workings of the Animal Rescue League so far as the same relates to the City of Boston—recommending passage in the following new druft:

Ordered, That the Executive Committee investigate the workings of the Animal Rescue League in so far as the same relates to the City of Boston—recommending passage in the following new druft:

Ordered, That the Executive Committee investigate the workings of the Animal Rescue League in so far as the same relates to the City of Boston.

Report accepted; order passed.

(3) Report on order (referred to-day) that the Superintendent of Streets make sidewalks along both sides of Wigglesworth street—that the order ought to pass.

Report accepted; order passed.

(4) Report on order (referred May 16) that a Saturday half holiday be granted to all city employees—recommending reference of the same to the Corporation Counsel for his opinion.

Report accepted; said reference ordered.

(5) Report on message of Mayor and order (referred June 3) authorizing officers or boards in charge of departments to grant a holiday without loss of pay to employees on the day of the annual department pionic—recommending reference of the same to the Corporation Counsel for his opinion.

Report accepted; said reference ordered. his opinion.

Report accepted; said reference ordered.

(6) Report on message of Mayor and communication from Superintendent of Streets (referred June 3) relative to inviting bids for street lighting—that the same be placed on file.

Report accepted; communication placed on

file. (7) on order (referred May (7) Report on order (reterred May 23) appointing special committee to investigate the sale of milk, etc., and regulations concerning same—that the same be indefinitely postponed.

Report accepted; order indefinitely postponed.
(8) Reports on petitions (referred June 3) for licenses to run passenger barges—that licenses be granted viz.

be granted, viz.:

Holyhood Cemetery Association and Joseph

M. Howard. Reports accepted; licenses granted on usual

conditions.

conditions.

(9) Reports on petitions (severally referred June 3) for permits for children under 15 years of age to appear at various places of amusement, that permits be granted, viz.:

Nellie E. Nichols, for children to appear at Steinert Hall on June 15.

Myra Pond Hemenway, for permit for Bella Ruff to appear at Steinert Hall on evening of June 14.

Paula Mueller, for permit for children to appear at Steinert Hall on evening of June 6.

B. Guckenberger, for permit for children to appear at Steinert Hall on evening of June 10, 20 and 23.

Reports severally accepted; permits granted

Reports severally accepted; permits granted on the usual conditions.

(10) Reports on petitions (severally referred to-day) for permits for children muder 15 years of age to appear at various places of amusen entent permits be granted, viz.:

Odelle D. Beauvais, for permit for children to appear at Parker Memorial Hall on June 29.

The Altar Society of St. John's Episcopal Church of Charlestown, for permit for children to appear June 9.

Adelaide Thomas, for permit for children to appear at Huntington Chambers Hall on June 16.

Reports accepted; permits granted on the usual conditions.

usual conditions.
(11) Reports usual conditions.

(11) Reports on petitions for sidewalks (severally referred June 3), recommending the passage of orders that the Superintendent of Streets make sidewalks on hereinafter mentioned streets, in front of the following named estates; said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built as specified, the owner to furnish the material in front of estates, as follows: follows:

#### Brick.

Alice D. Manson, 400 E. Third street, Ward 14.

Brick with Granite Edgestone.

Joseph Goldinger, 27–39 Pope street, and 3–7 Chaueer street, Ward 1. Henry Huber, 57–59 Boylston street, Ward 22.

Artificial Stone with Granite Edgestone.

Artherar Stone with Grantic Engestone.

Boston Wharf Company, 321–327 Summer street, Ward 13.

F. A. Corbett, 9–11 Eastman street, Ward 20. Thomas J. Flynn, 56 Columbia road, Ward 20. William E. Wight, 74–76 Bellevue street, Ward 20. Philip Stahl, 26 Richfield street, Ward 20. Alexander Shapiro, 8 Fowler street, Ward 20. Ira W. Shapira, 70–82 Holworthy street, Ward 20.

Ira W. Ward 21.

Thomas H. Galligan, 53 Wenham street,

Ward 23.

Mark Lewis, 167 Talbot avenue, Ward 24.
Isaae Shuruam, 60–76 Florida street, Ward 24.
J. McDevitt, 1029–1033 Blue Hill avenue,
Ward 24.
Sarah F Hanlon, 1420 Blue Hill avenue,

Sarah I Ward 24.

Ward 24.
Mary L. Redihough, 328–334 Centre street, Ward 24.
Frank W. Speneer, 144–160 Washington street and on Union street, Ward 25.
O. Anderson, 32A Chester street, Ward 25.]
Reports accepted; orders passed.
(12) Reports on petitions for sidewalks (severally referred to-day), recommending the passage of orders that the Superintendent of Streets make sidewalks on hereinafter mentioned streets, in front of the following named estates; said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built as specified, the owner to furnish the material in front of estates, as follows: as follows:

## Brick.

N. Maynes, 337 Adams street, and on the Gibson street side, Ward 24. Nathan W. Robinson, 68 Grampian way, Ward 20.

Elizabeth A. Quirk, 33 Rockwell street, Ward 24.

## Artificial Stone.

E. N. Foss, 660 Beacon street, Ward 11.
Bertha M. Dollof, 15 Wayland street, Ward 16.
Max Goldman, 61-63 Glenway street, Ward 20.
George B. Jefferty, 76 Draper street, Ward 20.
Alexander Shapiro, 8 Fowler street, Ward 20.
Fannic Shaw, 22-24 Thane street, Ward 20.
K. A. Mulcahy et al., 17-21 Homestead street,
Ward 21.
Louis Sandon, 145 Townson street, Ward 21.

Louis Sondon, 145 Townsend street, Ward 21. P. H. Lannin, 56 Wenham street, Ward 23. Elmer P. Oakman, 41 Wahnut street, Ward 24. S. M. & J. F. Maffeo, 96-98 Lauriat avenue

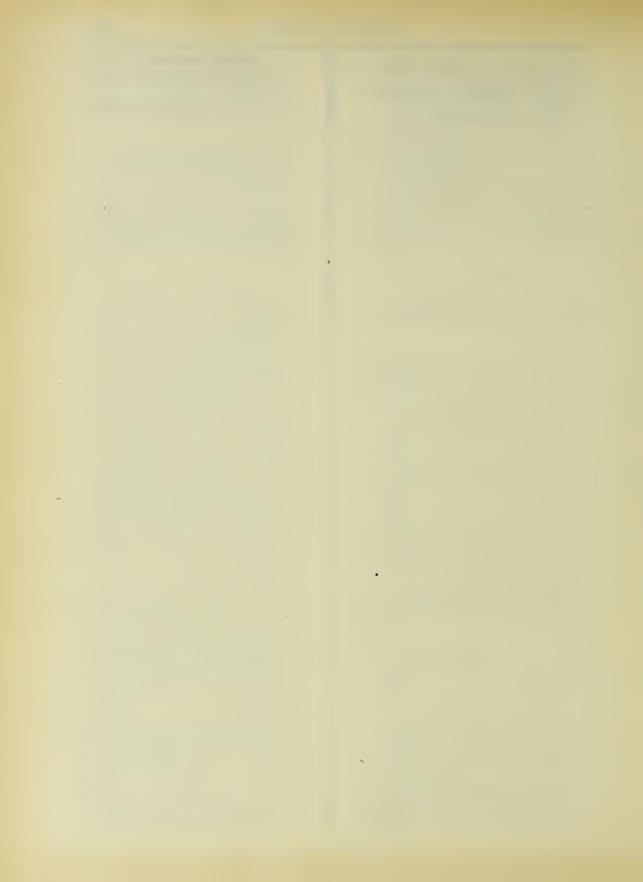
Ward 24.
Fred C. Gilpatric, 113 Richmond street,
Ward 24.

Herbert L. Ewell, 2 Oakman street, Ward 24.
Barnet Levenbaum, 1534–1536 Dorchester avenue, Ward 24.
Mrs. M. E. Gough, 49 Walnut street, Ward 24.
George A. Eastman, 373–385 Neponset avenue, Ward 24.
A. Clapp, 43 Walnut street, Ward 24.
Reports accepted; orders passed.

## GENERAL RECONSIDERATION.

On motion of Coun. BRAND the Council refused a general reconsideration of all action taken to-day.

Adjourned, on motion of Coun. CURLEY, at 6,21 p. m., to meet on Monday, June 20, at 3 p. m.



## CITY OF BOSTON.

# Proceedings of City Council.

Monday, June 20, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent—Coun. McDONALD.

The Council voted, on motion of Coun. HALE, to dispense with the reading of the records of the last meeting.

## JURORS DRAWN.

JURORS DRAWN.

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894 (the Mayor being present), viz.:

Twenty-two grand jurors, Superior Criminal Court, to appear July 5, viz.:

Frank W. Masters. Ward 18; John J. Connell, Ward 20; Julian G. Corsan, Ward 20; Peter Fardy, Ward 5; Charles D. Knuschke, Ward 18; Timothy M. Keane, Ward 13; Charles E. Lennou, Ward 17; Dennis E. Coleman, Ward 22; James J. Flaherty, Ward 22; Daniel P. Miner, Ward 20; William Nason, Ward 24; Frank T. Tracy, Ward 25; James H. Norrington, Ward 24; Patrick J. Cummings, Ward 2; James L. Corr, Ward 20; Frank C. Skinner, Ward 20; Edwin R. Monk, Ward 1; Courtlandt P. Sisson, Ward 25; Jacob Karcher, Jr., Ward 20; Charles A. Bragdon, Ward 24; Sanuel B. Loeffler, Ward 3; Ira T. Atkins, Ward 10.

Forty-one traverse jurors, Superior Criminal Court, to appear July 6, viz.:

Daniel J. Foley, Ward 18; William B. Dobbins, Ward 21; James F. Kelly, Ward 20; George W. Markham, Ward 18; Daniel S. Hickey, Jr., Ward 20; William D. Brown, Ward 10; Alfred G. Flagg, Ward 22; Abel M. Wood, Ward 20; James II. Scanlan, Jr., Ward 21; Denis F. Keating, Ward 13; Charles F. Vere, Ward 22; Claude H. Clark, Ward 12; Joseph P. Morse, Ward 21; Matthew Hennihan, Ward 23; Willis C. Merrill, Ward 21; Patrick J. Keith, Ward 13; John J. Murray, Ward 19; Patrick F. McDonald, Ward 20; Patrick Hennessey, Ward 17; Alfred Stevens, Ward 19; Edward M. Small, Ward 11; Edward Cushing, Ward 24; Charles P. Washburn, Ward 11; Dilip A. Harrison, Ward 17; Alfred Stevens, Ward 9; Edward M. Small, Ward 17; Martin Judge, Ward 15; Harry C. Blatchley, Ward 25; Frank P. McGrale, Ward 16; John J. Connor, Ward 9; John T. Peterson, Ward 17; Charles W. Ahlvren, Ward 15; Harry C. Blatchley, Ward 25; Frank P. McGrale, Ward 16; John J. Connor, Ward 9; John T. Peterson, Ward 17; Charles W. Ahlvren, Ward 15; Harry C. Blatchley, Ward 24; Nicholas J. Naly, Ward 18; John A. Stall, Ward 24; Nicholas J. Naly, Ward 18; John A. Stall, Ward 2.

## SALE OF CITY AUTOMOBILE.

The following was received:

City of Boston, Office of the Mayor, June 16, 1910.

To the City Council: 1 recommend the adoption of the appended order, anthorizing the City Engineer to sell an automobile now in the custody of the Engineering Department.

Respectfully,
John F. Fitzgerald, Mayor.

Ordered, That the City Engineer be authorized to sell the electric automobile belonging to the Engineering Department; the proceeds of the sale to be credited to appropriation for Engineering Department.

Referred to the Executive Committee.

CHELSEA BRIDGE, WIDTH OF DRAW

The following was received:

City of Boston,
Office of the Mayor, June 16, 1910.
To the City Council:
I transmit herewith, in order that it may be placed in the official files, a notice from the United States War Department, relating to "Chelsca Bridge," crossing main or north channel of Mystic river.

Respectfully,
John F. Fitzgerald, Mayor.

War Department,
Washington, D. C., June 3, 1910.
To the City of Boston, Massachusetts:
Take notice that, whereas, the Secretary of War has good reason to believe that the bridge jointly owned and controlled by the cities of Boston and Chelsea, and known as the "Chelsea Bridge," across the main or north channel of Mystic river, and connecting the cities of Chelsea and Charlestown, Mass., is an unreasonable obstruction to the free navigation of the said Mystic river (which is one of the navigable waterways of the United States) on account of insufficient width of draw opening and unsatisfactory location of the draw span;
And whereas, the following alterations, which have been recommended by the Chief of Engineers, are required to render navigation through or under it reasonably free, easy and unobstructed, to wit: Increase the clear width of the draw opening to not less than one hundred (100) feet (and as much more as is practicable without interference with the existing tunnel or conduit of the Metropolitan Water and Sewerage Board under the present draw opening); and provide such draw opening.
And whereas, to June 30, 1911, is a reasonable

opening.

And whereas, to June 30, 1911, is a reasonable time in which to alter the said bridge as described

above:

Now, therefore, in obedience to, and by virtue of, section eighteen of an act of the Congress of the United States entitled "An Act making appropriations for the construction, repair and preservation of certain public works on rivers and larbors, and for other purposes." approved March 3, 1899, the Secretary of War does hereby notify the said City of Boston, Massachusetts, to alter the said bridge as described above, and prescribes that said alterations shall be made and completed on or before June 30, 1911.

ROBERT SHAW OLIVER,

Asst. Secretary of War.

Placed on file.

Placed on file.

## APPOINTMENT BY THE MAYOR.

The following was received:

City of Boston, Office of the Mayor, June 20, 1910.

To the City Council:

Subject to confirmation by your honorable body, I appoint Herbert C. Gray (5 Sheridan street, Ward 24) a Weigher of Coal and a Measurer of Wood and Bark for the term ending April 30, 1911.

Respectfully, John F. Fitzgerald, Mayor. Laid over under the law.

## ANNUITY FOR MRS. GORHAM.

The following was received

City of Boston,
Office of the Mayor, June 20, 1910.
To the City Council:
Chapter 603 of the Acts of 1919, which the Chapter 603 of the Acts of 1910, which the Governor has just approved, authorizes the payment of an annuity of \$300, for a period of ten years, to the widow of John Gorham, who recently met his death while in the employ of the Street Department of this city. He is survived by a widow and family of dependent children, and it is my opinion that the city should contribute, in some measure, toward the support of this woman and these children, who have been deprived of their only means of support through his conscientious devotion to the city's service. In order that the provisions of this chapter may become operative it will be necessary for the City Council to authorize the payment of the annuity, and I therefore submit a draft of order, the passage of which I carnestly recommend recommend.

Respectfully, John F. Fitzgerald, Mayor.

Ordered, That under the provisions of chapter 603 of the Acts of 1910, the Superintendent of Streets be authorized to pay to Mary Gorham, widow of John Gorham, an annuity of three hundred dollars per annum, for a period of ten years, unless the widow shall remarry within said period, said sum to be charged to the appropriation for Street Department, Sewer Division.

Referred to the Executive Committee.

#### BRANCH LIBRARY, CHARLESTOWN.

The following was received:

City of Boston, Office of the Mayor, June 20, 1910.

To the City Council:

To the City Council:

Loan appropriations have been made by former City Councils for "Branch Library, Charlestown, Estate, \$15,000," and "Branch Library, Charlestown, Atterations and Completion. \$15,000," which have not been expended. The Trustees of the Public Library are now disposed to take decisive action with regard to the library service in this section of the city, and I have had a conference with a Committee of the Trustees upon the subject. We arrived at the conclusion that the appropriations referred to above should be merged, and I therefore recommend that your honorable body adopt the appended draft of order which would have this effect.

Respectfully,

John F. Fitzgerald, Mayor.

Ordered, That the City Anditor be authorized to transfer the appropriations of fifteen thousand dollars each from the appropriations for "Braneh Library, Charlestown, Estate" and "Braneh Library, Charlestown, Alterations and Completion" to an appropriation for "Braneh Library, Charlestown,"

The greation company the passage of the order.

Library, Charlestown."

The question came on the passage of the order. Coun. BUCKLEY—Mr. President, I believe that this matter should be put over for another week. I was talking with one of the Library Trustees to-day. I did not understand it in just that way, that he wanted the two library items merged. It now seems that, as far as the Library Trustees are concerned, they feel that they cannot do anything, as far as library affairs in Charlestown are concerned, unless they have that \$30,000 in one sum. However, as it concerns my district particularly, I move that it be put over for one week.

The matter was assigned to the next meeting of the Council.

## PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

Edward R. Olds, for compensation for suit brought against him and judgment rendered for his act as a police officer. Margaret Giblin, to be paid for damages to property, 159 Dorchester ave., by persons using

the playgrounds.

Minnie F. Butterfield, for compensation for

injuries,
Michael F. Rosenthal, for compensation for injuries by an alleged defective sewer cover.
J. F. Campbell, for compensation for personal injuries and damage to property at the North

#### Executive Committee.

Petitions for permits for children under fifteen years of age to appear at various places of amuse-

years of age to appear at various places of amuse-ment, viz.:

Myrtle B. Childs, for children to appear at Highland Hall on June 30.

Boston Newsboys Club, for children to appear at Keith's Theater on June 17.

Orris L. Beverage, for children to appear at Tileston school grounds.

#### CONFIRMATION OF APPOINTMENTS.

President BALLANTYNE called up Nos. 1, 2, and 3, unfinished business, viz.

Action on appointments submitted by the Mayor June 13, viz.:

1. James C. Brenner and Stephen W. Welton, to be Weighers of Coal for the term ending April 30, 1911

30, 1911.

2. Algernon D. Brown, Charles T. Chapin, Sidney C. Higgins, John W. Kelley, C. W. H. Wood, to be Weighers of Coal; John W. Kelley, to be a Measurer of Wood and Bark, an Inspector of Pressed or Bundled Hay and Straw, a Measurer of Grain, a Weigher of Boilers and Heavy Machinery and a Weigher of Beel; and John F. Dixon, to be a Gauger of Liquid Measures;—all for the term ending April 30, 1911.

3. Raffacle Camelio, Paul R. Gast and James L. Hourihan, to be Constables of the City of Boston for the term ending April 30, 1911.

The question came on confirmation. Committee —Coun. Kenny and Attridge. Whole number of ballots cast 7, yeas 7, and the several appointments were confirmed.

were confirmed

were confirmed.

Coun. BRAND called up No. 4, unfinished business, viz.: Julian Codman, Huntington Smith and Frank J. Sullivan, to be constables of the City of Boston for the term ending April 30, 1911, said persons being connected with the Animal Reseue League and to serve without bonds.

The question came on confirmation. Committee—Coun. Brand and Curley. Whole number of ballots cast 7, yeas 5, nays 2, and the appointments were confirmed.

#### NOTICES OF HEARINGS.

Notice of hearing on June 22, on petition of East Boston Company for license to fill solid at Chelsea creek, was received from the Harbor and Land Commissioners.

Notice of hearing on June 23, on petition of Newtonville and Watertown Street Railway Company for approval of 4th location, was received from the Railroad Commissioners.

Notice of hearing on June 23 on petition of West End Street Railway Company for approval of 307th location, was received from the Railroad

Placed on file.

## RAILROAD POLICE.

Copies were received of the record of appointments by the Police Commissioner of railroad police for the Boston, Revere Beach & Lynn Railroad Company.

Placed on file.

## APPROVAL OF APPOINTMENTS.

Notice was received from the Civil Service Commission of approval of the appointment of William F. Fitzgerald to be a Commissioner of

William F. Fitzgerald to be a Commissioner of Sinking Funds.
Notice was received from the Civil Service Commission of approval of the appointment of James W. McLaughlin to be a Bath Trustee.
Placed on file.

## KEEPING OF GASOLENE.

Notices were received, under licenses of the Notices were received, indeer necesses of the Board of Aldermen, granted in 1909, of storage of gasolene at locations hereafter mentioned, and of intention to continue such use for one year from this date, viz.:

M. Steinert & Sons Company, 48 Duncan street,

Ward 19. Charles F. Withington, 35 Bay State road.

Placed on file.

#### CLERK HIRE.

William T. A. Fitzgerald, Register of Deeds, submitted a report in accordance with the provisions of section 33, chapter 22, of the Revised Laws, certifying that persons have been employed in his office from May 23 to June 20, and that work has been performed to the amount of \$2,992.88.

Referred to the Committee on County Accounts.

## INFORMATION CONCERNING ORDERS.

The following was received:

City of Boston,

City of Boston,
Law Department, 73 Tremont Street,
Boston, June 17, 1910.
To the Honorable City Council,
City Hall, Boston:
Dear Sirs,—I return herewith three orders of
the City Council sent to me by the assistant city
clerk for my opinion as to whether they are legal
and in proper form.
In reply I would state that the order authorging the officer or bound in charge of any depart-

and in proper form.

In reply I would state that the order authorizing the officer or board in charge of any department to grant a holiday without loss of pay to the employees of his or their department on the day of the annual picnic of such department seems to me legal and in fair form.

The other two orders, to wit: That requesting the Mayor to instruct the Superintendent of Streets to grant two weeks' vacation without loss of pay to all employees of the Ferry Division of the Street Department, and the one requesting the Mayor to instruct the Superintendent of Streets to grant two weeks' vacation to'all laborers employed in the various divisions of the Street Department, said vacations to be given without loss of pay, are not in good form and are in violation of section 8 of chapter 488 of the Acts of 1909.

Under the provisions of the present city charter all that the City Council of Boston can do is to authorize the Superintendent of Streets or any other head of a department to grant holidays or vacations without loss of pay. In other words, the City Council can authorize under chapter 587 of the Acts of 1908, heads of departments to grant vacations or holidays, but cannot request or instruct the Mayor and the executive departments to grant vacations or holidays, but cannot request or instruct the Mayor and the executive departments to give vacations or holidays.

Thomas M. Barson.

Yours truly,
Thomas M. Babson,
Corporation Counsel.

Placed on file.

## VACATION FOR EMPLOYEES.

Coun BUCKLEY offered an order-That, until Com BUCKLEY offered an order—That, until otherwise ordered, the officers and boards in charge of the various departments be hereby authorized to allow, without loss of pay, to each employee not on a yearly salary, holidays on all legal holidays, half-holidays on Saturdays, and two weeks' vacation during each year.

Referred to the Executive Committee.

## EXECUTIVE COMMITTEE.

Conn. HALE, for the Executive Committee, submitted the following:

(1) Report on petition of C. S. Day et al. (referred May 16) for reduction of rents at New Fancuil Hall Market—recommending the passage of the following:

of the following:
Ordered, That the Street Commissioners consider the advisability of reducing the present charges and making a nominal charge for the use of space on sidewalks in the market district.
The report was accepted, and the question came on the passage of the order.
Coun. BRAND—Mr. Chairman, do I undertoner that the Street Company of the property of the content of the street Company of the content of

coun. BICAND—AIr. Chairman, do I understand that that is a request that the Street Commissioners investigate and make a report upon the matter to the City Council, or to act on their own judgment in regard to it?

President BALLANTYNE—It is a matter for the Street Commissioners to use their own judgment in the street commissioners to use their own judgment the street.

ment upon.
Conn. BUCKLEY--Mr. President, this matter Coun. BUCKLEY—Mr. President, this matter has been gone into very thoroughly, and it seems to me that the City Council ought to take a little bit of responsibility on their own shoulders. We have laid an opportunity to consult the Street Commissioners in the matter, and it seems at this late day as though we ought to be ready to act upon it. Personally, I would rather see the Council act upon it than take up a whole lot more time, having it drag on from week to week and month to month. We are not getting anywhere and seem to be afraid to take any responsibility at all. That is the way it looks to me.

Coun. BRAND—Mr. President, I move to amend the order by adding the words "and report their findings to the City Council."

The question came on the adoption of the amendment.

amendment.

Coun. KENNY-Mr. President, it seems that Coun. KENNY—Mr. President, it seems that that order was prepared in a sub-committee meeting at which not more than three or four members were present. In order that it might be considered further 1 think it would be well to refer it back to the Executive Committee with instructions to report back this afternoon. It can then be considered when we are all present. I move that it be referred to the Executive Committee with instructions to report back this afternoon.

instructions to report back this afternoon. It can then be considered when we are all present. I move that it be referred to the Executive Committee with instructions to report back to-day.

Coun. IIALE—Mr. President, I hope we will not take that action. We had a majority of the Board present at the time when the matter was discussed, and that majority decided that the question be divided into two parts—first, whether the rents should be reduced, and second, whether the assessments should be reduced or made nonlinial. The question of the rents was entirely within our jurisdiction, and that majority decided that the Council should authorize a reduction of the rents. The other part was within the jurisdiction of the Street Commissioners, and we have reported an order requesting them to make an investigation as to that. I think Coun. Brand's amendment is a very good one—that the Street Commissioners report back their conclusions as to whether the charges should be reduced, and after receiving their report we can act upon the matter. But I can see no sense in referring this back to the Executive Committee, as we have already considered it there with a majority present.

Coun. KENNY—Mr. President, some of us were not at that meeting and might like to discuss it. I don't think this Board should send a communication to the Street Commissioners with an intimation that they ought to reduce those charges. It seems to me there is that intimation in the order when we ask them to consider the advisability of doing something. Why suggest that to them? Why not submit the matter to them without any intimation, letting them take it up de nono. I don't believe this order should go to the Board with its intimation that they should consider the advisability of doing it. I think the matter to them without any intimation, letting them take it up de nono. I don't believe this order should go to the Board with its intimation that they should consider the advisability of doing it. I think the matter to be beard upon it.

upon it.

Coun. COLLINS—Mr. President, as one who was present at the time, and who voted for this order, I should like to see Mr. Kenny's motion prevail. This is a small body of nine; only five have acted upon this matter, and it seems to me that the other four are certainly entitled to consideration. For that reason I second Mr. Kenny's motion. I agree with Mr. Buckley, the gentleman who first talked on this order, that this is something entirely outside of our powers. Were I a street commissioner I should vote in the negative on this order, but I favored the order asking them to consider the matter, because I believe it is something that merits consideration. I offered the order, which was passed by the Executive Committee of the City Council at its last meeting, simply to call the matter to the attention of the Street Commissioners. It is not a request that they do anything; it simply calls their attention to this matter. That is all, sir.

The motion to recommit to the Executive

tion to this matter. That is all, sir.

The motion to recommit to the Executive
Committee was declared lost. Coun. KENNY
doubted the vote and asked for the yeas and nays.

The motion to recommit was lost, yeas 4, nays 4: Yeas—Coun Attridge, Buckley, Collins, Yeas—Coun Kenny-4

Nays—Coun. Ballantyne, Brand, Curley, Hale-

Hale—4. Coun. Brand's amendment, adding the words "and report their findings to the City Council," was carried, and the question came on the passage of the order as amended.

Coun. KENNY—Mr. Chairman. I move to amend that by striking out the word "advisability" having the order read so that they will consider the petition of so and so, and not feel that they have to consider the advisability of doing it.

Coun. HALE-Mr. President, I do not really Coin. HALE—Mr. President, I do not really see wherein that amendment would leave us any better off. The order is not meant, as Coin. Collins says, to intimate anything one way or the other. We simply wish to get the opinion of the Street Commissioners. It Coin. Kenny can suggest anything that will accomplish that purpose and will not be so vague that we will not get anywhere, which would be the case with his proposed amendment, I shall be glad to consider it; but I do not see why we should refer the matter to the Street Commissioners, simply asking them to consider the petition of such and such persons. We might ask them to consider the advisability or imadvisability of doing this.

Coun. KENNY—Mr. President, I accept that

amendment.

The Council voted to amend the order by inscrting the words "or inadvisability" after the word "advisability."

The order as amended read as follows:
Ordered, That the Street Commissioners consider the advisability or inadvisability of reducing the present charges and making a nonimal charge for the use of space on sidewalks in the market district, and report their findings to the City Council.
The order as amended was passed.

The order as amended was passed.

(2) Report on petition of Copley Square Trust and messages of Mayor and remonstrance (referred June 3) for release of restrictions on land used for Museum of Fine Arts—recommending the passage of the following:

Ordered, That whenever the Board of Street Commissioners shall widen St. James avenue, Trinity place, Stuart street and Dartmonth street, substantially as shown in yellow on a plan of the Copley Square Trust land bounded by said streets, and said trustees shall convey to the city for street purposes the lands taken for such widenings, and agree to construct said avenue, place and said trustees shall convey to the city for street purposes the lands taken for such widenings, and agree to construct said avenue, place and streets free of cost to said city and in a manner satisfactory to the Superintendent of Streets, and to release the city from any and all claims for damages by reason of such widenings and the construction of said streets, his Honor the Mayor be and he hereby is authorized and empowered in the name and behalf of the city, for a nominal consideration and in a manner satisfactory to the Law Department, to release to said trustees the land then remaining bounded by said avenue, place and streets as widened, especially releasing said land from all the restrictions set forth in an indenture between the city and the Museum of Fine Arts, dated October 26, 1899, and recorded with Suffolk Deeds, Book 2642, page 26.

The report was accepted and the question came on the passage of the order.

The report was accepted and the question came on the passage of the order.

Coun. BRAND—Mr. President, I wish to present this order as a new draft, and I was about to ask that it be substituted for the report of the committee. I wished to do this before the President put the vote accepting the report, and I now offer it.

President BALLANTYNE—You mean as a substitute for the order and not for the report of the committee?

resident BALLANT INE—To uniteal as a substitute for the order and not for the report of the committee?

Coun. BRAND—It just changes and makes it a little more specific. The original order mentions "the part shown in yellow." This makes it specific, gives in alphabetical order the particular parcels to be used for widenings.

Coun. BRAND'S order was as follows:

Ordered, That whenever the Board of Street Commissioners shall widen St. James avenue, Trinity place. Stuart street and Dartmouth street, by adding to said streets, respectively, the parcels of land marked A, B, C, G, H and D, on a plan of land owned by the Copley Square Trust, dated June 7, 1910, and drawn by Aspinwall & Lincoln, civil engineers, and said trustees shall convey to the city for street purposes the lands taken for such widening, and agree to construct such widenings of said avenue, place and streets free of cost to said city and in a manner satisfactory to the Superintendent of Streets, and to release the city form any and all chains. and streets free of cost to said city and in a manner satisfactory to the Superintendent of Streets, and to release the city from any and all claims for damages by reason of such widenings and the construction of said streets, his Honor the Mayor be and he hereby is authorized and empowered in the name and behalf of the city, for powered in the name and behalf of the city, for a nominal consideration and in a manner satisfactory to the Law Department, to release to said trustees the land then remaining bounded by said avenue, place and streets as widened, especially releasing said land from all the restrictions set forth in an indenture between the city and the Museum of Fine Arts, dated October 26, 1899, and recorded with Sulfolk Decds, Book 2642, page 26.

The question came on substitution.

President BALLANTYNE—The Chair would eall attention of members to the fact that the order as reported by the committee is rather

vague. It refers to a plan, but there is no means of identifying that plan at the present time.

Coun. KENNY—Mr. President, I desire to offer

of identifying that plan at the present time.

Coun. KENNY—Mr. President, I desire to offer as a substitute for both those orders an order I have in my hand, and I have here the plan that it refers to.

Coun. KENNY offered the following:

Ordered, That whenever the Board of Street Commissioners shall widen St. James avenue, Trinity place, Stuart street and Dartmouth street, taking therefor substantially lots A, B, C, D, G and H, as shown on a plan signed by Aspinwall & Lincoln, civil engineers, and dated June 7, 1910, being a plan of the Copley Square Trust land bounded by said streets, and said trustees shall convey to the city for street purposes the lands taken for such widenings and shall release the city from any and all claims for damages by reason of such widenings and the construction of said streets, lin Honor the Mayor be and he hereby is authorized and empowered in the name and behalf of the city, for a nominal consideration and in a manner satisfactory to the consideration and in a manner satisfactory to the Law Department, to release to said trustees the land then remaining bounded by said avenue, place and streets as widened, especially releasing said land from all the restrictions set forth in an indenture between the city and the Museum of Fine Arts, dated October 26, 1899, and recorded with Suffolk Decds, Book 2642, page 26; provided, however, that said release shall not be delivered until his Honor the Mayor is satisfied that the said trustees have in good faith arranged by lease or contract for the construction of a hotel on the portion of its said land fronting on St. James avenue. consideration and in a manner satisfactory to the

St. James avenue.

The question came on the adoption of Coun.
Kenny's substitute.

Coun. BRAND—Mr. President, I don't sec that the order offered by Coun. Kenny is any more specific than the substitute I have offered. more specific than the substitute I have offered, and to clear the matter up I would move you that the City Clerk be authorized to mark the plans which he holds in his hands for identification and that they be kept in his possession or in the possession of the City Council.

President BALLANTYNE—Do I understand, Coun. Kenny, that this is the same plan referred to by the order of Coun. Brand?

Coun. KENNY—This is the plan referred to in my order (holding up nkm)

in my order (holding up plan).

(The plans as submitted by Coun. Brand and Kenny were appropriately marked by the City Clerk for identification.)

(The plans as submitted by Coun. Brand and Kenny were appropriately marked by the City Clerk for identification.)

Coun. HALE—Mr. President, I very sincerely hope that the substitute motion will not prevail. If we are really in earnest about wanting that public improvement there I think we should vote against this amendment. If we only say we are in favor of it and really are not we should vote for the amendment. There are two very serious objections, which will really amount to nothing more or less than holding the question of releasing the restrictions in escrow until a particular deal has gone through. In the first place, if we were trying to devise a method by which to prevent this particular deal between the New York lessees and this trust going through we could not devise a better method than this. It would simply amount to this: The New York people will say, "Yon cannot get your restrictions released—in other words, you cannot utilize your property to the full extent unless you come to us and take our terms." That will give the New York men a club over the Boston trust which would simply make any conclusion of an equitable deal impossible. I am very much against it for that reason. The trustees have already testified that the passage of such an order will simply result in turning down the proposal of the Copley Square Trust. The other objection I have to it is that it will mean hanging this question up in the air. The thing will have to be considered by us anew on every new project that comes along, whether once a week, every two weeks or every month. Every time when the question comes up in a new way we will have to decide whether we think the particular project is good. I think the city's interests are amply protected in the order the committee has submitted. We provide that the city will not have to spend a cent, that it will get these street widenings done for nothing. They will be absolutely necessary some day and would be a good thing now. The chances are also 99 out of 100 that we will get a good

rate, we will get something there that will improve the neighborhood, and it will be done at no expense to the city. In regard to Coun. Brand's substitute, the changes suggested in that do not amount to changes at all and they are acceptable to the committee. They simply make the thing more specific. I hope very much that Coun. Brand's substitute motion will go through, and that Coun. Kenny's will not go through.

through. Coun. CURLEY—Mr. President, I would like to ask Coun. Hale a question, with your permission. He says that the amendment as submitted by Coun. Brand is acceptable to the committee. I would ask him what committee

he refers to

Coun. HALE—I suppose I should have said the chairman of the committee. I am glad to

Coun. HALE—I suppose I should have said the chairman of the committee. I am glad to change that.

Coun. CURLEY—I believe I have been a member of the committee and I think I am still a member of the committee. I have not been consulted with reference to the amendment and neither has Coun. Buckley. Perhaps we are not members of the committee.

Coun. KENNY—Mr. President, I believe this matter is of too much importance for the City Council to deal with it blindfold. This thing is not being done in a corner. The people in New York as well as in Boston know what is to be constructed, what the plans of the trust are aud what the improvements are to be. I dou't believe the argument that the New York parties are going to stand back and say, "You cauuot give us a clear title," is a sound one, because the contrary is true. They can give them a clear title. The whole question is simply whether we will release the rights of the city in this property without knowing what is to be on that land. If the present proposition fails let them come back to the City Council. "Sufficient unto the day is the evil thereof." The City Council is here ready to do business. I do not believe that this Council ought to release valuable restrictions to anybody without knowing in advance what it is going to get in return.

Coun. HALE—Mr. President, Coun. Kenney

is going to get in return.

Coun. HALE—Mr. President, Coun. Kenney
has spoken of valuable restrictions. Can you
tell me how the restrictions are valuable to the

tell me now the restrictions are valuable in this way, it. Coun. KENNY—They are valuable in this way, Mr. President. If the city releases these rights in this way the entire area may be covered over by some other kind of a building, possibly a department store. I don't believe anybody here would care to see a department store on Copley

would care to see a department store on Copley square.

Coun. HALE—That is not the question I asked. A department store can be built now without the restrictions being released. I would ask you to answer the question I asked.

Coun. KENNY—I deny the proposition that a department store can be built there now. It may be built on the property now covered by the Art Museum, but not on the outside area not now occupied by the museum.

Coun. HALE—Will the councilor answer another question?

Coun. HALE—Will the councilor answer another question?
Coun. KENNY—Certainly—a hundred questions, all you want to ask.
Coun. HALE—Can the gentleman tell me how

Coun. HALE—Can the gentleman tell me how a department store situated 25 feet back from the street would be any less objectionable than a department store situated on the street line?

Coun. KENNY—Mr. President, the gentleman is getting away from his first question. I have answered his question. I say that they cannot construct a department store upon that property unless they do it on that part of it now occupied by the museum building. They cannot now construct a department store on the area surrounding the building.

Coun. HALE—I would like a specific answer to my question.

Coun. HALE—I would like a specific answer to my question.

Coun. KENNY—I would answer further that the construction of a department store may require that extension of arca. It might well be that the area of the present building would not be sufficient for a department store. I say that those rights are valuable rights. That is the show spot of Boston, Copley square. It is to Boston what the Place de la Concorde is to the city of Paris, what the great Plaza square up near Central Park is to New York. I say that the City Council ought to be very careful to exercise its rights in trying to bring about the proper development of that property, and I say, in order

to do that, it should know in advance what the to do that, it should know in advance what the situation is. Before we give up our rights, the rights now vested in the city, we should know in advance what is going on there. It is merely boys' play to say that the city is going to suffer in this matter if we do not take certain action. We have a right to know what is contemplated

boys' play to say that the city is going to suffer in this matter if we do not take certain action. We have a right to know what is contemplated there, what is done.

Coun. COLLINS—When this matter first came before us it was the common impression of the public and ourselves that a hotel was to be erected on this site. In fact, at our two hearings the trustees intimated that they in good faith intended to erect a hotel. Now, the main question for us to decide is, what is the best trade for the City of Boston? The order introduced by Mr. Hale in Executive Committee, taking off all these restrictions in consideration of certain things set forth, really amounts to this: It really says to the Copley Square Trust, "If you want these restrictions removed you will have to pay \$10,000 for improving those streets." I believe this is a big proposition. I am one of those who believe that because men are in big propositions they should not be criticised adversely, or, to use the slang expression, "nailed," provided they are acting in good faith. It seems to me that the saving of \$10,000 for the City of Boston is picayune; it is petty. If we can get a fine hotel on part of this land, however, I think it is a wise thing to do it. The order offered by Coun. Kenny does not place a cloud on the title, and I hope it will prevail.

Coun. BUCKLEY—Mr. President, I am rather surprised at Coun. Collins and Coun. Hale's attitude, both of them eminent members of their profession, in view of their legal experience. One of the first principles of contract is this, that one party cannot be bound unless the other party is bound. The Copley Square Trust comes in here and wants to bind the City of Boston without itself being bound on any proposition. They simply say, "If we can put up a hotel, we will," and then they expect the City of Boston to release certain restrictions. The contingency may then happen or not as in their judgment seems best. It seems to me Coun. Kenny's order is the proper one to adopt. It places the expense of widening

Coun. KENNY-Mr. President, I will correct Coun. KENNY—Mr. President, I will correct the gentleman. My order does not contemplate or provide that the trust shall pay for the widening of those streets. It provides that the city may take the land for that purpose and widen it, but it does not entail on the Copley Square Trust any duty in that respect. That is a matter of only \$8,000, I understand, and I did not care to run the risk of defeating this project by having that included as a condition. included as a condition.

The order offered by Coun. Kenny was read for

information.

Couu, BUCKLEY-Then, Mr. President, from my standpoint both propositions are bad. I agree with Coun. Kenny to the extent that the Copley Square Trust should erect a hotel there and then that the City of Boston might release the restrictions. If that amendment were inserted in either Coun. Hale's or Coun. Brand's order, I should be in favor of either. It does not seem to me that we should release restrictions and widen streets, we should release restrictions and widen streets, improving that section of the eity for the benefit of the people interested in that property. They should bear their proportion of the expense. They should bear their proportion of the expense. They have been getting everything from the City of Boston and it is only right that they should come up and pay their proportion of whatever assessment there should be, and when it will be for the improvement of their property they should pay the entire assessment. These gentlemen have had ample opportunity to know exactly what is what, but a few of us are groping entirely in the dark, and no matter which way we vote we may be up against it. That is my position to-day. I want to vote absolutely right and don't know now which way to vote, and, in order to gain more time, I move that the whole matter be put over for another week.

over for another week.

The question came on assignment to the next

meeting.
Coun. BRAND—Mr. President, I hope there Coun. BRAND—Mr. President, I hope there will be no further delay, that assignment will not prevail. I think we can decide to-day whether this is a fair proposition or not. I disagree with Coun. Collins' statement that this is picayunish on the part of the City Council. We are giving them 15,500 square feet of land to build on. If

that is a picayune thing it is a new idea to me. that is a picayune thing it is a new idea to me.
If we are to release the restrictions that they ask
to have released, it seems to me no more than fair
that they should construct these streets at their
own expense. There is no demand from the
citizens for widening just that lot and there is no
benefit to the city; and I think it is but perfectly
fair that we should require them to stand this
expense. We ought to exact it from them. I, for
one, any not, willing to yote to release such restric-

expense. We ought to exact it from them. I, for one, am not willing to vote to release such restrictions unless the city is to benefit in some way.

Coun. If ALE—Mr. President, I hope assignment will not prevail. At our bearings on this matter we discussed and threshed the whole thing out in executive session, and I can see no reason for having it go over another week. I know if it does go over the trustees will probably turn down any proposition we may make, from what they said the other day. They are in a streat hurry, and want to know about it this week. great hurry, and want to know about it this week.

great hurry, and want to know about it this week, if they possibly can.

Coun. BUCKLEY—Mr. President, I would like to ask the gentleman, through you, how they will be put to any great disadvantage, in view of the fact that they bought this property with hill knowledge of those restrictions? I would also suggest, in view of the fact that the gentleman has had an opportunity to get inside facts with reference to the matter that I have not —

Com. HALE—Mr. President, I would ask the gentleman what he means by that, if he will answer the question?

Com. BUCKLEY—Surely; I am always willing to answer questions. I believe he has information that I do not possess on the matter. I believe his attitude is a perfectly honorable one—I mean nothing contrary to that.

his attitude is a perfectly honorable one—I mean nothing contrary to that.

Coim. HALE—Oh, yes. I assume that.

Coim. BUCKLEY—But, I believe he has been talked with by members of the trust outside of the Council Chamber and has been given valuable infornation, which would enable him to argue the matter here, that we do not possess. I believe because of that this ought to go over for another week, so that we may have ample opportunity to give it consideration. During the past week I have been pretty busy on Charlestown matters, the Seventeenth of June and otherwise, and I think it is only right that I should have a little opportunity to investigate this further

Coun. HALE—Mr. President, I have not received any information which I have not retailed to the Council, and I think Coun. Buckley knows every fact in connection with it that I do. I think every member of the Council does, because it has been threshed out again and again before the whole Board.

Coun. BUCKLEY-Mr. President,

Coun. BUCKLEY—MF. President, I would ask the councilor where he got his plans?
Coun. HALE—These plans just came, arrived this morning with the amended motion which Coun. Brand has submitted to the Board, and there is no new information except what Coun. Brand mentioned in his speech. I should like to

Say—Coun. BUCKLEY—Mr. President, will the gentleman kindly tell me who sent them?
Coun. HALE—Mr. Whitmore of the trust.
Coun. BUCKLEY—With whom is he con-

Coun. BUCKLEY—With whom is he connected?

Coun. HALE—He is the real estate agent of the trust. Didn't you see Mr. Whitnore the other day when he was here at the hearing?

Coun. BUCKLEY—Yes.

Coun. HALE—I would like to say in regard to the restrictions that there is a great deal of confusion about them. If, as Coun. Kenny says, they were valuable to the city, that would be a different question. I asked Mr. Kenny to tell me what value they were to the city, and he said they would prevent a department store being built on the restricted land. Of course, that is true, but I would ask any man of average common sense whether a department store twenty-five feet back is not just as objectionable as one on the street line? It stands without question that any structure in the nature of a nuisance that they want to put up they can put up just as well with the restrictions as with them removed; and with the restrictions removed it would seem to stand to reason that a better building would be erected, because if the gentleman on the other side knows anything about real estate he must know that the better a nice. ma: on the other side knows anything about real estate he must know that the better a piece of property is the better the building that is apt to be erected on it. I suppose that is an axiom

in real estate, that the better the land the better the buildings that will be put up. Releasing the restrictions will not do a bit of harm and will mean that the real estate will be better and will therefore be developed better. I certainly think the chances are better for a good building with the restrictions removed than with them remaining. There is no question of light, air, sm, anything of that sort, involved here, and I cannot see for the life of me what good the restrictions will do, except to hold them as a club over the trust, to make them pay for the construction of the streets. Coun. Collins feels that that is a picayune thing, involving only \$8,000. Now, I don't believe, and I do not believe Mr. Collins believes, in having the citypend money for street widenings for private purposes. I believe the determining question should be, is the widening necessary for the public? I don't think that any of these streets now are necessary to the public to an extent that would justify us in spending \$10,000 or \$1,000. for widening them. I think it is a question of principle, more important than simply the amount of money to be spent on the widening. For that reason I hope the original proposition as reported by the committee will be acted upon favorably to-day.

Coun. KENNY Mr. President, 1 think I do know something about real estate, the gentleman's intimation to the contrary notwithstanding. It seems to me it is obvious, that it is elementary as a business proposition, that the larger the lot the larger the building, and if you can get such a lot as this would be with the removal of the restrictions it would be far more attractive as a the larger the building, and if you can get such a lot as this would be with the removal of the restrictions it would be far more attractive as a proposition for a department store than the land as it stands to-day. I would like to say by way of response to Coun. Buckley—because I think if he considers this matter he will agree with methat I omitted intentionally to put any condition there requiring these gentlemen to pay for the construction of the streets. I did that because if they carry out their plans it will mean that a large amount will be returned to the city in taxes. If they put up a \$3,000,000 building on the property it will probably mean a return on \$5,000,000 in taxes; \$8,000 is a very small matter when you consider that the City of Boston is going to derive taxes from \$5,000,000 of property. For that reason I do not feel like trying to thwart them in any way and I intentionally took out the proviso that they should be assessed for the cost of those streets. As a member of the City Council I am willing on behalf of the city, so far as I am concerned, to have the city construct those streets; but I say we ought not to release the restrictions without knowing what is going on there. Otherwise, what is to prevent A, B, C or D, who have restrictions on undeveloped land, coming around next week and asking to have the restrictions taken off, without any satisfactory assurances being given to the city in return? It is the underlying principle that I am speaking for here.

Coun. CURLEY—Mr. President, I am almost as greatly astonished at the attitude of Good Government members of this body as I was at the proposed philanthropy of the former member of the Good Government Association when this proposition was originally considered. The distinguished gentleman who wears the halo of the society, Mr. Miuot, said that he would make a liberal contribution he proposed making was about one-tenth of what he would receive in consequence of the widening of \$t, Janach and the liberal contribution he proposed making wa

for a week. But as an unsophisticated member of the Board who has not had an opportunity to investigate this to the full extent, but who realizes, nevertheless, that a widening once granted here might mean the granting for the widening of the entire length of the streets, while the one such widening now referred to at this particular point might not involve more than \$8,000 or \$10,000 of the city's money. I would say the widening as proposed by the distinguished head of the Park Square Trust would involve an expenditure on the part of the city of about \$800,000. The property along St.

James avenue for its entire length is worth about a million and a half dollars, and his proposition is to take about thirty or forty feet off of the buildings on one side of St. James avenue. That would probably mean a damage of \$800,000. Under the circumstances I think it might be well to go a little slow. My mind is not at all belogged by the various motions presented by the various trusts. I recognize but one concern in the whole proposition—the New Haven road. The Park Square Trust is another name for the New Haven road; the Copl y Square Trust is another name for the New Haven road. The gentlanen back of the entire proposition are the New Haven road. They are the ones who would benefit by the improvement; they are the ones who own the property in the vicinity. They are the ones most anxious. They have distinguished counsel, men familiar with every place not only of the political game but the real estate game; and I feel that we would lose nothing by permitting this matter to lie over for one week. Certainly I should like a week to consider the numer in which I should vote on the proposition. The motion to assign for a week was declared lost. Coun. BuCKLEY doubted the vote and asked for the yeas and nays. The motion to assign was lost, yeas 2, mays, 6:

Yeas—Coun. Buckley, Curley—2.

Nays—Coun. Attridee, Ballantyne, Brand.

ssign was lost, yeas 2, nays, 6:
Yeas—Coun. Buckley, Curley—2.
Nays—Coun. Attridge, Ballantyne, Braud,
Collins, Hale, Kenny—6.
Coun. BUCKLEY moved that the matter be
referred to the Executive Committee; deckared
lost. Coun. BUCKLEY doubted the vote and
asked for the yeas and nays.
The motion to refer to the Executive Committee was lost, yeas 2, mays 6:
Yens—Coun. Buckley, Curley—2.
Nays—Coun. Attridge, Ballantyne, Brand,
Collins, Hale, Kenny—6.
The question came on the adoption of Coun.
Kenny's substitute order.
Coun. CURLEY—Mr. President, I desire to
amend the substitute order as presented by
Coun. Kenny so as to provide that the cost of
street widenings shall be borne by the persons
benefiting—that is to say, by the Copley Square
Trust.

The amendment was declared lost, Cour. CURLEY doubted the vote and asked for the

yeas and mays.

Conn. Curley's amendment was rejected, yeas Nays 5:
Nays -Coun. Brand, Buckley, Curley—3,
Nays—Coun. Attridge, Ballantyne, Collins,
Hale, Kenny—5.

Nays—Coun. Attridge, Ballantyne, Collins, Hale, Kemry—5.

Coun. CURLEY—Mr. President, I move a reconsideration of the vote just taken, hoping the same will prevail. On the question of reconsideration I supposed it was the desire of the entire Council—at least it would seem to be so from their statements here—that the interests of the city be protected in their entirety. Now, then, if they are sincere in their desire to protect in their entirety the interests of the city they should adopt this amendment. The street widening at this particular point, while it involves an outlay of but \$8,000 or \$10,000, is simply an entering wedge for the widening of St. James avenue for its entire length. It means before we get through, because of the precedent we establish in this case, that at least \$800,000 of the city's money is going to be paid out for street widening at that particular place, St. James avenue. The statement was made by Mr. Minot at the public hearing downstairs that it was their desire that the street be widened for the entire length, that a broad thoroughfare, as he termed it, be provided, which would make easy access to the South Terminal. I presume just as soon as the Board has acted on this proposition, at least within one month, a proposition will be made here for the development of Eliot street and Kneeland street in connection with the widening of \$t James avenue. Certain men—some of them quite distinguished—have purchased property on Eliot street recently. I have a list of those at home, and it may make interesting reading in this Board at some future meeting. Certain other gentlemen have purchased property on Kneeland street recently. That may be interesting news. There is this entire scheme. Those gentlemen don't go about a scheme simply on chance. It is the custom of such men, as distinguished men interested in such projects, to tinguished men interested in such projects, to

lay their wires many years in advance, and to plan very carefully, and to work very secretly, to achieve success in every enterprise in which they engage and in every endeavor they make. I am personally of the opinion that the Good Government Association in this city was formed for no other purpose than for the milking of the city in connection with the development of Park square, and it has been a good investment. It has not represented to Mr. Minot more than about \$20,000 of his own money, and the greater portion of that has been paid—or a fair portion of it—in salary as an officer of the Good Government Association. A lot of gullible reformers and weak-minded persons have been very generous in their contributions to the Good Government Association for the past eight years. Now we witness to-day the consummation of the plot designed by Mr. Minot and some of his associates some eight years ago, when the Good Government Association was formed. The plot was what? For a period of eight years they have spent about \$20,000 a year trying to educate the public of Boston into one particular groove and channel, in order to make it easy for these men to be distinguished from their fellow men as ones who wear halos, as ones who are particularly pure and especially select in the entire community public of Boston into one particular groove and channel, in order to make it casy for these men to be distinguished from their fellow men as ones who wear halos, as ones who are particularly pure and especially select in the entire community. And that is the situation to-day. They have gradually wrought the public mind into such a condition that it believes—like the ancient theory with relation to kings, that "the king can do no wrong!"—that Minot can do no wrong; that his associates in the Good Government Association can do no wrong. And now we witness what? The entering wedge in connection with the property controlled by the New Haven road, the deal engineered by Larry Minot, the head of the Good Government Association. What does it mean eventually? The widening of St. James avenue at an expense to the city of somewhere in the neighborhood of \$800,000, because of chanages on St. James avenue by reason of the widening. That is a pretty good return on an investment of \$20,000 a year for eight years, if these men are to draw down \$800,000 in one bundle; and after St. James avenue is widened they will probably, having acquired such property as they need, have Eliot and Kneeland streets widened, and then they will have a broad thoroughfare to the South Station from the Back Bay Station, by way of St. James avenue, Eliot and Kneeland streets. A splendid proposition. You men have sat here to-day and have voted on an amendment whose purpose was the protection of the city's best interests, to prevent the cutering wedge that will provide a precedent for the milking of the city, by the widening of St. James avenue. I sincerely trust that this Board will see the wisdom of reconsidering its vote on this proposition, will see the inadvisability of taking action playing into the hands of the New Haven road through the Copley Square Trust and the Park Square Trust, which are simply errand boys for the New Haven road in the neutron of the considering its vote on this proposition, will see the inadvisability of taking action p

coun. ATTRIDGE—Mr. President, talking upon the matter of reconsideration I desire to say that I voted "No" upon Mr. Carley's amendment to Mr. Kenuy's substitute order, because of the fact that I did not favor Mr. Kenny's order—not because of the fact that I believed the City of Boston should pay for the widening of Dartmouth street and the widening of Trinity place. I believe, as the majority of the Executive Committee has believed, that the Copley Square Trust should pay for the widening of those two streets, and that the City of Boston should not pay one dollar for those improvements. This Council has had ample opportunity to investigate this question. It means that if substantial buildings are erected upon this lot the city will be the gainer by thousands of dollars from taxes. It does not seem that up to this time this Council has arrived at any conclusion, and it appears to me that if the motions which have been presented for assignment and reference again to the Executive Committee should pass, this Council months from now will be the in same position—that nothing will be done to improve this property. Here is a chauce for the members of this Council to help in the improvement of Copley square and Park square. Coun. ATTRIDGE-Mr. President, talking

The members of this Council should be fair. I believe they intend to be; but, nevertheless, if there is procenstination, if there is delay, nothing will be done; the City of Boston will be so much poorer in the matter of taxes, and two great sections of our city will be undeveloped. I say that now is the time for progress. This Council has had an opportunity to listen to arguments pro and count to listen to arguments of the Conley Square. now is the time for progress. This Couneil has had an opportunity to listen to arguments pro and eon, to listen to arguments of the Copley Square Trustees, to listen to arguments of the Park Square Trustees. The Chamber of Commerce has sent a communication to each individual member of the City Council. The Chamber of Commerce, a business organization, which is one of the great business organizations of this country, believes that this section of our city should be developed, and if the City Council is not willing to be reasonable, to release restrictions upon this land, then the development of one or two great sections of our city will be retarded. If I remember correctly, the present Mayor of Boston is in favor of the commercial development of this section of our city. As I remember, he has stated in a letter that something should be done toward developing our city. I believe he has stated that our city needs another first-class hotel.

Coun. BUCKLEY—Mr. President, will the gentleman answer a question? I am ready to vote on this proposition to-day if the Copley Square Trust will erect a hotel on these premises. Will he guarantee that such a hotel will be erected?

Coun. ATTRIDGE—I will not guarantee that a hotel will be erected on this lot, but, as Mr. Hale has said, it will mean that a building in keeping with the square will be erected; and, in my opinion, after listening to the arguments and statements of the members of the Copley Square Trust, and acting as a reasonable man, I believe from the statements made at our meeting that a first-class hotel will be erected on the lot, and that besides the hotel another building will be erected. I do not believe that we should retard the development of this district. I believe we should be progressive, and if it is possible to develop that district, to bring more money into the city, to release the restrictions on this land—which at the present time are of no value to the City of Boston, although my friend Brand estimates their value at a large amount—now is the time for this Council to take some action in the matter to improve this section of our city. Something to improve this section of our city.

for this Council to take some action in the matter to improve this section of our city. Something should be done at once.

Coun. COLLINS—Mr. President, in answer through you to my friend Buckley, I wish to assure him that I understand full well that the Copley Square Trust is not bound, no matter which proposition is adopted by this Conneil to-day; but it seems to me that the order offered by Coun. Kenny is the better one. [Coun. Attridge has just talked about what the Chamber of Commerce recommends. It comes nearer recommending Coun. Kenny's order than it does its predecessors. It has been stated here by my colleague, Mr. Brand, that the City of Boston is giving a great deal of land here to these people. That is misleading and untrue. In the sense that it is vague. The City of Boston is releasing sestrictions on so unuch land, that is all. In conclusion, I wish to say that I think Mr. Kenny's order ought to be amended. It leaves the discretion with the Mayor as to whether or not the Copley Square Trustees have acted in good faith. It seems to me that that proposition should not be divested from this City Council. Accordingly, when that order is presented, I shall move an amendment.

Coun. BRAND—Mr. President, speaking to

ingly, when that order is presented, I shall move an amendment.

Coun. BRAND—Mr. President, speaking to reconsideration, I feel in duty bound to reply to what the councilor has just said. It appears to be a distinction without a difference. If the City of Boston releases 15,500 square feet, which permits the Copley Square Trust to build on that area, it is practically giving the land to them, isn't it? They have no right to build on it now. I wish to say that we have threshed this out for some weeks, and if there is any good reason for delay I shall be willing to vote for delay, but I cannot see wherein we will be any nearer gaining anything or any nearer a conclusion by delay. So I hope not only that the Council will vote not to reconsider, but I hope the amended order of Coun. Kenny will be defeated when it comes up for passage. for passage

Coun. Curley's motion to reconsider was de-

clared lost.

Coun. CURLEY doubted the vote and asked for the yeas and nays.

for the yeas and nays.

Reconsideration was lost, yeas 2, nays 6:
Yeas—Coun. Buckley, Curley—2.
Nays—Coun. Attridge, Ballantyne, Brand,
Collins, Hale, Kenny—6.
Coun. COLLINS—Mr. President, I move to
amend Coun. Kenny's order by inserting the
words "until his Honor the Mayor," the words
"aud the City Council," and to substitute for
the word "is" before "satisfied" the word "are."
Coun. KENNY—Mr. President, I accept that
amendment, if it is in order to do so.
Coun. Collins amendment was adopted, and the
question came on the adoption of Coun. Kenny's

question came on the adoption of Coun. Kenny's

Substitute as amended.
Coun. CURLEY—Mr. President, I would most respectively move—as I believe we are waiting to get a smash at it—that when the vote is taken it be by roll call.
Coun. Kenny's substitute was rejected, yeas 2,

nays 6:

nays 6:
Yeas—Coun. Collins, Kenny—2.
Nays—Coun. Attridge, Ballantyne, Brand, Buckley, Curley, Hale—6.
The questiou came on the adoption of the substitute offered by Coun. Brand.
Coun. BUCKLEY—Mr. President, I wish to offer an amendment to the substitute order of Coun. Brand, adding at the end the words, "provided, however, that said release shall not be delivered until his Honor the Mayor is satisfied that the said trustees have in good faith arranged by lease or contract for the construction of a hotel on the portion of its said land fronting on St. James avenue." I shall be very brief in talking upon this matter and shall also endeavor to keep myself within parliameutary bounds. I taking upon this matter and shall also endervoir to keep myself within parliaueutary bounds. I do not believe it will be necessary to call me to order. At the same time, as a member of the City Council I shall stick up for my rights. This order. At the same time, as a member of the City Council I shall stick up for my rights. This matter was presented to us and is perhaps one of the most serious propositions which we have had or which we will have before us. When the City of Boston conveyed that property to the Copley Square Trust the trust knew all about the restrictions which wereon it and took the property with notice. It is a common rule of law that anybody who takes real estate with notice of any restrictions on it is bound by those restrictions, so they were not led into this not knowing what they were doing. They went into it with their eyes open, and it is not right for us to agree to release those restrictions to them unless they agree to put up a first-class hotel on that land. Coun. Attridge says in talking that they will put up at least two good buildings there. He must know something about this. If they donot put up a hotel, he knows what they are coutemplating. He perhaps let the cat out of the bag unknowingly. He says that they will put up good, substantial buildings there.

Coun. ATTRIDGE—Mr. President, does the gentleman desire to know who told me that they might put up a hotel and theater there?

Conn. BUCKLEY—You may have an opportunity after me.

Coun. ATTRIDGE—Does the geutleman desire at this time to know?

Coun. BUCKLEY—Four may have an opportunity after me.

Coun. ATTRIDGE—Does the geutleman desire at this time to know?

Coun. BUCKLEY—No, I don't. He says that at least two buildings will be put up there if a hotel is not put up. Now, his Honor the Mayor has said that we need another first-class hotel in Boston, and Mr. Attridge makes a statement that his Honor the Mayor has sent us a communication to that effect. His Honor the Mayor has also said that he would not approve the release of any restrictions to the Copley Square Trust unless they agreed to put up a hotel. We are departing from the first principles of contract law, taught at Harvard, Boston University and the evening law schools. It seems to me that one person cannot be bound unless the other party is bound, and we ought not to release those restrictions unless the Copley Square Trust absolutely agrees to erect a first-

not to release those restrictions unless the Copley Square Trust absolutely agrees to erect a first-class hotel on those premises. I am absolutely surprised that the gentlemen who favor the release of the restrictions do not insist that they shall agree to put up a first-class hotel, and I hope my amendment will prevail.

Coun. HALE—Mr. President, I hoped not to have to say anything on this question of one party being bound and the other not being bound, the principle of contract law upon which Coun. Buckley has taken occasion to rap Coun. Collins and myself this afternoon. I would say

to Coun. Buckley that what you need for a contract is consideration on either side, and I would like to show to Coun. Buckley where the legal consideration is in this contract, as proposed. I am a fittle sick of being taught the elementary principles of contract law. Here is the elementary principles of contract law. Here is the substitute order offered by Coun. Brand: "Whenever the Board of Street Commissioners shall widen the streets named in this order"—this is consideration No. 1. There is a perfectly obvious elementary legal consideration for this contract, and yet the gentleman says he doesn't understand how a contract can be made when one party is bound and the other is not bound. Second, "Said trustees shall convey to the city for street purposes the lands taken for such widenings, and agree to construct such widenings of said avenue, place and streets free of cost to the city." There is legal consideration No. 2 for this contract. And yet the learned gentleman says that the contract can be no legal contract because one party is bound and the other party is not bound. I would like to refer the honorable gentleman to certain text-books which I shall be glad to lend him if he desires to study further on the law of contracts. the law of contracts.

the law of contracts.

Coun. BUCKLEY—Mr. President, in order to have a contract there must be a meeting of the minds, as my learned friend from Harvard will admit, and the minds have not met here, as he also will admit. I know there must be a consideration. At the same time, the real consideration is this, that we release those restrictions provided a hotel is built where the Art Museum now stands—not that the street shall be widened. Such things are incidental, but we should also add that a hotel shall be built there. When that is completed there will be a meeting of the minds and the contract will be completed. I admit that the learned gentleman has perhaps had more opportunity to go to Harvard University and the Harvard Law School than I have, but I do deny that he knows anything more about contracts than I do. than I do.

than I do.

Coun. ATTRIDGE—Mr. President, I desire to rise to a question of personal privilege. I desire to state at this time for the benefit of my distinguished eolleague, Mr. Buckley, that Mr. Michael Corcoran, of South Boston, a representative of the Chamber of Commerce, appeared at a hearing in reference to this proposition, and after the hearing he said in the chamber below, in the presence of a number of gentlemen, that it was his opinion that a hotel and another large building, probably a theater, would be built on the lot. Some one might get the idea that Mr. Hale and myself were in possession of some information coming from sinister sources—information that is not open possibly to all the members of the is not open possibly to all the members of the Council.

Coun. Buckley's amendment was declared lost. Coun. BUCKLEY doubted the vote and asked for the yeas and nays.

His amendment was rejected, yeas 3, nays 4: Yeas—Coun, Buckley, Curley, Kenny—3. Nays—Coun, Attridge, Ballantyne, Brand,

The question came on the substitute order offered by Coun. Brand.

The question came on the substitute order offered by Coun. Brand.

Coun. HALE—Mr. President, this, I suppose, will be the final vote, and I would like to say one more word on the question. I would like to have every man in this room realize just what the alternative before us is. We have a choice of two things—that is, either have this property restricted the way it is now, with the streets the width they are now—which will mean that in years to come, when we do have to widen Dartmouth and other streets, we will have to pay large damages for the widening of those streets; and the other is that, without paying a single cent, by releasing restrictions which in my opinion are not valuable to the city and which I believe no, one has shown or can show are valuable to the city, we will run a very good chance of obtaining a fine, large hotel, with the almost certain development of that neighborhood and the widening free of expense to the city of Dartmouth street, Stuart street. Trinity place and St. James avenue. I do not see how anybody who is really conscientiously trying to perform his public duty can hesitate for a moment in choosing between those two alternatives.

Coun. Brand's order was substituted for the order reported by the committee, and was declared unanimously passed by the Chair.

Coun. BUCKLEY—No, Mr. President, it is not a unanimous vote. I would like to be recorded as voting "No."

as voting "No."

The President directed a roll call, and Coun.

Brand's substitute order was passed, yeas 6,

nays 1:
Yeas—Coun. Attridge, Ballantyne, Brand, Collins, Curley, Hale—6.
Nay—Coun. Buckley—1.

#### MINORS' LICENSES.

President BALLANTYNE submitted applications for minors' licenses from eight newsboys and three vendors, and it was voted that licenses be granted on the usual conditions.

## VACATION FOR COUNTY EMPLOYEES.

Coun. ATTRIDGE, for the Committee on County Accounts, submitted a report on order (referred June 13) to allow three weeks' vacation to employees in office of Registry of Deeds—that the order ought to pass.

Report accepted; order passed.

#### PRINTING OF MUNICIPAL REGISTER.

Coun. ATTRIDGE offered an order-That the Coun. ATTRIBGE offered an order—That the Municipal Register be printed by the Superintendent of Printing, under the direction of the Committee on Rules, and that said committee also prepare a pocket edition of the rules and orders and a list of the members and committees, the expense thus incurred to be charged to the appropriation for printing. Passed.

## CHAIR FOR PRESIDENT.

Coun. ATTRIDGE offered an order—That the Superintendent of Public Buildings be authorized to purchase a suitable chair for the President of the Council.

Coun. HALE—Mr. President, I would aks, for information, what kind of a chair are you going

to get?
President BALLANTYNE--I would ask Mr

President BALLANTYNE—I would ask Mr. Attridge, who presented the order, to give a little valuable information upon that point.

Coun. ATTRIDGE—Mr. President, I agree with Coun. Curley when he says the pride of the household is entitled to a high chair (laughter), and I think it would be appropriate for the President of this Council to have a suitable chair. I don't think that the present chair is such. I think a chair modeled after the one that was in the old Board of Aldermen Chamber would be very appropriate and would add dignity to the office of President. It would not only be used by the President of this year but by the presidents of years to come, and I hope the order will pass. will pass.
The order was passed.

## FINANCE.

Coun. KENNY, for the Committee on Finance, submitted the following:

(1) Report on message of Mayor and communications (referred June 3) relative to reconstruction of Eastern Avenue Wharf—recommending reference to the Executive Committee.

Report accepted; said reference ordered.

(2) Report on message of Mayor and communication (referred May 9) relative to appropriation of \$24,000 for repairs on ferry piers, etc.—recommending reference to the Executive Committee

Committee.

Report accepted; said reference ordered.

(3) Report on message of Mayor and order (referred May 23) for loan of \$100,000 for the purchase and construction of playgrounds—that the order ought not to pass.

Report accepted; said order rejected.

#### DUMPING OF WASTE MATERIAL

Coun. KENNY offered an order—That the Superintendent of Streets be requested, through his Honor the Mayor, to order the Sanitary, Paving and Street Cleaning Divisions of South Boston and of North Dorchester section to dump their waste material on the marshes and flats of MeNary Park, if the Park Commissioners

Bats of steelings so agree.

Count KENNY—Mr. President, I understand that at present the City of Boston is paying ten cents a load for dumping single loads of refuse counts. The steeling single loads of the steeling single loads of the steeling street into South bay. This off Southampton street into South bay. This order provides that material may be dumped into the McNary Park dump, off the Strandway, where it may be dumped without any expense

to the city.

The order was passed.

## SALE OF AUTOMOBILE.

Coun. KENNY offered an order-That the

Coun. KENNY offered an order—That the City Engineer be authorized to sell the electric automobile belonging to the Engineering Department the proceeds of the sale to be credited to appropriation for Engineering Department. Coun. KENNY—Mr. President, I understand that the City Engineer desires the automobile sold because he has no further use for it.

President BALLANTYNE—I will say for the information of Coun. Kenny that there is already a similar order before the Executive Committee. If he has no objection, this order might be withdrawn, as there is a similar order before the committee at the present time, submitted by the mittee at the present time, submitted by the

Coun. KENNY—Mr. President, I am willing that it should go to the Executive Committee, but I shall not withdraw it.

order was referred to the Executive

Committee.

#### REPAIR OF ASPHALT, NORCROSS SCHOOL.

Coun. KENNY offered an order—That the Superintendent of Streets, through his Honor the Mayor, be requested to repair the asphalt in front of the Norcross School, corner Fifth and D streets, South Boston.

#### REPAIR OF A STREET,

Coun. KENNY offered an order—That the Superintendent of Streets, through his Honor the Mayor, be requested to repair and put in proper condition for public travel A street, near the corner of West First street, South Boston.

Passed.

## ELECTRIC LIGHTS, MARINE PARK,

Coun. KENNY offered an order-That the Coun. KENN'I one en an order—that the Park Commissioners be requested to locate two additional electric lights on high poles at the Marine Park, South Boston; one opposite the end of East Fourth street, just north of the bandstand, and the other opposite the end of East Policy treet. Third street.

Passed.

## APPROVAL OF BILL,

Coun. KENNY offered an order—That the President of the City Council be and hereby is authorized to approve the bills incurred by the City Council in hearings at the Charlestown High Schoolhouse, February 10, and at the West Roxbury High Schoolhouse, February 15, being each for \$5, the same to be charged to appropriation for City Council, incidental expenses.

## DAMAGE FROM BRIDGE CONSTRUCTION.

Coun. BRAND offered an order—That his Honor the Mayor and the Corporation Counsel be requested to take up the subject of damage, resulting from the construction of Cove Street Bridge with the New York, New Haven & Hartford Railroad Company, and see what settlement

they will make with the city if the bridge should

they will make with the city if the bridge should be discontinued,—removed,—and the streets placed in their original condition.

Coun. BRAND—Mr. President, the order is offered on account of statements made by the City Auditor, Mr. Mitchell, at the last meeting of the Committee on Finance. He stated that Mr. Benton, attorney for the New York, New Haven & Hartford Railroad, had stated to him that if Cove Street Bridge could be discontinued and the bridge removed the New Haven road would be willing to pay to the City of Boston \$250,000 and withdraw its suits against the city now pending. The order was drawn and submitted to the Mayor for its approval, and it simply opens up the question of discontinuing the bridge and eventually removing it, which I believe would be a great benefit to the city, and would relieve the city of enormous expense, which it is bound to meet sooner or later. Again, when the bridge was constructed it was understood and stated at that time that the Elevated would use it at some time to run its cars over. While it would make a somewhat shorter cut from South Boston, it would not add one nickel to the Elevated road, as the road would not earry one passenger in addition to what it does at the present time. If the Elevated road would use the bridge it would have to pay a part of the cost and that cost is estimated at somewhere in excess of \$350,000. So the chances of the cost and that cost is estimated at somewhere in excess of \$350,000. So the chances of the Elevated ever using it are very remote and doubtful. I think this order is a fair one and will bring good results.

The order was read a second time and passed.

## LAYING OUT OF EVERETT ROAD,

Coun. BRAND offered an order—That the Street Commissioners be requested to lay out and construct Everett road as a public way, from Savin Hill avenue to Savin Hill Playground, Ward 24, Dorchester.

Passed

## FIREWORKS, JUNE 20 AND 22.

Coun. BRAND offered an order—That a liceuse be hereby granted to the City of Boston to set off fireworks, for display only, at Charlestown Playground on June 20 and at Franklin Field on the evening of June 22, 1910.

Passed.

#### RECESS.

Coun. COLLINS—Mr. President, since there are a number of gentleman waiting for hearings since four o'clock, I move you, sir, that we take a recess subject to the eall of the Chair.

The motion was declared lost. Coun. COLLINS doubted the vote and asked for the yeas and nays, and the Council voted at 5.07 p. m. to take a recess subject to the call of the Chair, yeas, 5, nays 2:

Yeas—Coun. Attridge, Ballantyne, Collins, Hale, Kenny—5.

Nays—Coun. Brand, Curley—2.

The members reassembled in the Chamber and were ealled to order by the PRESIDENT at 6.01 p. m.

6.01 p. m.

## EXPENSES OF FLAG DISPLAY.

Coun. BRAND offered an order—That the expenses incurred by the City Messenger in displaying the city flags on the day of the funeral of the late King Edward of England, on May 20, 1910, be and the same are hereby charged to the appropriation for City Council, incidental ex-Passed.

## LEAVE FOR VETERANS.

Coun. BRAND offered an order—That the heads of the various departments of the city be requested to allow all employees of the city who are veterans of the Civil War leave of absence, without loss of pay, to attend their annual enumpment to be held the first week in September 1910. tember, 1910. Passed.

#### SERVICE ON SOUTH FERRY.

Coun. ATTRIDGE offered the following: Resolved, That it is the opinion of the City Council that night service on the South Ferry to and from East Boston should be resumed, as in event of a serious conflagration in East Boston we believe that lack of transportation facilities for hire apparatus from the city proper might lead to serious results.

The order was read a second time, and the

question came on its passage.

Coun. BRAND—Mr. President, what does this meau—the night service? I would like to ask Coun. Attridge if the service on the North or South Ferry is discontinued after seven o'clock in the avenue?

in the evening?
Coun. ATTRIDGE—Mr. President, as I underin the evening?
Coun. ATTRIDGE—Mr. President, as I understand it, in answer to the gentleman on the other side, after seven o'clock in the evening there is no night service on the South Ferry. If the gentleman will remember, the citizens of East Boston called this matter to the attention of the Mayor and the City Council at the East Boston district meeting, which was held on February 8. One of the gentlemen said: "We must ask you to open both ferries at night, as a matter of hire protection for the district. It is a dangerous thing to depend during the night hours, with our 70,000 people and our large manufacturing interests here, on one ferry and the local hire apparatus. If the mammoth dock hire had occurred in the evening, with the 10,000 people living all around it, there would have been a terrible loss of life. We simply could not get out. The local hire department here had trouble with the water supply and all that sort of thing; so that, as a matter of simple insurance we demand that the North and South Ferries be open and that boats be run there all night on both ferries, and we ask you to forget the point of view that ferries ought to be run as a paying proposition." run as a paying proposition.'

Another gentleman in East Boston, Mr. William J. Donovan, ex-Superintendent of Ferries, said: "The ferries have also been referred to here to-night by certain gentlemen. I believe in the city government practicing all the economy it can, as far as saving money is concerned but not to The ferries have also been feterret to here to night by certain gentlemen. I believe in the city goverument practicing all the economy it can, as far as saving money is concerned but not to the detriment of the people. I believe that when the South Ferry was shut down the intention of the Mayor of Boston was all right. He intended to economize, and I don't differ with him on that, generally speaking. But, gentlemen, I must give you the facts to-night, and they are these. A mistake was made in shutting down the South Ferry, as far as economy was concerned. Of course, I realize that it was done as a matter of economy, it being felt that there might be a reduction in the number of employees. At the same time, when you realize what the running of the ferries may mean in the way of protection in case of fire, you should think twice before reducing the service. I had occasion at one time to refer to the danger that there might be if one of the boats should sink or should eatch fire, or should be disabled in any way, and we should have a fire start up in our section. Since that time, as you residents of the island know, we have had two boats disabled, one very near sinking, and the other did sink, and the cost to the city was approximately, I suppose, \$50,000. Who is the gainer when there is false economy in the matter of running the ferries, and when there may be severe losses because of it, when a remergency arises? The taxpayers of this city or the citizens of this island?

"I believe the situation over here should be thoroughly looked into by the City Council and by the Mayor to-night, and that there should be no more of this false economy on their part, which is not good judgment.

"I believe there is another very vital question in reference to the running of these ferryboats. You can readily see that, with a fire like that which we had at the dock, or with such fires as we have had within a few years, including one at the Point, we would be wiped out of existence without the aid of other apparatus. Therefore it

here, the fire, which has been going on all the time, might have got to a very dangerous point, so that all the apparatus we could use would not be of nuch use. Then if you do not have adequate ferry accommodations the boat would have to return and get the rest of the apparatus, and there would be further delay of half an hour before the boat returned. When I was connected with the ferries, it was always customary to give the signal at the ferry head-house there, so that there would be one boat either at the North or South Ferry to receive apparatus in case of emergency, without a moment's delay."

I think this matter is familiar now to the gentlemen of the Council.

Coun. HALE—Mr. President, will the gentleman yield for a question?

Coun. ATTRIDGE—Not at this particular time, Mr. President, if the gentleman will excuse me. I think this resolution should be passed by the Council, showing that it is our opinion that East Boston should be protected against fire, and that, considering the matter from the standpoint of economy, it is to the best interests of the city to have the South Ferry running during the evening hours.

The resolutions were adopted.

The resolutions were adopted.

## CAMPING PRIVILEGES AT SQUANTUM.

Coun. CURLEY offered an order—That the Superintendent of Streets, through his Honor the Mayor, be requested to grant camping privileges at Squantum.

Passed.

#### REPAIR OF ST. ROSE STREET.

Coun. CURLEY offered an order—That the Superintendent of Streets, through his Honor the Mayor, place in condition for public travel St. Rose street, Ward 23. St. Rose . Passed.

## TRIMMING OF TREES, HIGH STREET.

Coun. BUCKLEY offered an order—That the Superintendent of Public Grounds be re-quested to trim the trees on both sides of High street, Charlestown, between Sullivan street and

street, Charlestown, between Sullivan street and Franklin street, in accordance with request made of Street Commissioners.

Coun. BUCKLEY—Mr. President, I wish to say in connection with this order that about eight weeks ago I made a request of the Street Commissioners to have those trees trimmed. They are three very fine trees, but, because they are not attended to, in a high wind the limbs keep dropping off, resulting in injury to the trees. The first time when I introduced the order there was a mistake made in the address, which was referred to as 162 High street, instead of 126, but at the same time the trees were identified, because there are only those three trees between Franklin and Sullivan streets in Charlestown. because there are only those three trees between Franklin and Sullivan streets in Charlestown. The order was corrected later and then referred to the Superintendent of Public Grounds and as yet we have had no report or action, although at a meeting of the heads of departments he promised to have the matter attended to in three days. The trees still await trimming. It seems to me that the head of the department ought to take some action at least in a matter ought to take some action at least in a matter of that sort.
The order was passed.

## SEATS IN PUBLIC GROUNDS, CHARLES-TOWN.

Coun. BUCKLEY offered an order—That the Superintendent of Public Grounds be requested to place additional seats at City Square and the Truining Field at Winthrop square, Charlestown. Passed.

## EXECUTIVE COMMITTEE.

Coun. HALE, for the Executive Committee,

submitted the following:
(1) Reports on petitions (severally referred to-day) for permits for children under fifteen

years of age to appear at various places of anusement—that permits be granted, viz.: Orris L. Burrage, for permit for children to appear at an entertainment at the Tileston

appear at an entertamment at the Tileston School grounds.
Boston Newsboys' Club, for permit for child-dren to take part in entertainment at Keith's Theater on June 17.
Myrtle B. Childs, for permit for children to appear at Highland Hall on June 30.
Reports severally accepted; permits granted

on the usual conditions,

(2) Report on message of Mayor and commincations (referred Jime 13) relative to additional appropriation for reconstruction of Curtis Hall—recommending reference to the Committee and Einvance mittee on Finance

mittee on Finance.

Report accepted; said reference ordered.

(3) Report on message of Mayor and order (referred to-day) authorizing the City Engineer to sell electric automobile—recommending passage of order in following new draft.

That the City Engineer be authorized to sell at public autetion an electric automobile belonging to the Engineering Department, the proceeds of the sale to be credited to appropriation for Engineering Department; said sale to take place back of City Hall within three weeks after the passage of this order, the same to be properly advertised in the newspapers.

Report accepted; order passed.

(4) Report on message of Mayor and order (referred to-day) for payment of annuity of \$300 per annum for a period of ten years to Mrs. Gorham unless the widow shall remarry within said period—that the order ought to pass.

period—that the order ought to pass.
Report accepted; order passed.

## SOLDIERS' RELIEF.

Coun. HALE, for the Committee on Soldiers' Relief, submitted a report recommending the passage of an order for the payment of aid to soldiers and sailors and their families in the City of Boston for the month of June.

Report accepted; order passed.

## PAYMENT TO SOLDIERS' RELIEF COM MISSIONER.

Coun. HALE offered an order—That there be allowed and paid to the Soldiers' Relief Commissioner and charged to the appropriation for Soldiers' Relief Department the sum of \$500, said sum to be expended, subject to the approval of the Committee on Soldiers' Relief, by said commissioner in affording immediate relief to persons entitled to aid under chapter 79 of the Revised Laws and acts in amendment thereof and addition thereto.

Passed

## INFORMATION ASKED FROM COR-PORATION COUNSEL.

Coun. HALE offered an order—That the Corporation Counsel, through his Honor the Mayor, be requested to transmit to the City Council his opinion on the following points:

1. Has a constable acting as dog catcher a

right to delegate his duties as such?

2. Can a constable acting as dog earther draw a salary as such when the work is performed by some one else?

3. Must a constable acting as dog catcher kill the dogs caught, or can be board them out on payment of a certain sum? Passed.

## FIREWORKS, WARD 25.

Coun. HALE offered an order—That a license be hereby granted to Rev. Joseph V. Tracy for the setting off of fireworks, for display only, at Rogers Park, Brighton, on the evening of June 25, 1910.

Passed.

#### BRANCH LIBRARY, WARD 25.

Coun. HALE offered an order—That the sum Coun. HALE offered an order—That the sum of twenty-live thousand dollars be and the same is hereby appropriated, to be expended for site and construction of a branch library in Ward 25, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on request of the Mayor, bonds of the City of Boston to said amount.

Referred to the Committee on Finance.

## ENGINE HOUSE, PARKER HILL.

Coun. HALE offered an order—That the sum of twenty-live thousand dollars be and the same is hereby appropriated, to be expended for construction and site for engine house at Parker Hill, Ward 19, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on request of the Mayor, bonds of the City of Boston to said amount.

Referred to the Committee on Finance.

## PLAYGROUND, PARKER HILL.

Coun. CURLEY offered an order—That his Honor the Mayor be requested to issue loan for \$60,000 for playground, Parker Hill, authorized in July, 1907, so that the residents of that district may enjoy the privileges of a breathing space.

Coun. CURLEY—Mr. President, with relation to that order 1 desire to say just one word. Eugene N. Foss—I was going to say the next Democratic Governor—imbued in all probability with a desire to be of service to the people of that section, made the proposition to the City of Boston that he would sell the land owned by him at the top of Parker Hill and adjoining property now owned by the City of Boston for about 25 cents per square foot—land that originally, some eleven or twelve years ago, cost in excess of the cents per square foot—land that originally, some eleven or twelve years ago, cost in excess of the price for which he is now willing to sell it to the city. The people of Ward 19 are united in favor of this proposition. The loan was authorized in July, 1907, but has never been issued. I sincerely trust that the order will pass and that his Honor the Mayor will see the wisdom and the necessity of granting the demands of the people. Coun. HALE—Mr. President, I hope very much that this thing will go through. In fact, I had an order practically identical with this on my desk that I intended to put in.

The order was passed.

## COMPLETION OF CURTIS HALL.

Coun. HALE offered an order—That the sum of sixty thousand dollars be and the same is hereby appropriated, to be expended for the completion of Curtis Hall, Jamaica Plain, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on request of the Mayor, bonds of the City of Boston to said appendix.

Referred to the Committee on Finance.

## ADDITIONAL LAMPS, HOLLINGSWORTH STREET.

Coun. COLLINS offered an order—That the Superintendent of Streets be requested to locate and maintain additional gas lamps on Hollingsworth street, Dorchester.

Passed.

## HOLIDAY TO PARK EMPLOYEES.

Com. CURLEY-Mr. President, I would call up the order that accompanied the message or communication from the Corporation Counsel with reference to a day's leave of absence to the employees of a certain city department, for instance, the Park Department, without loss of

pay, for their picnic.

The order referred to was as follows:
Ordered, That, in accordance with the provisions of chapter 587 of the acts of 1908, the

officer or board in charge of any department be hereby authorized to grant a holiday, without loss of pay, to the employees of his or their department on the day of the annual pienic of such department.

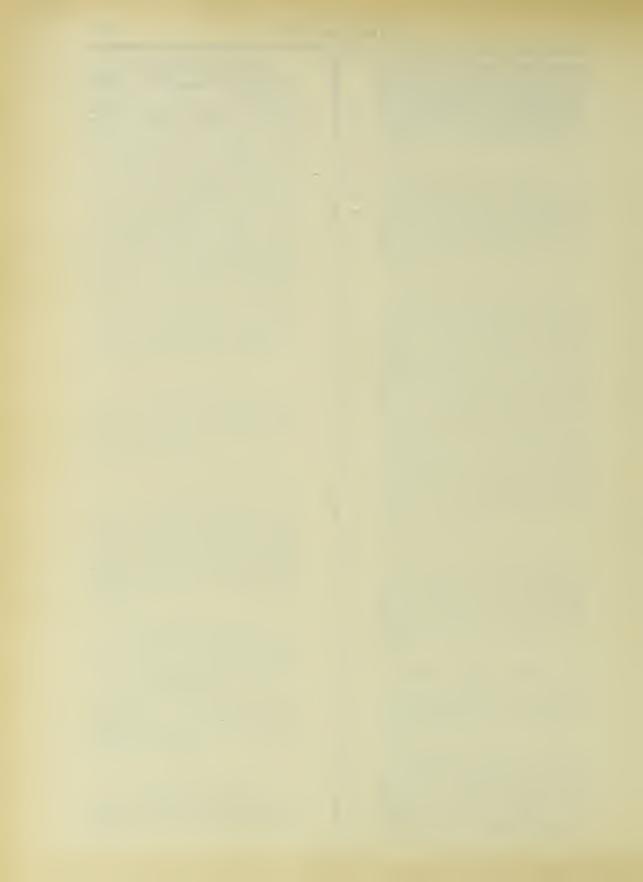
Coun. CURLEY—Mr. President, this is the order that Corporation Counsel Babson said was correctly drawn.

The order was passed.

#### GENERAL RECONSIDERATION.

On motion of Coun. BRAND the Council refused a general reconsideration of all action taken today.

Adjourned, on motion of Coun. HALE, at 6.25 p. m., to meet on Monday, June 27, at 2 p. m.



## CITY OF BOSTON.

# Proceedings of City Council.

Monday, June 27, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at two o'clock p. m., President BALLANTYNE in the chair. Absent—Coun. COLLINS and McDONALD.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the last meeting.

PLAYGROUND, WARD 25.

The following was received:

City of Boston, Office of the Mayor, June 27, 1910.

To the City Council:

To the City Council:

I beg to recommend, for passage by your honorable body, the appended order, appropriating fifteen thousand dollars (\$15,000) for the purchase of a playground in Ward 25.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Ordered, That under the authority of chapter 292 of the Acts of 1892, and other acts or parts of acts in conformity therewith, the sum of fifteen thousand dollars (\$15,000) be appropriated to be expended by the Board of Commissioners of Panks for the purchase of a playground in Ward 25, and that to meet said appropriation the City Treasurer be authorized to issue from time to time, on the request of the Mayor, bonds or certificates of indebtedness of the city to said amount. Referred to the Committee on Finance.

#### RECONSTRUCTION OF CURTIS HALL.

The following was received:

City of Boston,
Office of the Mayor, June 27, 1910.
I beg to recommend the To the City Council:

I beg to recommend the passage of the appended loan order, appropriating sixty thousand dollars (\$60,000) for the reconstruction of the Curtis Hall building. This is substantially the amount required according to the schedule submitted in my communication to your honorable body under date of June 10, provided that the lowest actual bid, which happened to be defective in technical form, is disregarded. It seems to me that this important work ought not to be halted half way through the failure of the city authorities to provide the necessary appropriation.

Respectfully,

John F. Fitzgerald, Mayor.

Ordered, That the sum of sixty thousand dollars (\$60,000) be appropriated, to be expended by the Superintendent of Public Buildings for the reconstruction of the buildings formerly known as Curtis Hall, and that to meet said appropriation the City Treasurer be authorized to issue from time to time, on the request of the Mayor, bonds or certificates of indebtedness of the city to said amount.

Referred to the Committee on Finance.

#### PURITY OF MILK SUPPLY.

The following was received:

City of Boston, Office of the Mayor, June 27, 1910.

To the City Council:

I beg to refer, for consideration by your honorable body, the inclosed letter from George Holden Tinkham, Esq. No issue is more important at the present time than the preservation of the purity of the milk supply, which is believed to exert a

decided influence upon the death rate, particularly among infants. Whether supervision can be exercised most effectively at the source of delivery or supply is a question upon which experts disagree and one upon which, in my opinion, the fullest discussion is desirable before definite action is taken. I suggest, therefore, that a hearing be held by your honorable body, to the end that public interest may be aroused and all the conflicting points of view may receive complete expression. complete expression.

Respectfully,
John F. Fitzgerald, Mayor.

1105-I107 Barristers Hall, Pemberton Sq., Boston, June 25, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston;
Dear Sir,—I desire to thank you very much for sending me a copy of the letter sent to you June 22d by Corporation Counsel Babson, in which he said that the regulation of the New York Board of Health, the effect of which is to compel the inspection of milk at the farm, "if made by the Board of Health, the effect of which is to compel the inspection of milk at the farm, "if made by the Board of Health of Boston would probably be held legal by the courts." This was the only question as I understand it that was submitted by you to Mr. Babson.

He, however, has taken occasion to express an opinion opposed to the passage of such a regulation by the Board of Health, though, by his own confession, he knows but very little about the subject. His opinion against the advisability of the passage of such a regulation in Boston is not even as impressive or convincing as the opinion rendered by him recently that it was a public necessity to extend the leases of the subways and tunnels belonging to the City of Boston without a public hearing or due consideration to the middle of the century at the present rentals; an opinion which was unanimously condemned by the Finance Commission and the united Press of Boston.

In the first place he says that the statistics which I have are on their face "erroneous and misleading." The only statistics which I have on this subject were especially prepared under the personal supervision of Dr. Lederle, Health Commissioner of New York City, and sent to me by him. Therefore, if Mr. Babson has any quarrel about these figures it is with Dr. Lederle and not with me. Mr. Babson has not demonstrated in what particular these figures are "erroneous and misleading."

He states further that those who have studied the question of milk supply are divided into two

and not with me. Mr. Babson has not demonstrated in what particular these figures are "erroneous and misleading."

He states further that those who have studied the question of milk supply are divided into two camps; one believing that the place for inspection is at the farm, but the "larger eamp" believing that such inspection "is of little or no use and that the proper place to inspect is where the milk is sold and delivered."

I think that Mr. Babson must be the only member of this so-called "larger eamp" who would have the temerity to publicly declare that a food product, such as milk, can or should be produced under unsanitary conditions at the source without harm to the consumer. The refutation of this argument is earried on its face.

It is self-evident that milk cannot be properly inspected at the place where it is delivered and sold, and the experience of New York, Washington and a number of other large American cities prove the complete uselessness of sole reliance upon inspection in the city. It arrives at all terminals and stations and comes to Boston by every highway to the amount of 250,000 to 300,000 quarts daily, and is sold in thousands of places. To inspect milk properly after it arrives in Boston is an impossibility.

The scientific and correct principle is to have milk come into Boston which needs the least degree of inspection. By this is not meant that there should be no milk inspection in the city but, on the contrary, city inspection, as in New York, should be maintained and it should be better than it is now by the installation of the best city system and more inspectors. This inspection, however, should be supplementary to the inspection of the New York ordinance and which the New York ordinance in terms compels.

Mr. Babson further says that the so-called "larger camp" believes "that the healthiness of milk depends much more upon the personal habits of the persons who milk the cows, strain the milk and prepare and cleanse the vessels in which it is

transported to market and the length of time it

transported to market and the length of time it is kept; that typhoid fever and most of the things injurious to milk come from contact with unclean hands and unclean receptacles, and that an inspection of a dairy once a year would in no way help these troubles."

Under the New York regulation as many protecting provisions as necessary may be contained in the permit and new ones added from time to time. The producer in New York is compelled to report any sickness upon the farm and to have the water used analyzed from time to time under executive of forfeiture of his premit as well as to

to report any sickness upon the farm and to have the water used analyzed from time to time under penalty of forfeiture of his permit, as well as to provide clean receptacles and clean, healthy stable attendants. So that the adoption of the New York regulation would cover all the theories of Mr. Babson's so-called "larger camp" and allow, as in New York, a complete control and knowledge of the milk supply of Boston.

Mr. Babson further says that the expense of such a system would be from \$75,000 to \$100,000 a year. The expense to New York of what they call their "country service," including inspectors' salaries, milcage and office expense in the city in 1909, was \$86,050.86; 51,116 farm inspections and 2,348 creamery inspections were made at the cost of 63 cents per inspection. The New York milk supply is about 2,250,000 quarts per day, and the Boston supply is about 250,000 to 300,000 quarts per day, or about one-tenth of the New York supply. There is no reason why this system in Boston should cost more than \$40,000 per year.

Mr. Babson's statement that the city inspectors and become and become authority to go the contract.

in Boston should cost more than \$40,000 per year.

Mr. Babson's statement that the city inspector
would have no authority to go upon a man's
premises is technically true but actually untrue, as
farmers sending milk to Boston (one of their
sources of incone) would obtain a permit if it
were reasonable in its terms, and the obtaining
of the permit would carry the right to inspect at
any time without notice; 45,000 farms which
supply milk to New York City are thus inspected
and regulated.

Modern thought and research have shown the
absolute necessity of the adoption of every pre-

and regulated.

Modern thought and research have shown the absolute necessity of the adoption of every precaution in the safeguarding of a large city's milk supply by complete sanitary regulations at the source of the supply, in transit and after its arrival in the city, and Boston should spare no reasonable expense in attaining these ends not only for the prevention of actual mortality, particularly among infants, but for the protection of its citizens from disease; tuberculosis, our modern plague, being more often caused by unsanitary milk than by any other source of infection, according to modern scientific opinion.

I sincerely trust that you may agree with the opinion expressed in this letter, Mr. Babson's opinion to the contrary notwithstanding, and recommend that the Board of Health pass a regulation similar to the one now maintaining in New York City, or the City Council pass an ordinance to the same effect, and provide an adequate appropriation for the operation and enforcement of the same.

appropriated.

of the same.

Yours very truly.

George Holden Tinkham.

#### HOSPITAL IMPROVEMENTS.

The following was received:

City of Boston, Office of the Mayor, June 27, 1910.

To the City Council:

I beg to submit for your earnest consideration the inclosed communication from the president of the Board of Trustees of the City Hospital, requesting an appropriation of fifty thousand dollars (\$50,000) for improvements which he deems of the utmost importance in the carrying on of that institution and the safeguarding of its intents. inmates.

Respectfully, John F. Fitzgerald, Mayor.

Boston City Hospital,
Boston, June 24, 1910.
To His Honor John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—At a conference of the Committee
on Finance of the City Council with the trustees
of the Boston City Hospital it was decided to call
your Honor's attention to the great importance

of fireproofing the engine room building. If by any possibility a fire should occur in this building it would inevitably cripple the whole hospital. The cost of this is estimated as \$25,000. The electrical machines, which have been in operation for some considerable time, are of an antique pattern. It is important that new electrical machines should be installed. The cost is approximately \$10,500. In the interest of economy, so far as the use of water is concerned, it is important that electric motors should be put in for running the different elevators in the hospital. At the South Department, the steam that runs the machinery for the laundry is carried a long distance. It is evident that an electric motor would diminish very materially the expense of running this portion of the hospital. The wiring for electric lights was put in some years ago. In order to bring it up to modern conditions it should be changed. The sum of \$14,500 is wanted for this purpose. The cost of these important items is as follows: portant items is as follows:

tric apparatus for running elevators, 14,500

\$50,000

The Finance Committee viewed the premises and the condition of affairs was fully explained to them. They were unanimously of the opinion that the matter should be brought to your Honor's attention.

Will you kindly approve and bring the matter to the attention of the City Council for immediate action?

I have the honor to be, on behalf of the trustees,

Respectfully yours,

A. Shuman,

President Board of Trustees. Referred to the Executive Committee.

#### ELEVATED ROAD TO CAMBRIDGE.

The following was received:

City of Boston, Office of the Mayor, June 27, 1910.

To the City Council:

I transmit herewith a communication from the Boston Elevated Railway Company, containing a report as to the progress of the Elevated Rail-road to Cambridge.

Respectfully, John F. Fitzgerald, Mayor.

Boston Elevated Railway Company,
President's Office, June 23, 1910.

Office of the Mayor of the City of Boston,
City Hall, Boston, Mass.:
We have received an attested copy of an order of the City Council, which is herewith inclosed, requesting a report as to the progress "of the elevated railroad to Cambridge."

There are two rapid transit thoroughfares being constructed, each connecting Boston with Cambridge, and each involving the construction of an elevated railway. We understand, however, informally, that the order relates to the thoroughfare consisting principally of the Cambridge Main street subway, which passes over the Cambridge bridge, and then by a short elevated railway into a tunnel, under construction, to Park street.

way into a tunine, waste of the cambridge street.

Much work has been done upon the Cambridge Main street subway, and it is estimated that seven-tenths of it is now completed. The Cambridge bridge was constructed some years ago, and plans are being made for the construction of the elevated railway section. The Boston Transit Commission is engaged in the construction of the tunnel, but just how much has been done we are not advised. We are in conference with that commission concerning the arrangement of the station at Park street, and expect soon to agree with them in relation thereto.

Respectfully,

Boston Elevated Railway Company,
By William A. Bancroft,
President.

Placed on file.

#### PAYMENT OF EXECUTION OF COURT.

The following was received:

City of Boston, Office of the Mayor, June 27, 1910.

To the City Council:

I transmit herewith a communication from the City Auditor, stating that an execution of court, on account of damages to an estate caused by the widening of Hyde Park avenue, amounting to \$744.77, has been paid, for which there is no appropriation,

Respectfully, John F. Fitzgerald, Mayor.

City of Boston, Auditing Department, City Hall, June 21, 1910.

Hon. John F. Fitzgerald,

Hon. John F. Fitzgerald,
Mayor of the City of Boston:
Sir,—An execution of court amounting to
\$744.77 was paid to-day on account of damages
to an estate on Hyde Park avenue near Mt. Hope
station, by reason of the widening of that street
under an order of the Board of Street Commissioners, dated September 5, 1903, and charged
to Hyde Park avenue, for which there is no
appropriation. appropriation.

Respectfully,
J. ALFRED MITCHELL, Referred to the Committee on Finance.

#### APPOINTMENT BY THE MAYOR.

The following was received:

City of Boston,
Office of the Mayor, June 27, 1910.
To the City Council:
Subject to confirmation by your honorable body, I appoint Charles G. Stone (85A Sagamore avenue, Chelsea, Mass.) a Weigher of Coal arid a Measurer of Wood and Bark for the term ending April 30, 1911.

Respectfully,
JOHN F. FITZGERALD, Mayor.
Laid over under the law.

### NOTIFICATION OF RESIGNATIONS.

The following was received:

City of Boston, Office of the Mayor, June 24, 1910.

To the City Council:
You are hereby notified that I have today accepted the resignation of Edward R. Gregory, Esq., from the office of Schoolhouse Commis-

Respectfully, John F. Fitzgerald, Mayor. Placed on file.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

Luke Hines, for compensation for damage to clothing by the leaking of an oil tank on Call street, Jamaica Plain.

H. P. Hood & Sons, for compensation for damage to wagon by an alleged defect in Ruggles

damage to wagon by an alleged defect in Ruggles street.

E. F. Billings, for compensation for damage to estate 12 South street, Brighton, caused by the stoppage of sewer in said street.

Nellie J. McCrillis, for compensation for injuries received by a fall on Dudley street.

Orren Pray, to be paid expenses of suit against him as an employee of the city.

Percival Lowell, to be paid for damages to estate 3-4 North Market street caused by the stopping up of drain by employees of the city.

#### Faneuil Hall.

Polish United Societies, for the use of Faneuil Hall on the afternoon of July 17.

#### Executive Committee.

Mrs. W. H. Brown et al., in favor of retaining the present style of street lights on Myrtle and other streets.

Rev. Walter F. Sweeney, for permit for children under fifteen years of age to appear at Whiton Hall on June 29 and 30.

Petitions for sidewalks, viz.:

#### Artificial Stone.

J. H. Cunningham, 55 Clarkson street, Ward 20. Jacob Swartz, 111–117 Crawford street, Ward 21.

Louis Finn, 178-190 Harold street, Ward 21. C. M. Mowatt, 31 Wainwright street, Ward 24.

Ward 24.

Joseph I. Stewart, 1105 Blue Hill avenue, Ward 24.
G. O. Goudy, 112 Greenbrier street and on Park street, Ward 20.
Stephen Fopiano, 862–870 Blue Hill avenue and on Harvard street, Ward 24.
John Lawrence et al., 9–32 North Market street, Ward 6.
Sam Rudnick, 195–201 Quincy street, Ward 20.
Anna E. Lalley, 14 Dix street, Ward 24.
P. O'Hearn, 32 Leonard street, Ward 24.
William Douse, 824–828 Washington street, Ward 24.

#### Brick.

John Donahue, 788 Saratoga street, Ward 1.

### LOAMING, ETC., WELLESLEY PARK.

Coun. BRAND offered an order—That his Honor the Mayor be requested to transfer the sum of \$700 from the Reserve Fund, said sum to be expended by the Superintendent of Public Grounds for the loaming and grading of Wellesley Park, Ward 20, for the planting of shrubs, etc., and for such other improvements as the superintendent may deem necessary.

Passed

Passed.

### POLE LOCATIONS.

A communication was received from the Commissioner of Wires inclosing copy of pole locations granted the New England Telephone and Telegraph Company on Grafton street, Ward 16, Locust street, Ward 16, and Bray street, Ward 22. Placed on file.

#### RAILWAY LOCATIONS.

RAILWAY LOCATIONS.

Copies of orders were received from Street Commissioners granting the Old Colony Street Railway Company the following:

Alteration of location on Washington street, West Roxbury, 7th location; location of double tracks on Hyde Park avenue, 8th location; crossover at Mattapan square, 9th location.

Copies of orders were received from the Street Commissioners granting the West End Street Railway Company the following:

Alteration of location on Charles street, 308th location; alteration of location on Charlestown Bridge, 309th location; alteration of location and additional curve in Blue Hill avenue and Warreu street at car house, 310th location; crossconnection on Warren street, near Taber street, 311th location; alteration of locations on Columbus avenue and Washington street, 312th location. location

Placed on file and ordered printed.

#### NOTIFICATION OF APPOINTMENT.

Notice was received of the appointment by the Mayor of Charles Bruen Perkins as School-house Commissioner and of the delivery of the certified copy of said appointment to the Civil Service Commission.

Placed ou file.

#### STORAGE OF GASOLENE.

Notice was received of the keeping and sale of gasolene at the following locations and of intention to use building for same purpose for

the ensuing year, viz.:
Robey-French Company, 34 Bromfield street,
T. A. Croniwell & Son, in a vessel in Boston

Harbor.

#### APPROVAL OF ELEVATED RAILWAY STATION.

Notice was received from the Railroad Commissioners of approval of proposed elevated railway station of Boston Elevated Railway Company in Causeway street.

Placed on file.

#### CONSTABLES' BONDS.

The constables' bonds of James J. Clark and William L. Simmons, having been duly approved by the City Treasurer, were received and approved by the City Council.

#### COAL AND COKE LICENSES.

Copies of coal and coke licenses granted by the Secretary of the Commonwealth were received. Placed on file.

#### MINORS' LICENSES.

President BALLANTYNE submitted applications for minors' licenses from eleven newsboys, one bootblack and three vendors.

Voted, That licenses be granted on the usual conditions.

#### BATHING, FREEPORT STREET.

BATHING, FREEPORT STREET.

Coun. BRAND offered an order—That the Bath Trustees be requested, through his Honor the Mayor, to put in proper condition for bathing purposes the city water front property in Freeport street. Also, to creet a temporary inexpensive bath house, and to return the float which was formerly used at this place.

Coun. BRAND—Mr. President, in regard to that order I want to say this—that the city purchased this property on the water front of Freeport street a few years ago to be used for the Sanitary Department, before it was abandoned. Later they established a bath house there and two years ago they abandoned that, because they claim that the one at Tenean Beach would accommodate all the people who wished to avail themselves of bathing privileges at that point. But Tenean Beach is far removed from this part of Freeport street, which is in the most thickly settled section of Ward 20, and there is a crying need for bathing facilities there. Yesterday afternoon, while driving around the different bath houses, I had occasion to call there and I found not less than 200 children undressing, some of them outdoors and without any covering, others under umbrellas, changing chothes, so that they could go in bathing there. There have been a great many requests made that some facilities be provided for those who wished to avail themselves of the bathing facilities at that point. A great many requests made that some facilities be provided for those who wished to avail themselves of the bathing facilities at that point. A great many requests made that some facilities be provided for those who wished to avail themselves of the bathing facilities at that point. A great many children dress in their homes and go down there. The city had a float at one time, and that has been removed somewhere else. I think it should be returned to that pier, and if the Bath Department will comply with this request or construct some temporary shelter that will permit those who wish to change their clothes under cover to do so, months. I do not care to have the Bath Department creet some expensive bath house there that will require several swimmers, boatmen, matrons, janitors and that sort of thing. What I would suggest would not require any cire whatever, and it will accommodate a great many thousand children and young men who wish to use the bathing facilities of that section.

The order was present

The order was passed.

#### CONSTRUCTION OF OLD COLONY AVENUE.

Conn. KENNY, for the Committee on Finance, submitted a report on message of Mayor, communication and order (referred May 2), that \$30,000 be appropriated for construction of Old Colony avenue, and connection with other streets recommending its passage in the following new

draft:
Ordered, That the sum of twenty-eight thousand dollars be and hereby is appropriated, to be expended by the Street Department for the construction of Old Colony avenue, from Dorchester street across flyde street, and for the connection of Mitchell, Frederick and Lurk streets with Old Colony avenue, and that to meet such appropriation the City Treasurer be and hereby is authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston for the above amount.

Referred to the Executive Committee.
Later in the session Coun. KENNY moved \*reconsideration of the reference; carried.
The report was accepted, and the order took its first reading and passage, yeas 7, nays 0.

#### AMENDMENT CONCERNING JUNK DEALERS.

Coun. KENNY, for Coun. Collins, offered the following:

City of Boston.
In the Year Nineteen Hundred and Ten.
An Ordinance
Concerning Junk Dealers, Etc.

Concerning Junk Dealers, Etc.
Be it ordained, etc.:
Section 44 of chapter 45 of the Revised Ordinances of 1898 is hereby amended by striking out the words "one week" in the third line of said section, and inserting in place thereof the words "thirty days," so that said section as amended will read as follows:

Sect. 41. No such shopkeners, shall, permit to

will read as follows:
Sect. 44. No such shopkeeper shall permit to be sold any article purchased or received by him until at least a period of thirty days from the date of its purchase or receipt has elapsed.

Referred to the Committee on Ordinances.

#### COUNTY ACCOUNTS.

County Accounts, submitted a report on pay roll of Register of Deeds (referred June 20), amounting to \$2,992.88-recommending approval of same.

Report accepted; pay roll approved by the

Board.

#### CONFIRMATION OF APPOINTMENT.

Coun. BRAND called up No. 1, unfinished

tonn. Brand and Buckley. Whole number

of ballots cast 6, yeas 6, and the appointment was confirmed.

#### COLLECTION, ETC., OF GARBAGE.

Coun. HALE submitted the following:

REPORT OF COMMITTEE ON PUBLIC HEALTH OF THE UNITED IMPROVEMENT ASSOCIATION, ADOPTED BY THE ORGANIZATION ON WEDNESDAY, JUNE 1, 1910, UPON THE SUBJECT OF THE COLLECTION AND DISPOSAL OF GARBAGE AND REFUSE IN THE CITY OF BOSTON.

Municipal cleaning is a problem which at the present time is engaging the deepest interest and thought not only of city engineers and official circles but also all classes of society.

Of late, conditions found to exist in connection with the present methods of municipal cleaning in the City of Boston are of such a nature that the citizens have become vitally interested in the subject and through the medium of wall-craming ject, and through the medium of well-organized

local improvement associations in all sections of the city, and their combined forces represented by the United Improvement Association, are expressing much dissatisfaction with the effi-eiency of the present methods of handling the eity garbage and other waste materials. The primary object of municipal cleaning is to keep a city in the best possible samitary and healthful condition and at the same time to maintain convenience and confort for the public. The present method of handling our garbage and other waste material fulls far short, we local improvement associations in all sections of

The present method of handling our garbage and other waste material falls far short, we believe, of promoting or maintaining the several conditions which are so essential and necessary to our citizens' well-being; and the low mumblings and grumblings of criticisms concerning neglected and much needed improvements in our numicipal cleaning will grow into loud and general protestations as the several nuisances in context in with the present several nuisances and nection with the present system become more and more unbearable.

It is our opinion that a portion of the public funds of the City of Boston can be expended for no more beneficial purpose than for such improvements as are needed to conserve to our citizens

ments as are needed to conserve to our citizens the very best sanitary conditions, including their convenience and comfort.

We believe it to be expedient for the City of Boston to start in a well-ordered campaign of improvements in the handling of garbage, and we believe the most logical place to start these improvements is with the household garbage container.

improvements is with the household garbage container.

During our investigations we have found that the household garbage container is of various forms and of various materials. They are of all shapes and sizes; and of the materials, they are pasteboard boxes, wooden boxes, wooden pails, butter and lard tubs, beer kegs, the ash barrel, tin pails, iron kettles, galvanized-iron pails, etc.

Many of these articles have some sort of cover, and many have nothing whatever. Some of the covers fit tightly, but many do not.

Nearly all of those made of wood were impregnated with the liquid portion of garbage, and gave off a most disgusting stench which could be detected several yards away.

Garbage containers that are uncovered or closed with an insufficient cover allow access to their contents of rats, cats and dogs, which pull the garbage out upon the ground, manh and seatter it about, and carry portions into back yards to ferment and putrefy. The whole contents become hotbeds of menacing germs and breeding places for disease-carrying flies of various varieties.

ous varieties.

Right here at this point in the very beginning of the handling of garbage should reform begin along lines of improvements.

We believe it to be expedient, and we also most beginning the urge and petition, that the City of We believe it to be expedient, and we also most emphatically urge and petition, that the City of Boston enaet such an ordinance as shall require every householder to provide for himself or his tenants a garbage container of such form and material that all foul and offensive odors shall be prevented from escaping into the surrounding air, and also prevent rats, cats, dogs and flies from gaining access to their contents. To this end we carnestly urge that section 14, charter 47, of the By-Laws and Ordinances of the Town or City of Boston which reads "No person shall keep in his house, or on his land, any house offal, unless the same is placed in a suitable vessel, free from all ashes and other refuse matter, and so placed as to be easily removed "be amended so that it shall read—No person shall keep in his house, or on his land, any house offal, unless the same is placed in a suitable tightly covered metallic vessel, free from all ashes and other refuse matter, and so placed as to be easily removed.

If section 14, chapter 47, be amended as is

If section 14, chapter 47, be amended as is

If section 14, chapter 47, be amended as is above suggested, and provision be made for its enforcement, much will be gained toward promoting public comfort and health and the "Fly Crusade" will receive an impetus that will enable it to spell "Success."

In the second instance we believe much could be done to improve the present system and collection of garbage. Collection as it is now done is performed in a most slovenly manner, and by men who are ignorant of the first principles of sanitation, and who have not the slightest regard for cleanliness. Garbage is spilled over the ground and scattered from the garbage container to the cart, and left at the disposal of rats, cats, dogs and flics, Garbage left upon the

ground is as much, and possibly more, of a nuisance as that in an open container; and we believe that there is no excuse for such care-

nuisance as that in an open container; and we believe that there is no excuse for such care-lessuess.

We also find there are occasions when collectors either overlook or neglect to remove garbage at proper intervals. Infrequent or irregular collections are, especially in the summer months, of very great inconvenience to say the least. It is not only inconvenient to have a garbage container overflowing with sour, fermenting and putrid material, filling the air spaces of back yards with a disagreeable stench, but on account of the nature of the material with its awful odor, and being infested with magots, it is positively a menace to public comfort and health.

Collections at frequent stated intervals are, we believe, possible and practicable, and, if collections are made by contract, we believe there should be embodied in such a contract the stated intervals at which these collections should be made, and some provision for their enforcement. Furthermore, we believe that better and cleaner service would be obtained if some sort of inspection of the work was made by some person appointed for this special purpose, the inspection to be made at a time unknown to the contractor. During the winter months it is quite possible that good and sufficient reasons may arise to account for tardy and infrequent collections of garbage material, but it is our opinion that these conditions do not obtain during the summer; and it is during this warm senson that the contents of the containers become the most offensive and

conditions do not obtain during the summer; and this during this warm season that the contents of the containers become the most offensive and dangerous to the comfort and health of the public, and for this reason we believe that during the summer months collections should be more frequent than during the winter.

In the third instance, we believe that improvements should be made in the cartage of garbage through our public streets. We cannot urge too strongly that the cart now being generally used be replaced with some form of cart that shall be thoroughly efficient to conserve the convenience.

replaced with some form of cart that shall be thoroughly efficient to conserve the convenience, comfort and health of our eitizens.

The old wooden carts of the present form, now being used in our residential suburbs, and drawn through our public streets with their foul smelling and disgusting contents exposed to view, are offensive to the last degree. From many of these carts the liquid contents is seen dripping all along, leaving pools of noxious stuff to dry and be blown about with the other dust of the street.

Not only is this condition a nuisance, but the public is positively subjected to dangers of infection by injurious germs that may find their way

tion by injurious germs that may find their way

into this material.

into this material.

We carnestly urge that an improvement of a satisfactory and efficient nature be made as soon as possible in the form of cart to be used for the transportation of garbage through our public streets, so that the comfort of our citizens shall be promoted and maintained, and the best sanished.

be promoted and maintained, and the best sanitary conditions attend the cartage of garbage.

We come now to the question of handling ashes, waste paper, household dirt and other waste material; and here, again, as with the garbage, improvements should be made in regard to the container at the house or place where such material is stored before being taken away by the Sanitary Department of the city.

As with the garbage container, so with the

As with the garbage container, so with the container of ashes and other waste material,—it may be a pasteboard box, a wooden box, a barrel, a tin can or the regulation galvanized-iron

ash can.

There can be no doubt that many dangerous fires have been started by the placing, through ignorance or negligence, of hot ashes in wooden barrels or boxes. Any form of a wooden ash container is a menace to the safety of the public

and to property.

In the handling of barrels by the collectors the bottom often falls out or they are broken, leaving a portion of their contents strewn upon the side-walk or street. This refuse is unsightly, and the

walk or street. This refuse is unsightly, and the wind blows it about in the faces of the passers-by. Section 17, chapter 47, of the "By-Laws and Ordinances of the Town or City of Boston" provides that "No person shall place or keep, in or near any building, ashes or einders, or in such a manner as to be liable to cause fire, nor mix them with other substances, nor place or keep them except in metallic vessels, so placed as to be easily removed," and we carnestly arge that this ordinance be enforced in every section of the City of nance be enforced in every section of the City of

Just at this point it might be well to add that we believe that the city refuse carts should be obliged to take away cellar dirt, grass cut from the lawn, weeds, sticks of wood, small stones and all other waste material that is naturally collected about the lawns and homes of our citizens; otherwise, how is a person to dispose of such material if he lives some distance from a dump?

This brings us to the subject of the nuisance attendant upon the present management of our inland dumps. The attention of both the Street and Health Departments have been called repeatedly to the nuisance created by many of these inland dumps, and the complaints made are quite familiar to all of us. Many of our dirty and unsightly streets owe their condition to the present management of a near-by dump.

Straw, hay, paper and other waste litter many of our streets in a disgraceful manner, and to correct this condition and prevent slovenliness, it is the opinion of the Committee on Public Health of the United Improvement Association that there should be no public dumps in thickly settled sections of the city, and no dumps at any point excepting as they are inclosed by a suitable wire fence. wire fence

wire fence. As to the final disposal of the products of municipal eleaning, this is the problem that must be worked out by the financial and engineering departments and interests of the city; but the residents of the City of Boston are much concerned to know what effect the method which may be adopted may have upon public convenience, public comfort and public health. Whatever be the method or system finally adopted by the City of Boston to dispose of municipal waste, we believe that it should be, and we insist that it shall be, in such a manner that no offence or nuisance be inflicted upon the inhabitants of our city.

offence or nuisance be inflicted upon the inhabitants of our city.

In submitting this report it is our purpose and intention, so far as possible, to refrain from suggesting any specific methods or means by which garbage and other waste material should be handled, or how or in what manner it should be handled, or how or in what manner it should be finally disposed of; but leaving the solution of these problems to experts, we have expressed our opinions and desires as to the conditions of public convenience, comfort and health that should accompany the handling and disposal of the products of municipal cleaning.

ucts of municipal cleaning.

Referred to the Executive Committee.

#### PAYMENT FOR AUTOMOBILE HIRE.

Coun, HALE offered an order—That the bill

Coun. HALE offered an order—That the bill of John J. O'Lalor, amounting to fifty (50) dollars, for automobile hire for the Committee on Finance to visit municipal improvements in Wards 13, 14, 15 and 16, and Squantum, on June 14, 1910, be approved and charged to the appropriation for City Council, incidental expenses.

Referred to the Executive Committee.

Coun. HALE offered an order—That the bill of Estey & Walsh, amounting to fifteen (15) dollars, for automobile hire for the Committee on Finance to visit municipal improvements in Wards 22, 23 and 24, on May 27, 1910, be approved and charged to the appropriation for City Council, incidental expenses.

Referred to the Executive Committee.

#### CLOSING NORTH HARVARD STREET.

Coun. HALE offered an order—That the Police Coun. HALE offered an order—That the Police Commissioner be authorized to close to travel by vehicles, except fire, police, hospital and mail wagons, any portion or all of North Harvard street, from Western aveuue to the Cambridge line, on Thursday, Juue 23, and on Friday, June 24, during such hours as in his opinion said closing may be necessary for the safety and convenience of the public.

Passed.

Passed.

#### ROPING OFF OF STREETS.

Coun. HALE offered an order-That the City Messenger be authorized to cause the necessary roping off in connection with the celebration of the coming Fourth of July at the localities and for the events named as follows:

For the fireworks displays at Wood Island Park, Marine Park, Franklin Field, Boston Com-mon and Jamaica Pond; for the floral emblem tent on Boston Common; for athletic sports and fireworks at Pierce Field, Roslindale, and also such other events as may be required on said day; the expense to be charged to the appropriation for City Council, incidental expenses.

#### JUVENILE BALL FIELD, CHARLESBANK.

Coun. HALE offered an order-That the Park Commissioners be requested to consider and report to the City Council the advisability of setting a portion of the Charlesbank aside for a juvenile baseball field.

Passed.

#### IMPROVEMENT OF CHARLESBANK

Coun. HALE offered an order—That there be appropriated from the income of the Parkman Fund for the year 1910, \$20,000 to improve the Charlesbank.
The order was passed.

Fund for the year 1910, \$20,000 to improve the Charlesbauk.

The order was passed.

Later in the session Coun. BRAND moved a reconsideration of the passage, which prevailed, and Coun. BRAND moved reference of the order to the Committee on Parkman Fund.

Coun. HALE—Mr. President, I think most of us will agree that this order should go through to-day. The matter was considered at the last meeting. You were not there, Mr. Brand, I am sorry to say. At the last meeting the question of the improvement of Charlesbank was considered and practically everybody agreed that the money ought to be spent some time. The question was whether the appropriation of that amount of money would in any way endanger the advantages we hope to see in the way of a zoo, aquarium and Greeting. I have here a letter from Mr. Peabody that I would like to have the clerk readshowing that he hopes to get \$150,000 this year for those three things which, plus the \$60,000 already appropriated, makes \$210,000, and that this meeting is that I don't know when the next meeting will be. The hot weather is now here, and we all know what a resort the Charlesbank is for poor women and children who are not able to get away in the hot season. Everyhody here knows that the Charlesbank is probably more frequented by poor people than any other playground in the city. The Park Department, in City Document 153, page 120, last year submitted a list of needs, and it is simply in line with one of those recommendations that this order is introduced. I hope the rule will be suspended so that this order will go through.

Board of Commissioners

Board of Commissioners of the Department of Parks, June 25, 1910.

of the Department of Parks,
June 25, 1910.

Matthew Hale, Esq., Chairmau:
Dear Sir,—I was sorry that circumstances
prevented my being at the meeting of your committee on Friday. As you have suggested, I
gladly herewith write regarding the views of our
commission as to the Parkman Fund, but I can
at this moment only do so in a general way as I
have no papers by me and I have to be in
Philadelphia on Monday.

Our general idea has been to spend whatever
mouey you apportion to the park on the aquarium, the "zoo" and the Greeting.

The sketches for the aquarium are well advanced. So much of that as is built now must
be a finished and complete structure ready for
addition or not as may later be determined.
This present portion should cost, roughly speaking, \$80,000 to \$100,000.

The two other projects can proceed more
gradually. The subject of the "zoo" is being
carefully studied by the department. The commission holds the general opinion that we should
not ain at a collection of tropical animals,
because the space and the maintenance outlay
required for these would necessarily be large.
They incline rather to the exhibition of native
wild animals and birds and believe that a collection of the kind picturesquely exhibited will
fill all reasonable demands. Of course such a

zoological garden, though it follows a well prepared and complete plan, can yet be entered upon in a more or less tentative, gradual way. The commission desire greatly, as you know, to complete Mr. Olmsted's plan of Franklin Park by building the "Greeting" with its accompanying "Music Court." The first step toward this would be to make careful working plans and buy and cultivate in the nursery the necessary trees, and begin actual work itself by perhaps starting on the nursic amplitheater.

and begin actual work itself by perhaps starting on the music amphitheater.

As one of these three enterprises may advance faster than the others we should like to have whatever amount you can spare us given to us in one general sum to be spent on these projects as we find wise.

as we find wise.

Our general idea if you give us, say \$150,000, would be to spend perhaps \$80,000 to \$100,000 in completing what may be the whole of the aquarium or a part of a future larger one, and the balance we would divide as might seem to the city's advantage between work on the "zoo" and the "Greeting."

Yours very truly,

ROBERT S. PEABODY, Chairman.

Coun. Brand's motion to refer to the Committee on Parkman Fund was lost.

The order was passed.

#### SALE OF LAND.

President BALLANTYNE offered an order—That his Honor the Mayor be and he hereby is authorized, in the name and behalf of the city, in a manner satisfactory to the Law Department, to sell a parcel of land belonging to the City of Boston, bounded and described as follows: Northeast by Massachusetts avenue, two and 24–100 feet; southeast by Shirley street, thirteen and 28–100 feet; west by land supposed to belong to Lucius A. Brown, six and 50–100 feet; and northwest by the same, eight and 85–100 feet; containing twenty-nine square feet more or less; all said measurements being approximate. all said measurements being approximate.

Referred to the Committee on Public Lands.

#### BATH HOUSE, ETC., WARD 8.

Coun. BUCKLEY offered an order-That the Committee on Finance be requested to include in the first loan bill it reports the sum of \$100,000 for an all-year-around bath house and gymnasium to be located in Ward 8.
Passed.

#### REPAIR OF WEBSTER AVENUE.

Coun. BUCKLEY offered an order-That the Superintendent of Streets be requested, through his Honor the Mayor, to place in proper condition for public travel Webster avenue, East Boston. Passed.

#### MISCELLANEOUS ORDERS.

Coun. HALE, for Coun. Attridge and hunself,

Coun. HALE, for Coun. Attridge and hunself, offered the following:
Ordered. That the Superintendent of Streets be requested, through his Honor the Mayor, to report to the City Council as to the advisability of repaving Harrison avenue from Harvard street to Broadway and from Kneeland street to Harvard street; and as to the advisability of repaving Albany street from Kneeland street to Ouk street street. Passed.

ordered, That the Park Department be requested to investigate the possibility and advisability of leasing land near Columbus avenue and Dartmouth street for a neighborhood house.

Passed. Ordered, That his Honor the Mayor be requested to investigate the possibility of leasing land near the Randolph Street Playground to be used as a pier, and that he be requested to report the result of his investigation to the City Council. Passed.

Ordered, That the Street Commissioners be requested, through his Honor the Mayor, to report as to the advisability of extending East Dedham street to South Boston, and filling the South

bay south of East Dedham street, and widening Northampton street from Washington street to Harrison avenue.

Passed.

Passed,
Ordered, That the Schoolhouse Commission
be requested, through his Honor the Mayor, to
report to the City Council as to the advisability
of discontinuing the Way Street School; as to
the need of more schools in the South End; and
as to the question of the repair of Quincy School-

Passed Passed.
Ordered, That the Board of Assessors, through
his Honor the Mayor, be requested to report to
the City Council as to the policy adopted
by the Board in regard to assessing vaults, bay

windows, marquises, etc. Passed.

Ordered, That the Board of Assessors be requested, through his Honor the Mayor, to report to the City Council as to the alleged stein in assessment of property in the South End.

Passed. Ordered, That the Building Commissioner, through his Honor the Mayor, be requested to submit to this body, at his earliest convenience,

information, viz.:

Whether or not when a permit is asked for the building of a garage the abutters are notified and given a hearing by the Building Commissioner?

Passed.

#### GENERAL RECONSIDERATION.

On motion of Coun. BRAND, the Council refused a general reconsideration of all action taken to-day.

#### THE NEXT MEETING.

On motion of Coun. KENNY, the Council voted that when it adjourn it be to meet on Wednesday, July 6, at 3.30 p. m.

#### RECESS.

On motion of Coun. BUCKLEY, the Council on motion of Coun. BUCKLET, the Council voted at 2.40 p. m. to take a recess subject to the call of the Chair.

The members reassembled in the Council Chamber and were called to order by President BALLANTYNE at 3.33 p. m.

#### USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Faneuil Hall, submitted a report on petition of Polish Unit, Societies (referred to-day) for use of Faneuil Hall on afternoon of July 17—that leave be granted.
Report accepted; leave granted on the usual

conditions.

#### EXECUTIVE COMMITTEE.

Coun. HALE, for the Executive Committee, offered the following:

(I) Report on petition of Rev. Walter S. Sweeney (referred to-day) for a permit for children under fifteen years of age to appear at Whitton Hall on June 29 and 30—that a permit be granted. granted.

Report accepted; permit granted

(2) Report on order (referred to-day) for approval of bill of John J. O'Lalor amounting to \$50 for automobile hire—that the order ought to

Report accepted; order passed.
(3) Report on order (referred to-day) that the bill of Estey & Walsh, amounting to \$15 for automobile hire, be approved—that the order ought to pass.
Report accepted; order passed.

(4) Reports on petitions (severally referred to-day) for sidewalks at various locations—recommending the passage of orders that the Superintendent of Streets make sidewalks in front of the following named estates, said sidewalks to be from 2 to 10 to a before 2 to 10 to be from 3 to 10 inches above the gutter adjoining,

to be from 5 to 12 feet in width, and to be built of artificial stone with granite edgestone, the owner to furnish said material, viz.:

J. H. Cumingham, 55 Clarkson street, Ward 20, dacob Swartz, 111-117 Crawford street,

Ward 21.

Louis Finn, 178-190 Harold street, Ward 21, C. M. Mowatt, 31 Wainwright street, Ward 24, Joseph I. Stewart, 1105 Blue Hill avenue, Ward 24,

Ward 24.
G. O. Goudy, 112 Greenbrier street and on Park street, Ward 20.
Stephen Fopiano, 862-870 Blue Hill avenue, aud on Harvard street, Ward 24.
John Lawrence et al., 9-32 North Market street, Ward 6.
Sam Rudnick, 195-201 Quiney street, Ward 20.
Anna E. Lally, 14 Dix street, Ward 24.
P. O'Hearn, 32 Leonard street, Ward 24.
William Douse, 824-828 Washingtou street, Ward cte, Ward 24.

Ward 24.

John Donahue, 788 Saratoga street, Ward 1 (brick).

(Drick).

Reports severally accepted; orders passed.

(5) Report on order (referred May 9) to transfer \$500 from the reserve fund for installation of a system of sanitaries and water supply on land owned by the city at Squantum—recommending the passage of order in the following new draft

draft:

Ordered, That his Honor the Mayor be requested to transfer the sum of \$500 from the Reserve Fund, said sum to be expended under the direction of the Superintendent of Streets for the installation of a system of sanitaries and water supply on the land owned by the city at Squantum; be it further

Ordered, That the permits issued by the Superintendent of Streets be limited to 200, the cost to be \$5 for each permit for the season, persons using said permits to be citizens of Boston, and that the area of location granted under permit be left to the discretion of the Superintendent of Streets, and that the water or sanitaries be not installed until one hundred applications have been made.

The report was accepted.

The report was accepted.

On motion of Coun. BRAND the order was amended by adding the words "and paid for," and the order as amended was passed.

#### VACATION FOR CIVIL COURT EMPLOYEES.

Coun. BUCKLEY offered an order—That the Clerk of the Superior Civil Court be authorized to allow all employees in his office a three weeks' vacation, without loss of pay, in part compensation for their s crvices

Referred to Committee on County Accounts.

#### VACATION FOR FERRY EMPLOYEES.

Coun. BUCKLEY offered an order-That the Superintendent of Streets be authorized to allow two weeks' vacation, without loss of pay, to all employees of the Ferry Division of the Street

Department.

The order was declared referred to the Executive Committee.

Coun. BUCKLEY—Mr. President, I would like to have it acted on to-day, and a move reconstitution of the control o sideration of reference to the Executive Com-

Reconsideration was declared refused. Coun. BUCKLEY doubted the vote and asked for the

Reconsideration was lost, yeas 2, nays 4: Yeas—Coun. Buckley, Curley—2. Nays—Coun. Ballantyne, Brand, I

Kenny-4.

#### NAVY YARD WORK BY CIVILIANS.

Coun. CURLEY offered the following

Conn. CURLEY offered the following:
Resolved, That in the opinion of the Boston
City Council the best interests of the city will be
served by having all new and all repair work at
the Charlestown Navy Yard done by civilians.
Ordered, That a copy of these resolutions be
forwarded to the President and to the Secretary
of the Navy.

The resolution and order were read a second

The resolution and order were read a second time, and the question came on their passage.

Coun. CURLEY—Mr. President, the purpose of this resolution is to provide that work at the Navy Yard shall be done by others than enlisted men. It has become the policy under the present Secretary of the Navy to utilize the marines and salors on the ships to do the repair work at the navy yards, and consequently a great number of men who were formerly employed as mechanics of one kind or another have been forced out of employment. I regret very much that the arduous duties of the present incumbent of the Congressional District from the tenth district have been such that it has been impossible for him to devote some little attention to the needs of some of his constituents living in South him to devote some little attention to the needs of some of his constituents living in South Boston and Dorchester and employed in the Navy Yard and who have suffered in consequence of the policy of the Secretary of the Navy. I believe if this Council takes action and notice of the same is forwarded to the Secretary of the Navy he will see the wisdom of changing the system and will permit a return to the system that has been in vogue ever since the Navy Yard was first established of having all repair and all new work done by civilians who are taxpayers of Boston or some other city and town in Massachusetts.

Massachusetts.
Coun. HALE—Mr. President, I hope before we put the City of Boston on record as criticising the action of the government of the United States, we

action of the government of the United States, we will have an opportunity to consider this, and I move reference to the Executive Committee.

Coun. CURLEY—Mr. President, this matter has been called to my attention not once but a number of times by men employed at the Navy Yard. It was called to my attention only yesterday by one of the master machinists at the Navy Yard whe has been been completed.

yesterday by one of the master machinists at the Navy Yard who has lost his employment there in consequence of the change in the order of things. Coun. (Hale's motion to refer to the Execu-tive Committee was declared carried. Coun. CURLEY doubted the vote and asked for the

yeas and nays.

Coun. Hale's motion to refer to the Executive Committee was lost, yeas 3, nays 3;

Yeas—Coun. Ballantyne, Brand, Keuny—3.

Nays—Coun. Attridge, Buckley, Curley—3.

The resolution and order were declared passed. (See later in session.)

#### PERMANENT EMPLOYEES.

Coun. CURLEY offered the following: Resolved, That in the opinion of the City Council all meu in the employ of the city who have worked as reserve or emergency laborers for two

worked as reserve or emergency laborers for two years or more be made permanent employees. The resolution was declared referred to the Executive Committee.

Coun. CURLEY—Mr. President, I sincerely trust that that reference will not prevail, in justice to the men who suffer from the present conditions. There are at the present time in the vicinity of 200 to 300 men, whose term of service dates as far back as 1906, who have worked as employees of the Street Department, either in the Sanitary or the Street Cleaning Division, and because of the system in operation under every employees of the Street Department, either in the Sanitary or the Street Cleaning Division, and, because of the system in operation under every change of administration, these men are still working as emergency laborers or as reserve laborers. The rule invariably followed when an administration changes—notably the case in the Hibbard administration—is that the foreinen of the various yards are asked to send in the names of men who should be rated as permanent employees, and if by any chance a reserve laborer has incurred the enmity of his district foreman or inspector his name is never sent in for employment as a permanent man. When the administration changed two years ago that was very much in evidence. When it changed this time the same condition was found to obtain. I do not feel that the Superintendent of the Sanitary Division or of the Street Cleaning Division is in any sense to blame; neither do I feel that the former or the present Superintendent of Streets is any way to blame; the blame rests with the different foremen of the different yards. The Civil Service have rendered a verbal decision that if a man is employed as reserve laborer for a paradict two years be shall be edicible entitled to if a man is employed as reserve laborer for a period of two years he shall be eligible, entitled to be a permanent laborer. Yet looking over the pay

roll book we find a number of men whose terms range from 1906 to 1910 and who are still rated as emergency or reserve laborers. In nearly every other department of the city's service, except these two divisions, such men have been considered permanent men. But here it depends on the distriet foremeu. That is to say, a man is on friendly terms with the foreman or has some one intercede for him with the foreman, and the district foreman recommends to the deputy superintendent of the department that the man be made permanent. The man is then made permanent, even though he is in many cases an employee of the department for only one-half the time of another man who has done equally good employee of the department of the time of another man who has done equally good time of another man who has done equally good time of the time of time of the time of time of the time of the time of time time of another man who has done equally good service, but who is not made permanent. This pay roll book is certainly instructive and very interesting. Take here the case of men who were made permanent in 1906, whereas other men are still working as reserve laborers who have been on the city's lists since 1905. What is true of one district is true of nearly every district in the entire department. It is a wrong condition, one that should not exist, one that works great injury to the families of the men. I sincerely trust that this Council will see the wisdom of going on record in favor of this proposition for the best interests that should not exist, one that works great injury to the families of the men. I sincerely trust that this Council will see the wisdom of going on record in favor of this proposition for the best interests of the men in the city's service, having a square deal for all men employed as laborers in the service of the city. In the Sewer Division, when a man is drawn down from the Civil Service, he becomes a permanent employee. The same is true of the Park Department, the Public Grounds Department, in fact of every department except the Sanitary Division or the Street Cleaning Division. In fact, in every branch of the city service except the Sanitary and Street Cleaning branches from the time a man begins work he remains a permanent employee of the city. In the Sanitary and Street Cleaning Divisions the contrary is true. The question of the permanency of his employnent there rests wholly on the say-so of the district foreman, and if by any chance his views are not in keeping with those of the district foreman of the yard, he may work four, five, six or seven years as a reserve laborer or emergency man and never become a permanent employee. He may get work four or five days a week, and at times a full week. He may get Saturday half holidays without compensation. But if there are any lay-offs he is one of those to be laid off, and he does not become a permanent employee. It is a wrong condition of affairs, and I hope the order will be adopted by this Council in the interest of a square deal for the men who are employed in the Sanitary and Street Cleaning Divisions. I want to reiterate what I previously said, that I hold the Superintendent of Streets and the deputy superintendent harmless in the matter. I believe the thing rests wholly with the district foremen and the only way we can change the condition of affairs is by having a regulation that all men who have worked in the employ of the city as reserve or emergency laborers for two years or more shall be made permanent employees. nent employees

Reconsideration was refused. Coun. CURLEY doubted the vote and asked for the yeas and

nays.
Reconsideration was refused, yeas 3, nays 4:
Yeas—Coun. Attridge, Buckley, Curley—3.
Nays—Coun. Ballantyne, Brand, Hale, Kenny

#### NAVY YARD WORK BY CIVILIANS.

Coun. HALE—Mr. President, I move that the vote whereby we adopted Coun. Curley's resolution in regard to the Charlestown Navy Yard

be reconsidered

be reconsidered.

Coun. CURLEY—Mr. President, it was not my desire to lengthen this session, as I understood that Coun. Hale was anxious to get away. But, in view of the fact that he has made this motion, it is apparently his idea to remain here for some time. In order that he may be obliged to remain here for some time I am-going to discuss this proposition unless he withdraws his motion to reconsider. On the question of reconsideration there are many things that this Board must seriously consider. The Charlestown Navy Yard employs on an average 2,500 men. A majority of those men have families depending upon them for their existence. The permanency of the employment of these men has a direct bearing on the success or failure of the men who

control real estate, who are engaged in the grocery, provision, elothing, boot and other business, men in every line of industry. The success of these men depends upon the permanency of the employment of the men who work at the Navy Yard. If those men do not have permanent employment, the small merchant, the real estate owner, and the families of the men themselves suffer. Now, what does this resolution propose? It proposes in substance that those men who have enlisted in the navy as marines, mechanies or sailors eontinue in such employment, interfering in no wise with the men directly employed at the Navy Yard as mechanies and laborers. Those men are among the best eitzens of this community. The character of their work is such that it necessarily entails upon them certain habits not generally found in other lines of employment. The man who has charge of the forging of anchors, who has to do with the delicate wheel work that is done at the Navy Yard, must, besides being a competent mechanic, be a man of sober habits, a good living man, a man of the best tastes, a model man in the community. There are more reasons than one why he must be all this. First and foremost is perhaps his allegiance to his family, his wife, children, relatives, his desire to keep them with some degree of decency and, if possible, some degree of decency and, if possible, some degree of decency and, if possible, some degree of mechanic, that man in nine cases out of ten has no ties that bind him to terra firma. He is wrapped up entirely in the position he occupies and his sole desire is to have enough money when he gets ashore to help paint the town of the same color as that of the organization that our friend Hale is so desirous of attending to-day—a becautiful, luminous red. He has nothing in common with the man on shore who has a family, and who is contributing to the welfare of the eommunity, whose children are attending our publie schools, and whose wife is a model to the women of the eommunity. There are men in Congress—one in parti petent men; if they lose their employment in the Navy Yard no other avenue of employment will be open to those men. Some can find employment at the Fore River Engine Company, but the difference between the scale of wages and those paid by the United States Government is such as to make it impossible for them to provide in many cases even the necessities of life, to say nothing of luxuries, for their families. I contend that after a man, employed as machinist or electrician at the the Navy Yard, has given the best years of his life to that particular calling in which he is engaged he is entitled to protection in that calling, provided he is a taxpayer of the City of Boston. I do not believe it is the desire of the President of these United States to lose Massachusetts or any considerable portion of Republican New England in the coming contest, either for congressional, senatorial or even presidential honors, and if the matter is brought foreibly to his attention I believe he is a sufficiently adroit politician to see —or, if he is not, there are those at his elbow, or who will be there shortly, who are to point out to him, the wisdom of discontinuing this system that has only recently been put in operation at the Charlestown Navy Yard,

Coun. KENNY—Mr. President, I desire to interrupt the gentleman just a moment. I would like to ask if the gentleman is willing that the official record of this speech be omitted?

Coun. CURLEY—Mr. President, I will say in answer to that that the best evidence of the fact that it was not my desire to have anything of this sort appear in the records is the fact that I made the proposition to Coun. Hale, who was anxious to get away, that I would refrain from saying a word on this inatter if he would withdraw his motion to reconsider. (The President's chair slipped at this point.) I regret that the debate on this point has become so warm as to affect even the wheels of the President's chair, but let me say to you, Mr. President, that not only the wheels of your chair but the wheels in the head of the Secretary of the Navy and the President himself will be affected when they receive this communication from the City Council of Boston. The adoption of this order is a protection for every man employed either as a mechanic or a laborer at the Charlestown Navy Yard. If there is any good argument that can be advanced is any good argument that can be advanced

against the proposition I am perfectly willing to yield. If he is animated solely with a desire to look up facts with relation to the matter, I would say to the gentleman on my right that he is as fully armed with facts on this proposition at the present time as I was when I rose to defend it, and more so. Let me say, further, that the average man who enlists in the navy does so because of force of circumstances. It is conditions, environments, stress of circumstances that cause a man to enlist in the navy. He does not enlist because he has a family dependent upon him; he does not enlist because he is a model man in the community; he does not enlist because he is to have permanent employment. He enlists simply because there is no other calling or employment left open to him in at least 75 per simply because there is no other calling or employment left open to him in at least 75 per cent of the eases. The men in the naval service enlist becoming marines and sailors, and perhaps they have an opportunity to get a little smattering of mechanies.

Adjourned, on motion of Coun. HALE, at 4.15 p. m., to meet on Wednesday, July 6, 3.30 p. m.

## CITY OF BOSTON.

# Proceedings of City Council.

Wednesday, July 6, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at 3.30 p. m., President BALLANTYNE in the chair, and all

The Council voted, on motion of Coun. HALE, to dispense with the reading of the records of the

last meeting.

#### APPOINTMENTS BY THE MAYOR.

The following was received:

City of Boston, Office of the Mayor, July 6, 1910.

To the City Council:

Subject to confirmation by your honorable body, I hereby appoint John A. Duggan, Jr. (73 G street, Ward 15), and Edward S. Stevens (216 West Fourth street, Ward 13) constables of the City of Boston for the term ending April 30, 1011

#### RESURFACING NORTH BENNET STREET PLAYGROUND.

The following was received:

City of Boston, Office of the Mayor, July 6, 1910.

To the City Council:

The inclosed statement has been received, in answer to the request contained in your order of June 13, 1910, herewith inclosed, requesting the Park Department to resurface the North Bennet Street Playground.

Yours respectfully.

Yours respectfully, John F. Fitzgerald, Mayor.

City of Boston,
Board of Commissioners of the
Department of Parks,
July 1, 1910.

July 1, 1910.

Hon. John F. Fitzgerald, Mayor,
City Hall, Boston:
Dear Sir,—With reference to the inclosed order
of the City Council, requesting that the Park
Department resurface the North Bennet Street
Playground, and to make a report as to the same
to the City Council, I am directed to say that in
our estimates for appropriations to be provided for by a loan bill an item of \$3,600 is asked
for for this purpose. for for this purpose.

Yours respectfully, George F. Clarke, Secretary.

Placed on file.

### GRADING OF LAND, BRIGHTON.

The following was received:

City of Boston,
Office of the Mayor, July 1, 1910.

To the City Council:

I transmit herewith a communication from the Street Department, containing a reply to your order relating to the grading of vacant land at the corner of Cambridge and Mansfield streets.

Respectfully,

John F. Fitzgerald, Mayor.

Street Department, June 30, 1910.
To the Honorable the Mayor:
With reference to inclosed order of the City Council, "that the Superintendent of Streets, through his Honor the Mayor, be requested to confer with the Park Commission in regard to the advisability of using street sweepings in the Brighton district for grading the vacant land at the corner of Cambridge and Mansfield streets,"

you are respectfully informed that by the Auditor's Report this land appears to be in custody of the Street Commissioners. If the intention of this order is to put this land in condition for future use as a park or playground, it would seem that the first step would be for the City Council to transfer it from the Street Commissioners to the Park Department. It is understood that the Street Commissioners have no objection to such transfer.

Respectfully.

L. K. ROURKE,
Superiutendent of Streets.

Placed on file.

#### TEMPORARY CITY ENGINEER.

The following was received:

City of Boston, Office of the Mayor, July 1, 1910.

Office of the Mayor, July 1, 1910.
To the City Council:
You are hereby notified that I have this day, under the provisions of section 12 of chapter 486 of the Acts of 1909, designated Superintendent of Streets Louis K. Rourke to discharge temporarily the duties of the office of City Engineer, which was made vacant by the death of William Jackson. Jacksou.

Respectfully, John F. Fitzgerald, Mayor.

Placed on file.

#### UNDERGROUND STATIONS.

The following was received:

City of Boston, Office of the Mayor, June 28, 1910.

To the City Council:

To the City Council:

I beg to transmit herewith passages from a report dated March 2, 1910, prepared by the Board of Health, which has been forwarded to mc by that body, in reply to the order passed by your honorable body on June 13, requesting that the Health Department furnish you certain information in regard to underground stations at Lowell square and Bowdoin square. The original report was one of several prepared by heads of departments, which were forwarded by me to your honorable body at your meeting of May 2 and referred to the Executive Committee.

Respectfully, John F. FITZGERALD, Mayor.

Convenience Station in Bowdoin Square.

Convenience Station in Bowdoin Square.

Bowdoin square is an area of perhaps 10,000 square feet in all, badly cut up by railroad tracks. There are four streets joining here, each of which has its own track with switches connecting the various rails, so that there is available for any purpose such as the construction of a convenience station only about 200 square feet in the middle of the triangle, which space is required at the present time for the use of vehicles. It does not seem feasible, therefore, to establish a convenience station either above or below ground in the street portion of Bowdoin square. The nearest available city property is at Chardon street, about 400 feet distant and inconveniently located with reference to the square. There is an inset into the Revere House which is possibly large enough for a single house for men, but its relation to the stores which face upon this bit of sidewalk would be such that grave injury to them would result. There seems not to be in Bowdoin square any place which this Board can recommend for the purpose of a convenience station, unless private purpose of a convenience station, unless private property were taken and entered on, which at that place would make the initial cost of such an establishment prohibitive.

#### Convenience Station at Lowell Square.

The place suggested at Lowell square is the large open park on Cambridge and Lynde streets, comprising about 7,000 feet. It would be possible to install here a single or a double convenience station, but this particular location would seem to be central in a residential district, distant from transfer stations or great concourses of people, and it would hardly seem as if, in view of the urgent needs of other sections, the placing of a station in this square would be justiced. placing of a station in this square would be jus-

Placed on file.

#### BALL FIELD, COMMON.

The following was received:

City of Boston, Office of the Mayor, June 28, 1910.

To the City Council:

I beg to transmit the inclosed communication from the Superintendent of Public Grounds, which relates to an order passed by your honer-able body at the meeting of June 13, and is selfexplanatory.

Respectfully,
John F. Fitzgerald, Mayor.

City of Boston,
Public Grounds Department, June 25, 1910.
Hon, John F. Fitzgerald,
Mayor of the City of Boston;
Door Signature.

Mayor of the City of Boston:

Dear Sir,—In regard to the inclosed order from the City Council, dated June 13, 1910, "that the Superintendent of Public Grounds be requested, through his Honor the Mayor, to report to the City Council as to the advisability of reserving a certain part of the Common for juvenile baseball games; and as to the possibility and advisability of having such a baseball field included in the new plans for the Common," I would state that a juvenile playground and baseball field have been duly considered and are being incorporated in the new plans that are being drawn up by Messrs. Olmsted Brothers for the betterment of the Boston Common.

Very truly yours.

Very truly yours, D. H. Sullivan, Superintendent. Placed on file,

#### MODIFICATION OF RESTRICTIONS.

The following was received:

City of Boston, Office of the Mayor, July 2, 1910.

To the City Council:

I beg to forward herewith a petition from the President of Boston University, in 1egard to the land on East Concord and Stoughton streets, owned by the university, together with a communication from the Corporation Counsel and an order modifying the restrictions heretofore attached to the ownership of this estate, with the recommendation that this order be passed by your honorable body. your honorable body.

Respectfully,
JOHN F. FITZGERALD, Mayor.
(Annexed was petition referred to.)

City of Boston, Law Department, June 23, 1910. Hon, John F. Fitzgerald, Mayor, City Hall, Boston:

City Hall, Boston:

Dear Sir,—I return herewith petition and an order in regard to the land on East Concord and Stoughton streets, owned by the Boston University. I think that there can be no reasonable objection to this modification. I have remodeled the order which is to be passed, and return it to you in a new form, which Governor Bates says is satisfactory to him. The release which you are to sign will have to be changed and I will have Governor Bates change it so as to meet the approval of the conveyancers and myself.

Yours respectfully, Thomas M. Babson, Corporation Counsel.

Ordered, That his Honor the Mayor be and hereby is authorized to execute an instrument, to be approved by the Corporation Counsel, whereby the city shall modify the restriction contained in a certain indenture, dated July 26, 1875, on land now owned by Boston University on East Concord and Stoughton streets, so that said premises may hereafter be used, in addition to the purposes limited therein, for the purposes of Clinical Research and Preventive Medicine and either in connection with said Boston University or the Massachusetts Homœopathic Hospital. Referred to the Executive Committee.

#### RELOCATION OF EVERETT STATUE.

The following was received:

City of Boston, Office of the Mayor, July 2, 1910.

To the City Council:

To the City Council:

I beg to recommend the passage of the appended order, appropriating five hundred dollars (\$500) for the transfer and relocation of the statue of Edward Everett, now standing in the Public Garden, to Edward Everett square, Dorchester. It seems peculiarly appropriate that this attractive square should contain a statue of the statesman whose name it bears, and the unanimous vote of the Art Commission, which is forwarded herewith, affords complete assurance that the removal will not affect unfavorably the appearance of either site.

Respectfully

Respectfully,
John F. Fitzgerald, Mayor, (Annexed was vote of Art Commission.)

Ordered, That the sum of five hundred dollars (\$500) be appropriated to be expended by the Art Commission, for the transfer of the statue of Edward Everett, now located on the Public Garden, to Edward Everett square, Dorchester, and that the same be charged to the Reserve

Referred to the Executive Committee.

#### PLAYGROUND, WARD 7.

The following was received:

City of Boston,
Office of the Mayor, July 6, 1910.

To the City Council:
I beg to refer the control of the council of the coun To the City Council:

I beg to refer to your honorable body the inclosed communication from the Secretary of the Board of Commissioners of the Department of Parks, referring to an order passed in the City Council at the meeting of June 13 relating to the selection of a playground in Ward 7. I have notified the Park Commissioners that it is my intention to authorize the issue of the bonds referred to in this communication, and have requested them to take immediate steps toward the selection of an appropriate site. the selection of an appropriate site.

Respectfully, John F. Fitzgerald, Mayor.

City of Boston, Board of Commissioners of the Department of Parks, July 1, 1910.

July 1, 1910.

Hon. John F. Fitzgerald, Mayor,
City Hall, Boston, Mass.:
Dear Sir,—Referring to the inclosed order of
the City Council of June 13, asking the Mayor to
take steps towards the selection of a playground
in Ward 7, the money for which was included in
the loan bill of 1909, I am directed to say that
no action was taken by the Board towards the
selection of a site, for the reason that the appropriation, which was for \$25,000, was not approved
by the Mayor. Who alone has authority to issue by the Mayor, who alone has authority to issue

bonds. Mr. Pettigrew will look over the ground with a view to reporting on any sites available.

Yours respectfully, George F. Clarke, Secretary.

Placed on file.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Claims.

John Keany, for compensation for damages to property at rear 418 Dorchester avenue by employees of the Sewer Division.

Thomas Cox, for injuries received while employed in the Public Grounds Department.

Frank I. Cobb, to surrender an alleged invalid tax deed of estate on Water street, Charlestown.

Mrs. Ellen Neville, for compensation for damages caused by backing up of sewer at 12 Neptune avenue, Ward 1.

Samuel Medway, for compensation for damages eaused by the issuing of a certificate relating

eaused by the issuing of a certificate relating to assessments against estate 23 Elmwood

#### Faneuil Hall, etc.

Ladies of the G. A. R., Department of Massa-ehusetts, to use Fancuil Hall October 24-28,

John F. Fitzgerald, to use Faneuil Hall July 4.

#### Executive Committee.

Petitions for sidewalks, viz.:

#### Artificial Stone.

George Stodder et al., 107 Blackstone street,

Ward 6.

J. E. Doherty, 355 Atlantic avenue, Ward 7.

J. Hourihan, corner Vila street and Fenwood road, Ward 19.

J. Houinban, corner Vila street and Fenwood road, Ward 19.

Henry Green, 52 Astor street, Ward 10.

Alfred Howard, 122 Talbot avenue, Ward 20.

R. G. Crosby, 44-46 Glendale street, Ward 20.

A. G. Jones, Bird street, corner Hancock street, Ward 21.

Joseph Rivitz, 23 Homestead street, Ward 21.

Henry Green, 141-145 Harold street, Ward 21.

W. H. Sullivan, 679, 683, 687, 691, 695 Morton street, Ward 23.

Joseph J. Lannin, Trustee, 234 South street, Ward 23.

T. J. Lannary, 137 Belgrade avenue, Ward 23.

O. S. Haywood, 22 Florida street, Ward 24.

F. E. Griffin, 24 Florida street, Ward 24.

A. Ripley, 28 Florida street, Ward 24.

Thomas Rush, 40 Florida street, Ward 24.

George W. Johnstone, 1914-1926 Beacon street, Ward 25.

Mary G. Staeey, 80 Corcy road, Ward 25.

Mary G. Staeey, 80 Corcy road, Ward 25.

#### Brick.

Marks Harris, 2-4 Galena street, Ward 21.

#### COAL AND COKE LICENSE.

A copy of coal and coke license granted by Secretary of the Commonwealth was received. Placed on file.

#### STORAGE OF EXPLOSIVES.

Notices were received of the keeping and sale of explosives at the following locations, and of intention to use buildings for same purpose for

the ensuing year, viz.:

Kirkwood Bros., 23 Elm street, Ward 6.

Boston Yacht Club, Columbia road, foot of O

street.
S. P. Blackburn & Co., 287 Atlantic avenue, Ward 6.

Placed on file.

#### CONSTABLES' BONDS.

The constables' bonds of George E. Harrington and William C. Wall, having been duly approved by the City Treasurer, were received and approved by the City Council.

#### RAILROAD POLICE.

A communication was received from the Police Commissioner certifying that Walter D. Elcock had been appointed railroad police officer on the Boston, Revere Beach & Lynn Railroad Company. Placed on file.

#### NOTICE OF HEARING.

Notice was received from the Railroad Com-Notice was received from the Railroad Commissioners of hearing on July 11, on petition of the Old Colony Street Railway Company, for approval of 7th and 8th locations.

Notice was received from the Railroad Commissioners of hearing on July I, on petition of Old Colony Railroad Company, for crossover at Mataran source.

Colony Railroad Company, for crossover at Mattapan square.

Notice was received from the Railroad Commissioners of hearing on July 11, on petition of West End Street Railway Company, for approval of 308th, 309th, 310th, 311th and 312th locations, Placed on file,

#### NOTIFICATION OF APPOINTMENTS.

Notification was received of the appointment by the Mayor of Joseph P. Lomasney as Health Commissioner, and Patrick F. MacDonald as Superintendent of Supplies, and of the delivery of certified copies of said appointments to the Civil Service Commission.

Placed on file.

#### APPROVAL OF APPOINTMENTS.

Notice was received from the Civil Service Commissioners of approval of appointments of Fred E. Bolton as assessor, and of Charles Logue as Schoolhouse Commissioner.

Placed on file.

#### REMOVAL, ETC., OF POLES.

Copies of orders were received from the Street Commissioners as follows: Removal of pole of New England Telephone and Telegraph Company on Saratoga street, Ward 1. Removal of pole of New England Telephone and Telegraph Company on Landseer street, Ward 23.

Removal of pole of New England Telephone and Telegraph Company on Ashland street, Ward

Removal of pole of Edison Electric Illuminating Company of Boston on Bay State road, Ward 11. Placed on file.

#### ERECTION OF POSTS.

Copy of order was received from the Street Commissioners giving permission to the Police Commissioner to erect posts for police signal boxes on Dorchester avenue and other streets.

Placed on file.

#### SIDEWALK SCHEDULE.

A communication was received from the Super-

A communication was received from the Super-intendent of Streets of cost of constructing gravel sidewalks with granite edgestones in front of estates on Massachusetts avenue, between South-ampton street and the bridge, recommending the passage of the following:

Ordered, That the persons named in the within schedule be, and they hereby are, charged and assessed with one-half the sums set to their respec-tive names, as their proportional parts of the cost of constructing gravel sidewalks with granite edgestones in front of their estates on said street, and the same is ordered to be certified, and notice engestones in front of their estates on sain street, and the same is ordered to be certified, and notice given to the parties aforesaid, under the provisions of chapter 437, of the Acts of 1893, said amount being \$3,883.88.

The order was passed.

#### SIDEWALKS AROUND PUBLIC GROUNDS.

The following was received:

The following was received:
City of Boston.
Public Grounds Department, June 28, 1910.
Mr. John T. Priest,
City Clerk, Boston, Mass.:
Dear Sir,—In regard to the inclosed order from the City Council, dated June 13, and approved by the Mayor June 25, "that the Superintendent of Public Grounds be requested to place granolithic sidewalks at the junction of Union Park street, Waltham street and Harrison avenue; the expense attending the same to be charged to the appropriation for Public Grounds Department," I would say that I made a reply to the Mayor's office on June 16, concerning this order, in which I stated that "all the sidewalks on the outside of the public grounds are in the charge of the Street Department." Therefore this order should become null and void, as the Public Grounds Department has no jurisdiction in the matter and no appropriation for such a purpose.

Very truly yours,

Very truly yours,
D. H. SULLIVAN, Superintendent. Placed on file.

#### INVITATION TO IRRIGATION CONGRESS.

An invitation was received by the County Commissioners to attend the eighteenth session of the National Irrigation Congress to be held in Pueblo, Col., September 26–30, 1910. Placed on file.

#### MINORS' LICENSES.

President BALLANTYNE submitted petitions for minors' licenses of twelve newsboys, four for minors' licenses of twelve newsboys, four vendors and one bootblack, and asked of the Council approval of the same.

The licenses were granted on the usual con-

ditions.

#### CONFIRMATION OF APPOINTMENT.

Coun, BRAND called up No. 1 unfinished busi-

ness, viz.;

1. Action on appointment submitted by the Mayor June 27 of Charles G. Stone, to be a Weigher of Coal and a Measurer of Wood and Bark, for the term ending April 30, 1911

The question came on confirmation. Committee—Coun. Brand and Buckley. Whole number

of ballots east 8; yeas 8, and the appointment was

confirmed.

#### CAR SPEED, DUDLEY STREET,

President BALLANTYNE offered an order—That his Honor the Mayor be requested to ask the Boston Elevated Railway Company to instruct their appropriate division superintendent to cause the cars to be run on Dudley street, from Vine street to Dearborn street, at a rate not exceeding four miles an hour until such time as the rails on the street are put in proper condition as under existing conditions the residents on and in the vicinity of said street are unable to con-verse in ordinary tones or sleep quietly on account of the noise made by the cars.
Passed.

#### VACATION FOR JANITORS.

President BALLANTYNE offered an order— That the Superintendent of Public Buildings be authorized to give the janitors under his charge vacation, as in former years, and under the same conditions.

#### TERMS FOR PERMITS, ETC.

Coun, HALE offered the following:

AN ORDINANCE ESTABLISHING TERMS UPON WHICH CERTAIN PERMITS OR LICENSES ARE TO BE ISSUED BY THE STREET COMMIS-SIONERS.

Section 1. Permits or licenses for the storage of gasolene or oil, or other inflammable substances or explosive compounds, are to be issued upon the terms and conditions provided for by chapter five hundred and two of the acts of nineteen hundred and eight.

Sect. 2. The fee or charge for a license or permit to put a coal hole or shute under the sidewalk, said coal hole or shute to be used only for the reception of fuel, shall be one (1) dollar.

Sect. 3. The fee or charge for a license or permit for the construction, use and occupation of a vault under the sidewalk covered by a bulkhead or door and used only for the reception or delivery of goods, wares and merchandise, shall be one (1) dollar.

Sect. 4. The fee or charge for a license or persection.

Sect. 4. The fee or charge for a license or permit, for a vault under the sidewalk connecting with the cellar or basement of a building shall be

one (1) dollar.

one (1) dollar.

Seet. 5. The fee or charge for a license or permit for a marquise shall be one (1) dollar and an additional ten (10) dollars for each support resting on the street.

Seet. 6. The fee or charge for a license or permit for a bay window extending over the street shall be as follows:

Paragraph 1. For a bay window or windows one room on one story with a window or windows

at each of its sides and with each of its sides forming an angle of at least 135 degrees with the adjoining exterior wall of the building:

on a house the height of which is 2½ or more, times the width of the street, \$100. On a house the height of which is 2 or more but less than 2½ times the width of the

on a house the height of which is 1½ or more but less than 2 times the width of the

street, \$25.
On a house the height of which is 1 or more but less than 1½ times the width of the street. \$5.

On a house the height of which is less than

the width of the street, \$1.
Paragraph 2. If a bay window extends across more than one room, a fee twice as large as the fee provided for in paragraph 1 shall be added to that

provided for in paragraph I shall be added to that fee for each extra room.

Paragraph 3. If either side of the bay window forms with the adjoining exterior wall of the building an angle of less than 135 degrees, or if a bay window has not a window or windows at cach side, then the fee for such bay window shall be twice as much as the fee provided for in para-

be twice as much as the fee provided for in paragraph 1.

Paragraph 4. If a bay window runs up two or more stories, it shall be considered for the purpose of assessing fees under this ordinance a separate bay window on each story.

Paragraph 5. If the height of a building on which a bay window has been built subject to this ordinance shall be increased, an additional fee shall be discrete each to difference between this ordinance shall be increased and the difference between the fee originally charged and the fee that would have been charged had the building been of the increased height at the time the bay window was

built.

Paragraph 6. If the room or rooms adjacent to a bay window built subject to this ordinance shall be subdivided, an additional fee shall be charged, equal to the difference between the fee originally charged and the fee that would have been charged had the increased number of rooms existed at the time the bay window was built.

Paragraph 7. If the building on which the bay window is to be built is opposite a public park or playground the fee for such bay window shall be one (1) dollar.

Referred to the Executive Committee.

#### PAYMENT FOR JANITOR SERVICE.

Coun. HALE offered an order-That the bill Coun. HALE offered an order—That the bill of John McCloskey, amounting to \$39, for extra janitor service at the Dorchester High School on February 9, March 7 and 25, 1910, in connection with hearings held by the Mayor and City Council at said school on the dates named, be approved and charged to the appropriation for City Council, incidents expresses. incidental expenses. Passed.

#### PAYMENT OF CARRIAGE HIRE.

Conn. HALE offered an order-That the bill of James F. Ormond, amounting to \$56, for carriage hire for the members of the City Council to attend the funeral of the late ex-Mayor Hibbard on June 1, 1910, be approved and charged to the appropriation for City Council, incidental expenses. Passed.

#### APPROVAL OF BILLS.

Coun, HALE offered an order-That the Coun. HALE offered an order—That the bills incurred for advertising and stenographic services in connection with hearings held by the Executive Committee, on petition of the trustees of the Copley Square Trust for a release of the restrictions on land formerly used for the Museum of Fine Arts, be approved and charged to the appropriation for City Council, incidental Passed.

#### SIDEWALK, ELM HILL AVENUE.

Coun. BRAND presented a petition of the Mt. Pleasant Home, 59 Elm Hill avenue, Roxbury, for granolithic sidewalk with edgestone in front of said home.

In connection with the petition Coun. BRAND offered an order—That the Superintendent of Streets be requested to construct a granolithic sidewalk with edgestone in front of the Mt. Pleasant Home, 59 Elm Hill avenue, Roxbury, Ward 21, under the provisions of chapter 437 of the Acts of 1893. Passed.

#### REMOVAL OF TREE.

Coun. BRAND offered an order—That the Superintendent of Public Grounds be requested, through the Board of Street Commissioners, to remove a tree standing in the sidewalk of 93 Fuller street, Dorchester, Ward 24.

Passed.

#### LAND FOR PARK, WARD 20.

Coun. BRAND offered an order-That the Coun. BRAND offered an order—That the Committee on Finance be requested to include in the first Loan Bill, the sum of twenty-seven thousand (27,000) dollars for the purchase of the land on Washington street for an Overlook Park, between 396 and 406 on said street, Ward 20. Referred to Finance Committee.

#### REMOVAL OF POLES.

Coun. BRAND offered an order—That the New England Telephone and Telegraph Company or Edison Electric Illuminating Company be requested, through the Board of Street Commissioners, to remove two poles about 12 feet from their present location, at the corner of Dorchester avenue and Washington street, Pierce square, Dorchester Lower Mills, Ward 24, permit the construction of a new building at to permit the construction of a new building at that point. Passed.

#### PAYMENT OF FERRY TOLLS.

Coun. BUCKLEY offered an order—That the City Auditor be authorized to allow for payment to the Superintendent of Streets on account of the Ferry Division the sum of one dollar, and the said superintendent is hereby authorized to accept the same in lieu for tolls for the ferries on July 4, 1910, said sum to be charged to the appropriation for Marcar public eharged to the appropriation for Mayor, public eelebrations. Passed,

#### CLAIMS.

CLAIMS.

Coun. BUCKLEY, for the Committee on Claims, submitted the following:

(1) Report on petition of Board of Police (referred 1905) for payment to Carl Carlstein for amount of judgment obtained against him—recommending the passage of the following:

Ordered, That there be allowed and paid to Carl Carlstein the sum of \$50 for expenses incurred by him in suit against him for act as police officer, said sum to be charged to the appropriation for Police Department.

Report accepted; order passed.

(2) Report on petition of Edward R. Olds (referred June 20) to be reimbursed for expense of suit brought against him—recommending the passage of the following:

Ordered, That there be allowed and paid to Edward R. Olds the sum of \$68.73 for expenses incurred by him in suit against him for act as police officer, said sum to be charged to the appropriation for Police Department.

Report accepted; order passed.

(3) Report on petition of Orren Pray (referred June 27) for compensation for expense incurred by him while an officer at Deer Island—recommending the passage of the following:

(Acting as County Commissioners.)
Ordered, That there be allowed and paid to Orren Pray the sum of \$562.27 for expenses incurred in suit against him for act as officer at the Honse of Correction, Deer Island, said sum to be charged to the appropriation for County of Suffolk, Penal Institutions Department, House of Correction.

The report was accepted, and the question

eame on giving the order a second reading.

Coun. KENNY—Mr. President, I move that
the order lie over to the next meeting of the

Council.

Coun. BUCKLEY—Mr. President, I am also in favor of having the order go over. I am always opposed to having these orders go through as they have. But the precedent has been established in the city government and it is hard to go behind it. The members generally are in favor of these orders anyway; so there is nothing to do but report them. I am agreeable, however, to having this order go over for a week.

The order was assigned to the next meeting.

#### THE NEXT MEETING.

On motion of Coun. KENNY it was voted that when the Council adjourn it be to meet on Monday, July 18, at 3.30 p. m.

#### IMPROVEMENT OF WELLESLEY PARK.

Coun, COLLINS ealled up No. 3, past assign-

coun. COLLINS caned up No. 6, parameter, viz.:

3. Resolved, That the Superintendent of Public Grounds be requested, through his Honor the Mayor, to expend the sum of \$750 for improvement and care of Wellesley Park, Dorehester, said sum to be taken from the appropriation for Public Grounds Department; and that the sum of \$750 be taken from the income of the Parkman Fund and expended on Boston Common, under the direction of said superintendent.

tendent.
Coun. COLLINS—Mr. President, when this
matter first came before us for consideration, I
voted against it. At that time I made this

statement:
"If I find that money can be taken from the

statement:

"If I find that money can be taken from the Parkman Fund for this particular purpose, or that money from the Parkman Fund can be used for the improvement of Boston Common and the Public Garden — which I understand are the special beneficiaries under the will — thereby releasing for this purpose money raised by appropriation for the Common and Public Garden, then I shall vote against this proposition. If the money for the maintenance of the Common and Public Garden can be taken from the Parkman Fund, thereby giving the Superintendent of Public Goromas an opportunity to divert money appropriated for those places to the development of this park and the other parks of Boston which need development, I feel that the result should be accomplished in that way. If not, I shall favor the passage of the order."

Since that time I have communicated with the Superintendent of Public Grounds, Mr. Sullivan, and, in a letter which I have not here, he has stated that it would be impossible this year to use any of the Parkman Fund for maintenance. I then went to see the gentleman who has the last say on this proposition, the Mayor, and he said he did not believe that at this time at any rate any of the Parkman Fund should be devoted to maintenance, in view of the extensive public improvements contemplated. At the last meeting, when I was not here, an order substantially similar to that of May 23 was introduced, namely, that the amount of \$700 be transferred from the reserved fund for this purpose. The people out there ought to have the improvement, and if I were here I should heartily have seconded the order as introduced. That order was passed. Accordingly, I move the indefinite postponement of this resolution.

The resolution, No. 3 on the calendar, was indefinitely postponed.

indefinitely postponed.

#### CONSTRUCTION OF WHITFIELD STREET.

Coun. BRAND presented a petition signed by Eldora Pillsbury et al., for the acceptance of Whitfield street.

In connection with the petition Coun. BRAND

offered the following:
Ordered, That the Board of Street Commissioners be requested to order the laying out and eonstruction of Whitfield street, between Wheatland avenue and Talbot avenue, Ward 20.

#### ASSESSMENT OF RAILROAD PROPERTY.

Coun. BRAND offered an order—That the Board of Assessors be requested to report to the City Council, at its earliest convenience, the area of parcel or parcels of land owned by the New York Central Railroad Company in space bounded by Huntington avenue, Boylston street, Massachusetts avenue and Exeter street, and the tax baried to will be repeated a represent. levied on said parcel or pareels.

The order was read a second time and the question came on its passage.

Coun. BRAND—Mr. President, about a year ago there was a much mooted question propounded by one of our city papers—"What is the matter with Boston?" I believe one of the bounded by one of our entry papers—what is the matter with Boston?" I believe one of the most serious difficulties with Boston at the present time is illustrated by this instance which I point out in this order,—a large area of valuable land in the heart of the city used as a yard for the storage of ears. A year ago, when I looked this matter up, I found that the greater part of this great area was taxed for \$3.50 a square foot. There is a small part of it taxed for \$5 and a very small part, corner of Huntington avenue and Exeter street, taxed for about \$9. The land occupied by the Hotel Lenox, at the corner of this valuable property, is taxed for \$20 a square foot. It must be apparent to any sane man that the city is being imposed upon. Either the assessors are lax in their duty or there is something wrong valuable property, is taxed for \$20 a square foot. It must be apparent to any sane man that the city is being imposed upon. Either the assessors are lax in their duty or there is something wrong somewhere else, when a railroad company is permitted to occupy such a large tract of land in the heart of the city for the storage of its cars. That tract is much more valuable, much more important to the city's development, than Park square is or ever can be. If the 1915 Association, so called, wants to do something for the City of Boston, I would advise it to turn its attention to this subject. That is one thing that is the matter with our city. If that land were used for dwellings, places of business or public buildings, the city would be enriched just so much by the increase in assessed valuations which would necessarily follow. Therefore, I offer this order to-day, asking the assessors to report to this Council the exact amount of the various parcels owned by the New York Central, as lessee of the Boston & Albany, or by the Boston & Albany proper, and its assessed value, so that we may have a little light on this subject. I believe it is up to this Council to take steps to see that the railroad shall move its car yard out of the city and that that land shall be developed; and one way to arrive at that result, to my mind, is to raise the assessed valuation so that they cannot afford to stay there.

Coun CURLEY moved that the order be not afford to stay there.

Coun. CURLEY moved that the order be assigned to the next meeting; declared lost. Coun. CURLEY doubted the vote and asked for the yeas and nays

Coun. BRAND—Mr. President, before the roll is called, I would like to say that if this matter is not acted upon to-day, there will be no use in acting upon it this year, because the assessors are about ready to make their report. I think it is a proper matter to act on to-day.

The order was assigned to the next meeting, yeas 4, nays 2.

Yeas-Coun. Collins, Curley, Hale, Mc-Donald-4

Nays—Coun. Ballantyne, Brand—2.

Coun. HALE moved reconsideration of the assignment.

Coun. BRAND—Mr. President, on the motion to reconsider I would like to say this. It seems to me inconsistent that the gentlemen I see around here should treat so lightly an important matter like this, a matter so important to the City of Boston. I cannot see how anybody should treat it as a joke, as it evidently is being treated. It is one of the most inoportant things that this Council could consider, and it is a harmless order—simply asking the assessors to report to this Council what they are really assessing the railroad for this valuable piece of land.

Coun. HALE—Mr. President, isn't this really a serious matter to act upon rashly, without due consideration? Doesn't it really cast a slight on the good faith of the assessors of the City of Boston? Ought we not to consider that before we pass it?

Assignment was reconsidered, and the order was passed.

#### MARKING OF TREES.

Coun, COLLINS offered an order—That the Superintendent of Public Grounds be requested to mark two trees on the Common, both off-shoots of the "Old Elm," in such manner as recommended by the New England Historical and Genealogical Society, the expense to be charged to the appropriation for Public Grounds Department, Passed.

#### FIREPROOFING HOSPITAL BUILDINGS.

Coun. COLLINS offered an order—That his Honor the Mayor be requested to transfer the sum of sixty thousand dollars (\$60,000) from the Reserve Fund to an appropriation for "City Hospital Department, Fireproofing Buildings."
Coun. COLLINS—Mr. President, when the Council visited the City Hospital a week or two ago it seemed to be the unanimous opinion that something should be done to fireproof these buildings. Some of the members believed, however, that the amount ought to come from mainbuildings. Some of the members believed, how-ever, that the amount ought to come from main-tenance. Accordingly, I offer this order. The order was passed.

#### MONEY EXPENDED, WARDS 8, 10, 11.

Coun. CURLEY offered an order—That the Statistics Department furnish the City Council, at its earliest convenience, a report as to the amounts of money expended during the past twenty years in Wards 8, 10 and 11 on parks, playgrounds, boulevards, street improvements,

Passed.

#### RECESS TAKEN.

The Council voted, on motion of Coun. HALE, at 4.06 p. m., to take a recess subject to the call of the President. The members of the Council reassembled in the Council Chamber and were called to order by the President at 4.57 p. m.

### TRANSFER OF LAND, BRIGHTON.

Coun. HALE offered an order—That the pareel of land at Cambridge, Lincoln and Mansfield streets, Brighton, containing about 13,948 square feet, now in charge of the Board of Street Commissioners, be transferred to the care and custody of the Park Commissioners.

Passed.

#### USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Fancuil Coun. CURLEY, for the Committee on Fancini Hall, etc., submitted reports on petitions (re-ferred to-day) for the use of Fancial Hall— that leave be granted, viz.: John F. Fitzgerald, Mayor, on July 4. Ladies of the G. A. R., Department of Massa-chusetts, October 24-28, inclusive. Reports accepted; leave granted on the usual

#### MOTION TO ADJOURN.

Coun. KENNY moved to adjourn. Lost.

#### NAVY YARD WORK BY CIVILIANS.

Coun. CURLEY ealled up No. 5, reconsidera-

tion, viz.:
5. Resolved, That in the opiniou of the Boston City Council the best interests of the city will be served by having all new and all repair work at the Charlestown Navy Yard done by civilians, Ordered, That a copy of these resolutions be forwarded to the President and to the Secretary

Question, on motion of Coun. HALE, to reconsider the adoption of the foregoing resolution.

Coun. HALE'S motion to reconsider the adoption of the foregoing resolution and order was

declared carried.

Coun. CURLEY doubted the vote and asked for the yeas and nays, and reconsideration prevailed,

yeas 5, uays 4: Yeas—Coun. Ballantyne, Brand, Collins, Hale, Kenny—5.

Nays—Coun. Attridge, Buckley, Curley, McDonald—4.

The question came on the passage of the

McDonald—4.

The question came on the passage of the resolve and the order.

Coun. CURLEY—Mr. President, at the previous meeting reconsideration of the passage of the order was moved by the member on my right (Coun. Hale). He has had one week to look into the matter, and if he is opposed to it I believe, in justice to the other members of the Council, he should make some statement in relation to the proposition itself. Since the last meeting I have received a communication from a magazine devoted exclusively to the interests of the men on the ships, and the editor of the magazine, a Mr. Mellen, desired that I write an article with relation to this particular proposition, as he believed it interested every man on the warships. In addition, I received a letter from the National President of the Navy Yard Employees of the United States inviting me to call, saying he would be pleased to furnish me with such information as I might desire with relation to this proposition. So it is a proposition to that is of some weight. The men on the ships have no desire to do this work and the men who live on shore, and who have families dependent upon them, are certainly not desirous that the men on the ships shall be compelled to do this work. If Coun. Hale or any other member of this Board has any good argument to offer against this resolution and order. I am open to eouvietion and perfectly willing to listen to him. Coun. COLLINS—Mr. President, not being

to offer against this resolution and order, I am open to ecuviction and perfectly willing to listen to him.

Coun. COLLINS—Mr. President, not being present at the last meeting when there was some debate on the proposition, I know nothing of the merits of it, but I believe it has merits, and I voted for reconsideration so that it might be brought before the body again and I might have an opportunity to look into it. I voted for reconsideration because I want an opportunity later to vote affirmatively on the matter. It seems to me it is a pretty big question and that every member ought to look into it thoroughly, and for that reason I move its assignment to the next meeting.

next meeting

next meeting.

Coun. CURLEY—Mr. President, I see no objection to letting this go over to the next meeting, but I do feel as though we should hear from the gentleman who moved reconsideration The question of adopting the resolution and order was assigned to the next meeting.

#### EXECUTIVE COMMITTEE.

Coun. HALE, for the Executive Committee,

submitted the following:

submitted the following:

(1) Report on message of Mayor, petition and order (referred to-day) for modification of restriction contained in a certain indenture on land owned by the Boston University on East Concord and Stoughton streets—that the order ought to pass.

ought to pass.

Report accepted; order passed.
(2) Report on message of Mayor and order (referred to-day) to expend \$500 for relocation of statue of Edward Everett in Everett square—that the order ought to pass.

Report accepted; order passed, yeas 9.
(3) Report on order (referred June 20) to authorize holidays and vacations to eity employees not on yearly salary without loss of pay—that the same be referred to the departments employing such service with a report of the cost of same. of same.

of same.
On motion of Coun. BUCKLEY the report was amended, requesting the officers and boards in charge of various departments who are to make these reports to do so at the next meeting, and as amended was accepted.
Coun. KENNY—Mr. President, I was about to suggest that in the matter of ascertaining the expense the auditor also be consulted. I did make that motion in committee, but it seems that it did not get in there.
Pres. BALLANTYNE—There is no matter before the House now.

Coun. KENNY—May I move a reconsideration, Mr. President, so that that amendment may

be adopted?

be adopted? Coun. BUCKLEY—Mr. President, I hope reconsideration will not prevail in this ease. We had a very thorough discussion of the matter in the executive committee meeting and it seems to me the gentleman should have made his request at that time and had it thrashed out pro and con. I trust that reconsideration will not prevail

not prevail.

Pres. BALLANTYNE—It seems to me that the report eovers the point, Mr. Kenny, that the order ealls for an estimate of expense in connec-

order ealls for an estimate of expense in connection with each department.

Coun. KENNY—Mr. President, I was going to move that the words "and that the auditor be consulted to ascertain the cost" be inserted.

Coun. CURLEY—Mr. President, I rise to a point of order. An answer to all questions relating to financial matters must be received from the auditor and my point is that the order as drawn is proper, that there is no) occasion for reconsideration and amendment.

Reconsideration was declared lost. Coun. KENNY doubted the vote and asked for the yeas and nays.

Reconsideration was lost, yeas 4, nays 4.

Reconsideration was lost, yeas 4, nays 4. Yeas—Coun. Attridge, Collins, Kenny, Me-Donald, 4.

Coun. Ballantyne, Buekley, Curley, Navs-

Hale, 4.

(4) Report on order (referred June 27) to allow employees in Ferry Division two weeks' vacation—that the same be referred to the Superintendent of Streets for his opinion and the eost

intendent of Streets for his opinion and the cost of same.

The question came on accepting the report.

Coun. BUCKLEY—Mr. President, I think there should be some time limit within which the head of the department should report. Take this vacation order for employees—if the Superintendent of Streets should report favorably upon it about the first of next January it certainly would not be very effective. So, while I know it is impossible to pass this order to-day, as you have the votes here, I move as an amendment that the head of the department be instructed to report at the next meeting of this Council. I move that as an amendment to the report.

The amendment was adopted, the report was accepted and the order was referred to the Super-intendent of Streets for his opinion and state-ment of the cost of same, with a request that he report thereon at the next meeting.

report thereon at the next meeting.

(5) Report on resolution (referred June 27) relative to making reserve men permanent employees—that the same be referred to the Superintendent of Streets for a report.

The question came on accepting the report and adopting the recommendation.

Coun. CURLEY—Mr. President, I would move as an amendment that the resolution, as appended to the report, be placed upon its passage. In speaking to that resolution I desire to simply reiterate what I said previously in the committee,—that this is a resolution, not an order authorizing the Superintendent of Streets to do any particular, specific work. It is a resolucommittee,—that this is a resolution, not an order authorizing the Superintendent of Streets to do any particular, specific work. It is a resolution iutroduced not only for the best interests of the men who are in the employ of the city as reserve or emergency men, but for the best interests of the city as well. In any calling, where a man gives two or three years' faithful service in the nature of apprenticeship of particular work, he is made a permanent man. The permanency of a man's employment in the Sanitary or Street Cleaning Division depends upon his personal standing with the district foreman and the inspectors who have charge of the particular department in which he works. It is a wrong condition of affairs, a condition that I do not feel that this Council is justified in permitting to continue without at least voicing a protest against it. A perusal of the pay roll book discloses the fact that a number of men who entered the service of the Sanitary Division, many of them as late as 1908, as extra or emergency men are now rated as permanent employees. many of them as late as 1908, as extra or emergency men are now rated as permanent employees. The permanent employees of the Sanitary and Street Clearing Divisions receive pay for holidays on which they do not work and in addition receive a Saturday half holiday. The other men are not, on the contrary, paid extra tor Saturday half holidays, unless they work all day Saturday; neither do they receive pay for

the regular holidays, and they are compelled to work on the regular holidays. I do not feel that work on the regular holidays. I do not feel that the permanency of any man's employment by the city should depend upon his particular standing with any district foreman, inspector or boss. I believe it should rest entirely upon the character and quality of the work he is called upon to acter and quality of the work he is called upon to perform, and if a man gives two years of faithull service to the city he should automatically be made a permanent man. It should not depend on his standing with any particular boss, but on the character of the work he has performed during that time. Some may contend that if such's rule were adopted there would be more permanent men in the city's service than it would be possible to furnish employment for. The best answer to that is that at least 40 per cent of the men employed in the Sanitary and Street Cleaning Divisions are what are termed per cent of the men employed in the Sanitary and Street Cleaning Divisions are what are termed superannuated employees. The length of life of any one of the men who may be included in the 40 per cent who are superannuated is in all probability extremely short; so the number of deaths and resignations in any year would be sufficient to offset the number who would become permanent automatically under this arrangement. I feel that this is a sound proposition. It is now in force only in a more marked degree. It is now in force, only in a more marked degree, in every other one of the city's departments. The civil service is supposed to be intended as a procivil service is supposed to be intended as a protection to the mau who secures employment in the service of the nation state or municipality. If a man is fortunate enough to be drawn down for the Paving Division, he becomes a permanent man from the first week; if he is drawn down for the Sewer Division, he becomes a permanent employee from the start that all through the control of the service of the security o the sewer Division, he becomes a permianent employee from the start. And so it is all through the city departments—the Public Grounds Department, the Park Department and the others. The only two departments where a man's permanency depends on something other than the character of his work are the Sanitary and Street Cleaning Departments. If it is than the character of his work are the sanitary and Street Cleaning Departments. If it is proper to make a man a permanent employee the day he begins work in any of the branches of the Street Department, it would be proper to do it as nearly as possible in every one of the branches of the Street Department. I sincerely trust that the Council will see the wisdom of going on record on this proposition as a unit, unanimously. If there are any objections to be raised to it I shall be very pleased to hear them from any member of the Council; but if there is no member who has a sufficient argument to advance against the proposition, I don't feel that there is justification for his voting against it.

President BALLANTYNE—Coun. Curley's motion is not in order at this time, the question being on accepting the report.

Coun. CURLEY—Mr. President, in view of the ruling of the Chair I sincerely hope the report will not be accepted, but that the substitute unction, involving the adoption of the resolution express-

not be accepted, but that the substitute motion, involving the adoption of the resolution expressing our approval of a system of fair play for employees in the Sanitary and Street Cleaning Departments, will pass.

The report was accepted. Coun. CURLEY doubted the vote and asked for the yeas and

The report was accepted and the order referred to the Superintendent of Streets for a report on the same, yeas 5, nays 4:

Yeas-Coun. Ballantyne, Brand, Collins, Hale, Kenny-5.

Yeas—Coun. Ballantyne, Brand, Collins, Hale, Kenny—5.
Nays—Coun. Attridge, Buckley, Curley, McDonald—4.

(6) Report on order (referred June 13) to discontinue the wearing of uniforms by city employees—that the same be referred to the Superintendent of Streets for a report on same. Report accepted; said reference ordered with a request to report at next meeting.

(7) Reports on petitions (severally referred to-day) for sidewalks—recommending the passage of orders that the Superintendent of Streets make sidewalks on hereinafter named streets in front of following named estates, said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone with granite edgestone, the owner to furnish said material, viz.: George Stodder et al., 107 Blackstone street, Ward 6.

George Stodder et al., 107 Biackstone street, Ward 6.
J. E. Doherty, 355 Atlantic avenue, Ward 7.
J. Hourihan, corner Vila street and Fenwood road, Ward 19.
Henry Green, 52 Astor street, Ward 10.
Affred Howard, 122 Talbot avenue, Ward 20.
R. G. Crosby, 44-46 Glendale street, Ward 20.
A. G. Jones, Bird street, eorner Hancock street, Ward 20.
Joseph Rivitz, 23 Homestead street, Ward 21.

Joseph Rivitz, 23 Homestead street, Ward 21. Henry Green, 141–145 Harold street, Ward 21. W. H. Sullivan, 679, 683, 687, 691, 695 Morton street, Ward 23.

street, Ward 23.
Joseph J. Lannin, Trustee, 234 South street,
Ward 23.
T. J. Lannary, 137 Belgrade avenue, Ward 23.
O. S. Haywood, 22 Florida street, Ward 24.
F. E. Griffin, 24 Florida street, Ward 24.
A. Ripley, 28 Florida street, Ward 24.
Thomas Rush, 40 Florida street, Ward 24.
V. Farina, 1532 Dorchester avenue, Ward 24.
George W. Johnstone, 1914-1926 Beacon street, Ward 25.
Mary G. Stacey, 80 Corey road, Ward 25.
Marks Harris, 2-4 Galena street, Ward 21 (brick).

Reports severally accepted; orders passed.

#### REMOVAL OF TREES.

Coun. McDONALD offered an order—That the Superintendent of Public Grounds be requested to remove a dead tree at or near the corner of Lexington and Bunker Hill streets, Charlestown, the expense attending the same to be charged to the appropriation for Public Grounds Department.
Passed.

#### GENERAL RECONSIDERATION.

On motion of Coun. HALE, the Board refused a general reconsideration of all action taken to-day.

Adjourned, on motion of Coun. COLLINS, 5.17 p. m., to meet on Monday, July 18, at 3.30 p. m.

# CITY OF BOSTON.

# Monthly Conference City Council and Heads of Departments.

Boston, July 11, 1910.

Boston, July 11, 1910.

Monthly conference between the City Council and beads of city departments, in the Mayor's hearing chamber, City Hall, at three o'clock, p. m. Hon. John F. Fitzgerald, Mayor, presided, and in calling the meeting to order said:

Gentlemen, this meeting is held under an ordinance passed some months ago providing that the heads of departments of the city should meet with the Mayor at three o'clock on the first Monday afternoon of each month "for discussion and cooperation concerning the business of the city and the respective departments. The City Council and the heads of departments so assembled shall, in their discretion, upon application of accredited representatives of associations and organizations interested in city affairs, designate a time when

representatives of associations and organizations interested in city affairs, designate a time when such representatives may appear before them and be heard upon the subject of their application."

The city charter, under an amending act passed in 1885, authorizes the Mayor to "call together the heads of departments for consultation and advice upon the affairs of the city; and at such meetings and at all times they shall furnish such information as to matters under their control as

meetings and at all times they shall furnish such information as to matters under their control as the Mayor may request."

The charter also provides that the Mayor shall quarterly, in the months of June, September, December and March, and at such other times and at such places as he shall appoint, hold conferences, at which may be present the Penal Institutions Commissioner, the Institutions Registrar, two members of the Board of Trustees of Children, two members of the Board of Insane Hospital Trustees, and so forth.

So that these conferences are not new. A new.

Trustees, and so forth.

So that these conferences are not new. A new feature about the conferences, and the most important feature, is the fact that the City Council is invited to participate; and, inasmuch as the City Council is composed of such a small number of persons now as to make it easy for that body to be brought into consultation with the heads of departments, it makes the present arrangement for consultation of the different heads of departments of the city and the City Council of great importance to the citizens.

I appreciate the fact that the day is a very warm one, that we are right in the middle of the summer, and I do not intend to burden you with a long address this afternoon. I will content myself with a few words about the desirability of meetings like this and the good that was he accomplished. like this, and the good that can be accomplished

like this, and the good that can be accomplished by them.

We are all working for the City of Boston, and we ought to feel that in working for the city we are working for the most worthy of employers, because we are working for the public, and for the public good. Working for the public good is being more and more appreciated every day, Those men who give over their lives to the accumulation of money, and who become millionaires, most of them by methods not morally or ethically correct, find in this age that wealth is not regarded most of them by methods not morally or ethically correct, find in this age that wealth is not regarded as it was in years gone by; that men are judged by the character of their service, the amount of time they give to the public good, rather than by the amount of time they give to gathering money that properly belongs to the community or to somebody else other than those who accumulate the millions. It has been very truthfully stated that there are very few men in possession of a fortune of many of millions of dollars of whom it could be said that they got it honestly. Most of them got it dishonestly, morally and ethically.

So, I say, our employment, working for the public good, should be considered, and is considered, the most honorable kind of employment. It is true that, because of criticism upon public works and public officials in Boston in the last three or four years—most of which was unjust and undeserved—there were men connected with the city who felt that their work was not appreciated, and correct, find in this age that wealth is not regarded

who felt like separating themselves from the city service. But I think the public has arrived at a most just appreciation of the situation in the last two years, and that now public men are being judged, and will be judged in the future, in accordance with the character of the service that they

two years, and that now public men are being judged, and will be judged in the future, in accordance with the character of the service that they render the city.

Meetings like this, of course, should have a tendency to bring the heads of departments together in a better way, so that they will work in greater unity for the good of the city. I have found sometimes, both during my present administration and when I was in office before, a spirit of jealousy and perhaps of narrowness prevailing among some of the heads of departments. They would be willing to better the reputation of their own departments at the expense of the reputation of the city, by saying that in their particular line they were doing such and such a high class of work, while some other department was doing its work in a way that was detrimental to the city. That spirit is not the proper spirit for any of us who are engaged in the city's service, and it is one of the hopes of those who are friendly to such an organization as we see assembled here to-day that resulting from it there will be a better spirit pervading all departments, that we will work more in unison, more in harmony than ever before, with resultant good to the city. If it shall appear that in sonc ways the work of departments clashes, when that fact develops in meetings of this kind I think we will find that the trouble can be casilv remedied. Mr. Rourke, for instance, when he took charge of the Street Department, found that the street cleaning in the Dorchester, Jamaica Plain and Brighton sections of the city was under the charge of Mr. Foss, of the Sanitary Division. He did not think that that was a good method of doing the public business, and I agreed with him. He found also, in going about through the park system, that the Street Department had charge of the lighting of public parkways. For instance, one side of Columbia road is public park, but the Street Department was paying for the lighting, where it should properly have been charged to the Park Department was paying for

tration, or one that will follow it, will have the ability, brains and means necessary to organize a Health Department on a proper basis.

There are a great many other ways in which the work of one department clashes with that of another; and an organization such as this is, meeting every month with the members of the City Council, can thresh these things out for two or three hours of an afternoon. I think we can thereby come to a better understanding of the different departments, and that we will realize more keenly the necessity of co-operation and of a better understanding all around.

I think I have stated as fully as I can the objects to be accomplished by such meetings, and I would

to be accomplished by such meetings, and I would now like to hear from any gentleman present. If there is anything that should have been said that I have left out, I trust that somebody will

that I have left out, I true that I have left out, I true that I have say it.

The Mayor here called upon Councilors Brand and Hale, but each said that he had nothing to say at this time.

Mayor FITZGERALD—I understand that Mr. Slattery has a report of the Committee on Rules, appointed at the last meeting, to submit.

Mr. CHARLES H. SLATTERY, City Treasurer, for the Committee on Rules, submitted the following:

Rules for Conduct of Meetings of the City Council and Heads of Departments.

#### Order of Business.

Rule 1. At every regular meeting of this body the order of business shall be as follows; Meeting called to order by the chairman. Reading and approval of the minutes of the last

Reading of communications. Reports of committees. Unfinished business. New business.

#### Secretary.

It shall be the duty of the secretary of this body to prepare a docket or calendar on the special matters to be considered at each meeting,



such matters to have precedence over new business. Applications to have matters placed on the docket or calendar must be made to the secretary not less than three days preceding the meeting.

#### Motions.

Rule 3. When a question is under debate the following motions only shall be entertained, and in the order in which they stand arranged:

1. To adjourn.
2. To lay on the table.

To postpone to a day certain.

To commit.

To postpone indefinitely.

#### Parliamentary Practice.

Rule 4. The rules contained in "Cushing's Manual of Parliamentary Practice" shall govern in all cases wherein they do not conflict with any special rules of this body.

The report was accepted and the rules were

The report was accepted and the rules were declared adopted.

The City Clerk read a transcript of the records of the last meeting, which were approved.

Mayor FITZGERALD—Are there any committees to report? (No response.) Are there any communications to be read? (No response.) Is there any unfinished business? (No response.) Is there any new business?

Coun. COLLINS—Mr. Chairman, I move you, sir, that a copy of the rules that have been adopted be sent to the heads of the respective departments and to each member of the City Council.

Coun. Collins' motion was carried.

and to each memoer of the City Council.

Coun. Collins' motion was carried.

Mayor FITZGERALD—I would like to ask
the secretary whether, in accordance with the
rules, there is any docket or calendar prepared
for this meeting?

(City Clerk PRIEST stated that there was not, as

the rules have not been in force until the present

Mayor FITZGERALD-The secretary that no docket or calendar has been prepared for the meeting, because the rules were not adopted the meeting, because the rules were not adopted until this meeting. I suppose that such a docket or calendar will be prepared for the next meeting. Is there any head of a department here now who has any particular instance in mind where his department clashes with some other department, which could be aired this afternoon with possible benefit to the public in this warm weather, for instance? I would say that this morning I came down Columbus avenue and noticed a woman with two or three children trying to get water from a fountain at the Columbus Avenue Playground. with two or three children trying to get water from a fountain at the Columbus Avenue Playground. The fountain at the eastern end of the playground was out of commission, and I thought it very strange that she should be compelled to go over to the westerly end of the Columbus Avenue Playground to find water. I got out of the machine and went to the fountain at the easterly side of the ground, Mr. Pettigrew, and found that the water was shut off, so that women and children could not drink there. I suppose it is under either your department or the School Committee. I called up Mr. Ellis of the School Committee, I called up Mr. Ellis of the School Committee last week and pointed out the fact that, as \$20,000 had been set aside by the School Committee for water department purposes in connection with the fixing up of these playgrounds, these fountains should be properly looked after, and he said he would speak to Mr. Lee about it. I supposed the trouble I speak of there this morning. When I called his attention to it again this morning he said he supposed that Mr. Lee had attended to the matter. Now, do I understand, Mr. Pettigrew, that that water fountain, which I understand is at the easterly end of the Columbus Avenue Playground, is under the charge of the School Committee?

Mr. PETTIGREW—Yes. I think it is out of

Playground, is under the enarge of the School Committee?

Mr. PETTIGREW—Yes. I think it is out of repair, and it will be repaired at once.

Mayor FITZGERALD—Well, whose is the responsibility?

Mr. PETTIGREW—Well, that part of the ground is in charge of the School Committee, and the fountain bas been shut up and they haven't renaired it. repaired it.

Mayor FITZGERALD—So it is the fault of the

School Committee?

Mr. PETTIGREW—The matter is in abeyance at the present time, and I don't know just what is being done.

Mayor FITZGERALD—Well, this is pretty warm weather, 96 degrees in the slade, and these meetings are for just such purposes—to find out who is and who is not responsible for things like that. You say the School Committee is responsible, Mr. PETTIGREW—It will be fixed atonce. Mayor FITZGERALD—Were those fountains put in there by your department?

Mr. PETTIGREW—That fountain was set up by the School Committee the one in the sent up

by the School Committee; the one in the center of the ground was put up by the Park Department.

Mayor FITZGERALD—Well, I think we have eut a little red tape. You go in there, Mr. Pettigrew, to-morrow, if it is not fixed, and put it in

order.

Mr. PETTIGREW—Yes.

Mayor FITZGERALD—Is there any other head of a department here who has any suggestion in regard to any matter that will promote the public good, now that the warm weather is here?

good, now that the warm weather is here?

Coun. ATTRIDGE—Mr. Mayor, I desire to know if there is any real, valid objection to the use of the children's playgrounds throughout the city on Sunday afternoons during the summer season? There are many children who cannot go to the outlying parks and possibly it might be to their advantage if they could be allowed the privilege of going into the playgrounds on Sunday afternoons—for instance, such playgrounds as the Randolph Street Playground. There is one little corner there for children, and I think if the children could have the use of that playground on Sunday afternoons it would be of great advantage to them—that is, for legitimate sport, such as children enjoy in our playgrounds.

Mayor FITZGERALD—That question was

in our playgrounds.
Mayor FITZGERALD.—That question was brought up at one of the town meetings, Mr. Councilor, and we supposed assurances had been given that that ground would be opened. Isn't that so, Mr. Pettigrew?
Mr. PETTIGREW.—Yes; I think so.
Mayor FITZGERALD.—Is it a fact that it is not opened?

not opened?

The motion was the control of the copening of the Randolph Street Playground, as referred to in the town meetings, related to Saturday afternoons. Last year it was closed Saturday afternoons, but now it is open. But I am now speaking of Sunday afternoons. Mayor FITZGERALD—Will you make a motion that it is the sense of this body that the School Committee be requested to open up all the children's playgrounds on Saturday afternoons and Sunday afternoons throughout the city?

Coun. ATTRIDGE—I will make that motion, because I believe in it.

The motion was carried.

The motion was carried.

Mayor FITZGERALD-And to send word to this body at its next conference whether it has been done or not. It will be a pretty long time to wait, but we will see that it is done in the mean-

wait, but we will see that it is done in the meantime. Is there any other business?

Coun. COLLINS—Mr. Mayor, at the last meeting of this body a question was raised as to the exact powers of the Bath and Park Departments in respect to the bath bouses of the city, over which it is said that both bave concurrent jurisdiction. At that time I asked Chairman Peabody of the Park Department just what the powers of that department were, where they began and where they ended. At the time he was at a loss to say. Perhaps Mr. Babson may be able to help us on this matter. matter.

Mayor FITZGERALD—What is your particular

question?

Mayor FITZGERALD—What is your particular question?
Coun. COLLINS—For instance, take the case at L street. Assume that the City Council appropriates \$35,000 for the placing of additions on the bath house there. Or assume, for example, that it is decided to build a small bath house at McKenzie Beach, in the lower part of Dorchester. The Council passes an order. It goes before the Bath Department, and between the Bath Department and the Park Department the matter is hung up, and no progress is made. My idea is to find out just exactly where the powers of these respective departments begin and end. I suggested at the last meeting that it might be wise to have both departments sit jointly on matters in which they have a common interest. I would like to have Mr. Pettigrew, of the Park Department, or Dr. Mansfield, of the Bath Department, if he is bere, express their views on that matter.
Mayor FITZGERALD—Is Dr. Mansfield here? (No response.) Who represents the Bath Department here?

Mr. FRANCIS M. CARROLL—Mr. Mayor, happen at present to be a member of the Board

I happen at present to be a member of the Board of Trustees.

Mayor FITZGERALD—Mr. Leahy, did you communicate with the Bath Department in regard to being represented here?

Secretary LEAHY—Yes; I communicated with all the heads of departments.

Mr. CARROLL—I think, Mr. Mayor, that that is a law question rather than a question of opinion for a member of the Board of Trustees to pass moon for a member of the Board of Trustees to pass moon.

for a member of the Board of Trustees to pas off hand. There has been no controversy, although there have been some difficulties, over the situation at L street and at McKenzie Beach. The McKenzie Beach matter, I understand, has been settled by an arrangement which permits a temporary building to be erected, the Park Department trustees permitting that with the understanding

that it is not to be a permanent affair.

Mayor FITZGERALD—Mr. Pettigrew, can you state the position of the Park Commissioners you state the position of the Park Commissioners on this question—particularly in regard to the proposed changes at L street? I understand that there has been some dispute between the Park Commissioners and, I think, the old Board of Trustees of the Bath Department.

Mr. PETTIGREW—I would simply say that I was required to see here the extractions.

Trustees of the Bath Department.

Mr. PETTIGREW—I would simply say that I was requested to come here to represent, as well as I could, the Park Department. Mr. Peabody is in Europe and Mr. Prendergast is out of town, and Mr. Prendergast wished me to express regret that he could not be here. I believe the trustees of the Bath Department requested additional room at L street, so that they could extend the bath house farther along the heach. The Board of Park Commissioners thought that the end of the street there should not be stopped up, that the Bath Department had abundant room there if it made some rearrangement of the lockers. It was felt that instead of having such large rooms—the lockers or closets now being 4 or 5 feet in diameter—there might be a rearrangement with alleyways and banks of lockers 15 or 18 inches in diameter, which is found ample in other places, as, for instance, at Savin Hill. It was felt that they did not need any more room if things were properly arranged there, and that it would he a pity to cut off more of the beach from the people. Therefore the Park Department refused to grant their request.

Mayor FITZGERALD—Did the Park Commissioners and the Bath Trustees have any conference on the matter, that you know of?

Mr. PETTIGREW—Not since that time, that I know of.

Mayor FITZGERALD—They did at that time?
Mr. PETTIGREW—They did.
Mayor FITZGERALD—That was some time
ago, but have they recently got together and gone

Mayor FITZGERALD—That was some time ago, but have they recently got together and gone over any plans?

Mr. PETTIGREW—Not that I am aware of. Mayor FITZGERALD—Mr. Babson, what is the situation in case the City Council passes an order directing the Bath Commission or the Park Commission to do a certain thing? Can the Park Commission, for instance, refuse to recognize an order passed by the City Council.

Corporatiou Counsel THOMAS M. BABSON—In regard to the situation at L street, South Boston, which has been referred to, I do not understand that the Bath Department has any rights there except what it gets from the Park Commission. Of course, the situation might be different in different cases. But if the Park Department refuses to allow the use of additional land over there for the enlargement of the bath house, I don't see what the Bath Department can do ahout it.

Mayor FITZGERALD—The City Council has no authority in the matter?

Mr. BABSON—The City Council has placed the park grounds under the charge of the Park Department.

ment.

Mayor FITZGERALD—Mr. Collins, Mr. Babson reports that the Park Department, which is established by statute, has complete authority in the matter of the parks, and that no direction by the City Council would have any force in the direction you suggest, unless the Park Commission was willing to do what was requested.

Coun. COLLINS—I appreciate that fact. I also agree with Mr. Carroll when he says there has been no controversy, although there had been some difficulty. But in matters of this kind where two such departments have interests in common.

been no controversy, attnough there had been some difficulty. But in matters of this kind where two such departments have interests in common, it seems to me on such matters of public interest they should sit and discuss the matters jointly. Mayor FITZGERALD—Is there not a committee of the City Council on Bath Department? I

was going to suggest that if there were such a committee—and it seems to me there should be—they could investigate the problem, have action taken by the City Council and then meet with the Park by the City Council and then meet with the Park Commission and the Bath Commission and simply say what the views of the City Council were on that matter. I don't think you would find the Park Commissioners taking a position contrary to what they thought were the best interests of the city as emphasized by a vote of the City Council.

Couu. COLLINS-It only seems to me that there Coul. COLLINS—It only seems to me that there is a shifting of responsibility, and that with that shifting of responsibility there is a lack of progress. Mayor FITZGERALD—I know, but the members of the City Council are elected to take these things up. If the Park Commissioners refuse to do what the Bath Commissioners refuse to do what the Bath Commissioners want, the Mayor's office, of course, is willing to take its responsibility in the matter. In fact, the Mayor's office has already taken steps in the matter. I directed Mr. Mans-field a week ago to employ an architect to go over field a week ago to employ an architect to go over there and investigate the conditions as they obtain in the hot weather and to make a report on the matter, bringing in plans if necessary. It seems to me if the City Council took the matter up, through a committee on Bath Department, something of value might be arrived at in that way. They could find out what the needs were, and make a report after a proper investigation; and if certain things were recommended by the City Council to the Park Commission, after such investigation, I do not believe the Park Commission would hesitate to do what was wanted.

to do what was wanted.

Coun. COLLINS—Assume that the City Council passed an order, providing, say, \$10,000 for the construction of a bath house at a certain place, on the recommendation of the Bath Trustees. It seems to recommendation of the Council bath and the City Council b

the recommendation of the Bath Trustees. It seems to me that the City Council, having done that, has done its duty, until it hears affirmatively from the departments interested. That is just the difficulty, Mayor FITZGERALD—I don't think that the Bath Department ought to recommend such action until it knows what it is doing, and I don't think that the City Council work it press such as action that the City Council ought to pass such an order that the City Council ought to pass such an order until it knows what it is doing. Such an investigation as I suggest ought to be made by a committee of the City Council, whose duty it should be to look after bath house affairs and report to the City Council. If that is the course taken, that is one situation; but if the City Council passes an order simply upon the say so of the Bath Department, or any other department, and knows nothing about any other department, and knows nothing about the facts, it has not done its duty.

Coun. COLLINS—Of course, I am not speaking for the other eight members of the City Council. But ours is a small board. Each of us is nominated and elected at large. We all represent the city, and we have been against the appointment of too many small comunities. We are very willing to co-operate with either of the two departments, but it seems to us there have been a serie of division. but it seems to us there has been a sort of division of responsibility for which we are not responsible, and which we cannot mend, since the Park Depart-

and which we cannot mend, since the Park Department is created by statute. Coming specifically to the two questions I have in unind, the McKenzie Beach matter has been settled.

Mayor FITZGERALD—Yes.
Coun. COLLINS—As to L street, \$35,000 was appropriated, under an order offered by Coun. Kenney, some three months ago. I would like to know what progress has heen made on that.

Mayor FITZGERALD—The McKenzie Beach situation was settled by the Mayor going over there with Mr. Pettigrew and the chairman of the Board. We found a location and decided that a new building could be built, to be used at the the Board. We found a location and decided that a new building could be built, to be used at the beginning of the season. In regard to the other proposition, it was found that it would take six or seven months, so that it could not he effected this season. Nothing has been done beyond what I stated a moment ago, that I have asked the chairman of the Board to employ an architect to visit the hath house, pay some attention to the situation there during the next two or three months, note the conditions and prepare plans. That is being done. In the meantime I think it is the duty of the City Council to appoint a committee to look into this matter which has been referred to, as well as other matters which are considered by the body. Then when there is a dispute between two departments the facts will be known and some two departments the facts will be known and some intelligent action can be taken in the way of settling the dispute. Is there any other business to come before the body? (No response.) The Chair will not detain the meeting longer. The afternoon is warm and I appreciate the fact that many of you are now at your summer homes and are anxious to catch trains or boats. Inasmuch as there have been up to the present time no rules, the rules not having been promulgated until this meeting, I suppose nothing more can be done at this time. But I do wish that you would all think over the objects of these meetings and come here prepared at subsequent meetings with suggestions and with information that may be required. Have your suggestions in writing, so that they can be acted upon intelligently. I think these meetings are going to be productive of a great amount of good.

It has been suggested that the city shall take

It has been suggested that the city shall take part in a civic parade which is to take place some time in November next, in connection with a movement looking to the advancement of the interests of the city. You will get a letter from the Mayor's office along that line between now and the next meeting. It is something that may very well be discussed at that time, and I hope you will all come prepared to discuss it with reference to the financial aspect and condition of the plants of which you are the heads, and as to the advisability of going into it. I hope every man will give this matter consideration between now and the next meeting, which will be on the first Monday in August.

August.

If there is no further business to come before the meeting, the Chair awaits a motion to adjourn.

Adjourned at 3.49 p. m., to meet on Monday, August 1, at 3 p. m.

## CITY OF BOSTON.

# Proceedings of City Council.

Monday, July 18, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at 3.30 o'clock p. m., President BALLANTYNE in the chair, and all the members present.

The Council voted, on motion of Coun. HALE, to dispense with the reading of the records of the

last meeting.

#### JURORS DRAWN.

JURORS DRAWN.

Forty-one traverse jurors were drawn for the Superior Criminal Court under the provisions of chapter 514 of the Acts of 1894, to appear August 3 (the Mayor being present), viz.:

James M. Cleary, Ward 25; George Ramos, Ward 9; Frank G. Rourke, Ward 20; William Smith, Ward 12; James F. Paul, Ward 15; James Bartley, Ward 8; John Conway, Ward 7; Alphon Seufert, Ward 8; John L. Findley, Ward 7; Alphon Seufert, Ward 19; Frank E. Martin, Ward 25; John J. Hoar, Ward 24; Henry H. Pierce, Ward 24; William H. Golden, Ward 14; John H. Kelly, Jr., Ward 25; Thomas J. Kenny, Ward 23; Dennis J. Whalen, Ward 22; Guilford W. Colpitts, Ward 23; William Fraser, Ward 13; James Napier, Ward 1; Charles Z. Horner, Ward 17; Michael M. J. Haeffner, Ward 13; Michael A. Keongh, Ward 17; Thomas H. O'Brien, Ward 20; Joseph S. Donnell, Ward 1; Arthur W. Ellis, Ward 17; Joseph P. McGarry, Ward 13; James H. Kelly, Ward 16; Louis D. Latz, Ward 2; Harry W. Theall, Ward 17; Eugene Lyman Haskell, Ward 20; John J. Morey, Jr., Ward 5; George E. Staples, Ward 5; John W. Linzee, Jr., Ward 11; Julian F. Fisher, Ward 24; Joseph M. Wiggin, Ward 16; Timothy A. Daly, Ward 15; Gordon, Ward 23; Joseph F. Daly, Ward 15; Charles W. Curtis, Ward 19; William T. Dunbar, Ward 1.

#### APPOINTMENTS BY THE MAYOR.

APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the City Council the Mayor submitted the following appointments, viz.:

(1) Paul R, Wild (136 Highland avenue, Somerville), a Weigher of Coal, for the term ending April 30, 1911.

(2) Robert H. Triggs (28 Edson street, Ward 24), a Constable of the City of Boston for the term ending April 30, 1911.

(3) Fred Fougere (36 Bennington street, Ward 1) and Alexander Modell (17 Lawrence park, Ward 20), Weighers of Coal and Weighers of Boilers and Heavy Machinery for the term ending April 30, 1911.

Severally laid over under the law.

#### COST OF VACATION, FERRY EMPLOYEES.

The following was received:

City of Boston, Office of the Mayor, July 18, 1910.

Office of the Mayor, July 18, 1910.
To the City Council:
I beg to inclose herewith a communication from the Superintendent of Streets, in reply to a request from your honorable body, as to the expense of allowing "two weeks' vacation without loss of pay to all employees of the Ferry Division of the Street Department."

Respectfully, JOHN F. FITZGERALD, Mayor.

Street Department,
City Hall, Boston, July 18, 1910.
To the Honorable the Mayor:
Reinclosed order of the City Council, "That
the Superintendent of Streets be authorized to
allow two weeks' vacation without loss of pay
to all employees of the Ferry Division of the Street

Department," with request that eost thereof be furnished, you are respectfully informed that the estimated extra expeuse per year is \$6,000.

Respectfully,
L. K. Rourke,
Superintendent of Streets. Referred to the Executive Committee.

#### HISTORIC SITES, DORCHESTER.

The following was received:

City of Boston, Office of the Mayor, July 18, 1910.

To the City Council:

To the City Council:

The appended communications from Mrs. John A. Fowle deal with the commemoration of historic sites in Dorchester, and seem to me deserving of attention by your honorable body.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Dorchester Historical Society,
Old Błake House, Dorchester, July 11, 1910.
Secretary William A. Leahy:
Dear Sir.—Yours of the date June 26 duly received. I thauk you for the attention, and I well know the "convention" of last week has fully taxed the time and strength of our good public spirited Mayor, but 1 am very anxious to have the letter containing the request regarding "the site of the first free school" and the suggestion of a children's school of forestry, the first of the kind to be established here in good old Dorchester, under the supervision of the Public City Forester, Mr. Sulhivan. This has been a pet project of mine. There is a letter on file with the School Board of the city, and as the subject has been brought forward the past week 1 am more anxious that "Old Dorchester" should have the credit. Councilman Brand knows of our great interest for neigh-"Old Dorchester" should have the credit. Councilman Brand knows of our great interest for neighborhood good. We are proud to think he has a last succeeded in getting the appropriation for moving the statue of Edward Everett to the square near our old Blake house. Mr. Brand has been a good friend to the public good of Dorchester, We also have great need to be proud of our Mayor in these times of need for special atteution to the working people of Bostou and vicinity. Please convey my special thanks and in due time we shall hope to hear favorably regarding the requests. The old building on the site is a brick one, clapboarded, with a good granite foundation. I have all the particulars and would be pleased to send them.

Most respectfully.

Most respectfully, Mrs. John A. Fowle.

Dorchester Historical Society,
Old Blake House, Dorchester, June 26, 1910.
Our Public Spirited Mayor:
Mentioning on two notable oceasions of late your reference to the "first free school site here in good old Dorchester" I am tempted to add a word along that line. During the régime of our late Mayor Hibbard a letter was sent, hoping that during his Mayorship something might be brought to bear on marking the notable spot with a suitable memorial. We hoped for a branch of the Public Library, as oue is much needed in that growing section. Mention was also made of a children's school of forestry on the ground now owned by Chauncey Brewer, adjoining the Blake house ground (Richardson Park) and the site of the first free school. Dorchester Day, 1909, Mayor Hibbard said the letter was still on his table, and le hoped to take the matter up, but I'm afraid it got lost with other good promises. Mention was made also of the playground and park on Savin Hill during your administration, and the query "What will you do for us?" was left an open question, hoping we might honor the name of Hibbard. It has long been a pet project of mine to have the city own this ground and make it a "public neighborhood good." We have our Richardson Park as a playground, with our historic old Blake house, and I am quite sure you will be interested in a children's school of forestry and a suitable memorial for our first free school site.

Respectfully,
Mrs. John A. Fowle.

Would you advise the purchase by the state, or is it possible to touch the Parkman Fund as it adjoins Richardson Park?

Referred to the Executive Committee.

#### TAX, NEW YORK CENTRAL RAILROAD PROPERTY.

The following was received:

City of Boston, Office of the Mayor, July 16, 1910.

To the City Council:

I transmit herewith a communication from the Assessing Department containing a reply to your order requesting information as to the tax levied on certain land owned by the New York Central Railroad Company.

Respectfully,
John F. Fitzgerald, Mayor.

City of Boston, Assessing Department, City Hall, July 15, 1910.

Hon. John F. Fitzgerald,

Hon. John F. Fitzgerald,
Mayor of Boston:
Sir,—In reply to the order passed by the City
Sir,—In reply to the order passed by the City
of the land owned (or occupied) by the New York
Central Railroad Company, in the space bounded
by Huntington avenne, Boylston street, Massachusetts avenue and Exeter street, the information
is horgarith given: is herewith given;

Small parcel on west side of Exeter street, east of Hotel Lenox, contains 40,800 square feet and is assessed at \$9 per foot, owned by the New York Central Railroad.

\$367,200 Land assessed... 7,800

\$375,000

The large tract bordering on above and extending along Boylston street to Massachusetts avenue contains 436,304 square feet; is owned by the Boston & Albany Railroad and is leased to the New York Central Railroad, Land is assessed at \$7.75 per foot, giving a value of..... \$2,509,700 

\$2,515,700

The large tract east of the railroad tracks, bounded by Huntington avenue, rear of Mechanic's Building, Belvidere and Dalton streets, contains 616,948 square feet; this belongs to the Boston & Albany Railroad Company and is leased to the New York Central Railroad and it is assessed at \$3.50 per foot, giving a value of..... \$2,159,000 Buildings assessed at..... 30,000

There is also a small piece between the tracks and the rear of Cambria street. This contains 13,913 square feet, and is assessed at 80 cents per foot, giving a value of \$11,100.

#### Recapitulation.

Exeter street pareel	\$375,000
Boylston street parcel	2,515,700 2,189,000
Small parcel	11,100

Grand total......\$5,090,800

Respectfully,
CHARLES E. FOLSOM, Secretary.
Referred to the Executive Committee,

#### SANITARIES, ETC., SQUANTUM -- VETO.

The following was received:

City of Boston, Office of the Mayor, July 12, 1910.

To the City Council:

To the City Council:

I return herewith, without my approval, your order passed at the meeting of June 27, requesting that the sum of five hundred dollars (\$500) be transferred from the Reserve Fund, to be expended under the direction of the Superintendent of Streets for the installation of a system of sanitaries and water supply on the land owned by the city at Squantum, and prescribing a fee of five dollars (\$5) for a limited number of permits to be issued to campers on this tract of land by the Superintendent of Streets.

I am informed by the Corporation Counsel that the city of Quincy holds several tax claims against this property, and that the exact title to it is somewhat in doubt. Under the circumstances it seems inadvisable to charge even a nominal rental for property, the title to which does not stand clearly in the name of the city. There is also small prospect of the required number of applications being filed. Only sixty have thus far been received and the total of one hundred applications, prescribed in your order, is not likely to be reached during the remainder of the summer season.

As bearing upon certain aspects of the question,

your order, is not likely to be reached during the remainder of the summer season.

As bearing upon certain aspects of the question, I beg to append a copy of portions of a communication from the Corporation Counsel:

"In reference to the matter of this Squantum land, I would say that if this land which is not netually used for the sewerage works is held by the city for sale or revenue, and not for a public use, it is taxable, and I understand that the city of Quiney has taxed it for the last ten years, and has sold the land for the taxes.

"If the validity of these tax deeds should ever come before the court for decision the question would be, did the city hold the land in good faith for a public use or did it hold it for revenue or for sale? The fact that we did lease it to the empers, and did put in water pipes for the accommodation of tenants, would be some evidence tending to show that the city held the land for revenue, intending to lease or sell it. The land should be disposed of as soon as possible. Meanwhile, in my opinion, nothing should be done to improve it for resideuce."

Respectfully,

JOHN F. FITZGERALD, Mayor.

Placed on file.

#### EXTENSION OF STREETS, ETC.

The following was received:

City of Boston, Office of the Mayor, July 11, 1910.

Office of the Mayor, July 11, 1910.

To the City Council:

I beg to transmit the appended communication from the Secretary of the Street Laying-Out Department, replying to an order passed by your honorable body at its meeting of June 22, to the effect that the Street Commissioners be requested, through his Honor the Mayor, to report as to the advisability of extending East Dedham street to South Boston, and filling the South Jay south of East Dedham street, and widening Northampton street from Washington street to Harrison avenue.

Respectfully,

Respectfully,
John F. Fitzgerald, Mayor.

City of Boston, Street Laying-Out Department, City Hall, July 9, 1910. Hon. John F. Fitzgerald, Mayor:

Dear Sir,—Replying to the inclosed order of the City Council, requesting the Board of Street Commissioners to report as to the advisability of extending East Dedham street to South Boston, filling the South bay south of East Dedham street, and widening Northampton street, from Washington street to Harrison avenue, the following is submitted.

submitted.

All three suggested improvements would doubtless be of great advantage to real estate in the
neighborhood, and of general public advantage.

They would be very costly, however, and the
fimuncial condition of the city would seem to enter
largely into their consideration at this time. The
Board has made the following estimates of the cost
of the suggested improvements. of the suggested improvements:

Fast Dadham Street Extension

East Deditain Street Extension.	
To extend East Dedham street to South at a width of 60 feet, would cost for	Boston,
Land damagesBridge and construction	\$50,000 750,000
Total, exclusive of sewerage works., .	\$800,000
Filling South Bay, South of East Dedhan	Street:
Filling	\$650,000
Duning to property doctoring on the	000 000

Total, exclusive of sewerage works. . . \$1,250,000

South bay and Roxbury canal .....

600.000

Widening Northampton Street.

To widen Northampton street from Washington street to Harrison avenue to 60 feet would

Land and building damage..... \$116,000 Construction..... 14,000

Total, exclusive of sewerage works, . . \$130,000

The total of these three estimates is \$2,180,000. Respectfully submitted,
J. J. O'CALLAGHAN, Sceretary.
Referred to the Executive Committee.

#### PERMITS FOR GARAGES.

The following was received:

City of Boston, Office of the Mayor, July 7, 1910.

To the City Council:

To the City Council:
I beg to transmit the accompanying communication from Building Commissioner Arthur G. Everett, in reply to an order passed by your honorable
body at its meeting of June 27 requesting him to
stage whether or not when a permit is asked for the
building of a garage the abutters are notified and
are given a hearing before the Building Commissioner

Respectfully,
John F. Fitzgerald, Mayor.

City of Boston, Building Department, Old Court House, July 6, 1910.

Hon. John F. Fitzgerald,
Mayor of the City of Boston:
Sir,—Replying to the order of the City Council, under date of June 27, 1910, I would say that the abutters are not notified when permit is applied for for the erection of a building to be occupied as a garage.

garage.

There seems to be no provision of law requiring such notice and hearing to abutters or others.

Yours respectfully,

ARTHUR G. EVERETT,

Building Commissioner.

Placed on file.

#### ELECTRIC LIGHTS, MARINE PARK.

The following was received:

City of Boston, Office of the Mayor, July 15, 1910.

To the City Council:

To the City Council:

I beg to transmit the inclosed communication from the temporary chairman of the Board of Commissioners of the Department of Parks, referring to an order passed by your honorable body at its meeting of June 20 requesting the Park Commissioners to locate two additional electric lights at Marine Park, South Boston.

Respectfully,

Lower F. Evergester, Marine

JOHN F. FITZGERALD, Mayor.

City of Boston, Board of Commissioners or the Department of Parks, July 11, 1910.

Hon. John F. Fitzgerald, Mayor,

Hon. John F. Fitzgerald, Mayor,
City Hall, Boston:
Dear Sir,—Referring to the inclosed order of the
City Council, requesting the Park Commissioners
to locate two additional lights on high poles at
Marine Park, South Boston, one opposite the end
of East Fourth street, just north of the bandstand,
and the other opposite the end of East Third street, I would say that these electric lights have been installed.

Yours respectfully, Jas. M. Prendergast, Chairman pro tem.

Placed on file.

#### JUVENILE BALL FIELD, CHARLESBANK.

The following was received:

City of Boston, Office of the Mayor, July 15, 1910.

To the City Council:

I beg to transmit the inclosed communication from the secretary of the Board of Commissioners of the Department of Parks, in reply to an order passed by your honorable body at its meeting of

June 27 to the effect "that the Park Commissioners be requested to consider and report to the City Council the advisability of setting a portion of the Charlesbank aside for a juvenile baseball field."

Respectfully,
John F. Fitzgerald, Mayor,

City of Boston, Board of Commissioners of the Department of Parks July 12, 1910.

July 12, 1910.

Hon, John F. Fitzgerald, Mayor,
City Hall, Boston:
Dear Sir,—The Board has received the inclosed order of the City Council, requesting it to consider and report to the Council the advisability of setting a portion of Charlesbank aside for a juvenile baseball field, and I am directed to say that there is no ground at Charlesbank available for a baseball field. Charlesbank is now taxed to its fullest eapacity, and it would be dangerous to those now using the reservation to allow a baseball game to be played there.

Yours respectfully,
George F. Clarke, Secretary,
Placed on file.

Placed on file.

#### PASSAGEWAY, CAMBRIDGE BRIDGE.

The following was received:

City of Boston, Office of the Mayor, July 15, 1910.

To the City Council:

To the City Council:

I beg to inclose a communication from the Corporation. Counsel, in answer to a letter from the chairman of the Metropolitan Park Commission referring to the jurisdiction of certain departments over a passageway under Cambridge Bridge, at present unlighted and poorly policed. Following out the suggestions contained in his letter I respectfully recommend that chapter 28 of the Revised Ordinances of 1898 be amended by inserting after the word "Charlesbank" in the fourth line the words "including the passageway under Cambridge Bridge," so that the first portion of said ordinance shall read:

"Section 1. The Park Department shall be under the charge of the Board of Park Commissioners, consisting of three commissioners, who shall canstruct, improve, equip, govern and regulate the

construct, improve, equip, govern and regulate the Charlesbank, including the passageway under Cambridge Bridge, etc."

Respectfully, John F. Fitzgerald, Mayor.

City of Boston, Law Department, Boston, July 13, 1910. Hon. John F. Fitzgerald, Mayor,

Hon. John F. Fitzgerald, Mayor,
City Hall, Boston:
Dear Sir,—In reply to Mr. Leahy's letter of the
eighth instant, which asks for my opinion as to
what department has charge of the passageway
under Cambridge Bridge, I would say that at the
present time no department of the city is responsible for it and its lighting in the sense indicated by
Mr. Las Casas's letter.

Un to the time that the new bridge to Cambridge

ble for it and its lighting in the sense indicated by Mr. Las Casas's letter.

Up to the time that the new bridge to Cambridge was constructed the place where the passageway now exists was cart underneath Cambridge street. The new bridge was constructed by the Cambridge Bridge Commission and built at a higher grade than the old bridge. The commission must have thought that the convenience of the public would be served by leaving open a passageway between the Charlesbank which then existed and the Charles River Embankment which was then under construction, so they built this bridge leaving this open passageway underneath it.

The Bridge Commission retained some jurisdiction over this passageway, as there is a door in the first arch of the bridge opening into this passageway and the passageway furnishes the only means of access which the bridge employees lave to this door. The Boston Park Commission has put up a gate on the Charlesbank side which is closed at night and opened in the morning. As this passageway serves as a connection between the embankment and the Charlesbank, in my opinion it should be put in charge of the Boston Park Commission. I would recommend that the Park Department ordinance be amended by inserting after the word "Charlesbank" in the fourth line the words "including the passageway under Cambridge Bridge."

I send with this a plan of the bridge showing the

I send with this a plan of the bridge showing the locus and the position of the door leading into the arch. I also return Mr. Las Casas's letter,
Yours respectfully,
Thomas M. Babson,
Corporation Counsel.
Referred to the Committee on Ordinances.

#### STUDY OF TRANSIT SITUATION.

The following was received:

City of Boston,
Office of the Mayor, July 14, 1910.
To the City Council:
The Boston Transit Commission has requested that two appropriations of \$4,000 and \$3,500, respectively, be made by the city government to enable it to earry out the investigations called for by chapters 94 and 97 of the Resolves of the General Court for 1910. Believing that no more invocated Court for 1910. Believing that no more important studies of the transit situation could be made than those proposed in the resolves designated above, I beg to recommend the passage of the accompany ing orders. The letter of the secretary of the Transit Commission and copies of the resolves are appended for your information,

Respectfully, John F. Fitzgerald, Mayor.

Ordered, That the sum of four thousand dollars (\$4,000) be appropriated, to be expended, in accordance with chapter 94 as amended by chapter 139 of the Resolves of the General Court for 1910, by the Boston Transit Commission and the Board of Railroad Commissioners, for the purpose of carrying out the investigation of a subway, Park street to South Station, called for in said chapter 94, and that the City Auditor be authorized, with the approval of the Mayor, to transfer the above-mentioned amount from the Reserve Fund, to be expended for this purpose.

Ordered, That the sum of three thousand five hundred dollars (\$3,500) be appropriated, to be expended, in accordance with chapter 97 as amended by chapter 139 of the Resolves of the General Court for 1910, by the Boston Transit Commission and the Board of Railroad Commissioners, for the purpose of carrying out the investigation of subways to Dorchester and South Boston, called for in said chapter 97, and that the City Auditor be authorized, with the approval of the Mayor, to transfer the above-mentioned amount from the Reserve Fund, to be expended for this purpose. Ordered, That the sum of four thousand dollars

Boston Transit Commission, 15 Beaeon Street, Boston, July 12, 1910.

Hon, John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—By direction of the commission I inclose copies of chapters 94 and 97 of the Resolves of the General Court for the year 1910. The commission requests an appropriation of \$4,000 to carry out the investigation called for by chapter 94 and \$3,500 to carry out the investigation called for by chapter 97 ehapter 97.

Yours respectfully, B. Leighton Beal, Secretary.

[Appended were copies of the acts referred to.] Referred to the Executive Committee. Later in the session the orders were passed. See Executive Reports." "Executive Reports.

#### APPROPRIATION FOR BOSTONIAN SOCIETY.

The following was received:

City of Boston, Office of the Mayor, July 8, 1910.

To the City Council:

To the City Council:

I beg to invite the attention of your honorable body to section 2 of chapter 298 of the Acts of 1910, a copy of which is forwarded herewith, and to the appended letters of the Superintendent of Public Buildings and the clerk and treasurer of the Bostonian Society, recommending that an additional appropriation of one thousand dollars (\$1,000) be made by the city for the purposes set forth in the aforesaid section.

I am convinced that this additional sum is necessary to complete the installation of a new heating

sary to complete the installation of a new heating

plant in the Old Provincial State House, and have approved an order providing for a transfer of one thousand dollars (\$1,000) from the Reserve Fund, which I respectfully recommend for passage by your honorable body.

Respectfully,
John F. Fitzgerald, Mayor.

Ordered, That the City Auditor be authorized to transfer the sum of one thousand dollars from the Reserve Fund to the appropriation for Old Provincial State House, to be expended by his Honor the Mayor to meet the city's portion of the expense to be incurred under chapter 298, section 2, of the Acts of 1910.

Bostonian Society,
Boston, Mass., July 1, 1910.
Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—In accordance with the instructions
of the Board of Directors of the Bostonian Society,
I write to ask your Honor if an order can be introduced in the City Council appropriating \$1,000 by the city towards a new steam heating plant for the Old State House. The amount named is one-half of the cost of a plant as estimated by the Public Buildings Department, and the Commonwealth has recently appropriated a like amount (\$1,000) for the more travers.

for the same purpose.

The present plant is wholly inadequate, and we also desire that the entire building, including the attie floor which is not served by the present plant,

athe floor which is not served by the present plant, be properly heated.

I inclose a copy of the legislative act granting \$1,000 for the above purpose,
I am writing this letter to you at the suggestion of Mr. George W. Morrison, Superintendent of Public Buildings, and I am also sending a similar letter to him.

Yours truly; Charles F. Read, Clerk and Treasurer.

City of Boston, Office of Public Buildings Department, July 8, 1910.

July 8, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston:
Sir,—The work of the restoration of the Old
State House building, as now provided by chapter
385 of the Acts of 1907, and for which the Commonwealth of Massachusetts and the City of Boston
each appropriated the sum of \$7,500, or a total of
\$15,000, is now practically completed and the said
sum expended.

The steam heating plant now in the building is
not sufficient to properly heat the entire building;
in fact, there is no provision for heating the top
floor.

in fact, there is no provision of accumulation of Massachusetts, under Chapter 289 of the Acts of 1910, authorized an expenditure of \$1,000 for repairs and improvements in the interior of the Old State House building, and in my opinion the installation of a new steam boiler and proper radiation is essential, but I find that the same will cost about \$2,000, and in order to do the said work I recommend that the City Council be requested to appropriate the sum of \$1,000 in order that the said work of installation may be done. Styloo in Order Chinay be done.

The above has also been requested by the directors of the Bostonian Society.

Yours respectfully,

G. W. Morrison,

Supt. of Public Buildings.

[Appended is chapter 298 of the Aets and Resolves of 1910.] Referred to the Executive Committee, Order passed later. See "Executive Reports."

### WIDENING UNION PARK STREET.

The following was received:

July 18, 1910.

To the City Council: To the City Council:

I beg to recommend for passage the accompanying loan order for \$95,000 for the widening of Union Park street, between Washington street and Harrison avenue, to a mean width of about seventy-one feet. It has always been regarded as unfortunate that Union Park street should be contracted at this portion of its course to a narrow and unattractive passageway. It forms the

northern boundary of the Cathedral of the Holy Cross, which is one of the largest and noblest edifices of public worship in the city. The flank view of this great pile is, I am assured, particularly fine from an architectural standpoint, but its effect is lost to a great extent because of the absence of a proper perspective. By broadening Union Park street an admirable oblique view of the entire structure, including the fayade and one side, with the left transept, may be obtained from Washington street, and its cruciform character, from which the name is derived, will be plainly revealed.

It appears that the property on Union Park street which would require to be removed is insignificant in itself and that most of it stands in the name of the Archbishop of Boston. Thus the interest that will be served by the street improvement is identical with that which sustains the damage, and I am assured that terms can be made which will be extremely favorable to the city. The betterments to be assessed upon adjoining property will also reduce materially the net cost of the improvement. The Street Commissioners are ready to approve the taking, if the necessary appropriation is voted by your honorable body.

I may point out that somewhat similar action was taken in the order for the laying out of Louis Pasteur avenue, the land for which was given to the city by Major Henry L. Higginson. It scarcely admits of dispute that no city can afford to be parsimonious in providing convenient access to its public institutions and liberating its archi-

to be parsimonious in providing convenient access to its public institutions and liberating its archi-tectural treasures to the view of citizens and of strangers.

Respectfully, John F. Fitzgerald, Mayor,

Ordered, That the sum of ninety-five thousand Ordered, That the sum of ninety-five thousand dollars (\$95,000) be appropriated, to be expended by the Board of Street Commissioners for the widening of Union Park street, between Washington street and Harrison avenue, from its present mean width of approximately thirty-five feet to an approximate mean width of seventy-one feet, and that the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds or certificates of indebtedness of the City of Boston to said amount. of Boston to said amount.

Referred to the Committee on Finance.

#### EXCHANGE OF PROPERTY.

The following was received:

City of Boston, Office of the Mayor, July 18, 1910.

Office of the Mayor, July 18, 1910.

To the City Council:

I submit for your consideration the accompanying order, relating to a proposed exchange of property between the city and the trustees of the Winsor School. A letter from the Board of Park Commissioners, notifying your honorable body that the portion of Berners square which it is proposed to exchange is no longer needed for park purposes, is herewith appended.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Whereas the Board of Park Commissioners of the City of Boston, by an instrument dated May 20, 1901, and recorded with Suffolk Deeds, Lib. 2759, page 240, did take for park purposes a certain parcel of land situate in the Roxbury district of Boston and knowu as Berners square; and Whereas, Said Board of Park Commissioners, now having charge of said square, has notified the City Council that the northeasterly portion of said square, to wit, a parcel of land bounded southeasterly by Bellevue street one hundred thirty-six and 50-100 feet; southwesterly by the remaining portion of said square two hundred twenty feet; northwesterly by Plymouth street one hundred thirty-six and 50-100 feet; northeasterly by Beruers street two hundred twenty feet, and containing thirty thousand and thirty square feet, more or less, is no longer required for public purposes; it is hereby

less, is no longer required for public purposes; it is hereby
Ordered, That his Honor the Mayor be and he hereby is authorized in the name and behalf of the city and in a manner satisfactory to the Law Department to convey to the Winsor School the ahove-described parcel of land in exchange for a parcel of equal or greater area to be conveyed by said Winsor School to the city, to wit, all that parcel of land lying between Longwood avenue and the present southwesterly boundary of said square

and bounded northwesterly by Plymouth street and southeasterly by Bellevue street, and upon such further terms as the Mayor shall consider

City of Boston,
Board of Commissioners of the
Department of Parks,
July 15, 1910.

To the Honorable the City Council,

To the Honorable the City Council,
City Hall, Boston:
Gentlemen,—The Board of Park Commissioners
of the City of Boston, having charge of the parcel
of land in the Roxbury district known as
Berners square, which was taken by the Board for
park purposes on the twentieth day of May, 1901,
hereby notifies you that in its opinion the northeasterly portion of said square, to wit, that portion
thereof which is bounded southeasterly by Bellevue
street one hundred thirty-six and 50-100 feet;
southwesterly by the remaining portion of said
square two hundred twenty feet; northwesterly by
Plymouth street one hundred thirty-six and 50-100
feet; northeasterly by Berners street two hundred
twenty feet, and containing 30,030 square feet, more
or less, is no longer required for public purposes, twenty feet, and containing 30,030 square feet, more or less, is no longer required for public purposes, with the understanding, however, that no conveyance of said portion of said square is to be authorized except in exchange for a parcel of land shown and marked Charles W. Hubbard and Francis W. Fabyan, Trustees, on the plan herewith submitted, and lying between Longwood avenue and the present southwesterly boundary of said square, together with the parcel shown on said plan as Woodstock street.

Yours respectfully,

JAMES PRENDERGAST.

OANIEL H, COAKLEY.

of the City of Boston.)

Referred to the Commissioners

#### HOSPITAL AND CELEBRATION APPROPRIATIONS.

The following was received:

City of Boston, Office of the Mayor, July 18, 1910.

To the City Council:

I respectfully recommend that your honorable body pass the appended order, appropriating five thousand dollars (\$5,000), fo be expended for public eclebrations, under the direction of the Mayor, and thirty-five thousand dollars (\$35,000), to be expended by the hospital trustees for maintenance and minor repairs.

The presence of President Taft in this city on Independence Day and the adoption of a new form of celebration eaused an increased expenditure of nearly three thousand dollars (\$3,000) from the fund for public celebrations, and the creation of a new holiday, Columbus Day, in the fall will necessitate a further unusual outlay.

A communication from the chairman of the Board of Hospital Trustees, under date of May 23, explains the necessity for a special appropriation for the Hospital Department. I respectfully recommend that your honorable

Respectfully. John F. Fitzgerald, Mayor.

Ordered, That to provide additional means to meet the current expenses payable during the financial year beginning with the first day of February, 1910, of performing the duties devolving by statute upon the City of Boston or upon the departments or officers thereof, the sum of money hereinafter specified be and the same is hereby appropriated for the object and purpose hereinafter stated; that said sum be met by taxes to the amount so appropriated, and be raised by tax on the polls and estates taxable in the City of Boston, and that all orders heretofore passed relating to taxes and the interest thereon apply to the taxes herein provided for. Ordered, That to provide additional means to herein provided for.

City Hospital Department, maintenance and repairs, thirty-five thou-

sand dollars . Mayor, public eelebrations, five thousand dollars

\$35,000

5.000

\$40,000

The Boston City Hospital, Boston, May 23, 1910. Hon. John F. Fitzgerald,

Mayor of the City of Boston:

Hon. John F. Fitzgerald,

Mayor of the City of Boston:

Dear Sir,—I would respectfully eall your attention to the fact that the appropriation for maintenance at the Boston City Hospital will probably not be sufficient for the year ending January 31, 1911. In my communication addressed to Hon. George A. Hibbard, dated December 17, 1909, and also in a communication to your Honor, it was stated that if the number of patients did not increase materially over last year, and if the cost of food supplies did not materially increase, the appropriation of \$498,000 would be sufficient. In comparing February, March, April, and to May 15, 1909, with the corresponding months of 1910 it will be seen that there was an increase in the number of days' board given to persons at the Boston City Hospital of 1,282. There was an increase in the number of patients in the main department of the hospital, where surgical cases are treated. There was also a considerable diminution in the number of patients treated at the South Department. There has been an increase in the cost of subsistence supplies, and also in general supplies. Wages have increased materially, owing to the labor laws, and also owing to the fact that there has been a general increase in wages throughout the country. The most notable increase, however, occurred in subsistence supplies. An analysis of the prices paid a year ago, as compared with the prices paid at the present time, shows that there has been an increase in the cost of rubber has been an important factor in increasing the cost.

The reception of Boston and the present time, shows that there has been an important factor in increasing the cost.

The reception of the prices paid a per patient at the hospital. The prices now paid for cotton has also been a very important factor in increasing the cost. the cost.

the cost.

There was also a very marked increase in the cost of the X-Ray Department, owing to the fact that there was a greater number of patients treated from the 1st of February to the 23d of May, 1910, than during the corresponding months in 1909, the number for 1909 being 1,021, and for 1910, 1,473. The cost of the chemicals in this department, the prices paid for electricity, and the necessary photographic plates increase very materially the cost of this department.

The cost per emitta has necessarily increased to

The cost of this department.

The cost per capita has necessarily increased to a certain extent. An analysis, however, of twenty leading hospitals shows that there are only three hospitals of the twenty taken for comparison, in which the rate is lower than at the Boston City

Hospital.

which the rate is lower than at the Boston City Hospital.

Up to May 1, 1910, there was collected and paid into the City Treasury \$15,942.32, as compared with \$19,326.25 for the corresponding period last year. Deducting the amount received from private and paying patients, the net cost to the City of Boston for the financial year ending January 31, 1910, was \$8.39. Unless there is an increased appropriation it will be necessary to close some four or five wards of the hospital. It will require at least \$35,000 for maintenance. Many repairs will be necessary on the buildings. The plumbing in many of the wards is old and should be changed. The roofs of certain of the buildings will have to be repaired to a very considerable extent. For this purpose something like \$12,000 will be required. Painting and the usual renovations cannot be accomplished with the present appropriation. The trustees feel that the hospital has been economically run, but owing to the increased cost of living it is impossible to conduct the lospital at as low a rate per capita as in previous years.

This matter of the condition of the finances has been carefully considered by the trustees, and therefore the foregoing statement is made.

Regretting the necessity of asking for more money in the present state of the finances of Boston, the trustees feel that the well-being of the hospital imperatively demands this increase,

Respectfully submitted,

For the Board of Trustees,

A. Shuman, President.

The question came on the adoption of the items appended to the communications which were divided, on motion of Coun. BUCKLEY.

The item appropriating \$35,000 for City Hospital Department, maintenance and repairs, was adopted, yeas 8, nays 0.

The question came on the adoption of the item appropriating \$5,000 for Mayor, public celebra-

tions.

Coun. BUCKLEY—Mr. President, before that is acted upon I would like to ask if the Fourth of July Committee exceeded its appropriation—because I happened to be on that committee, Mr. President, and I know absolutely nothing about what was going on or where the money was going. On the Seventeenth of June Committee we were entirely within our appropriation, and if the Fourth of July Committee, the "Safe and Sane" Committee, exceeded its appropriation by \$5,000 I would like to know it. If it did I am against inereasing the amount; if it did not I am in favor of it. I would like to find out the facts before voting on this item.

ing on this item.

The item for Mayor, public celebrations, \$5,000, was adopted, yeas 6, nay 1, Coun. Buckley voting

was adopted, yeas 6, nay 1, Coun. Buckley voting nay.

Coun. BUCKLEY—Mr. President, I move a reconsideration of the last vote, whereby we voted to increase the amount for public eelebrations by five thousand dollars.

Coun. HALE—Mr. President, I hope reconsideration will prevail and that we will lay this over for a week or until our next meeting, because it seems to me we are spending money on eelebrations without any idea of their amount. In New York and the other large cities they do not spend the public money for eelebrations, and I think if we are going to do so we ought to lay out some policy and, as Mr. Buckley says, keep within the appropriations allotted for the different committees. I think we ought to consider the matter carefully before we allotted for the different committees. I think we ought to consider the matter carefully before we vote for such appropriation, and I shall vote for Coun. Buckley's motion to reconsider.

Reconsideration prevailed.

On motion of Coun. BUCKLEY, the item of \$5,000 for Mayor, public eclebrations, was declared assigned to the next meeting.

Later in the session, on motion of Coun. HALE assignment was reconsidered.

assignment was reconsidered.

On motion of Coun. HALE, the order as originally submitted was amended by striking out the item for Mayor, public eelebrations, \$5,000, and, as amended, was passed, yeas 8, nays 0.

#### HOSPITAL, SOUTH DEPARTMENT, EXTENSION.

The following was received:

City of Boston, Office of the Mayor, July 18, 1910.

To the City Council:

To the City Council:

The inclosed correspondence discloses an agreement between the City Hospital Trustees and Mr. Robert Treat Paine, Jr., as to the value of certain property bounded by Massachusetts avenue, Harrison avenue and Northampton street, which the Board of Hospital Trustees recommends for purchase for the crection of an extension of the South Department, for infectious diseases. The cost of the buildings, exclusive of the land, has been estimated by the trustees at one hundred and sixty-five thousand dollars (\$165,000). As both items of expenditure, if deemed necessary, would be provided for by a boan order or orders, I beg to submit the available information upon the subject, for consideration by your honorable body. for consideration by your honorable body.

Respectfully,

JOHN F. FITZGERALD, Mayor.

The Boston City Hospital, July 14, 1910.

Hon. John F. Fitzgerald, Mayor of the City of Boston:

Mayor of the City of Boston:

Dear Sir,—In reply to the communication of
Robert Treat Paine, Jr., referred from the office of
your Honor, regarding the property bounded by
Massachusetts avenue, Harrison avenue and
Northampton street, I have to report that at a
meeting of the Board of Trustees it was voted to
recommend to your Honor the purchase of this
property for the sum of \$67,000, \$65,000 for
the estate just described and \$2,000 for the
rights in the passageway between the estate and
the hospital. the hospital.

Respectfully submitted,
For the Trustees, A. Shuman, President. July 2, 1910.

July 2, 1910.

Hon. John F. Fitzgerald,
Mayor of the City of Boston:
My dear Mr. Fitzgerald,—In my letter of May
27 to you I stated that I should be very glad to
meet one or more of the trustees with their real estate expert or experts and give full consideration
and weight to any arguments that they might be
able to advance to show that our proposed price was
not a fair offer to the city. Under date of June I
I received a letter from your secretary, stating that
my letter with its proposition would be referred to
the hospital trustees, with the request that they
take such action as may seem to them proper under the eircumstances.

Not hearing from the trustees, June 23 I wrote Not hearing from the trustees, June 23 I wrote Mr. Codman renewing my suggestion, and stating that while I was not trying to dispose of the property I was not willing to be put in the attitude of blocking them in their attempt to buy this estate, and desired to do everything that I might reasonably and fairly do to meet them on an equitable basis. Mr. Codman called upon me and stated that he followed the company of the trustee did not with

basis. Mr. Codman called upon me and stated that (if I can state it correctly) the trustees did not wish to employ a real estate expert in their behalf.

I have somewhat fully and frankly stated, both to them and to you, some of the reasons which led me to think that the assessed value would be a fair asking price. For the sake of compromise I had tentatively suggested to them the sum of \$69,000. I confess I am considerably surprised that they are willing to offer me no argument or reason to show I confess I am considerably surprised that they are willing to offer me no argument or reason to show wherein the assessed values are unreasonably high or that my offer is not an equitable one to the city. I have the opinion, deliberately formed, after investigation, of an especially competent real estate expert that the estate is worth more than what I am now suggesting to you that we will sell it to the city for. My father agrees to sell the estate which is assessed for \$73,100, for \$65,000, together with the sale of the land and rights over the land in the passageway between his estate and the hospital lands for the sum of \$2,000.

It would be considerably more gratifying to him

lands for the sum of \$2,000. It would be considerably more gratifying to him to receive what we regard as its fair value to us, and then to make a gift to the trustees of the hospital of the difference of \$8,000. As this does not seem to be a feasible arrangement I submit to you the above offer which amounts, for both pareels, to

\$67,000.

Believe me, very truly yours, ROBERT T. PAINE, JR.

Boston, June 7, 1910.

Boston, June 7, 1910.

Mayor of the City of Boston:
Dear Sir,—At a meeting of the Board of Trustees a communication from Robert Treat Paine, Jr., sent to your Honor, was considered. It was voted, on the recommendation of Messrs. Codman and Shillaber, to advise the purchase of the property at \$65,000, or, failing an agreement with Mr. Paine at that figure, to advise taking by right of eminent domain; and the president was instructed to so report to his Honor the Mayor. Your Honor's attention is called to the importance of an early decision in this matter, owing to the crowded condition of the South Department, due to the prevalence of searlet fever at the present time, and the necessity of providing suitable accommodations for future outbreaks of the disease.

Please find herewith the communication from Robert Treat Paine, Jr., which your Honor wished to have returned with this report.

Awaiting your Honor's action in this matter, I remain.

remain,

Very truly yours,
In behalf of the Trustees, A. Shuman, President. Referred to the Committee on Finance.

#### WATER DEPARTMENT ORDINANCE.

The following was received:

City of Boston, Office of the Mayor, July 18, 1910.

To the City Council: I be the City Council:

I beg to submit for your consideration the inclosed copy of an ordinance to be substituted in place of chapter 42 of the Revised Ordinances of 1898 with its amendments. I would suggest that section 5 of the Regulations would be strengthened by inserting the words "at least" between the

words "meters" and "five" in line six of the section in the copy appended, as it seems to me that the city should equip more than 5 per cent of the unmetered water services with water meters annually.

Letters from the Water Commissioner and the

Corporation Counsel are appended herewith for your information.

Respectfully, JOHN F. FITZGERALD, Mayor.

City of Boston, Law Department, Boston, July 12, 1910.

Law Department, Boston, Juny.

William E. Hannan, Esq.,
Water Commissioner, City Hall, Boston:
Dear Sir,—I have examined your draft of proposed ordinance for the Water Department with accompanying regulations. They seem to me to be in good legal form and so far as I have knowledge about the matter seem to cover the subject.

Yours truly,
Thomas M. Babson,
Corporation Counsel.

Office of the Water Commissioner, Boston, July 15, 1910.

Office of the Water Commissioner,
Boston, July 15, 1910.

Hon. John F. Fitzgerald, Mayor:
Dear Sir,—Owing to the establishing of the
Mctropolitan Water System and the recent legislation relative to the installation of water meters,
a few technical changes have become necessary in
the wording of chapter 42 of the Revised Ordinances of 1898, which relates to the Water Department. This chapter has been amended several
times since its adoption and I have collected the
amendments, with the few changes referred to
above, in the form of a new chapter, to take the
place of the old one, which I submit herewith and
recommend for adoption by the City Council.
The form of the ordinance has been approved
by the Corporation Counsel and I would respectfully call attention to the necessity for immediate
action if it is to be acted upon at all, as the water
bills for 1911 should be printed at once, and the
ordinance requires that the regulations be printed
on the bills.

on the bills.

Yours respectfully,
William E. Hannan,
Water Commissioner.

City of Boston,
In the Year Nineteen Hundred Ten.
An Ordinance Concerning the Water Department.
Be it ordained by the City Council of Boston, as

follows:
Chapter forty-two of the Revised Ordinances of 1898, as amended by chapter one of the Ordinances of 1898, second series, chapter twelve of the Ordinances of 1909, and chapter two of the Ordinances of 1909, and chapter two of the Ordinances of 1910 is hereby further amended by striking out the whole of said chapter forty-two as amended, and inserting in place thereof the following:

#### CHAPTER 42. Water Department.

Water Department.

Section 1. The Water Department shall be under the charge of the Water Commissioner, who shall have the care and control of all property acquired or held by the city for the purpose of its water supply; shall maintain the same in good order and condition; shall use and operate the same, and furnish all supplies required therefor; shall take all measures necessary to protect and preserve the purity of the water; shall purchase, lay, maintain, and test all meters, pipes, and other fixtures and appliances necessary for supplying water for the inhabitants of the city, including the placing of drinking fountains and supplying the same with cold water; shall, as often at least as once in each year, cause the premises of every person who takes water to be visited, and the water fixtures therein to be examined by a skilled inspector; shall shut the water ate therefor has not, or has, been paid, and at such other times as he deems it necessary; shall exercise a constant supervision over the use of water and, with the approval of the Mayor, shall, from time to time, determine and establish the rates for the use of water.

Sect. 2. Said commissioner shall make contracts, issue bills for the use of water and send the bills to the City Collector; shall make abatements of charges for water where improperly assessed;

shall provide that all bills for water by annual rates shall brovide that all bills for water by annual rates shall be due in advance on the first day of January of each year, and be paid within sixty days thereafter; that all bills for fractional parts of a year, or or specific supplies shall be due when the water is let on or delivered, and be paid within ten days thereafter; that all bills for water furnished and measured by meter shall never be less than eight dollars per year, shall be due on the first day of January, April, July and October, and shall be paid within ten days thereafter; shall, when two or more dwelling-houses are valued together for the assessment of tayes, make separate valuations for each. ment of taxes, make separate valuations for each; and shall, when a portion only of an estate is chargeable for the water, make a separate valuation of such portion, and on such valuations the amounts to be paid, if based on values, shall be assessed.

Sect. 3. Said commissioner shall require the chief clerk of the department to receive all moneys deposited on account of main, service, fire, elevator deposited on account of main, service, are, clevator and motor pipes; and for labor, materials, etc., outside of department work; give a receipt in behalf of the city therefor; pay to the City Collector from the moneys so received all amounts due the city, as provided in chapter 3, section 18, of these ordinances; refund to the depositor any balance that may be found due him upon adjustment of his account.

Sect. 4. Said commissioner shall, from time to time, as he deems necessary, apply, remove, and test water meters and maintain the same in good condition; shall record in a book kept for the purpose a statement of the style, size, number of each meter, date when purchased, location, date when set, reading at such date, date when taken out, the reason therefor, the reading at such date, a detailed reason therefor, the reading at such date, a detailed statement of test and percentage of error shown, and the reading and date when reset; also a de-scription of all defects and repairs of such meters. Sect. 5. Said commissioner, whenever the water

scription of all defects and repairs of such meters. Sect. 5. Said commissioner, whenever the water bas been shut off from any premises because the bill for water has not been paid, and there is a change in the occupancy of said premises, may let the water on again without waiting for the payment of the amount due from any former occupant. In ease of contracts for specific supplies he shall shut the water off as soon as the contract has been carried out, the foregoing provisions shall anyte when the water off as soon as the contract has been carried out; the foregoing provisions shall apply when two or more parties take water from the same service pipe, although one or more may have paid the amount due from him or them.

Sect. 6. Said commissioner shall cause the following regulations to be printed on every bill for water, which shall constitute a part of the contract with every taker of water furnished by the city:

#### Regulations.

1. Every water taker shall pay the rates for water furnished on his application within the time and at the place specified in the bills therefor; shall, at his own expense, keep the service pipes within his premises, including any area or vault beneath the sidewalk, in good order and repair and protected from frost; shall not allow the water to leak away or run to waste; shall not—unless he pays the rates excludibled therefor, or takes water by the rates established therefor, or takes water by meter rates—use water from a hose; shall not use water from a hose in any case, except during such days and hours and in such manner as the Water Commissioner may from time to time specify; shall not make any change in the pipes or water fixtures under the street or within his premises, unless such change is approved by the Water Commissioner; shall not conceal the purpose for which the water is used; shall allow the Water Commissioner and persons authorized by him to enter the premises supplied with water, examine the fixtures, and ascertain the quantity of water used, the manner of use, and whether there is unnecessary waste; and shall indemnify the city for all damages it may sustain or be required to pay in consequence of any injury resulting from any violation of these regulations by the water taker. Commissioner may from time to time specify; shall

injury resulting from any violation of these regulations by the water taker.

2. Every water taker must stop the use of
water for any purpose when required to do so by
the Water Commissioner, and must guard against
collapse of a boiler and other injuries liable to
result from want of water, as the water is liable to
be shut off at any time without notice.

3. No water taker shall, except in accordance
with a written permit from the Water Commissioner, or in case of fire in the neighborhood, allow
water to be taken from his premises or use water
for any purpose other than those for which he-pays,
or unscrew or open any hydrant attached to the or unscrew or open any hydrant attached to the water pipes of the city.

No water taker shall demand or be entitled 4. No water taker shall demand or be entitled to any abatement of his water rates for any year on account of the premises being vacated, unless they are vacated before the first day of January, and notice thereof is given to the Water Commissioner before the first day of February of such year; nor shall any water taker demand or he entitled to any abatement of rates, compensation, or daniage on account of the shutting off or the stopping of the use of water for any cause.

to any abatement of rates, compensation, or damage on account of the shutting off or the stopping of the use of water for any cause.

5. The Water Commissioner shall equip with water meters all new services installed, and shall also, in accordance with the provisions of Chapter Five Hundred Twenty-four of the Acts of Ninetcen Hundred and Seven, as amended by Chapter One Hundred Seventy-seven of the Acts of Nineteen Hundred and Nine, annually equip with water meters five per cent of the water service which were unmetered on December Thirty-first, Nineteen Hundred and Seven; shall, if a water taker refuses to allow a water meter to be placed on his premises, cause the water to be shut off from the same; may, without notice, cause the water to be shut off from any purpose designated by him to be stopped; and may, if any water taker, wbether supplied through an independent service pipe or a service pipe used in common with another, violates any of these regulations, cause the water to be shut off from all premises supplied by such pipe until satisfied that the regulations will be observed and all amounts due for water have been paid to the City Collector, together with such further sum, not exceeding Ten Dollars, as said collector may require.

SECT. 7. Said commissioner shall keep suitable require.

SECT. 7. Said commissioner shall keep suitable SECT. 7. Said commissioner shall keep suitable books, in which shall be entered the names of all persons who take water, the kind of building in which it is taken, the name of the street, and the number thereon, the nature of the use, the number of taps, and the rate assessed.

SECT. 8. Said commissioner shall, in bis annual report, include a statement of the number of water-takers and the purposes for which the water is taken the number and kind of meters applied

water-takers and the purposes for which the water is taken, the number and kind of meters applied during the previous municipal year, the number and kind of nucters in use, the number of cases where the water has been shut off, and the number and amount of ahatements which have been made during the preceding municipal year.

The ordinance was amended, as suggested in the communication from the Mayor, and as amended was passed.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Claims.

Johu McNeil, for compensation for damages by fireworks at Cottage Street Playground, July 11, 1910.

1910. Walter B. Page, trustee, to be paid for damages to the Bird estate, 1949-1951 Centre street, Jamaica Plain, caused by the overflow of a sewer. John Woods et al., for compensation for damage caused by the overflow of a cesspool at 42 Haverhill street, Charlestown, June 18, 1910. Florida Bongaardo, by father, John S. Bongaardo, for compensation for injuries received by fireworks.

for compensation for injuries received by fireworks discharged by the city at South Boston on July 4. George H. Street, for compensation for damage

George H. Street, for compensation for damage to his office and office furniture, 55 Broad street, by the break in water main.

Smith & Lovett Company, for compensation for damages to wagon at East Boston Ferry.

Boston Tow Boat Company, for compensation for detention of towboat at draw in Chelsea

Bridge.

Brosnahan & Coleman, for compensation for damage to property at 675 Atlantic avenue by the breaking of a sewer

breaking of a sewer.

John Langenfeld, for compensation for damage to property at 258 E street, South Boston, caused by the blocking of sewer in said street.

Mereic M. Souther, to be paid \$500 for putting walls at Adams and Beaumont streets in proper condition, said walls having been weakened and exposed in setting edgestones and laying sidewalks.

Convert A. Donobue for compensation for in-

George A. Donohue, for compensation for injuries caused by being kicked by a horse belonging to the Sanitary Division.

Fancuil Hall, etc.

Patitions for use of Faneuil Hall, viz.:
Cloak & Skirt Makers' Union, Loeal No. 56,
Friday, July 15, in the evening.
Thirty-fifth Regiment, Massachusetts Volunteer
Infantry Association, daytime, September 17.
Polish United Societies, day and evening, Sunday, July 17.

#### Public Lands.

Bartholomew H. Couig, for modification of certain restrictions on land corner South street and Park road, Ward 23.

#### Executive.

Petitions for sidewalks, viz.:

George A. McDuffee, 118-128 Wrentham street, Ward 24.

William Douse, 824-828 Washington street,

William Douse, 107-113 Fuller street and on Washington street, Ward 24.

John S. McKone, 363–373 Neponset avenue, Ward 24. Annie Mackin, 2002 Dorchester avenue, Ward 24. Hattie A. Pratt, 2006 Dorchester avenue,

Allan M. Brown, 2004 Dorchester avenue, Ward 24.

Ward 24.

Henry J. Bowden, 577-581 Norfolk street Ward 24.

W. H. Googins, 2014 Dorehester avenue, Ward 24.

John J. O'Neil, 93 Bloomfield street, Ward 20.

Israel Burues, 8-24 Merrill street, Ward 20.

J. W. Biggs, 93 Bernard street, Ward 20.

Mary Cook, Florida street side of estate 76 Lonsdale street, Ward 20.

Fred C. Bowditch, 205-207 Pleasant street, Ward 20. Ward 20.

N. Isaacson, 49 Erie street, Ward 20.

I. P. Coppelman, 55 Hollander street, Ward 21.

#### MINORS' LICENSES.

President BALLANTYNE submitted applications for minors' lieenses from sixteen news-boys, two hootblacks and eight vendors, and asked approval of the same.

The lieenses were granted on the usual condi-

#### EXPENSE OF VACATIONS.

The following was received:

City of Boston, Office of the City Clerk, City Hall, July 18, 1910.

To the Honorable City Council:

Gentlemen,—I transmit herewith the replies received from the various departments in relation to the order authorizing holidays, half holidays and two weeks' vacation to employees not on a yearly salary.

For your convenience I have made a summary

For your convenience I have made a summary of the reports, as follows:
Departments reporting that all employees are on a yearly basis, or that no additional expense would be incurred under the provisions of the order: Art. Auditing, Bath, Boston Infirmary, Building, Children's Institutions, City Clerk, Consumptives' Hospital, Fire, Institutions Registration, Library, Market, Music, Oversecing of the Poor, Public Buildings, Registry, Schoolhouse, Soldiers' Relief, Statistics, Street Laying-Out, Supply, Treasury, Weights and Measures, Wire.

Departments in which an additional expenditure

Departments in which an additional expenditure would be required to carry out the provisions of the order, and the estimated expense:

Department,	Amount.
Assessing	\$144 00
Cemetery	9,319 00
Collecting	792 00
Election	144 00
Engineering	987 00
Health	
Hospital	1,080 00
Law	20 00
Park	16,474 00

Penal Institutions	\$642 00
Printing	4,000 00
Public Grounds	4,121 00
Street	140,000 00
Water	14,432 16

Respectfully,
John T. Priest, City Clerk.

#### CONSTABLE'S BOND.

The City Treasurer, after having duly approved of the same, submitted the eonstable's bond of Raffaele Camelio.

Approved by the Council.

#### RAILROAD POLICE.

A communication was received from the Boston, Revere Beach & Lynn Railroad Company stating that certain railroad police officers are no longer employed by them.

Placed on file.

#### NOTIFICATION OF APPOINTMENT.

Notification was received of the appointment of Philip O'Brien as Assessor, and of the delivery of certified eopy of same to the Civil Service Commission.

Placed on file.

#### APPROVAL OF APPOINTMENTS.

Notices were received from the Civil Service Commission of approval of the appointments of William M. Murphy and Richard M. Walsh as Bath Trustees, and Manus J. Fish as Superintendent of Public Buildings.

Placed on file.

#### NOTICE OF HEARING.

Notice was received from the Railroad Commissioners of hearing on petition of West End Street Railway Company for approval of 313th location on July 20.
Placed on file.

#### ERECTION AND REMOVAL OF POLES.

Copies of orders were received from the Street Commissioners, as follows: Erection and removal of two poles of Edison Electric Illuminating Company of Boston on Dor-

chester avenue, Ward 20.
Erection of ten poles of New England Telephone and Telegraph Company of Massachusetts on Beech street, Ward 23.
Erection of four poles of same company on Weld street, Ward 23.

Attaching of wires to poles of said company on Browne avenue, Ward 23.

Placed on file.

#### STORAGE OF EXPLOSIVES.

Notices were received of the keeping and sale of explosives at the following locations, and of inten-tion to use said premises for same purpose for the

tion to use said premises for same purpose for the ensuing year, viz.:

William Read & Sons, 107 Washington street. George H. Wood Corporation, rear 431 Medford street, Ward 4.

Thomas C. Kelly, 18 Hyde Park avenue, Standard Oil Company of New York, rear 250 Freeport street, Dorchester,
The same eompany, 6-8 Custom House street, The same company, Chelsea street, East Boston, Placed on file.

#### INFORMATION FROM STREET COM-MISSIONERS.

The following was received:

City of Boston, Street Laying-Out Department, Boston, July 9, 1910.

To the Honorable the City Council: Gentlemen,—The Board of Street Commissioners has given eareful consideration to several orders

of your honorable body of June 13, last, requesting a report as to the advisability and possibility of making public improvements as follows:

Extending Bowker street through Chardon

2. Extending Bowdoin street to Moss place.
3. Constructing a street where Pike's alley

4. Asphalting Auburn street and Wall street.
5. Using certain streets in the West End district during certain hours of the day for playgrounds

for children

Making Lowell street and Wall street one-

way streets

Answering, the Board begs to say that it cannot

Answering, the Board begs to say that it cannot recommend the suggested improvements in orders 1, 2 and 3, as the loan authorized for the laying out, construction, widening and extension of streets, is far from adequate for the purpose.

An estimate of the cost of these proposed improvements has been made, and is submitted for the information of your honorable body.

To extend Bowker street would cost, without sewerage works, \$142,900. To extend Bowdoin street would cost, without sewerage works, \$133,400.

To make a 40-foot street where Pike's alley now is would cost, exclusive of sewerage works, \$71,300.

The total for these three improvements would be The total for these three improvements would be \$347,600. You will recall that the loan for street improvements for this department for this year is

Replying to the fourth order the Board has to say that it cannot order the substitution of one pavement for another. It can authorize such a change, and the Superintendent of Streets may make it or not, as he sees fit. If such an improvement is to be made a recommendation ought to come from the Superintendent of Streets from whose appropriation the cost must be referred.

come from the Superintendent of Streets from whose appropriation the cost must be paid.

The Board does not believe it has authority to authorize the use of public streets for playground purposes. To make such use of a street it must necessarily be closed to travel, and the Corporation Counsel has advised the Board that it has no authority to so close it.

The Board has under consideration some proposed changes in the traffic regulations and before

The Board has under consideration some proposed changes in the traffic regulations, and before these are disposed of it will give careful attention to your suggestion that Lowell and Wall streets be made one-way streets.

Very truly yours,

J. J. O'Callaghan, Secretary.

Placed on file.

#### CONFIRMATION OF APPOINTMENT.

Coun. HALE called up No. 1, unfinished busi-

ness, viz.:
1. Action on appointment submitted by the Mayor July 6 of John A. Duggan, Jr., and Edward S. Stevens to be Constables of the City of Boston for the term ending April 30, 1911.

The question came on confirmation. Committee—Conn. Collins and Hale. Whole number of ballots east 7, yeas 7, and the appointment was confirmed.

#### CONSTRUCTION OF OLD COLONY AVENUE.

Coun. KENNY called up No. 2, unfinished

business, viz.:

business, viz.:

2. Ordered, That the sum of twenty-eight thousand dollars be and hereby is appropriated, to be expended by the Street Department for the construction of Old Colony avenue, from Dorchester street across Hyde street, and for the concetion of Mitchell, Frederick and Lark streets with Old Colony uvenue, and that to meet such appropriation the City Treasurer be and hereby is authorized to issue, from time to time, on the request of the Mayor, bonds of the City of Boston for the above amount. for the above amount.

On June 21 the foregoing order was read once and passed, yeas 7.

The order was read a second time and again passed, yeas 9.

#### RESCISSION OF CLAIM ORDER.

Coun. BUCKLEY offered an order-That the order passed June 13, 1910, voting the sum of \$1,800 to the Boylston Market Association in compensation for damage to property on Washington street, caused by bursting of water main in Tremont street on January 3, 1910, said order being recommended by the Committee on Claims, be and the same is hereby reseinded.

#### CLAIMS.

Coun. BUCKLEY, for the Committee on Claims, submitted a report on claim of Boylston Market Association for compensation for damage to their property, the Gaiety Theater building, Washington street, Boston, caused by break in water main in Tremont street January 3, 1910—recommending the passage of the following:

recommending the passage of the following:
Ordered, That there be allowed and paid to the
Boylston Market Association the sum of \$1,840
in compensation for damage to their property,
the Gaiety Theater; building, Washington street,
caused by the bursting of a water main in Tremont
street on January 3, 1910, said sum to be charged
to the appropriation for Water Department.
(Recommended by the Water Commissioner.)
Beyond accepted; order passed.

Report accepted; order passed.

#### SOLDIERS' RELIEF.

Coun. HALE, for the Committee on Soldiers' Relief, submitted a report recommending the passage of an order for the payment of aid to soldiers and sailors and their families in the City of Boston for the month of July.

Report accepted; order passed.

#### PURCHASE OF COMMONWEALTH DOCK PROPERTY.

Coun. BRAND offered an order-That his Honor Coun. BRAND offered an order—That his Honor the Mayor and the Corporation Counsel be requested to take up the subject of the purchase by the city of the harbor front property known as the Commonwealth Doek, and adjacent land, and that the chief executive of the Commonwealth, his Excellency Governor Draper, be immediately requested to suspend further negotiations with the New York, New Haven & Hartford Railroad Company, in reference to the lease of said property, until the city shall first be given an opportunity to purchase.

until the city shall first be given an opportunity to purchase.

Coun. BRAND—Mr. President, about cight years ago the Commonwealth constructed a large dock on what is known as the Commonwealth flats. This dock was constructed at an expense of about \$800,000. During all the time which has clapsed—eight years—the New Haven road has not apparently had any wish to lease this valuable water front, and in consequence of the fact that no one has appeared to want it the dock has gone to decay and is fast rotting. But this year the Legislature, through the interest taken by the Chamber of Commerce, induced the fish dealers of T Wharf to locate on the Commonwealth flats. They passed an act appropriating \$1,000,000 to be expended by the Harbor and Land Commissioners for the construction of a new dock and construction of streets leading up to it. Immediately following this act, while it had nothing whatever to do with it, the Grand Trunk Railroad petitioned the Railroad Commissioners for a location across part of the State of Massachusetts, from Palmer down to the Rhode Island line, to enable them to get a port of entry in Providence. It is their intention later, I understand, to appeal to the Railroad Commissioners for a location from the point at the junction of the states of Rhode Island and Massachusetts to enter the City of Boston, in the hope that they can get a port of entry here. Immediately after the passage of the act and the action of the Railroad Commissioners the New Haven Railroad took up the subject of lease with his Excellency Governor Draper, although I believe they have no more use to-day for the Commonwealth Dock than they had eight years ago, as they have the most beautiful dock facilities in the Old New England Dock that are provided for on our coast. Boston, as you know, has the finest part of entry; but the City of Boston ulone of the great coast cities owns no docks of its own other than a small landing which will accommodate a small fishing smack. In striking contrast with the condition that we fin purchase, Coun. BRAND—Mr. President, about eight

which owns nearly all of its docks, the city of Baltimore and the city of Philadelphia. The city of Liverpool has just appropriated about \$18,000,000 for the expense of her dock system. And why should not the City of Boston own a wharf that would permit the docking of a transatlantic liner or the largest boat that can enter the harbor? I believe it is high time that the City of Boston should bestir itself and get control of a good part of our water front. This is the only available terminal on the water front to-day. The Boston & Maine Railroad and the New York, New Haven & Hartford Railroad control nearly every valuable dock between the Fort Point channel and Charlestown. Now, in connection with this dock proposition, the Governor tells us—or he told the Chamber of Commerce at their outing on Thursday last—that the corporations which have been formed intended to lease this new dock that the Commonwealth was about to creet, and were going to spend between four and five hundred thousand dollars in buildings upon it; that they were going to lease this new dock for the first fifteen years at \$35,000 a year, and for the second period of fifteen years at \$10,000 fer. new dock for the first fifteen years at \$35,000 a year, and for the second period of fifteen years at \$45,000 a year, making an average of \$40,000 for the thirty years. At the end of thirty years the buildings, which would be constructed of steel and concrete, were to be the property of the Commonwealth, as the lease terminated at the end of that period. Now, what is the New Haven road going to do in exchange for this valuable lease that they propose to make? At the end of thirty years what will the City of Boston get? It will get just what it usually does get—nothing in return, other than the small amount of money it is paid annually for the lease. In addition to the great Commonwealth Doek I understand it is their purpose to lease several acres immediately back of it. If they do that the Grand Trunk Railroad will never have a chance to find a terminal on this or that side of do that the Grand Trunk Railroad will never have a chance to find a terminal on this or that side of the Fort Point channel, and no other shipping interests will be permitted to secure dock facilities unless they make arrangements with the New Haven or the Boston & Maine railroads. This order which I have offered is simply a request that the Mayor and Corporation Counsel take this matter up with his Excellency, and if in their wisdom the City of Boston ought to buy this valuable dock, later on I presume that a recommendation looking to that end will be submitted to the Council. the Council.

The order was passed.

# REBUILDING OF MEDWAY STREET

Coun. BRAND offered the following:

Coun. BRAND offered the following:
Whereas, In the opinion of this Board it is necessary for the security and convenience of the public that the bridge over the Old Colony Division of the New York, New Haven and Hartford Railroad at Medway street be rebuilt, said bridge being the crossing of a public way and railroad; be it Ordered, That the Corporation Counsel be instructed to apply to the Board of Railroad Commissioners for said Board to take action on such rebuilding under the provisions of sections 23 and 25 of Part Lo cleupter 463 of the Acts of the year

25 of Part I, of chapter 463 of the Acts of the year nincteen hundred and six as ameuded by chapter 542 of the Acts of nineteen hundred and eight.

#### ACCEPTANCE OF RETIREMENT ACT.

Coun. HALE offered the following:

Whereas, The Legislature of the Commonwealth of Massachusetts has passed an act authorizing the cities and towns of the Commonwealth to establish a retirement system for their employees;

Whereas, It is the opiniou of the Boston City Council that such a retirement system would be of benefit to the city and to the employees; there-

fore be it
Ordered, That the provisions of chapter 619 of
the Acts of 1910 be accepted by the Boston City
Council in behalf of the City of Boston.
Coun. HALE—Mr. President, a year or two
ago, when I was helping to prepare the Boston &
Maine contributory pension I was approached
by a delegation from the city employees, who asked
me to help them prepare a similar bill for the city

employees of Boston. I did so, brought it before the Legislature of 1909, and appeared before the committee in favor of the bill. Nothing was done that year, but all the bills were referred to the Old Age Pension Commission, which held a hearing in the autumn of 1909, at which, I am glad to say, besides myself, President Ballantyne and Coun. Brand appeared and spoke in favor of the pension bill. The Old Age Pension Commission finally reported in favor of a bill practically like the one which we put in in 1909, and this year's Legislature passed it. It is a permissive bill, allowing any city, by vote of the City Council and a popular vote, to adopt this pension system. The pension system is substantially eo-operative and contributory. In other words, it is managed by trustees, one elected by the employees, the other a town official, and the third elected by the other two. They control all the funds which are raised,—lalf by the employees, which go into the form of a separate savings bank account for each employee,—and then at the time of retirement the city contributes a pension equal to the annuity which the deposits of the various employees have earned. So that as a result the man gets his pension half from his own savings and half from the city. The total cost to the city would probably be between \$150,000 and \$200,000—not over \$200,000 at the outside. According to the figures which Mayor Hibbard obtained the amount of money spent each year for inefficient employees—which would be saved under this pension—was \$200,000. So probably this system would result in a net saving to the city in dollars and cents. It would also result in a very great saving through efficiency in the departments by enabling us honorably to do away with certain of the employees. We cannot discharge them now, we don't want to,—nobody would vote in favor of discharging them. But if we can make them comfortable for the rest of their lives I think it would be a great stroke both for the city and for the employees. This is new to the Council next meeting so that we may all consider it.

The order was assigned to the next meeting.

#### THANKS OF CITY COUNCIL, JULY FOURTH EXERCISES.

Coun. KENNY offered the following:
Resolved, That the thanks of the City Council be
tendered to James II. Wolff, Esq., for the oration
delivered by bim at Faneuil II all in commemoration of the one hundred and thirty-fourth anniversary of the Declaration of Independence, and that he be requested to furnish his portrait and a copy of said oration for publication.

Passed. Resolved, That the thanks of the City Council be tendered to Rev. Mortimer E. Twomey for officiating as chaplain at the services in Fancuil Hall on July 4, 1910, in commemoration of the anniversary of the Declaration of Independence.

Resolved, That the thanks of the City Couucil be tendered to Master Wilfred J. Kelly for his services as reader at the Old State House on July 4, 1910, in commemoration of the anniversary of the Declaration of Independence.
Passed.

#### INFORMATION CONCERNING LOANS.

Coun. KENNY offered an order—That his Honor the Mayor be requested to transmit in writing to the City Council a memorandum of the loans inside the debt limit authorized but not issued which in his opinion it may be expedient and desirable to negotiate during the current year, also a memorandum of such loans which in his opinion it may not be expedient and desirable to negotiate during the current year.

And be it further
Ordered, That his Honor the Mayor be requested to inform the Council if there are at present any loans authorized, issued or not issued, which in his opinion should be transferred to sources for purposes and objects other than contemplated when

poses and objects other than contemplated when such loans were authorized.

Passed.

#### SIGNING OF RELEASES, CITY EMPLOYEES.

Coun. BUCKLEY offered an order-That the Committee on Claims be requested to confer with the Corporation Counsel as to what action, if any, is necessary to remedy the injustice caused by the practice of compelling an injured city employee to sign a release before being put back at work.

#### PAYMENT TO ORREN PRAY.

Coun. BUCKLEY called up No. 3, special assignment, viz.

Report of Committee on Claims, recommend-

3. Report of Committee on Claims, recommending the passage of the following:
Ordered, That there be allowed and paid to Orren Pray the sum of \$562.27 for expenses incurred in suit against him for act as officer at the House of Correction, Deer Island, said sum to be charged to the appropriation for County of Suffolk, Penal Institutions Department, House of Correction.

Report accepted; order passed.

#### RECONSTRUCTION OF EASTERN AVENUE WHARF.

Coun. COLLINS offered an order—That the sum of \$15,000 be appropriated, to be expended by the Engineering Department in the reconstruction of Eastern Avenue Wharf, and that the City Auditor be authorized, with the approval of the Mayor, to transfer the above-mentioned amount from the Reserve Fund, to be expended for this

purpose.

Coun. COLLINS—Mr. President, some time ago—I believe it was in the month of April—when the Committee on Public Lands, consisting of Coun. Attridge, you, Mr. President, and myself, were going to East Boston in company with Superintendent Emerson, he called our attention to the dilapidated condition of this slip known as Eastern arreputs slip. Since then way it where you. Mr. avenue slip. Since then, may it please you, Mr. Gore, the Penal Institutions Commissioner, has communicated with the Mayor, and the letters are before us now. It seems to me that the responsibility is in a measure with us to see that this improvement is started, as far as we can do it. To short, may I call your attention to these letters: To be

## Penal Institutions Department, Boston, April 18, 1910.

To the Mayor of Boston:
Sir,—I forward herewith a communication which I received this morning from the City Engineer

It would seem that some steps should be taken at once for the reconstruction of Eastern Avenue Wharf, and I await your orders as to what course

I shall pursue in the matter. Respectfully yours, Fred S. Gore, Commissioner.

Engineering Department, Boston, April 18, 1910.

Mr. Fred S. Gore, Institutions Commissioner:

Dear Sir,—A partial examination of Eastern Avenue Wharf shows it to be in a dangerous con-dition and it should be rebuilt at once or closed to heavy teams.

Respectfully,
William Jackson, City Engineer.

Engineering Department, Boston, June 2, 1910.

Mr. Fred S. Gore,
Commissioner Penal Institutions:
Dear Sir,—The estimated cost of rebuilding
Eastern Avenue Wharf, using oak piles, hard pine 

Rebuilding two piers. . . . . . . . . . \$3,000 Add 15 per cent....

3,450 \$12,190

\$8,740

Say \$12,000.

Respectfully yours, F. A. McInnes, Acting City Engineer. Estimated eost to rebuild Eastern Avenue Wharf .....\$12,000 Add to reconstruct buildings.....

\$15,000 Respectfully submitted,
Fred S. Gore,
Penal Institutions Commissioner.

I believe when the committee visits that slip to-morrow it will agree with me that this work ought to be done at once. Accordingly I offer that

The order was referred to the Executive Committee.

#### GRAND TRUNK TERMINAL.

Coun. COLLINS offered the following:
Resolved, That it is the opinion of the City
Council of Boston that the Grand Trunk terminal
should be located in this city.
Resolved, That President Hays of the Grand
Trunk Railroad be requested by this Council to
use his influence in causing the terminal to be located in Boston.

Ordered, That the City Clerk be directed to transmit a copy of these resolutions to President Hays of the Grand Trunk Railroad.

The resolutions were read a second time and the

The resolutions were read a second time and the question came on their passage.

Coun. COLLINS—Mr. President, in view of the remarks of the gentleman who preceded me a few minutes ago it seems eminently fitting that these resolutions should be presented at this time. Everybody wants this terminal here, and I do not purpose to waste your time or the time of the Council by going into the merits of it. We all want it. But before closing I want to eall your attention to a rather terse editorial that appeared in the Boston Post the other day and which seems to me to sum up the situation: to me to sum up the situation:

"There now remains the problem of establishing a terminal for the Grand Trunk in this eity. So a terminal for the Grand Trunk in this city. So far as the mere space on our water front is concerned it is no problem at all. There is plenty of room, and Boston will be glad enough to offer it. The large docking improvements planned for East Boston would be admirably adapted for the use of the Grand Trunk, which has for years wanted some winter harbor other than Portland, and which can scarcely be satisfied with Providence as a southern outlet for its enormous traffic. Boston is presentiated by the place for its terminal activities.

a southern outlet for its enormous traffic. Boston is pre-eminently the place for its terminal activities, and Boston it should choose.

"How to get here is the real question. The roundabout route of an extension of the Grand Trunk's new Palmer line is hardly to be thought of. The suggestion that the road make a trackage arrangement with the Boston & Maine from White River Junction cannot be very attractive to it, especially since the Boston & Maine is now controlled by the New Haven.

"But through its Central Vermont ownership the Grand Trunk has a line bisecting Massachusetts in nearly its central part. It might build a new road from some point on that line straight through to Boston, the distance averaging about seventy miles. Judging from recent events it could get

to Boston, the distance averaging about seventy niles. Judging from recent events it could get the state's sanction. A new spirit of railroad development and competition is in the air.

"But, however the thing is to be done, all of mercantile and official Boston wishes it to succeed. Never has the promise of a great commercial development at this port been brighter. With busy terminal docks on both the north and the south sides of the harbor, Boston should regain all her old prestige and more, yielding first place in volume of ocean traffic to New York alone.

"Success to the Chamber of Commerce in its efforts to bring the Grand Trunk to Boston. Nothing that it has as yet undertaken for the good of the city is of so much importance."

In other words, official Boston and the state in

In other words, official Boston and the state in its official capacity are in favor of this proposition, and it seems eminently fitting that the City Council should go on record in favor of it.

The resolutions were adopted.

#### FILLING IN OF MILL POND.

Coun. COLLINS offered an order-That the Superintendent of Streets be requested, through his Honor the Mayor, to fill in the mill pond, so called, situated in the Harrison square district, Dorchester. Passed.

#### TRIMMING OF TREE.

Coun. ATTRIDGE offered an order-That the Superintendent of Public Grounds be requested to trim a tree in front of estate No. 508 Summer street, East Boston, the expense attending the same to be charged to the appropriation for Public Grounds Department.

Passed.

### SEATS, CHARLES RIVER BASIN.

Coun, ATTRIDGE offered an order—That his Honor the Mayor be requested to ask the Metropolitan Park Commissioners to place settees and benehes on the esplanade of the Charles River Basin for the accommodation of the public.

Passed.

### NAVY YARD WORK BY CIVILIANS.

On motion of Coun. CURLEY the Council

On motion of Coun. CURLET the Council took up special assignment, viz.:

4. Resolved, That in the opinion of the Boston City Council the best interests of the city will be served by having all new and all repair work at the Charlestown Navy Yard doue by civilians. Ordered, That a copy of these resolutions be forwarded to the President and to the Secretary of the Navy.

of the Navy.

The question came on the passage of the resolve

and order.
Coun. CURLEY—Mr. President, I ask that when the vote be taken it be by roll call.
President BALLANTYNE directed the Clerk

President BALLANTYNE directed the Clerk to call the roll on passage.

Coun. KENNY—Mr. President, I move that the matter be referred to the Executive Committee.

President BALLANTYNE—It is a little too late. The Clerk has been ordered to call the roll.

The resolution and order was passed, yeas 9,

navs 0.

### DAY OFF FOR WATER EMPLOYEES.

Coun. CURLEY offered an order—That the Water Commissioner be authorized to grant leave of absence without loss of pay on the day of their annual pienie, August 11, to all employees of his department whose services can be dispensed with.

Passed.

### CONSTRUCTION OF MARSH STREET.

Coun. CURLEY offered an order-That the Board of Street Commissioners be requested to consider the advisability of constructing Marsh street from Adams street to Neponset avenue, Ward 24.

### PLANK WALK, MORELAND STREET.

Coun. CURLEY offered an order-That the Coun. CURLEX offered an order—That the Superintendent of Streets, through his Honor the Mayor, be requested to place a plank walk on Moreland street, from Dennis street to Brook avenue, Ward 17.

Passed.

### GAS LAMPS, BELFORT STREET.

Coun. CURLEY offered an order—That the Superiutendent of Streets, through his Honor the Mayor, be requested to locate a gas lamp on Belfort street at rear entrance of St. William's Church.

Passed.

#### SIDEWALK, WASHINGTON STREET, WARD 18.

Coun. CURLEY offered an order—That the Superintendent of Streets make a sidewalk along the westerly side of Washington street, between Williams and Marvin streets, Ward 18, in front of the estates bordering thereon, said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone with granite edgestone, under the provisions of chapter 437 of the stone, under the provisions of chapter 437 of the Acts of 1893.

Passed.

### SIDEWALK, WELD HILL STREET.

Coun. BRAND offered an order—That the Superintendent of Streets make a sidewalk along Weld Hill street, from Hyde Park avenue to the cemetery fence, Ward 23, in front of the estates bordering thereon, said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone, under the provisions of chapter 437 of the Acts of 1893.

### LAYING OUT OF CHAMPNEY STREET.

Coun. BRAND offered an order—That the Street Commissioners be requested to lay out and construct as a public way Champney street, from Washington street to Stratton street, Oak square, Brighton, Ward 25.

Passed.

#### ERECTION OF MUSIC STANDS.

Coun. BRAND offered an order-That the sum

Coun. BRAND offered an order—That the sum of \$15,000 be appropriated this year from the Parkuau Fund iucome for the erection of music stands at points now used for band concerts, located in the park system, that come under the provisions of the will, the stands to be erected under the supervision of the Music Department.

Coun. BRAND—Mr. President, that order was introduced after conference with the Music Commission. I am told that the city pays something over \$1,500 a year for moving music stands to the different points in the park system where they give band concerts. It would seem that if this amount of money from the income of the Parkman Fundcould be used for the erection of permanent stands, it would save the city at the present time an annual expenditure of something over \$1,500. It would seem to me a wise investment of this fund, which is available for just such purposes as this.

The order was referred to the Committee on Parkman Fund.

Parkman Fund.

### RECESS.

The Council voted at 4.34 p. m., on motion of Coun. HALE, to take a recess subject to the eall

of the Chair.

The members reassembled in the Council Chamber and were called to order by the President

at 4.56 p. m.

### FINANCE.

Coun. KENNY, for the Committee on Finance, submitted a report on message of Mayor and order (referred June 27) for loan of \$15,000 for playground, Ward 25—that the order ought not to

ground, Ward 25—that the order ought not to pass.

Coun. KENNY—Mr. President, I would like to say in explanation that this report is without prejudice to the order itself. On Saturday last I called on the Mayor and suggested that that order be withdrawn for the time being in order that it might be taken up later and considered with other orders of that character. I made that request because the time is running against us; unless some action is taken, under the charter it will become operative within sixty days. Therefore we have submitted this report, without prejudice to the order. I would say in this connection that at the Mayor's suggestion I saw Mr. Kiley and asked if the city could not have an option on that land. He said he thought it could, that he could get an option that would give the city the right to take it between now and October 1. That being the case, if it appears desirable that the city should take the land for that purpose, it can be done. So, as I say, this action is without prejudice, simply that the matter may be taken up with others of the same character and considered at the proper time. Coun. BUCKLEY—Mr. President, while I am in favor of taking up all these loan matters at the same time, still I am familiar with the conditions prevailing in that section, which lead me to believe that the city ought to have that property at the arrivest possible moment. This is a large field used by hardworking men and boys, who are engaged in different occupations throughout the day and who wish the recreation that would be afforded by such

a ground. They ask for no gymnasium, apparatus, or anything of the sort, but simply for the field, which has a large area, and I believe if we should pass the order at this time we would be doing justice to the residents of that part of Brighton, which is one of the thickly settled parts of the district. I would be in favor of Councilor Kenny's motion if we had any assurance that a loan order would be acted upon within a reasonable time, but I am afraid that perhaps we will not get such an order before next December. That is the reason why I believe the action suggested should not prevail. Coun. KENNY—Mr. President, I trust that the gentleman will not put the members of the Council in a false position on this matter. We desire to consider this matter with every other order of this character at the proper time. It would be manifestly unfair at this time to consider this to the exclusion of the other items. That, as I understand it, is the reason for this report.

The report was accepted and the order rejected, yea I, nays 7, Coun. BUCKLEY voting yea.

### USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Fancuil Hall, etc., submitted reports on petitions (severally referred to-day) for the use of Fancuil Hall—that leave be granted, viz.:

Cloak and Skirt Makers' Union, Local No. 56, evening of Friday, July 15.

Polish United Societies, day and evening, Sunday, July 17.
Thirty-fifth Regiment, Massachusetts Volunteer

Infantry Association, daytime, September 17. Reports severally accepted; leave granted on the

usual conditions.

#### THE NEXT MEETING.

Coun. KENNY-Mr. President, I move that Coun. KENNY—Mr. President, I move that when the Council adjourns to-day it be to meet on Mouday, August 29, at 3 p. m.

Coun. BRAND—Mr. President, I would amend the motion so that we will meet on Monday, September 12, the first Monday after Labor Day.

Coun. KENNY—Mr. President, there would be an objection to that. The Mayor has submitted to the Council an order that mould become conception.

an objection to that. The Mayor has submitted to the Council an order that would become operative shortly after that time, and I think the Council should have time to consider and report upon that order. It will have ample time if we adjourn to August 29.

Coun, HALE—What is the order that the Mayor

has submitted?

has submitted?

Coun. KENNY—We have it here. It is for the widening of Union Park street, \$95,000, and the time limit expires September 18. If we adjourn to the 12th we would hardly have time to consider it properly. It seems to me that is drawing the line without deep the second of the second o rather close.

Coun. Brand's amendment to adjourn to September 12 was declared adopted. Coun. KENNY doubted the vote and asked for yeas and nays.

Coun. Brand's amendment was rejected, yeas 3,

Yeas—Coun. Ballantyne, Brand, Hale—3. Nays—Coun. Buckley, Collins, Kenny, McDon-Coun. BRAND-Mr. President, as some of the

members were absent and did not have a chance to vote on this matter, I now move a reconsideration.
Coun. KENNY—Mr. President, why does the
councilor ask for reconsideration? He does not

councilor ask for reconsideration? He does not give any reason for it.

Coun. BRAND—Mr. President, I don't think the councilor has given a good reason why we should not reconsider. He speaks of the matter that has come before us to-day concerning the widening of Union Park street. Other street widenings are more important than that, and I don't think the city will suffer in this matter if we adjourn to the 12th of September. We usually adjourn some time earlier. It is now getting near the first of August, and I don't think if we adjourn for five weeks it will be any hardship to the city. Certainly some of the members expect to be away the next five or six weeks.

Coun. KENNY—Mr. President, I am not giving any intimation as to what my position or that of any other member may be as to Union Park street. I simply say that if we adjourn to the 12th of Sep-

tember we will have a very short time in which to eonsider the matter, whereas if we adjourn to the 29th of August we will have time to consider

the 29th of August we will have time to consider and report upon it at a subsequent meeting.

Coun. BRAND—Mr. President, I would ask Coun. Kenny whether he is in favor of or against the Union Park matter.

Reconsideration of the rejection of Coun. Brand's amendment was refused.

Reconsideration of the rejection of Coun. Brand's amendment was refused.

Coun. Kenny's motion, that when the Council adjourn it be to meet on August 29, at three o'clock p. m., was declared carried, Coun. BRAND doubted the vote and asked for the yeas and nays. The motion was earried, yeas 6, nays 2:
Yeas—Coun. Attridge, Ballantyne, Buckley, Collins, Kenny, McDonald—6.
Nays—Coun. Brand, Hale—2.
Later in the session Coun. HALE said:
Mr. President, I move a reconsideration of the vote whereby we decided to adjourn to August 29. If reconsideration prevails I wish to put in a substitute motion, that we adjourn subject to the call of the Chair. I realize to the full the force of Coun. Kenny's suggestion that we should not let anything get by us, and I think we can safely leave the matter to our President. If there is anything upon which we should act he can call us together upon which we should act he can call us together in time for us to do so.

Coun. KENNY—Of course the Mayor can call

us together at any time.

Coun. HALE—But there might be an occasion when we would want to meet and when the Mayor did not want us to meet.

did not want us to meet.

The Council refused to reconsider the adjournment to August 29. Coun. HALE doubted the vote and asked for the yeas and nays, and the Couucil refused to reconsider the adjournment to August 29, yeas 2, nays 5:

Yeas—Coun. Brand, Hale—2.

Nays—Coun. Attridge, Buckley, Collins, Kenny, McDonald—5.

McDonald-5.

### EXECUTIVE REPORTS.

Coun. HALE, for the Executive Committee, submitted the following:

submitted the following:

(1) Report on message of Mayor, communication, etc., from Boston Transit Commission and transfer orders (referred to-day) of \$3,500 and \$4,000, respectively, from Reserve Fund to provide for investigation of subways to Dorchester and South Station—that the orders ought to pass. Report accepted; orders passed, yeas 8, nays 0.

(2) Report on message of Mayor, communications and order (referred to-day) to transfer \$1,000 from the Reserve Fund to the appropriation for Old Provincial State House—that the order ought to pass.

Report accepted; order passed, yeas 8, nays 0.

Report accepted; order passed, yeas 8, nays 0.

(3) Report on order (referred to-day) that \$15,000 be transferred from the Reserve Fund to be expended for the reconstruction of Eastern Avenue Wharf—recommending its passage in the

Avenue Wharf, viz.;

Ordered, That his Honor the Mayor be requested to transfer the sum of \$15,000 from the Reserve Fund, said sum to be expended by the Engineering Department in the reconstruction of Eastern Avenue Wharf.

Report accepted; order passed,

Report accepted; order passed.

(4) Reports on petitions (severally referred to-day) recommending the passage of orders that the Superintendent of Streets make sidewalks along the following named streets in front of the hereinafter named estates; said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built accepted the context for which the acceptable of the context of the street of the st as specified, the owners to furnish the material, viz.;

#### Artificial Stone.

George A. MeDuffee, 118-128 Wrentham street,

Ward 24.
William Douse, 824-828 Washington street,

Wald 24.
William Douse, 107-113 Fuller street and on
Washington street, Ward 24.
John S. McKone, 363-373 Neponset avenue,
Ward 24.

Annie Mackin, 2002 Dorchester avenue, Ward 24. Hattie A. Pratt, 2006 Dorchester avenue, Ward

Allan M. Brown, 2004 Dorchester avenue, Ward 24. Henry J. Bowden, 577-581 Norfolk street, Ward 24.

H. Googins, 2014 Dorchester Ward 24.

John J. O'Neil. 93 Bloomfield street. Ward 20.

John J. O'Neil, 93 Bloomheid street, Ward 20. Israel Burnes, 8-24 Merrill street, Ward 20. J. W. Biggs, 93 Bernard street, Ward 20. Mary Cook, Florida street side of estate 76 Lonsdale street, Ward 20. Fred C. Bowditch, 205-207 Pleasaut street,

N. Isaacson, 49 Eric street, Ward 20.

#### Brick.

I. P. Coppelman, 55 Hollander street, Ward 21. Reports severally accepted; orders passed.

### REMOVAL OF TREES.

Coun. BRAND offered an order—That the Superintendeut of Public Grounds be requested to remove two trees in the center of Peabody square, Ashmont, Ward 24, both of which obstruct the view of the new clock recently erected at that point.

Passed.

### LATE ADAMS STREET CAR.

COLLINS offered an order-That the Boston Elevated Railway Company be requested, through his Honor the Mayor, to cause a car to be run from the Dudley Street Terminal to the Adams street ear barn later than 11.45 p. m.

### IMPROVEMENTS ON COMMON.

Coun. CURLEY offered an order—That the Superintendent of Public Grounds be requested to

Superintendent of Public Grounds be requested to consider the following suggestions and criticisms and take such steps as he may decu proper to follow them to their logical conclusion, viz.:

1. Renovation, repair and painting of ladies' toilet house, near West street, and placing of signs alike, instead of the two differently painted and designed, calling attention to said house.

2. Replacing of sticks which hold the wire preventing persons making paths across Common with permanent and artistic supports, if such wire is to be continued for such purpose.

Repair of benches which have had slats ripped off

Replacing of permanent signs by enameled instead of printed sigus.
 Playing of fountain from 4 o'clock p. m. to

sunset during the summer months. Passed

#### GENERAL RECONSIDERATION.

On motion of Coun. COLLINS the Board refused a general reconsideration of all action taken to-day.

### A QUESTION OF PRIVILEGE.

Coun. CURLEY—Mr. President, I rise to a question of privilege. My question of privilege concerns a man who is under consideration for appointment to the city's service. A certain newspaper printed an article recently saying that I and Mr. Sullivan of the Finance Commission—with whom I am not on speaking terms—were responsible for the failure of Mr. John Garrity, of Ward 20, Dorchester, to receive an amountment as district. whom I am not on speaking terms—were responsible for the failure of Mr. John Garrity, of Ward 20, Dorchester, to receive an appointment as district foreman in the Dorchester paving yard, a position formerly held by Mr. Benjamin Ham. I want to say in that connection that I have never entertained other than the friendliest of feelings for Mr. John Garrity; that I would have been as pleased with the appointment of Mr. Garrity as unquestionably he would have been with the appointment himself; that I recognize the fact that the article was an inspired one, and that I recognize also the fact that meither one individual nor a dozen individuals, regardless of what positions they may occupy, will determine the outcome of the present contest in which I am engaged; that my forte is not that of looking after persons' heads; that if every man of the entire twenty-five or twenty-six constituting the membership of my esteemed opponent's organization were to receive high salaried jobs I don't think it would affect the issue a particle, and I would like to see them get the positions, because they are likely shortly to become my constituents rather than his. rather than his.

Adjourned, on motion of Coun. HALE, at 5.23 p. m., to meet on Monday, August 29, at 3 p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Friday, July 22, 1910.

A special meeting of the City Council, held in the Council Chamber, City Hall, at four o'clock p. m., President BALLANTYNE in the chair. Absent, Coun. Brand,
The Council voted, on motion of Coun. HALE, to dispense with the reading of the records of the

last meeting.

The Clerk read the call for the meeting, as follows:

City of Boston,
Office of the Mayor, July 2I, 1910.
To the Members of the City Council:
You are hereby requested to assemble in the City Council Chamber, City Hall, on Friday, July 22, 1910, at 4 p. m., to take suitable action upon an order transferring \$15,000 from the Beserve Fund to an appropriation for the rebuilding of Eastern Avenue Wharf, and to transact such other business as may come before the meeting.

Respectfully,
John F. Fitzgerald, Mayor.
Placed on file.

Placed on file.

### RECONSTRUCTION OF EASTERN AVENUE WHARF.

The following was received:

City of Boston, Office of the Mayor, July 22, 1910.

To the City Council:

Office of the Mayor, July 22, 1910.

To the City Council:

In reply to the order passed by your honorable body at its meeting of July 18, "that his Honor Mayor Fitzgerald be requested to transfer the sum of fifteen thousand dollars (\$15,000) from the Reserve Fund, said sum to be expended by the Engineering Department in the reconstruction of Eastern Avenue Wharf," permit me to refer you to section 3 of chapter 486 of the Acts of the General Court for 1909, which states that "the city auditor may, with the approval in each instance of the mayor, at any time make transfers... from the reserve fund to any appropriation for the current expenses of a department." It does not appear certain that the reconstruction of Eastern Avenue Wharf is a current expense of the Engineering Department or of the Penal Institutions Department. While I recognize the imminent need of the improvement recommended and had already, in a previous communication to your honorable body, recommended that this sum be appropriated, it would seem to be necessary to adopt another form of appropriation. Acting, therefore, under the authority granted by chapter 261 of the Acts of 1893, I respectfully recommend that the inclosed order be passed by your honorable body.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Ordered, That the City Auditor be and hereby is authorized to transfer the sum of fifteen thousand dollars (\$15,000) from the appropriation for Reserve Fund to an appropriation for reconstruction of Eastern Avenue Wharf.

The question came on the passage of the order.
Coun. COLLINS—Mr. President, it seems that this matter first came to our attention from his Honor the Mayor in the form of a number of letters from Mr. Gore to the Mayor, transmitted to this Council without any recommendations from the Mayor, who left it for us to do as we deemed best. Since the Mayor calls our attention to the city charter, it may also be appropriate to say that we cannot start or originate an appropriation. That must come from the Mayor. We may originate a loan. In one of the Boston papers of yesterday it was stated that the Mayor said we were not doing our duty, or words to that effect. Suffice it osay that we did all we could when I offered on behalf of the Council at the last meeting an order requesting this to be transferred, because we could not start an appropriation. I am glad, however,

that the action of the Council at the last meeting so stirred the Mayor that he has acted affirmatively on this matter, which we all concede to be good. In the future, speaking for nuyself, I want to say that as a member of the Council I will try to co-operate with the Mayor, but I will not permit the Mayor to coerce me and tell me to come here or go there at his will. In conclusion, it seems to me that this is a fair proposition. I believe that the Council is responsible affirmatively for this appropriation, and I hope that it will receive the credit. The order was passed, yeas 8, nays 0.

The order was passed, yeas 8, nays 0.

#### NIGHT SERVICE, SOUTH FERRY.

The following was received:

City of Boston, Office of the Mayor, July 22, 1910.

Office of the Mayor, July 22, 1910. To the City Council:

I beg to inclose a report of the Superintendent of Streets, inclosing a statement by the Deputy Superintendent of Ferries, bearing upon the resolve passed by your honorable body at its meeting of June 20, "that it is the opinion of the City Council that night service on the South Ferry to and from East Boston should be resumed, as in event of a serious conflagration in East Boston we believe that lack of transportation facilities for fire apparatus from the city proper might lead to serious results." serious results.

Respectfully, John F. Fitzgerald, Mayor.

Street Department,
City Hall, Boston, July 20, 1910.
To the Honorable the Mayor:
Re inclosed order of the City Council, requesting resumption of the night service on the South Ferry, attached report of the Deputy Superinculent in charge of the Ferry Division is respectfully forwarded for your consideration.

Respectfully.

Respectfully,
L. K. ROURKE,
Superintendent of Streets.

City of Boston,
Street Department, Ferry Division,
Boston, July 19, 1910.

To the Superintendent of Streets:
In reference to inclosed order of City Council,
asking that the night service on the South Ferry
be resumed, I beg to say that in my opinion this
service is less necessary than it was before, on
account of the new fireboat now located at the
South Ferry, East Boston side, and for the further
reason that it will cost \$12,000 extra per year to
do it.

Yours truly, H. P. Christiernin, Deputy Superintendent.
Referred to the Executive Committee.

### CLOSING OF PIKE ALLEY.

The following was received:

City of Boston, Office of the Mayor, July 20, 1910.

To the City Council:

To the City Council:

I beg to transmit a communication from the secretary of the Board of Health, in reply to an order passed by your honorable body at its niceting of June 13, to the effect that the Board of Health be requested to report to the City Council as to the conditions now existing in Pike alley and as to the possibility and advisability of closing said

alley.

A copy of a letter from the Corporation Counsel is appended to the communication from the secretary of the Board of Health.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Health Department, Old Court House, Boston, July 18, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—I am directed by the Board of Health,
in returning the inclosed communication from the
City Council respecting Pike alley, to state that
directions were at once given to have said alley
cleaned. The Law Department was consulted

with respect to closing it, and a copy of the Corporation Counsel's opinion is herewith attached.

I have the honor to be,

Very respectfully,

C. E. Davis, Jr., Secretary.

City of Boston, Law Department, Boston, July 13, 1910.

Law Department, Boston, July 13, 1910.
Board of Health,
Old Court House, Boston, Mass.:
Dear Sirs,—I know of no authority under the
eity charter existing in the City Council to pass
the order sent to you. I would recommend that
you reply, stating what the Board has done in
relation to cleaning up Pike alley, and stating that
you are informed and believe that Pike alley is
not a public street of the City of Boston and
therefore cannot be discontinued by the Street
Commissioners. Commissioners.

Yours truly, THOMAS M. BANSON, Corporation Counsel.

Placed on file.

### ASSESSMENT OF VAULTS, ETC.

The following was received:

City of Boston, Office of the Mayor, July 22, 1910.

To the City Council:

1 transmit herewith a communication from the Assessing Department containing a reply to your order requesting a report as to the policy adopted in regard to assessing vaults, bay windows, marquises, etc.

Respectfully, John F. Fitzgerald, Mayor.

City of Boston,
Assessing Department, City Hall,
July 12, 1910,
Hon. John F. Fitzgerald, Mayor of Boston:
Sir,—In reply to the order of the City Council
passed June 27, returned herewith, which you
referred to this department, that the Board of
Assessors be requested, through your Honor, to
report to the City Council as to the policy adopted
by the Board in regard to assessing vaults, bay
windows, marquises, etc., would say that vaults,
bay windows, marquises, etc., are assessed as part
of the real estate.

Respectfully,

Respectfully, Charles E. Folsom, Secretary. Placed on file.

### ASSESSMENT OF SOUTH END PROPERTY.

The following was received:

City of Boston,
Office of the Mayor, July 22, 1910.
If transmitted the Council:

I transmit herewith a communication from the Assessing Department containing a reply to your order requesting a report as to the system of assessment of property in the South End.

Respectfully,

JOHN F. FITZGERALD, Mayor.

City of Boston, Assessing Department, City Hall, July 21, 1910.

Hon. John F. Fitzgerald, Mayor:
Sir,—In reply to the order of the City Council passed June 27, returned herewith, which you referred to this department, that the Board of Assessors be requested, through your Honor, to report to the City Council as to the alleged system in assessment of property in the South End, we would say that property all over the City of Boston is assessed as the law requires, at the full and fair eash value. and fair cash value.

Respectfully, Charles E. Folsom, Secretary. Placed on file.

### PURCHASE OF DOCK PROPERTY.

The following was received:

City of Boston, Office of the Mayor, July 22, 1910.

To the City Council:
At the meeting of your honorable body held
July 18, 1910, an order was passed to the effect
"that his Honor the Mayor and the Corporation

Counsel be requested to take up the subject of the purchase by the city of the harbor front property known as the Commonwealth Dock, and adjacent land, and that the chief executive of the Commonwealth, his Excellency Governor Draper, be immediately requested to suspend further negotiations with the New York, New Haven & Hartford Railroad Company in reference to the lease of said property until the city shall first be given an opportunity to purchase."

I beg to inform you that I have conferred with the Corporation Counsel, and he states that there is no appropriation for the purchase of this land by the City of Boston, and no legislative authority for such purchase. Under the circumstances it seems to me that it would be unprofitable to carry the discussion any further.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Placed on file.

Placed on file.

GRADING, ETC., WELLESLEY PARK.

The following was received:

City of Boston, Office of the Mayor, July 22, 1910. To the City Council:

To the City Council:

In compliance with the request contained in your order of June 27, that I authorize the transfer of seven hundred dollars (\$700) from the Reserve Fund, to be expended by the Superintendent of Public Grounds for the boaming and grading of Wellesley Park, Ward 20, for the planting of shrubs, etc., and for such other improvements as the superintendent may deem necessary, I have approved the transfer of the sum designated. A letter from the Superintendent of Public Grounds bearing upon this subject is appended herewith. Respectfully,

John F. FITZGERALI, Mayor.

John F. Fitzgeraln, Mayor.

City of Boston,
Public Grounds Department, July 12, 1910.

Hon. John F. Fitzgerald,
Mayor of the City of Boston:
Dear Sir,—In regard to the inclosed order of the City Council, dated June 27, 1910, "that his Honor the Mayor be requested to transfer the sum of \$700 from the Reserve Fund, said sum to be expended by the Superintendent of Public Grounds for the loaming and grading of Wellesley Park, Ward 20, for the planting of shrubs, etc., and for such other improvements as the superintendent may deem necessary," I would state that a small public area in Wellesley Park, Ward 20, was transferred from the Street Department to the Public Grounds Department last fall, without any provision being made for transforming it into a public park. To make it productive as such I have estimated that the amount of \$700 will be required for grading, loaming and planting, after which it will be included under the appropriation for general care and maintenance.

I would therefore recommend the approval of the inclosed order.

Respectfully yours,
D. H. Stilliyaav, Superintendent.

Respectfully yours, D. H. Sullivan, Superintendent. Placed on file.

### PURCHASE OF PLAYGROUND, BRIGHTON.

The following was received:

City of Boston, Office of the Mayor, July 22, 1910.

To the City Council:

To the City Council:

At the meeting of your honorable body held June 27 I recommended for passage an order appropriating fifteen thousand dollars (\$15,000) for the purchase of a playground in Ward 25. This order was referred to the Committee on Finance and no report has yet been made by that committee. Since then an option has been secured from the S. H. Bennett heirs to purchase their land in the rear of No. 54 Market street, running through to Portsmouth street, for fifteen thousand dollars (\$15,000). This option will hold until October 1, 1910. I beg to recommend, therefore, for passage by your honorable body the appended order in place of that which was considered at the meeting of June 27. of June 27.

Yours respectfully, John F. Fitzgeraln, Mayor.

Ordered, That under the authority of chapter 292 of the Acts of 1892, and other acts or parts of acts in conformity therewith, the sum of fifteen thousand dollars (\$15,000) be appropriated, to be expended by the Board of Commissioners of Parks for the purchase of an estate in the rear of No. 54 Market street, running through to Portsmouth street, belonging to the heirs of S. H. Bennett, said estate to be used by the Board of Commissioners of Parks as a playground, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds or certificates of indebtedness of the city to said amount. city to said amount.

Referred to the Committee on Finance.

### STREET LIGHTING QUESTION.

The following was received:

City of Boston, Office of the Mayor, July 22, 1910.

Office of the Mayor, July 22, 1910.

To the City Council:

In accordance with the suggestion contained in a communication from the Boston Finance Commission, dated July 22, 1910, a copy of which has been forwarded to you, that "the Mayor call a special meeting of the City Council to consider the street lighting question," I beg to suggest that the opportunity is afforded at to-day's session to consider the propositions contained in the abovementioned letter, and to invite your earnest attention not only to the communication itself but to the appended report prepared by Mr. Guy C. Emerson, formerly Superintendent of Streets for the city and now consulting engineer to the Boston Finance Commission.

Respectfully,
John F. Fitzgerald, Mayor.
Referred to the Executive Committee.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

Samuel Degel, for compensation for damage to property 9 Hull street by overflow of water.

James J. Brock, to be paid for extra gravel furnished on Rutherford avenue, Charlestown.

#### Faneuil Hall.

Petitions for use of Fancuil Hall, viz.: Massachusetts Division, Sons of Veterans, Octo-

ber 31, 1910.
Parents and Teachers' Protective Association, daytime, July 28.

## COAL AND COKE LICENSE.

A copy of coal and coke license granted by the Secretary of the Commonwealth was received. Placed on file.

### APPROVAL OF APPOINTMENT.

Notice was received from the Civil Service Commission of approval of appointment of Charles Bruen Perkins as Schoolhouse Commissioner of the City of Boston.
Placed on file.

## APPROVAL OF PLANS.

Notice was received from the Board of Railroad Commissioners of approval of plans 26885, 26886, 26887 and 26888, said plans being railway stations of Boston Elevated Railway Company in Causeway street.
Placed on file.

### ERECTION AND REMOVAL OF POLES.

Copies of orders were received from the Street

Commissioners as follows:
Removal of four poles of New England Telephone and Telegraph Company of Massachusetts on Chelsea street, north from Scott's court, Ward 3.

Erection and removal of one pole of said company from Woodward street, Ward 15.
Removal of one pole of Edison Electric Light Company of Boston from Renfrew street, Ward 17.
Removal of poles of same company on Washington street, Ward 23, near the Arborway and Asticour road. cou road.

Transfer of two poles of same company on Ruggles street from the New England Telephone and Telegraph Company.

Placed on file.

### STREET LIGHTING OUESTION.

The following was received:

Finance Commission,

July 22, 1910.

Finance Commission,
July 22, 1910.

To the Honorable the Mayor and City Council:
Gentlemen,—The Finance Commission respectfully calls attention to the necessity of providing better and cheaper means of lighting the streets with gas than the present contract between the city and the Rising Sun Street Lighting Company affords. The former Finance Commission and the present Finance Commission have recommended changes in the contract relations between this company and the city at various times, both commissions believing that the rates in existence at the time such recommendations were made were excessive. (Finance Commission Reports, Vol. 1, p. 385; Vol. 5, p. 49; see, also, report of the Finance Commission dated May 2, 1910.)

The Rising Sun Company received its first contract from the city on November 3, 1888, after public competition; but though it has since performed street lighting service continuously under successive contracts, so far as the records show it had no further competition until June of 1908, a period of nearly twenty years. In June, 1908, hids were solicited by public advertisement and the company then made an offer of \$25.20 for each single mantle gas lamp per year, which was \$4.80 lower than the price it had previously received under non-competitive conditions. One-half of this reduction may be attributed to the reduced price of gas. It was given a contract for one year, and upon its expiration bids were again solicited by advertisement, and again the company offered the city a lower price under competition, namely \$23.60 per lamp year. A lower bid, \$20.49, was submitted by another company which was not believed by the Superintendent of Streets to be responsible, and the contract was ultimately given to the Rising Sun Company, the only other bidder. This contract expired on January 31, 1910, and soon thereafter bids were again solicited, but there was no competition this time and the bid of the Rising Sun Company was \$23.60, the same as that of the preceding year. The conbut there was no competition this time and the bid of the Rising Sun Company was \$23.60, the same as that of the preceding year. The con-tract has since been extended twice, cach time for six months and at the rate of \$23.60 per lamp

tract has since been extended twice, each time for six months and at the rate of \$23.60 per lamp per year.

This brief history of the relations of the city and the company show that the latter's prices have fallen under competition and have remained stationary when there was no competition.

Former Superintendent of Streets Guy C. Emerson, now consulting engineer of the Finance Commission, has made a report to the commission reviewing the contracts made between the city and the company and suggesting means for procuring for the city a more efficient service at reduced cost. A copy of his report is hereto appended. He is of the opinion that there is little likelihood that the city will obtain material reductions in price as the result of competition between the Rising Sun Company and other street lighting companies in the future; and the commission believes that it is time for the city to free itself from the monopoly which has existed for nearly a quarter of a century. Mr. Emerson believes that either the city or the Consolidated Gas Company should furnish and maintain the street gas lamps, or perform the service jointly, in which latter case the city would furnish the lamps and the gas company would provide the means of lighting, extinguishing and caring for them. In this opinion the Finance Commission concurs. There is no reason why a middleman's profits should be paid any longer.

Mr. Emerson suggests three plans for lighting.

reason why a finderman's profits should be paid any longer.

Mr. Emerson suggests three plans for lighting the streets with gas, any of which would give the city cheaper service than is now rendered by the Rising Sun Company. They are as follows:

1. Appropriate \$310,000 for the purchase and installation of 12,000 inverted mantle lamps complete, with automatic devices for lighting and extinguishing.

extinguishing.

2. Appropriate \$235,000 for the purchase and installation of upright mantle lamps complete, with automatic devices for lighting and extinguish-

ing.
3. Accept the offer of the Consolidated Gas Company, dated July 23, 1909, to furnish and care for lights on a five-year contract for \$20.51 per lamp per year, providing the city shall furnish the lamps and equipment. This would require an appropriation of \$185,000 for inverted or \$114,000 for upright lamps.

The loan issued to provide money for the lumps and automatic devices should be for a term of fitteen years, which is less than the estimated life of

the equipment.

teen years, which is less than the estimated life of the equipment.

Under either the first or second of these plans the city would furnish the labor employed in lighting, extinguishing and caring for the lamps; but, by reason of the use of the automatic devices, the force needed would be only about one-half of the force at present employed by the Rising Sun Company. Mr. Emerson estimates that the cost under either of these plans would be approximately \$19 per lamp year, the greater eost for fixtures and interest and sinking fund charges for inverted lamps being balanced by the lesser cost for their maintenance and operation. The saving would be about \$4.60 on each lamp, or a total annual saving of about \$55,200 for the 12,000 lamps in use.

Under the third plan the Consolidated Gas Company would furnish the labor and the city, as already stated, would furnish the equipment. Either \$27,240 or \$21,000 would be saved by the city annually, according as inverted or upright lamps were used.

The Finance Commission recommends that the first of these plans be adopted by the city. While

The Finance Commission recommends that the first of these plans be adopted by the city. While it involves an appropriation of \$125,000 for automatic lighting devices, in addition to the \$185,000 for inverted lamps recommended by the commission in its communication of May 2, 1910, the use of such automatic devices will enable the city to save over existing prices about \$330,000 in six years, were than the entire amount invested in a city to the communication of the commission of the commission of the communication of the city to save over existing prices about \$330,000 in six years, were than the entire amount invested in a city of the commission of the city to save over the city of save over existing prices about \$530,000 in six years, or more than the entire amount invested in equipment. Moreover, it is probable that automatic lighting devices will be obtainable at considerably lower figures than those upon which the estimate of \$125,000 is based, in which case a still greater extricate will be weed.

saving will be made.

If the first of these plans be adopted, as recommended, the city will secure the following advan-

tages:

- 1. It will save over present prices, in the next fifteen years, that is, during the term of the loan issued to buy the equipment, about \$825,000, or about \$500,000 more than enough to pay for the equipment.
- It will have at the end of the fifteen years a plant, free of debt, which will probably be serviceable for several years longer.
- 3. The streets will be lighted better under the new system.

In the opinion of Mr. Emerson there is little likelihood that changes not adaptable to the present styles of street lamps will be made during the next

fifteen years.

The necessity for early action cannot be emphasized too strongly, as the experience of the last two years has shown that if matters are permitted to drift until near the time of the expiration of the contract with the Rising Sun Company, it will necessarily be given a renewal of its contract because of its ownership of the only existing gas lighting equipment available for immediate use. In the opinion of the commission it is time that whe make-shift policy of former years should be abandoned and a definite policy, calculated to produce economy and efficiency in the service, be established.

The commission respectfully suggests that the Mayor call a special meeting of the City Council to consider the street lighting question, as the next regular meeting of the Council is August 29, which is so near the date of the expiration of the existing contract between the city and the company (February 1, 1911) as to make it possible that the city will again be compelled by force of circumstances to renew this disadvantageous contract.

Respectfully submitted, The necessity for early action cannot be empha-

Respectfully submitted,

THE FINANCE COMMISSION, By JOHN A. SULLIVAN, Chairman.

Boston, July 18, 1910.

To the Finance Commission:

Gentlemen.—I beg leave to submit herewith the following information regarding the problem of gas lighting in this city and the means that may be taken to secure a reduction of price in the near future, together with efficient service.

It appears that the first attempt to light the It appears that the first attempt to light the streets in Boston by gas was made in 1834, prior to which time oil lamps had been used, first put in in 1773, by subscription. Oil and gas were used exclusively for street lighting until 1881, when six experimental electric lights were installed.

During the greater portion of the period between 1834 and 1888 such gas lamps as were in service were maintained and operated by the gas company and city, where acting injusts.

1834 and 1888 such gas tamps as were in service were maintained and operated by the gas company and city labor, acting jointly.

At various times in the last twenty-two years contracts have been made with the Rising Sun Street Lighting Company.

On November 3, 1888, a three-year contract was made with this company for furnishing naphtha lamps and caring for them. It appears that this contract was for furnishing a proprietary attachment, owned by the Rising Sun Street Lighting Company, or by its parent company, the Welsbach Street Lighting Company, consisting of burners and reservoirs for naphtha and for fitting the same to the square street lanterns then in existence, thereby adapting them to the use of naphtha as an illuminant; \$4,500 was paid for remodeling lamps and 12 cents per month for the care of each lamp, but the city did not furnish naphtha nor light the lamps.

This contract expired November 30, 1891, and a second contract was made March 19, 1892, with the same company, for a period of three years, for naphtha lighting at a price of \$21 per lamp year, including eare, lighting, etc.

This contract expired March 19, 1895, and a third contract for a period of one year was made for naphtha lighting, at a price of \$20.44 per lamp year, under the same conditions as for the previous contract.

A fourth contract was made March 18, 1896, for a period of three years, for naphtha lighting, under similar conditions, at a price of \$22.81 per lamp year, the increase of price presumably being due to the advance in the price of naphtha.

October 31, 1898, contract No. 4 was canceled and contract No. 5, for naphtha lighting for a period of five years, was made at a price of \$22.81 for ordinary lamps and \$22.81 ff or naphtha lamps with incandescent mantles, introducing for the first time the incandescent mantle. first time the incandescent mantle.

May 31, 1899, a sixth contract was made with the Rising Sun Street Lighting Company for a period of seven years for gas lighting with boulevard lanterns, the company to furnish gas, etc., and to do all the work for repairs, lighting, etc., at a price of \$30 per lamp year.

A seventh contract for naphtha lighting, for a price of five years was made dated. Necessber 9.

period of five years, was made, dated November 9, 1903, at a price of \$22.81 for open flame lamps and \$29.20 for boulevard lanterns.

period of live years, was made, dated November 9, 1903, at a price of \$22.81 for open flame lamps and \$29.20 for boulevard lanterns.

Contract No. 6, for gas lighting, expired July 1, 1906, and was renewed for a period of seven months at the same price by contract No. 8. January 1, 1907, by contract No. 9, it was further renewed for three months, at a price of \$30 per lamp year. On June 1, 1907, contract No. 10 was executed for a period of one year. This contract was to furnish lanterns, burners and other apparatus for a rental of \$2 per year for each lantern, and in addition the company received 2 cents per night for single burner lamps, 3.27 cents per night for clouble burner lamps and 4.35 cents per night for triple burner lamps, the city to furnish all labor for lighting and also to pay for the gas. By a special agreement under this contract the contract of 1903 for naphtha lighting was suspended, and the city assumed the charge of the naphtha lamps under the same conditions as for gas lamps. The cost to the city for gas lighting under this arrangement was \$29 per lamp year.

The lamps rented according to the provisions of the contract of 1899 and earlier contracts. Their first cost installed on the streets probably did not exceed \$9 per lamp, allowing a profit on their manufacture by the Welsbach Company. The \$2 rental paid yearly was, therefore, in excess of 22 per cent on the first cost of the lamp. The additional charge of 2 cents per night for furnishing mantles, broken parts, and painting, etc.,

amounting to \$7.30 per lamp year, entailed an estimated expense to the Rising Sun Company of not more than \$2.50 per lamp year, a profit from that source of approximately \$4.80 per lamp year, which added to the \$2 per year rental gave a total profit to the company per lamp year of \$6.80, or in excess of 75 per cent of the original cost of the plant yearly.

The cost to the city under contract No. 10 of \$29 per lamp year for single mantle lamps was \$0 cents per lamp year more than was paid to the Rising Sun Company under previous contracts, notwithstanding the fact that the city received reductions in the price of gas amounting to \$4 cents per lamp year.

When contract No. 10 expired on June 1, 1908, competitive bids for street lighting were called for by the Superintendent of Streets. Three bids were received, at prices varying from \$24.90 to \$27, for single mantle gas lamps. The prices were all considered to be too high and all bids were rejected. In order that the question might be more fully considered, a contract for a period of one year was given to the Rising Sun Street Lighting Conpany, at a price of \$15.60 per lamp year (Contract No. 11). This price was arrived Lighting Company, at a price of \$15.60 per lamp year (Contract No. 11). This price was arrived at by deducting from the price bid by them (\$25.20) at by deducting from the price bid by them (\$25,20) the price which they would be obliged to pay the Consolidated Gas Company for gas each year, or \$9.60, as the price to the city for gas was 24 cents per year lower than it could be secured by the Rising Sun Company, the city furnished the gas under this contract.

Competitive bids were again called for and three bids were received on June 28, 1909, the lowest bidder being the Greater Boston Illuminating Company, at a price of \$20.49 for single mantle burners, the lamps understood to be of the inverted mantle type. This company did not prove to be a responsible one and was unable to furnish bonds, and during the delay occasioned by them the period in which the city could make a contract for more than one year for gas lighting expired, under the provisions of the amendments to the city charter. Contract No. 12 was, however, made with the Rising Sun Street Lighting Company for a period of four and one-half months at the Competitive bids were again called for and three made with the Kising Sun Street Lighting Company for a period of four and one-half months at the price bid by them, \$23.60 per lamp year, the com-pany to furnish all the equipment, including the gas and labor for lighting. This contract was extended for a period of six months from Feb-

extended for a period of six months from February 1, 1910, and has again been extended until February 1, 1911.

Beginning with 1905 successive rebates were made by the Rising Sun Company to the city, according to the terms of the contract, following reductions in the price of gas. These rebates brought the net price down from \$30 to \$29,40 on July 1, 1905; to \$28,80 on December 10, 1905; and to \$32,90 n July 1, 1906.

to \$28.20 on July 1, 1906.

It will be noted that the principal reason for the first contracts with the Rising Sun Street Lighting Company were on account of their possessing exclusive rights to superior apparatus. During the last few years the manufacture of approved apparatus for gas lighting had advanced rapidly and this reason for reawarding the contract to a par-ticular company does not now exist. It is probable, however, that the Welsbach Company, of which the Rising Sun Lighting Company is a subsidiary comrising Sun Lighting Company is a subsidiary company, possesses a practical monopoly of the most improved forms of burners for upright mantle lamps now manufactured in this country. It is possible, however, to secure the most improved form of lantern from independent manufacturers and a suitable burner ean also be obtained in this country or in foreign countries.

The inverted mantle lamp which has been developed largely in foreign countries, and to some extent in this country during recent years furnishes a superior light, being less expensive in the matter of

a superior light, being less expensive in the matter of maintenance than the upright mantle lanp, and also giving a better distribution of light for the purpose of street illumination, as shown by experimental lamps installed by the Street Department.

Advances have also been made in the use of automatic devices for lighting and extinguishing gas lamps, and such devices are in operation in many cities of Europe and also in several of our neighboring smaller cities.

Under the present conditions it would seem advisable that some definite policy for gas lighting should be adopted, that the profit of the middle man should be eliminated and the work of maintenance and operation done either by the city authorities directly, or by the authorities of the

gas company, who must of necessity furnish the gas, or by the two parties acting jointly.

It does not seem likely that competition between the Rising Sun Company and other companies will enable the city to obtain a material reduction from the prices now paid to the Rising Sun Company, if we retain the present methods of lighting and extinguishing the lamps, either by labor employed extinguishing the lamps, either by labor employed by a lighting company, or by the city directly. If, however, existing methods are abandoned and automatic lighting and extinguishing devices are installed, a very material reduction from present prices can be effected.

In general, two forms of such devices are in satisfactory operation; one by which a form of clock mechanism is placed upon individual lamps, the second by which the lighting is done through a mechanism operated by waves, or impulses, in the gas main, inaugurated from the central stations of gas main, inaugurated from the central stations of the gas company. Each system seems to be in about equal favor, the advantage of the clock system being that it is absolutely automatic in its operation and requires no labor beyond the winding of the clock, which is to be done about once a week. The advantages of the impulse system are that less labor is required for winding the clock, the maximum attention being given only once in six months. Its disadvantages, however, in case other than the gas company were to do the work of lighting, are that it places the responsibility for the proper operation of the system upon the gas company. This, however, does not seem to furnish an insuperable obstacle.

proper oberation of the system upon the gast of the system upon the present of turnish an insuperable obstacle.

Several such devices have been tested by the authorities of the Strect Department during the present year and others have been tested by the officials of the Consolidated Gas Company. The clock system is successful in operation in the city of Newton, and the impulse system has been in successful operation for a considerable period in the city of Springfield. Such devices are common in European cities also. While it may be possible that the ultimate degree of efficiency has not been reached for such devices, or perfection obtained in mechanical operation, yet such a degree of perfection has been obtained as to warrant their installation with the practical certainty of reducing the cost per lamp now paid and with efficient the cost per lamp now paid and with efficient

Any of the following alternative plans, if adopted, will furnish efficient gas lighting at a lower price

will turnish efficient gas lighting at a lower price than at present:

First, for the city to purchase an installation of inverted mantle lamps complete, with automatic devices; investment required, \$310,000; eity labor to be employed in operation; eost per lamp year, \$19; saving, \$4.60; total annual saving, \$55,200.

Second, for the city to purchase an installation of upright mantle lamps complete, with automatic lighting devices; investment required.

lighting device; investment required, \$235,000; price per lamp year, \$19; total annual saving, \$55,000.

S55,000.

The cost per lamp year with operation by city labor, estimating sinking fund and interest charges on a fifteen-year basis, will amount to practically the same price, whether upright mantles or inverted mantle lamps are used. The greater amount of interest and sinking fund charges and increased cost for fixtures for the inverted mantle lamp over the upright mantle is balanced by the less cost for maintenance and operation.

maintenance and operation.

Third, to accept the offer of the Consolidate Gas Company, with which you are familiar, to furnish service at a figure not to exceed \$20.51 per furnish service at a figure not to exceed \$20.51 per lamp year, the city to furnish the plant. This would require for an inverted mantle lamp equipment an investment by the city of \$185,000 and would result in a price of \$21.33 per lamp year, a saving of \$2.27 per lamp year and a total saving of \$27,240 per year. If upright lamps were used an investment of \$114,000 would he necessary, the cost per lamp year would be \$21.85, and a saving of \$1.75 per lamp year, or a total saving of \$21,000 per year, would be effected.

Considering the advantages of inverted mantle lamps it would seem the better policy that they be

Considering the advantages of inverted mantle lamps it would seem the better policy that they be purchased, even at a higher first cost.

No radical improvements in low pressure street lighting have been made since the introduction of the incandescent mantle, and there seems little likelihood that changes not adaptable to the present styles of street lamps will be made during the fifteen-year period assumed as a basis for reckoning interest and sinking fund charges. It is probable rather that the proposed plant at the end of such period will be in condition for efficient service for a considerably longer period. a considerably longer period.

The figures given above must be understood to be approximate estimates only, although many of the items, such as the cost of gas, cost of lamps and the cost of eare and operation, are closely fixed by the present prices and from experimental data. With efficient supervision the price per lamp year should not exceed the figures given.

The estimates for inverted mantle lamps contemplate the installation of the higher priced automatic lighters experimented with and ornamental post extensions similar to those now installed in the

post extensions similar to those now installed in the

Jamaica Plain district.

As at least six months' time must be allowed for the satisfactory installation of a new outfit of street lamps a definite policy should be adopted As a transfer of the satisfactory in the satisfactory in the imms a definite point in the immediate future.

Very respectfully,

Guy C. Emerson,

Consulting Engineer.

#### FINANCE.

Coun. KENNY, for the Committee on Finance, submitted a report on message of Mayor, communications and order (referred May 27) for \$320,000 for the reconstruction of the Chelsea Bridge South (temporary bridge), Meridian Street Bridge and Broadway Bridge, rebuilding draw span—that the order ought to pass.

Report accepted; order read once and passed, yeas 8, nays 0.

Assigned for fourteen days for final action.

Assigned for fourteen days for final action.

#### INSPECTION OF MILK.

Coun. COLLINS offered an order-That the Board of Health be requested to report to the City Council at its next regular meeting its opinion as to the inspection of milk at the source of supply. Passed.

### COST OF MILK INSPECTION.

Coun. COLLINS offered an order—That the Board of Health be requested to report to the City Council at its next regular meeting as to the cost of maintaining an adequate inspection of milk at The order was read a second time and the ques-

tion came on its passage.

Coun. COLLINS—Mr. President, there has been considerable agitation on this milk question on Beacon Hill for a great many years, but unfortunately it seems that there have been only three classes of persons considered—first, the farmers; second, the contractors; third, the distributors. Rarely do you hear discussed what would be for the best interests of the consumer. However, of late there has been considerable agitation of this particular question. For that reason I helieve the City Council should receive all the data which the Board of Health has and can collect. I understand this has been done well and successfully in Washington and New York. It may well be done in Boston. However, let us hear from the Board of Health.

The order was passed.

The order was passed.

### USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Fancuil Hall, etc., submitted a report on petitions (referred to-day) for the use of Fancuil Hall—that leave be

granted, viz.:
Parents and Teachers' Protective Association,
daytime, Thursday, July 28.
Massachusetts Division, Sons of Veterans,

October 31.

Reports accepted; leave granted on the usual conditions.

#### ADJOURNMENT.

Coun. KENNY-Mr. President, I move that we

Coun. KENNY—Mr. President, I move that we do now adjourn.

Coun. HALE—Mr. President, I would like to suggest that we have not taken up the Chelsea Bridge North matter. We should go into executive session and consider that. That is one bridge in regard to which the national government has given orders, and we should take action upon it.

Coun. KENNY-Mr. President, I think I shall

Coun. KENNY—Mr. President, I think I shall have to urge my motion to adjourn.

The motion to adjourn was declared carried.

Coun. HALE doubted the vote and asked for the yeas and nays.

The motion to adjourn was carried, yeas 6, nays 2, Coun. BUCKLEY and HALE voting nay.

Adjourned at 4.45 p. m., to meet on Monday, August 29, at 3. p m.

# CITY OF BOSTON.

# Monthly Conference City Council and Heads of Departments.

Boston, August 1, 1910.

Monthly conference between the Mayor, City Council and heads of city departments, in the Mayor's hearing chamber, City Hall, at three

Mayor's hearing chamber, City Hall, at three o'clock p. m.
Mayor Fitzgerald presided, and in calling the meeting to order said:
Gentlemen, please come to order and the Clerk will read the records of the last meeting. [The records were read.] If there is no objection to the records as read, they stand approved. There being no objection, the records are approved. What is the first business before the meeting? Are there any communications to be read; any committees to report? Is there any unfinished business? New business. I will read a communication which was sent out from our office under date of July 15: sent out from our office under date of July 15:

City of Boston,
Office of the Mayor, July 15, 1910.

Dear Sir,—You are respectfully informed that at the next monthly conference between the Mayor, the City Council and the heads of departments the question of "a great parade of all the organized forces of the city's workmen" will be considered. This parade has been suggested by the executive secretary of Boston–1915 as a feature of the Civic Advance Campaign to be conducted by that organization in this city in November. The date suggested is Thursday, November 10, and it is believed by the promoters of the plan that such a parade would be of great educational value to the citizens of Boston.

would be or great concavant.

Of Boston.

Would you kindly be prepared to consider the feasibility, the advantage and the cost of such a parade, as well as the likelihood of its interfering with necessary public work on account of the absence of a large number of city employees.

Yours very truly,

JOHN F. FITZGERALD, Mayor.

Mr. Sewall, perbaps you had better state your oposition. Mr. Sewall represents the Boston-

John F. Fitzgerald, Mayor.

Mr. Sewall, perbaps you had better state your proposition. Mr. Sewall represents the Boston-1915 Committee.

Mr. JOHN L. SEWALL—The matter of showing to the citizens the work that is done by different organizations is a plan which was carried out very successfully in Baltimore some three or four years ago, and it has since been adopted by the city of Denver. The plan does not contemplate, necessarily, that every employee of the city shall be in the parade, but simply that there shall be a sufficient number of men, that floats from every department of the city's organized activities shall be shown in the parade, and that there shall be revealed the progress made in carrying on the business of a city. Boston is a great business corporation; it is doing a great many different kinds of work, and most of the citizens are absolutely ignorant of the way in which that work is being done and regarding many of the individuals doing the work. The plan would be—for instance taking the Fire Department—to have perhaps a platoon of men dressed in colonial garb, with the old ladder and the sand buckets, showing the first methods of fighting fire in the City of Boston; then some of the Veteran Firemen's Association, with the old tubs; and thus coming down to the modern apparatus, the water tower, the automobile, chemical engine—taking simply enough of the apparatus of the city's work. And so in other departments. There could be illustrations given of the way in which the work is carried on, by the use of floats, and in that way we think a complete exposition might be made of every department of the city's work. In connection with this Boston-1915 movement it is proposed to invite a conference of all New England mayors and city officials for November 10 and 11. We hope to have this parade, if the city departments find it possible to co-operate in it, on the afternoon of Wednesday or Thursday. In the evening we want the mayors and visiting officials to be our guests at the great dramatic

pageant on the "Making of the perfect city" which Boston-1915 is planning to hold in the Arena for three successive evenings. On Friday we hope to have in Lorimer Hall morning and afternoon discussions of the practical problems in managing a city; and in the cvening we hope to have Mayor Gaynor of New York address the conference and the general public. I believe it will be exceedingly interesting to the representatives of these other cities to be present and see a parade of the kind proposed; but our thought, as interested in the Boston-1915 movement, is that the real value of it—the reason why we are ready to co-operate in having it—is the educational value it will have to the citizens, and the fact that it will result in more appreciation of the services of the men who are actually doing the work of the city. We feel that it would be conferring honor upon them; that, their work being shown by a parade of this kind, they will be honored by those who shall review them and by their fellow citizens. I have talked with some of the Btreet Department. He has made some inquiries and perhaps he can give you some light on the possibilities of that parade.

Mayor FITZGERALD—Mr. Rourke, we would like to hear from you as the head of the principal department here. I would like to say in connection with this matter that during the Old Home Week parade of two years ago the exhibit made by the city was a surprisingly good one, and was a source of great gratification, pleasure and pride to the citizens of Boston, who lined the streets of the city at that time. I recall very vividly the language of Governor Guild when the Street Department and the water system of the city were displayed. The character of the horses and their fine appearance, the ensemble, unade a very gratifying impression upon the Governor, and he spoke to me repeatedly about it. It seems to me that the idea is an excellent one if it can be carried out in a practical manner at that time of the year and without great expense to the city.

supersonable in the first of the year and without great expense to the city.

Supt. L. K. ROURKE—As regards the expense, I think the Street Department can carry on its work without any especial objection from the citizens and at the same time make a pretty good showing in the parade. It would probably cost the Street Department eight thousand to ten thousand dollars. I have not yet gone into details sufficiently to give a definite opinion, but I should say that it would consider an acceptable exhibit, at the same time not allowing the routine work of the city to suffer. Of course, the departments have had some experience in connection with the Old Home Week parade, and I think a great many of the old exhibits could be touched up again—reused and improved upon.

Mayor FITZGERALD—You might give a little

the old exhibits could be touched up again—reused and improved upon.

Mayor FITZGERALD—You might give a little idea about what the expense would be for?

Supt. L. K. ROURKE—Well, there would be the men who would take part in the parade, and there would be the preparation of the floats. I suppose you would want floats, and that you would want a body of the men to parade. For instance, there is the Paving Division—there might be something showing the work of that division. Then there is the street lighting work. There might be, for instance, flambeaux and torches, showing the early method of lighting, with the succeeding methods, carrying it down to the present methods of lighting the city. And so with the other divisions. Of course, the cost all depends on how much or how deeply you want to go into this thing. The principal item of cost would be allowing the men their time, the tip-cart parade, and so on.

Mayor FITZGERALD—Have you investigated so that you know for how long a time the men would be wanted in the parade—how long the parade would be?

Mr. SEWALL—Only practically half a day. The parade would possibly be from two o'clock—perhaps two or three hours in the afternoon.

Mayor FITZGERALD—Don't you suppose,

Mayor FITZGERALD—Don't you suppose,
Mr. Superintendent, that a parade which would
be worth seeing could be arranged, with a limited
number of men, with the expenditure of a much
less amount of money than that? I don't think it cost us any such sum for the Old Home Week

parade.
Supt. ROURKE—Yes, it could be arranged for a less sum. On the basis I have suggested I should expect to have about one-third of the men parade. That would mean about a thousand

We could cut it down just as much as was men.

desired.

men. We could cut it down just as much as was desired.

Mayor FITZGERALD—Having a representation of a small number from each department.

Supt. ROURKE—Having what you would call a platoon—say, just men enough to accompany the floats. Perhaps we might be able to make a good showing, not going into the thing quite so deeply, for .5,000. But, as I say, I want to look into the matter more closely to see what can be done.

Mayor FITZGERALD—Have you got any thoughts on the subject that you would like to express, Mr. Hannan—for instance, relating to the expense to the Water Department?

Supt. W. E. HANNAN—I ahoud say that in our department we could make a good showing for a reasonable amount. We could have a line of floats, and our teams and horses are in pretty good shape. It think for \$1,500 the Water Department would make a good showing.

Mayor FITZGERALD—What could you give for that?

Supt. W. E. HANNAN—Well, we might have

Supt. W. E. HANNAN—Well, we might have one hundred men off for the day or half day, and then there would be the expense necessary in connection with the materials to make the floats.

Mayor FITZGERALD—Is any of the apparatus used in Old Home Week available now, do you know? Have you made any inquiries as to that?

Supt. HANNAN—No. I did not inquire into

Supt. HANNAN-No, I did not inquire into

Supt. HANNAN—No, I did not inquire into that.

Mayor FITZGERALD—I see Doctor McCollom of the City Hospital here. Doctor McCollom, what do you think the City Hospital could do in connection with a parade of this kind?

Dr. J. II. McCOLLOM—Well, so far as the expense is concerned, it would not be a very great amount. It is a question of advisability—that is to say, for instance, taking the nurses away from their duties. My idea was to have four or five ambulances in line, a certain number of nurses, and a certain number of modern instruments. That would have to be in a float. It would not be very satisfactory, as far as the instruments are concerned, but a certain number of ambulances, a certain number of nurses and orderlies, could be in the parade without any very great expense,—perhaps four or five hundred dollars at the outside.

Mayor FITZGERALD—Mr. Carroll of the

Mayor FITZGERALD—Mr. Carroll of the Fire Department, have you considered this matter? You were not here, I believe, when the letter which was sent by the Mayor's office to the heads of departments was read, referring to the parade of the organized forces of the city's workmen.

Have you any figures in mind?

of the organized loreces of the city's workinen. Have you any figures in mind?

Fire Com. CARROLL—Nothing very definite as to cost, but I should think that such an exhibit as the Fire Department could afford to furnish would not be a very expensive one. That is to say, the number of men who would participate would be men who would have their day off, whom we might invite to come in, to the extent of 150 or 160, and such men as might be absent on sick leave, so as to bring the representation up high without reducing the available force. It would not be an easy thing to pull off apparatus, although we might have a sample of the different styles of apparatus—a ladder, and an engine and a hose wagon—perhaps without causing us any detriment. But the thing that I had in mind particularly was that we could furnish you with a number of men in the parade without injuring the department for that day, and not have it an expensive undertaking.

Mayor FITZGERALD—Doctor Durgin of the Board of Health.

Dr. S. H. DURGIN—We might have a few

Board of Health.

Dr. S. H. DURGIN—We might have a few carriages, and we might display by means of large photographs matter representing portions of the work. As to the number of men who could be taken off, I am not quite certain that we could take a large number. Many of the men employed by us are professional men, and we occupy but a small portion of their time. Two years ago we made a moderate display, largely by means of photographs. We could do something for a few hundred dollars. I couldn't just say how much, perhaps two or three hundred dollarswould patch up the work so that —

Mayor FITZGERALD—Do you think your department could in a street display like that give a practical demonstration of increased efficiency in the Health Department during a period of five, ten, fifteen or twenty years?

Doctor DURGIN—Yes, sir. 1 hope between this and that time we would be able to show something new

Mayor FITZGERALD-Mr. McSweeney of the

this and that time we would be able to show something new.

Mayor FITZGERALD—Mr. McSweeney of the Consumptive's Department.

Mr. E. F. McSWEENEY—Mr. Mayor, I think that our department could have the most startling exhibit that was ever known in the history of parades. I can in imagination see our department showing 40,000 coffins, representing the people of the City of Boston who have been buried from consumption in the last twenty-five years. I can picture our department showing the dray loads of five dollar gold pieces that have been wasted as a result of the loss from this preventable disease. But I don't think that we ought to have the parade, or that the city ought to engage in any such parade. I have here in my hand the first copy, as far as I know, of the report of the Cost of Living Commission appointed by the city. You not only expend, as Mr. Rourke has said, the \$10,000 or \$5,000 of the Street Department, \$1,500 of the Water Department, \$500 of this or that department, in an appeal to the barbaric idea of display, which will do absolutely no good and will be forgotten in a week; you will not only expend all of those thousands of dollars, but you will take away from the productive forces of this city a whole day's work. I think, looking at it from the standpoint of the political economists, it would be a much better advertisement for Boston to say that on a certain day it had secured an additional factory or additional line of this kind that lasted for a month and cost ten times as much and were a hundred times more splendid. I think this is a waste of the productive force of the this kind that lasted for a month and cost ten times as much and were a hundred times more splendid. I think this is a waste of the productive force of the community in an attempt to appeal to their barbaric instincts, which is depraying and taking away from production and is costing altogether more than it can ever be made worth, considered from any expect. from any a

Mayor FITZGERALD—The Schoolhouse De-

Mayor FITZGERALD—The Schoolhouse Department, Mr. Logue.

Mr. CHARLES LOGUE—Mr. Mayor, we have not given any consideration to the circular so far. We have been busy. I imagine, thoush, from what I have heard here, that we could give some sort of exhibit at a very small cost, and probably show the advance in schoolhouse construction for the last fifty years, and perhaps be able to make a very creditable showing. I rather differ with Mr. McSweeney in regard to the display. I think that it would be a pretty good factor in advertising the progress made by Boston, and would show just what it is possible to do. I think we need something of that kind to awaken the citizens of Boston. It may do some good, and perhaps pay for the money that is spent in producing the display.

Mayor FITZGERALD—Mr. Everett, of the

Mayor FITZGERALD-Mr. Everett, of the

Mayor FITZGERALD—Mr. Everett, of the Building Department.
Mr. A. G. EVERETT—Mr. Mayor, I don't know what sort of display the Building Department could make. I don't see how it would be possible very easily to show the inspection work. I have no great desire to walk in a parade myself, but I should be glad to do so, and I think the men of my department would be glad to show themselves and show what sort of a force we have. There would be about thirty, taking the inspectors available for such a display, and if it was going to be educational I think we would all be glad to join in the enterprise.

available for such a display, and if it was going to be educational I think we would all be glad to join in the enterprise.

Mayor FITZGERALD—Mr. Woolley, the Sealer of Weights and Measures.

Mr. C. B. WOOLLEY—Mr. Mayor, if such a display should be made, if it is agreed upon that such a display should take place, the Weights and Measures Department would be very much pleased to join in that parade. We have old, antique scales that we have had in our department for years, from Charlestown, Roxbury and Brighton, and we also have the up-to-date scale now in our possession which the City of Boston owns, — which it has recently acquired. The probable cost of our exhibit might amount to \$150, quite likely less. I don't think the service of the department would be impaired in the slightest degree, as quite likely all of our men would not have to attend. Should we see fit to put our six teams in, which I hardly think would do as well as a float, I think we could make a good representation, and I would be pleased to have the citizens of Boston and the tax-paying public understand the great importance of the Weights and Measures Department of the City of Boston to-day. It is one of the most important, in my opinion.

It is taking a great stride in advance all over the United States, and we would like to show the the United States, and we would like to show the citizens of Boston what we are doing, and how we are protecting the purchasing public of this city. Whether or not it would be of any educational value to the citizens of Boston I can't say.

city. Whether or not it would be of any educational value to the citizens of Boston I can't say. There might he other ways that we could reach them. But if it could be done so that we could hring our department into prominence, so that they would understand it was the department of the City of Boston, it would please me very much indeed. I will do all I can, if you so desire. Mayor FITZGERALD—Mr. Smyth of the Printing Department.

Supt. J. H. SMYTH—It is difficult for me to see, Mr. Mayor, how the Printing Department could make an acceptable exhibit on an occasion like that. We certainly would not he able to demonstrate printing as it is done for the city in any way to add to anybody's knowledge of the printing business. I wouldn't like to spare the services of as many men for the day as would be necessary to make an acceptable showing at that time. In view of the fact that so many of our employees are women, I don't helieve that as many people as we could spare would give an idea of the size of our force, or the manner in which it works, or anything of that sort.

Mayor FITZGERALD—Mr. Cole of the Wire Department.

MI J. E. COLE—From a financial standpoint.

Department.
Mr. J. E. COLE—From a financial standpoint Mr. J. E. CULE—From a financial standpoint our department cannot afford to spend any great sum of money. But I feel that the changes in the last ten, fifteen and twenty years have heen such that we could give a reasonable and an instructive exhibit at a reasonable price. I think we could give an exhibit, considering the extent of our means, that would be of interest and that would he of value. I think we could convince the citizens of certain points which would be of value. citizens of certain points which would he of value necessarily to the departments and the city and to themselves. Personally I feel that in a parade of that kind there are many features which would

to themselves. Personally I feel that in a parade of that kind there are many features which would be of great value to the city and our department, and that we could make a reasonahly good exhibit, I think, for a reasonahle sum of money.

Mayor FITZGERALD—Mr. Gore of the Institutions Department.

Mr. FRED S. GORE—Mr. Mayor, our department could make a very reasonable exhibit for probably a thousand dollars—five hundred dollars, mayhe. We do all of that work ourselves, of every kind. The number of men we could put in line would be only about fifteen—the officers of the institution. We could exhibit what we are carrying on in the institutions in different lines, and if we could display the improvements and things of that sort, we could show something interesting—the old style of cell, and a modern cell of to-day, one of the old cells, about 6 by 4, such as they had to live in, and then a cell about 10 by 8, with electric lights and running water and all modern improvements of every style. But I question the advisability of our department entering into a parade with anything more than a few men and possibly an exhibition of the industries that we have in the department. It would not cost over \$500.

Mayor FITZGERALD—Doctor Putnam of the Children's Institutions Department.

Dr. C. P. PUTNAM—We have a few em-

Mayor FITZGERALD—Doctor Putnam of the Children's Institutions Department.

Dr. C. P. PUTNAM—We have a few employees who could join such a procession. The majority of them, of course, would have to stay at work, hecause there is so little elasticity there. It would he possible that we could have children march in the procession. Whether that would be quite legal or not I don't know. Otherwise certain educational subjects might he represented, such as the School Committee represent. It would not he a very great expense, I think.

Mayor FITZGERALD-Mr. F. E. Atteaux of

Mayor FITZGERALD—Mr. F. E. Atteaux of the Cemetery Department.
Mr. F. E. ATTEAUX—Mr. Mayor, we have looked into the matter of expenses, as requested by your circular, and in our department we could spare possibly sixty men out of our corps, which would involve an expense for the time of about \$135. We don't see what instructive exhibit we could make of the department. That is, the amount stated is simply for the loss of time. I suppose the men would have to he in uniform or something of that sort, which would be an additional expense. We could spare for that space of time sixty men without any great drawhack to the department. to the department.

to the department.

Mayor FITZGERALD—Well, gentlemen, I think I have about gone over the list of the departments concerned. Those remaining heads that are here are from departments where the work is personal and where no exhibition could he given that would he worth the expense or fruitful of results. There has heen some little difference of opinion here as to the advisability of the scheme being carried out, and I would like each head of department to think the matter over during the next couple of weeks and consult with his subordinate officials and write to the Mayor's office and tell what he could do, what he would like to do, and next couple of weeks and consult with his subordinate officials and write to the Mayor's office and tell what he could do, what he would like to do, and what could he done with the amount of money. And then we will determine whether we shall go ahead with this proposition or not. Of course, it is not designed or desired that we should have an exhibition of the men who are on the pay roll of the City of Boston, because that would not accomplish the purpose which actuates the gentlemen who hrought this matter out. I know, as I said a moment ago myself, that the parade during the Old Home Week time did a great deal of good, that the people saw the city service in a light they had never seen it in hefore. People are too apt to get a poor opinion of the city service—their particular section may not he as good as it might be, and people have no idea of the activities of the city,—and hy an exhibition of the city's activities, showing the highest forms of efficiency which, we helieve, would be shown in practically every department, I think considerable can be done. It might he worth the expense. However, I have no opinion upon the matter. My mind is open, and I want to be governed by what I helieve to be the judgment of the men who are associated with me in the government of the city, and after the different propositions are submitted to the Mayor's office I shall call a meeting or a conference of the members of the City Council and submit the plan to them, and, with the Mayor's office, determine what shall be our action. Chairman Logue of the Schoolhouse Commission brought up the question of adopting a standard scale for day labor and for repair work, saying

sion brought up the question of adopting a standard scale for day labor and for repair work, saying that the Master Builders' Association and other organizations had adopted scales.

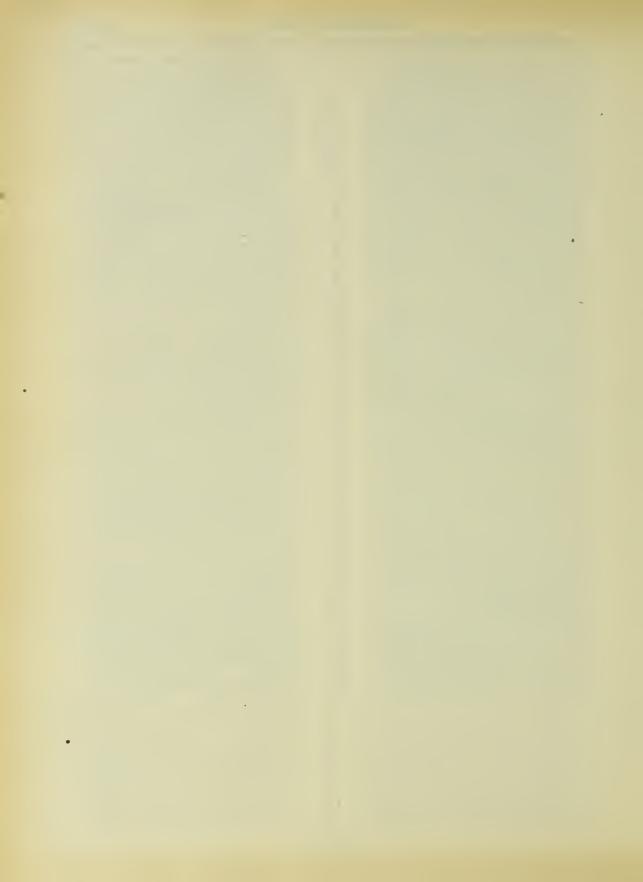
organizations had adopted scales.

Supt. M. J. Fish, of the Public Buildings Department, said he had found a difference in the price per hour charged him for certain work as compared with the price charged another department (62½ and 60 cents, respectively), and that he helieved the price should be uniform.

Penal Institutions Commissioner Fred S. Gore said it did not affect his department.

On motion of Mr. LOGUE the Mayor appointed Superintendent of Streets Rourke, Building Commissioner Gore, Chairman Logue of the Schoolhouse Commission and Superintendent Fish of the Public Buildings Department a committee to draft a standard scale and present it at the next conference. conference.

There heing no further business before the conference it was adjourned.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, August 1, 1910.

Special meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair and all the

members present.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the

last meeting.

The Clerk read the call of the meeting, as follows:

City of Boston,
Office of the Mayor, July 28, 1910.
To the Members of the City Council:
You are hereby requested to assemble in the City
Council Chamber on Monday, August 1, 1910, at
4 p. m., to take suitable action upon an order providing for additional ferryboats and to transact such other business as may legally come before the

Respectfully, John F. Fitzgerald, Mayor.

Placed on file.

City of Boston,
Office of the Mayor, July 29, 1910.
To the Members of the City Council:
It has been deemed desirable to change the hour of meeting on Monday next, and you are therefore requested to assemble in the City Council Chamber at three o'clock instead of four o'clock, which was the hour designated in the previous notice.
Respectfully,
JOHN F. FITZGERALD, Mayor.

Placed on file.

### INSPECTION OF MILK.

The following was received:

City of Boston, Office of the Mayor, August 1, 1910.

To the City Council: To the City Council:

I beg to transmit the inclosed communication from the chairman of the Board of Health in reply to an order passed by your honorable body at its meeting of July 22, to the effect "that the Board of Health be requested to report to the City Council at its next regular meeting its opinion as to the inspection of milk at the source of supply."

Respectfully,

JOHN F. FITZGERALD, Mayor.

Health Department, Old Court House,
Boston, August 1, 1910.
To His Honor the Mayor and City Council:
Gentlemen,—The Board of Health is in receipt
of an order from the City Council, through his
Honor the Mayor, requesting the Board of Health
to report to the City Council at its next regular
meeting its opinion as to the inspection of milk at
the sources of supply and as to the cost of maintaining an adequate inspection of said sources of
supply. The Board of Health begs to say in reply
that it regards an inspection of all milk dairies
furnishing milk to Boston as very desirable and of
great advantage in promoting the production of
clean and safe milk. The Board would also say
that it already requires a complete inspection of
such dairies to be made and reported to the Board
of Health by its licensees who are now bringing
milk into Boston for sale. This inspection service
by the licensees will be reported hereafter on
uniform cards already prepared by this Board for
such use and for the proposed inspection service
to be done at the expense of the city. The Board
earnestly desires to start its own corps of inspectors
as a check upon the inspection now being done by
the licensees and respectfully asks for an extra
appropriation of \$12,000 with which to install and
maintain such inspection for the remainder of the
present fiscal year. maintain such inspection for the remainder of the present fiscal year.

Very respectfully, Samuel H. Durgin, Chairman. Placed on file.

SIDEWALK, WELD HILL STREET-VETO.

The following was received:

City of Boston, Office of the Mayor, August 1, 1910.

Office of the Mayor, August 1, 1910.

To the City Council:

I return herewith without my approval your order directing the Superintendent of Streets to "make, an artificial stone sidewalk along Weld Hill street, from Hyde Park avenue to the cemetery fence, Ward 23."

The officials of the Street Department report that the present walk is of gravel, that its general condition is very good, that to carry out the provisions of the order would entail an expenditure of some \$4,500, and that this amount cannot be spared at this time.

Respectfully,

Respectfully,
John F. Fitzgerald, Mayor.

Street Department,
City Hall, Boston, July 28, 1910.
To the Honorable the Mayor:
Re inclosed order of the City Council, that artificial stone sidewalk be built on Weld Hill street,
West Roxbury, kindly note attached report of deputy seperintendent with regard to the same.
Respectfully,
L. K. ROURKE,
Superintendent of Streets.

City of Boston, Street Department, Highway Division, July 27, 1910.

Mr. Louis K. Rourke,
Superintendent of Streets:
Sir,—I return herewith an order of the City
Council that a sidewalk of artificial stone be built
on Weld Hill street, West Roxbury. The present
walk is gravel, supported by a dish gutter of
cobble stones and some edgestones, its general
condition being very good.
To construct an artificial walk it will be necessary
to furnish and set 1,660 feet of new edgestone and
pave about 600 square yards of gutters—the estimated cost of which is \$4,500.
As the division has not this amount of money to
spare at this time, I would recommend the order
be not approved.

As a spare at this time, be not approved.

Yours respectfully,

JAMES H. SULLIVAN,

Deputy Superintendent.

### NEW FERRYBOATS.

The following was received:

City of Boston. Office of the Mayor, August 1, 1910.

City of Boston.

Office of the Mayor, August 1, 1910.

To the City Council:

On February 16 I addressed a communication to your honorable body, representing the urgent need of an appropriation for a new ferry-boat, and submitted therewith a loan order for one hundred twenty-five thousand dollars (\$125,000) to provide for a large ferry steamer of the most approved modern type. This order was rejected at your meeting of March 28. On July 20 the local inspectors attached to the Steamboat Inspection Service of the Department of Commerce and Labor notified the Superintendent of Streets that the boilers of the ferry steamers "D. D. Kelly," and "Revere," which are thirty-one and thirty-four years old respectively, had almost outlived their usefulness and would probably soon have to be condemned. Acting upon this notice, the Superintendent of Streets gave careful consideration to the present capacity of the ferry fleet and the demands of traffic and travel, and he has recommended that the city prepare to construct two new boats, for which he estimates the sum of two hundred thousand dollars (\$200,000) will be required. I desire to indorse his recommendation, believing that the ferry fleet should at least be maintained at its present strength if adequate service is to be rendered, and to submit the accompanying order, upon which I trust immediate action will be taken by your honorable body.

Letters from the Superintendent of Streets and the Deputy Superintendent of the Ferry Division, together with a copy of the communication of the inspectors of the Steamboat Inspection Service of the Department of Commerce and Labor, are appended herewith for your information.

Respectfully,

John F. Fitzgerald, Mayor.

Street Department, City Hall, Boston, July 27, 1910.

To the Honorable the Mayor:
Kindly note attached report of United States
Steambout Inspectors Savage and Carlton and
report of Deputy Superintendent Christiernin.
If we are to maintain our ferry service and give
increased accommodations as asked for by the East
Boston people, it will be necessary to lay down a
new boat at once and also prepare for building another.

Respectfully,

Louis K. Rourke, Superintendent of Streets.

[Copy.]

Department of Commerce and Lahor, Steumbout Inspection Service. Office of Local Inspectors, Boston, Mass., July 20, 1910.

Mr. Louis K. Rourke, Superintendent of Streets, City Hall, Boston, Mass.:

Dear Sir,—On the 28th ult. we inspected the ferry steamer "D. D. Kelly," drilling and gauging the boiler shell and carefully looking over the same. terry steamer "D. D. Kelly," drilling and gauging the boiler shell and carefully looking over the same. After deliberation we concluded that we would issue a certificate once more for twenty-five pounds of working steam pressure, but we deem it proper to notify you that at the end of six months from time of last inspection we shall call for reinspection of the boiler, applying the regular test, and as we cannot well reduce the working pressure below twenty-five pounds without rendering the steamer masafe to handle quickly on entering the steamer masafe to handle quickly on entering the slips or crossing this erowded channel, we may have to take some action that will interfere with the navigation of this steamer to the detriment of public travel. The boiler in this steamer is now about thirty-one years old.

The boiler in the ferry steamer "Revere" is now about thirty-four years old. Her inspection is due September 4 next, and although the shell had not, at the last inspection, depreciated in thickness quite to the same point as the "Kelly," yet there is a strong probability that some action may have to be taken as to the further use of this boiler.

This notice is given you at this time so that a proper and timely understanding of the situation may be had.

Respectfully.

may be had.

(Signed)

Respectfully, Andrew J. Savage, William A. Carlton, Local Inspectors.

City of Boston, Street Department, Ferry Division, July 26, 1910.

To the Superintendent of Streets:

To the Superintendent of Streets:

Having read the inclosed letter of the United States Steamboat inspectors, I am of the opinion that only two ways are open to settle the difficulty. First, new boilers. This appears unsatisfactory because the old engines remain and the combination of old engines and new boilers is bad.

Second, two new boats, one to be started within a short time. The second conclusion I have reached after talking with the inspector, who informed me that the "Kelly" will probably be condemned at the next inspection or rendered uscless by reduction of steam power.

The "Revere" is about in the same condition and cannot be expected to survive one or two more inspections. With these facts in mind and the increasing demand for a three-boat service at both ferries I believe that immediate action should be taken to provide against the curtailing of the efficiency of this division.

Yours very truly, H. P. Christiernin, Deputy Superintendent.

Ordered, That the sum of two hundred thousand Ordered, That the sum of two hundred thousand dollars (\$200,000) be appropriated, to be expended by the Superintendent of Streets for the purpose of constructing and equipping two new ferryboats, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds or certificates of indebtedness of the city to said

Referred to the Committee on Finance.

TEMPORARY BRIDGE, MYSTIC RIVER.

The following was received

City of Boston. Office of the Mayor, August 1, 1910.

To the City Council:
Under date of June 3, 1910, a notice was received from the Assistant Secretary of War that
the bridge across the north channel of the Mystic the bridge across the north channel of the Mystie river constitutes in its present form an obstruction to navigation and must be enlarged and relocated in accordance with certain specific instructions before July 1, 1911. Estimates were made by the City Engineer of the cost of the proposed new structure, and it was found that Boston's share would be about one million three hundred fifty thousand dollars (\$1,350,000), the remainder of the expense falling upon the eity of Chelsea. This burden cannot easily be borne by the eity at the present time, in view of its limited borrowing capacity and the many demands upon it.

After various conferences between the late City

many demands upon it.

After various conferences between the late City Engineer Jackson and myself, representing the city, and the engineers and officials of the United States Government, it was agreed that a temporary pile bridge, guaranteed to last at least fitteen years, would be approved by the latter upon the presentation of satisfactory plans. On July 30 acting City Engineer and Superintendent of Streets Rourke, representing the city, presented plans, which had been prepared by the Engineering Department, to Col. Frederic V. Abbott of the United States Engineers' Office, and these were approved by him subject to slight future modifications. A formal approval from the office of the Secretary of War is expected in due course. expected in due course

expected in due course.

Boston's share of the estimated sxpense of the temporary bridge is about two hundred fifty thousand dollars (\$250,000), or less than one-fifth of the share of the cost of the permanent structure. Moreover, as the draw is so designed as to be available for the permanent bridge when the latter shall be built, about one-half of the proposed expenditure will be for permanent construction.

It is understood that the original order, signed by the Assistant Secretary of War, was issued in response to the demands of commerce on the Mystie river above the bridge, and that the near future will witness a notable development of manufactures along the water front in this region. In other words, the proposed expenditures, besides being compulsory—since the cities of Boston and Chelsea cannot place themselves in contempt of the United States government—represents an Chelsea cannot place themselves in contempt of the United States government—represents an investment in commercial facilities from which both may expect to receive directly or indirectly a profitable return. I beg to recommend therefore that your honorable body accept and pass the accompanying order providing for an appropriation of two hundred fifty thousand dollars (\$250,000) for "Chelsea Bridge North."

A copy of the notification from the Assistant Secretary of War, dated June 3, 1910, and an estimate of the cost of the temporary bridge, prepared by the Engineering Department of the city, together with plans for the same, are appended hereto.

is reasonable to suppose that the Chelsea will act in entire harmony with the City of Boston in this matter, since its interests are identieal with ours.

Respectfully, John F. Fitzgerald, Mayor.

War Department,
Washington, D. C., June 3, 1910.
To the City of Boston, Massachusetts:

To the City of Boston, Massachusetts:

Take notice that—
Whereas, The Secretary of War has good reason to believe that the bridge jointly owned and controlled by the cities of Boston and Chelsea, and known as the "Chelsea Bridge," across-the main or north channel of Mystic river, and connecting the cities of Chelsea and Charlestown, Mass., is an unreasonable obstruction to the free navigation of the said Mystic river (which is one of the navigable waterways of the United States), on account of insufficient width of draw opening and unsatisfactory location of the draw span;
And whereas, The following alterations, which

unsatisfactory location of the draw span;
And whereas, The following alterations, which have been recommended by the chief of engineers, are required to render navigation through or under it reasonably free, easy and unobstructed, to wit: Increase the clear width of the draw opening to not less than one hundred (100) feet (and as much more as is practicable without

interference with the existing tunnel or conduit of the Metropolitan Water and Sewerage Board under the present draw opening); and provide such draw piers and fenders as may be necessary for the safe and prompt passage of vessels through

the draw opening;
And whereas, To June 30, 1911, is a reasonable time in which to alter the said bridge as described

Now therefore, In obedience to, and by virtue of, section eighteen of an act of the Congress of the United States entitled, "An act making appropriations for the construction, repair and preservapriations for the construction, repair and preserva-tion of certain public works on rivers and harbors, and for other purposes," approved March 3, 1899, the Secretary of War does hereby notify the said City of Boston, Massachusetts, to alter said bridge as described above, and prescribes that said altera-tions shall be made and completed on or before June 30, 1911.

(Signed) ROBERT SHAW OLIVER, Assistant Secretary of War.

Chelsea Bridge North-Temporary Bridge.

Estimate of cost of Boston's portion of temporary bridge to and including draw span:

630 linear feet pile bridge (47 feet wide)

050 linear feet pile bridge (47 feet wide)	
at \$106	\$66,780
180 linear feet fender pier (20 feet wide)	
at \$45	8,100
810 linear feet fender guard at \$9	7,290
400 linear feet planked waterway at \$20,	8,000
2,000 square feet wharf at \$1	2,000
	\$92,170
Draw span complete (providing for 125-	,
Control in the diameter design	

foot channel), including foundation, superstructure, operating machinery, drawtenders' house and roadway

135,000 \$227,170

Ten per cent engineering and contingencies .....

22,717 \$249,887

Say \$250,000.

Say \$250,000.

Note.—The temporary bridge will have the same capacity for traffic as the present bridge and will last at least fifteen years. The superstructure of the draw span, including machinery, will be of permanent construction and may be moved to and form part of the permanent bridge when the latter is built some ten or twenty years hence.

FREDERICH. FAY,

Assistant Engineer,

Engineering Department. July 30, 1910.

Ordered, That the sum of two hundred fifty thousand dollars (\$250,000) be appropriated, to be expended by the City Engineer for the construction expended by the City Engineer for the construction of a temporary bridge across the north channel of the Mystic river between the cities of Boston and Chelsea, said bridge to be built in conjunction with the city of Chelsea under the statutes governing said joint construction, and to serve in place of the present structure, known as "Chelsea Bridge North"; and that to meet said appropriation the City Treasurer be authorized, with the approval of the Mayor, to issue bonds or certificates of indebtedness of the city to said amount.

Referred to the Committee on Finance,

### APPROPRIATION ORDER.

The following was received:

City of Boston, Office of the Mayor, July 30, 1910.

To the City Council:

Before the tax rate is declared and further appropriations from the tax levy become impracticable, I desire to submit the accompanying order and to

I desire to submit the accompanying order and to recommend its immediate passage.

Of the three items which make up the total appropriation of ninety-five thousand five hundred dollars (895,500) the first, which appropriates sixty thousand dollars (860,000) for fireproofing various buildings at the City Hospital, was fully discussed during the visit of your honorable body to the City Hospital about a month ago, and was made the subject of an order passed at your meeting of July 6. I apprehend that there will be little objection to providing this amount from additional taxa-

tion instead of from the Reserve Fund, as requested

tion instead of from the Reserve Fund, as requested in the order passed at the aforesaid meeting.

In fact, the second item of the accompanying order proposes an increase rather than a reduction of the Reserve Fund, which now amounts to less than one hundred and sixty-four thousand dollars (\$164,000). Of this amount it is reasonable to anticipate that between seventy thousand and one hundred thousand dollars will be required to settle delayer against the city leaving a grantally which nuntred thousand dollars will be required to settle claims against the city, leaving a remainder which might conceivably be quite insufficient for emergencies in the departments. It is for this reason that I have included an item of twenty-five thousand dollars (\$25,000) for the Reserve Fund.

The necessity of the last item, which appropriates ten thousand five hundred dollars (\$10,500) for the Reserve Fund.

ten thousand hve hundred dollars (\$10,300) for the Ferry Division of the Street Department, is clearly explained in the appended communications from the Superintendent of Streets and the Deputy Superintendent of the Ferry Division.

Respectfully yours,
JOHN F. FITZGERALD, Mayor.

City of Boston, Street Department, July 28, 1910.

To the Honorable the Mayor:

Re request for better ferry accommodations, kindly note recommendations in inclosed report of Deputy Superintendent Christiernin. If these recommendations are earried out it will necessitate an increase of our ferry appropriation of \$10,500 per year.

Respectfully,
L. K. ROURKE,
Superintendent of Streets.

City of Boston, Street Department, Ferry Division, July 28, 1910.

To the Superintendent of Streets:

To the Superintendent of Streets:

I respectfully recommend as soon as practicable:
First. A day boat at the South Ferry which will
run from 8 a. m. to 11 a. m. and from 2 p. m. to 7
p. m. (eight hours); cost \$10,000.
Second. A change of time of the day boat at the
North Ferry, to run from 7.30 a. m. to 11 a. m. and
from 2 p. m to 6.30 p. m. (eight hours).
Third. To keep the north slip, North Ferry,
East Boston side, clear of coal barges at all times
by (a) using the South Ferry coal pocket to supply
all boats; (b) by receiving coal barges with coal for
the North Ferry coal pocket at Staples Coal Company's wharf. The cost being about the same in
either case, about \$500 per year.
By having this slip clear the danger of having the
running boats delayed in time of emergency, as fire,
fog or accident to the other slip, is eliminated.
Yours very truly,
H. P. Christiernin,
Deputy Superintendent.
P.S.—The above recommendations will necessi-

P.S.— The above recommendations will necessitate an increase of our appropriation of \$10,500.

Ordered, That to provide additional means to meet the current expenses payable during the financial year beginning with the first day of February, 1910, of performing the duties devolving by statute upon the City of Boston or upon the departments or officers thereof, the suns of money hereinafter specified be, and the same are, hereby appropriated for the object and purposes hereinafter stated, that said sums be met by taxes to the amount so appropriated, and be raised by tax upon the polls and estates taxable in the City of Boston, and that all orders heretofore passed relating to taxes and the interest thereon apply to the taxes herein provided for.

City Hospital, fireproofing	\$60,000 25,000 10,500
	\$95,500

Referred to the Executive Committee. (Order passed later. See Executive Reports.)

### REPAIR OF BRIDGES.

The following was received:

City of Boston, Office of the Mayor, August 1, 1910.

To the City Council: Supplementing my previous communication, which recommends an appropriation of ninety-five

thousand five hundred dollars (\$95,500) for various items, I desire to recommend the passage of the accompanying order providing an appropriation of fifty-six thousand dollars (\$56,000) for the repair

of bridges.

Hemized statements setting forth the needs of the various bridge structures of the city, signed by the Deputy Superintendent of the Highway Division and by Assistant Engineer Frederic H. Fay, together with detailed explanations regarding four of the bridges requiring repairs, are appended.

Respectfully,

John F. Fitzgerald, Mayor.

Street Department, City Hall, Boston, August 1, 1910.

Mr. Louis K. Rourke,

Mr. Louis K. Rourke,
Superintendent of Streets:
Sir,—In addition to the appropriations which you
now have under consideration, providing additional money for the care and maintenance of
bridges, I wish to call your attention to the necessity of further appropriating a sufficient amount to
cover repairs on the following bridges.

10,000

The necessity for this money at the present time is very urgent and if these repairs are allowed to go another year it is just possible that the expense will be considerably larger.

Respectfully, JAMES H. SULLIVAN, Deputy Superintendent.

Chelsea North, Broadway, Columbus Avenue, Dover Street and Neponset\_Bridges. July 30, 1910.

Mr. L. K. Rourke,
Superintendent of Streets:
Dear Sir,—I send herewith an estimate for the
Chelsea North temporary bridge, for \$250,000,
the expense of which should be met by loan.
The sum of \$32,500 should be made available at
once for urgent repairs on bridges, as follows:

Broadway Bridge over Boston & Albany Railroad Columbus Avenue Bridge over Boston & Albany Railroad \$12,000 Dover Street Bridge, over Fort Point chan-

Neponset Bridge, Dorchester to Quincy ...

10,000 \$32,500

A statement of the work on each of the above

four bridges is inclosed.
Yours truly,
(Signed) FREDERIC H. FAY, Assistant Engineer.

Broadway Bridge (over Boston & Albany Railroad).

Broadway Bridge (over Boston & Albany Railroad).

This bridge was built in 1900. During the teny cars of its existence the steel beneath the floor, exposed constantly to the locomotive gases, has corroded rapidly. That beneath the sidewalks was cleaned and painted in 1908.

The condition of the steel work beneath the roadways cannot be determined in detail until the roadway flooring is removed and the metal thoroughly examined; it is certain, however, that the steel is in need of cleaning and repainting, and undoubtedly some parts are already so badly corroded as to require repairs or renewal. None of this work can be done with the flooring in place. Furthermore, the under planking of the roadway is in very poor condition and for the past three years the City Engineer has recommended its renewal. The following work should be done at once: Remove roadway flooring, thoroughly clean lower steel work with sand blast, paint lower steel work one coat, lay new roadway flooring, protect truss chords from further corrosion by gases, provide new railings at trusses, repair the sidewalk railing; the estimated cost of this work being \$7,000.

In addition to the above an appropriation of at \$7,000.

\$7,000. In addition to the above an appropriation of at least \$5,000 should be made available to cover repairs to steel work, the extent of which eannot be determined until the flooring is removed, making the total amount necessary for this bridge \$12,000.

If this work is done at once the life of the bridge

may be prolonged for a number of years. If it is not done the structure will soon become unsafe and beyond repair.

Columbus Avenue Bridge (over Boston & Albauy Railroad).

Railroad).

The ironwork beneath the sidewalks is in dangerous condition. One sidewalk has already been closed to travel, the flooring removed, the metal work cleaned and its condition carefully determined. The other sidewalk is probably in equally bad condition and must be closed as soon as the former can be repaired. To replace the rusted ironwork and relay the flooring on the sidewalk already closed will cost approximately \$700. Undoubtedly as much more will be required for the other sidewalk, and an appropriation of \$1.500 should be made for and an appropriation of \$1,500 should be made for the whole work.

Dover Street Bridge (over Fort Point Channel).

Dover Street Bridge (over Fort Point Channel). In the draw span the east-iron track and wheels of the turntable, upon which the draw revolves, are already worn an excessive amount, causing a settlement of the draw and throwing the operating machinery out of adjustment and repair. If this action is allowed to continue the draw will soon be in such condition that it cannot be operated, and the bridge will have to be closed to travel until the necessary repairs are made. The draw should be raised to grade, the turntable track renewed, the wheels and the turning mechanism repaired, and the four sets of wedges at the ends renewed. This work should be done at once.

The steel work of the whole bridge should be cleaned and painted; some of the metal work is already corroded to such an extent as to make repairs necessary.

already corroded to such an extent as to make repairs necessary.

The concrete face of the center pier supporting the draw is being constantly disintegrated by the action of the salt water. Already the concrete has been eaten away to a maximum depth of 16 inches from the face. This action cannot continue indefinitely without seriously weakening the pier, and the pier should be repaired this fall. The pointing of the masonry of the other piers has been eaten away to a considerable extent and they should be repointed.

One asphalt sidewalk should be resurfaced and repairs made to the draw fender pier.

The estimated cost of the work is as follows:
Raising draw span to grade, repairing turn-

. \$5,000 iucluding repairs to rusted metal work 2.000 1,200 800 pier.....

Total......\$9,000

Neponset Bridge. (Dorehester to Quincy.)

Neponset Bridge. (Dorehester to Quincy.)

The superstructure of the draw has just been reconstructed and should be good for many years' service. The wooden draw piers are in bad condition; one is in such position as to interfere with navigation, and the piers in their present condition and location do not afford adequate protection to the draw superstructure. Furthermore, the piers are so rotten that they have recently been seriously damaged during the work of dredging the Neponset river above the bridge by the United States government.

One wooden draw pier should be rebuilt and the

One wooden draw pier should be rebuilt and the other repaired and repairs made to the pile bridge on the Boston end. Estimated cost \$10,000. The work should be done at once unless it is the intention to immediately replace the bridge by a new

structure.

Ordered, That to provide additional means to meet the current expenses payable during the financial year beginning with the first day of February, 1910, of performing the duties devolving by statute upon the City of Boston or upon the departments or officers thereof, the sums of money hereinafter specified be, and the same are, hereby appropriated for the object and purposes hereinafter stated, that said sums be met by taxes to the amount so appropriated, and be raised by tax upon the polls and estates taxable in the City of Boston, and that all orders heretofore passed Ordered, That to provide additional means to

relating to taxes and the interest thereon apply to the taxes herein provided for.

Street Department, Highway Division:

Broadway Bridge, over Boston &	
Albany Railroad tracks	\$12,000
Neponset Bridge	10,000
Summer Street Bridge	10,000
Warren Bridge	10,000
Dover Street Bridge	9,000
Dorehester Avenue (Federal Street)	
Bridge	3,500
Columbus Avenue Bridge, over Boston	
& Albany Railroad tracks	1,500
	\$56,000

Referred to the Executive Committee. (Order passed later. See Executive Reports.)

### APPROPRIATION FOR PUBLIC CELEBRA-TIONS.

The following was received:

City of Boston, Office of the Mayor, August 1, 1910.

Office of the Mayor, August 1, 1910.

To the City Council:

I transmit herewith draft of order appropriating five thousand and one dollars for "Mayor, Public Celebrations," the passage of which I carnestly recommend. On July 18 I recommended the passage of an order appropriating a similar amount for this purpose, and I pointed out that the visit of the President and a new form of celebration on July Fourth made it necessary to authorize larger payments than formerly. I therefore trust that your honorable body will indorse my policy in this respect and appropriate this amount, in order that the public holidays yet to come may be suitably celebrated.

Respectfully,

Respectfully, John F. Fitzgerald, Mayor.

City of Boston, in City Couneil,
Ordered, That to provide additional means to
meet the current expenses payable during the
financial year beginning with the first day of February, 1910, of performing the duties devolving
by statute upon the City of Boston or upon the
departments or officers thereof, the sums of money
hereinafter specified be, and the same are, hereby,
appropriated for the object and purpose hereinafter stated, that said sums be met by taxes to the
amount so appropriated, and be raised by tax upon
the polls and estates taxable in the City of Boston,
and that all orders heretofore passed relating to
taxes and the interest thereon apply to the taxes
herein provided for.

Mayor, Public Celebrations.

Five thousand one dollars..... \$5,001 Referred to the Exceutive Committee. (Order passed later. See Executive Reports.)

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

Metropolitan Coal Company, to be paid for damage to their lighter, No. 11, at Northern Avenue Bridge.

Mrs. Eliza Burns, for compensation for damage to property at 507 East Sixth street, caused by backing up of sewage.

Susie Canua et al., for compensation for damage to clothing by a watering cart on Commercial

Ross Towboat Company, for compensation for damage to schooner caused by defect in Warren

Bridge,
David W. Simpson, to be paid for damage to schooner "Laura C. Hall" received while passing through the draw of Broadway Extension Bridge.
Coleman Bros., for compensation for expense incurred on account of nonfulfillment of contract for wood block paving on Merchants row, Exchange and State streets.
Edward B. Swett, for compensation for damage to automobile caused by projecting edgestone corner Norfolk and Clarkwood streets.

Petitions for sidewalks, viz.:

(Brick.)

Bella Gorrie, 37 Romsey street, Ward 20. Thomas E. Green, 23 Evergreen street, Ward 22.

#### (Artificial.)

J. E. Dowling, corner Commonwealth avenue and Harvard street, Ward 25. New England Construction Company, 73–75

New England Construction Company, 73–75
Astor street, Ward 10.
Morris Bernstein, 51–53 Howard avenue, corner
6 Dean street, Ward 16.
W. H. Lynch, 361 Atlantic avenue and 22 Purchase street, Ward 7.
Walter Baker Company, Ltd., 1221 Washington
street, Ward 24.
Robert G. Jones, 95–97 Franklin street, Ward 25.
Albert Geiger, 56 Kenwood road, Ward 19.
D. H. Jacobs & Son, 317 Dartmouth street,
Ward 11.
Dorchester Awning Company, 1548, 1558, Dec.

Dorehester Awning Company, 1548–1558 Dorehester avenue, Ward 20.
C. M. Mowatt, 19–21 Wainwright street, Ward

20. William E. Wight, 200–204 Kilton street, Ward

20. Thomas F. Mahan, 86-88 Harrishof street, Ward 21.

Simon Mazur, 72 Humboldt avenue, Ward 21. P. G. Henderson, 31 Edson street, Ward 24. City of Boston, 166 Devonshire street, Ward 7.

#### ERECTION AND REMOVAL OF POLES.

Copies of orders were received from the Street

Copies of orders were received from the Street Commissioners, as follows:
Erection and removal of one pole each of New England Telephone and Telegraph Company of Massachusetts on Washington street and Dorchester avenue, Ward 24.
Erection and removal of one pole of same company on Charles street, Ward 20.
Erection and removal of one pole of same company on Savin Hill avenue, Ward 20.
Placed on file.

Placed on file.

### TRACK LOCATION.

A copy of order of Street Commissioners granting location 319 to West End Street Railway Company for additional curved tracks on P street, South Bos-

ton, was received.

Placed on file and ordered printed.

### NOTICE OF HEARING.

Notice was received from the Harbor and Land Commissioners of hearing on July 27 on petition of Frank B. Newton for license to rebuild wharf in Neponset river. Placed on file.

### RAILROAD POLICE.

Notice was received from the Boston, Revere Beach & Lynn Railroad that William R. Blaisdell was no longer employed as a railroad policeman. Placed on file.

### NOTICE OF APPOINTMENT.

Notice was received of the appointment of Aaron Yaffe as Children's Institutions Trustee, a certified copy of same having been delivered to the Civil Service Commission on July 27.

Placed on file.

## NOTICE OF WORK.

Notice was received from Thomas Sproules, as specified by law, that he was doing work for the Schoolhouse Commission.

Placed on file.

### CONSTABLE'S BOND

The City Treasurer, after having duly approved of the same, submitted the constable's bond of John A. Duggan, Jr.

Approved by the Council.

### MINORS' LICENSES.

President BALLANTYNE submitted reports on petitions for minors' licenses for twenty-two newsboys and six venders and asked the approval of the Conneil on the same.

The licenses were severally granted on the usual

conditions.

### CONFIRMATION OF APPOINTMENTS.

The Council proceeded to consider Nos. 1, 2 and

3, unfinished business, viz.:
Appointments by the Mayor, viz.

1. Robert H. Triggs, 28 Edson street, Ward 24,
a Constable of the City of Boston for the term

a Constable of the City of Boston for the term ending April 30, 1911.

2. Fred Fougere, 36 Bennington street, Ward 1, and Alexander Modell, 17 Lawrence park, Ward 20, Weighers of Coal and Weighers of Boilers and Heavy Machinery for the term ending April 30,

3. Paul R. Wild, 136 Highland avenue, Somer-ville, a Weigher of Coal for the term ending April 30, 1911.

The question came on confirmation. Committee—Coun. Kenny and Attridge. Whole number of ballots cast 8, yeas 8, and the several appointments were confirmed.

### EXTENSION OF NORFOLK STREET CAR LINE.

Coun. BRAND offered an order—That the Boston Elevated Railway Company, through his Honor the Mayor, be requested to extend the Norfolk street line of ears to Morton street and thence through Morton street to Blue Hill avenue, connecting with the ear lines at that point.

### POLICING OF PUBLIC PARKS.

Coun. CURLEY offered the following:
Whereas, It appears that it is within the power of the Police Commissioner to afford adequate protection to the citizens of Boston, and especially those who use the Boston Common and other public parks, by increasing the number of police officers on duty in those places; and
Whereas, The Police. Commissioner's attention has been called by the newspapers of Boston and many prominent citizens to the deplorable conditions existing in the public parks, which render it almost impossible for self-respecting women to enjoy the privileges of those public places; therefore be it
Resolved by the City Council, That in its opinion these conditions are disgraceful; that they reflect discredit on one of the largest cities in the United States; that Police Commissioner Stephen O'Meara has been negligent in the performance of his sworn public duty in permitting these conditions to continue in the face of public sentiment, and that he should at once take such steps as may be necessary to render the public parks safe places for women and children to gather in, or see the wisdom of tendering his resignation to the Governor of the Commonwealth, by whom he was appointed.

The pregables and resolution were declared.

gather III, or see the wisten of commonwealth, by whom he was appointed.

The preambles and resolution were declared referred to the Executive Committee.

Coun, CURLEY — Mr. President, I move reconsideration of the reference by the Chair to the Executive Committee. Speaking on the question of reconsideration, I desire to state that the subject matter referred to in the resolution as introduced is of such a nature that every member of this Board must be thoroughly familiar with it. I feel that it can be best threshed out in this Chamber and that the conditions are such that action should be taken without delay. I suppose the really unfortunate feature of the entire affair is that the Police Commissioner finds himself on the wrong side of the controversy that has been carried on in the public press, and, rather than acknowledge that he is wrong, he assumes the mulish position of adhering to the stand originally taken by him regardless of

the injury that may be done the public generally. the injury that may be done the public generally. It is apparently the consensus of opinion of a majority of persons in Boston that the police protection afforded through the Police Commissioner on Boston Common does not provide the measure of protection that should be afforded women and children in a large city like Boston; and, notwithstanding the statement of the Police Commissioner, that it is easily straight original by a feet in the control of the Police Commissioner. standing the statement of the Police Commissioner, that it would seriously cripple the efficiency of the Police Department to assign a detail of men for work on the Common, we find that within the last forty-ciplt hours he has agreed to the sending of a detail of twenty men to Provincetown for the celebration there. I believe that proper protection of the women and children of Boston is of more vital importance to the people of Boston generally, who are compelled to maintain the Police Department out of their tax levy, than that proper protection should be afforded the people of Provincetown; and if the Police Department is sufficiently large and if the Police Department is sufficiently large to warrant the sending of twenty men to Province-town for the protection of the people assembled there for a celebration, it would seem that at least one-half or one-quarter of that number might well be assigned to the Common and Public Garden for be assigned to the Common and Public Garden for the protection of the women and children of Boston. People generally—and I will frankly say that I am one of the number—feel that the Police Commissioner has sufficient intelligence to recognize the fact that he is on the wrong side of a popular question. He apparently appears to forget that even wise men occasionally change their minds, and that a man who holds the position he does in the public eye of Boston would not lose greatly by acknowledging that he is wrong and by doing that for the public of Boston to which they are entitled—furnishing them proper police protection. Conditions on the Common and on the public squa es generally throughout the city are such that it would be a wise investment to add fifty to one hundred men to the police force, provided that one tions on the Common and on the public squa esgenerally throughout the city are such that it would be a wise investment to add fifty to one hundred men to the police force, provided that one or a number of police officers could be assigned to each public park in the city. When you are riding on a pleasant day on one of our street ears and pass by a public park or playground that has no police protection you find conditions that should not be permitted in the City of Boston or in any other city. For instance, you will see a great number of boys gathered around in a circle shooting craps or indulging in other forms of gambling. If there were adequate police protection those boys could be protected against their own weakness. A boy gets into the game, spends all the money he has, and then if you happen to drop into the courts you will find that juveniles have been arrested for breaking and entering, for larceny, and that it can all be traced to gambling on the public playgrounds. I believe this matter should be carried along to its logical conclusion, that the police should be considered as not merely officials to arrest wrongdoers but to protect certain individuals against their own weakness. I believe if police were assigned to public grounds it would greatly conduce to the morals and the welfare of the women and children, and I believe that a sufficient number of police should be placed on Boston Common and the public grounds to properly conserve and protect the welfare of the women and children of the City of Boston. I sincerely trust that reconsideration will obtain and that the order will pass.

Reconsideration of reference to the Executive Committee was declared lost. Coun. BuCKLEY doubted the vote and asked for the yeas and nays. Reconsideration was refused, yeas 2, nays 7: Yeas — Coun. Buckley, Curley — 2.
Nays — Coun. Buckley, Curley — 2.
Nays — Coun. Attridge, Ballantyne, Brand, Collins, Hale, Kenny, McDonald — 7.

### PUBLIC LANDS.

Coun. COLLINS, for the Committee on Public Lands, submitted a report on the order (referred May 16) to investigate and report on condition of land corner Cambridge and Allston streets, Allston, property owned by the city—that no further action is necessary.

## BULES.

Accepted.

Coun. COLLINS, for the Committee on Rules,

submitted the following:

(1) Report on order (referred May 9) that Rule 16 be amended by adding at the end of the third line the words "provided, however, that all

orders for the expenditure of money presented to, or reported upon by a committee of, the council, unless rejected, shall lie over for one week before final action thereon,"—that the order ought to pass. Report accepted, rule adopted.

(2) Report on order (referred May 16) that Rule 16 of the Rules of the City Council be amended by adding at the end of said rule the following words, "Any member offering an order which is referred Any inclinitive shall be given an apportunity of being heard on the same before a report is made thereon"—that the order ought to pass.

Report accepted; rule adopted.

Report accepted; rule adopted.

(3) Report on order (referred May 9) that Rule 26 be amended relative to spectators so no one but heads of departments and reporters shall be allowed in the anteroom or upon the floor of the Council Chamber while the Council is in seesion, spectators to occupy the gallery—that the order ought to pass. The report was accepted, and the question came on the adoption of the rule as reported.

Coun. CURLEY—Mr. President, I would move to amend that so as to include the City Clerk and his assistants, the official stenographer and the police officer in attendance, among those allowed upon the floor of the Council Chamber. There appears to be no provision made for them.

President BALLANTYNE—That could be accomplished by inserting the words "officials connected with the City Council."

Coun. COLLINS—Mr. President, I assumed that that was necessarily implied. I see no harm, however, in the amendment. Certainly the amendment is agreeable to me as chairman of the Committee on Rules.

The rule as reported was amended by inserting

The rule as reported was amended by inserting after the words "heads of departments" the words "officials connected with the City Council," and the question came on the adoption of the rule as

the question came on the adoption of the rule as amended.

Coun. BUCKLEY—Mr. President, I may be wrong in my interpretation of the meaning of that order, but I certainly think it is a pretty broad order for a body like this to pass. We are assembled here representing the citizens of Boston, with perhaps fewer powers than any other body in the world, and yet we want to make ourselves more exclusive than the Senate of the United States or any other public body. If the citizens of Boston have not a right in this building, or on the floor of the Council Chamber, so long as they do not take away property or anything of that sort, I don't see what right we have to sit here as representatives of the citizens. I don't believe we should try to exclude them from this building or from this Chamber. I hope the rule will not be adopted, and I hope that when the galleries are filled the citizens will be allowed to stand in the galleries and even to crowd around on the floor here.

Coun. BRAND—Mr. President, do I understand that Coun. Curley's amendment included the reporters as well?

Coun. CURLEY—They were included originally.

stand that Coun. Curley's amendment included the reporters as well?

Coun. CURLEY—They were included originally. Coun. BRAND—I did not suppose it was necessary to include the officials, as I supposed they were a part of the Council, as well as the members. Coun. CURLEY—Mr. President, I would like to ask the gentleman a question—whether they have been elected by popular vote of the citizens?

Coun. CULLINS—Mr. President, I did not introduce this order, nor did I have anything to do with it, but I see on the face of the order the name of Coun. Buckley. I suppose it is customary for the Clerk when a gentleman offers an order to put the gentleman's name on the face of it.

Coun. BUCKLEY—Mr. President, I would like to tell the gentleman that if my name is written or printed on that report it is a mistake. I certainly am not responsible for the order. I am glad he has called my attention to it. I want to state now, Mr. President, that this is the first time I have seen the order, and I don't think it is right that my name should be on it as presenting it. It seems to me it is rather a serions matter to take liberties with any person's name in this way. Therefore, I hope my name will be taken off the order. The gentleman seems to take it as a joke, but I do not consider it a joke.

gentleman seems to take it as a joke, but I do not consider it a joke.

President BALLANTYNE—The Chair would announce that the appearance of Mr. Buckley's name on this paper simply means that the paper was referred to the Committee on Rules by a motion made by Coun Buckley.

The order was passed and the rule as amended was adopted.

was adopted.

### BRIDGE, WARD 23

Coun. CURLEY offered an order—That the Superintendent of Streets, through his Honor the Mayor, be requested to confer with the officials of the New York, New Haven & Hartford Rairoad with a view to securing their co-operation in the matter of construction of bridge from Hyde Park avenue to Washington street known as new Forest Hills Footbridge, Ward 23.

Coun, CURLEY—Mr. President, I desire to say in connection with the footbridge that a number of residents of Ward 23 have asked me to introduce this order, their contention being in connection

residents of Ward 23 have asked me to introduce this order, their contention being in connection with the center spans of the footbridge, which weigh in the vicinity of twenty to twenty-five tons, that it would be an impossibility to throw them across, except with derricks, which would probably take two or three months unless the New Haven road permits the use of one of its flat cars with its own derricks. They have approached the officials of the road, who have refused to assist them in the matter, and they desire that an order be introduced which may be the means of eausing the officials to assist.

The order was passed.

### BATH HOUSE, WARD 24.

Coun. CURLEY presented the following: Resolved, That in the opinion of the City Council Resolved, 1 nat in tine opinion of the City Councin public safety and necessity require that a bath house be located at Voses Grove, Ward 24; be it further Resolved, That in the opinion of this Council the Metropolitan Park Commission should take action

at once. Passed.

#### RECESS.

On motion of Coun, KENNY the City Council voted, at 4.04 p. m., to take a recess subject to the eall of the Chair.

The members reassembled in the Council Chamber and were called to order by President BAL-LANTYNE at 5.12 p. m.

### EXECUTIVE REPORTS.

Coun. HALE, for the Executive Committee, submitted the following:

(1) Report on message of Mayor, communications and order (referred to-day) that \$56,000 be appropriated for the Street Department, Highway Division, for bridges—that the order ought to pass. Report accepted; order passed, yeas 9.

(2) Report on message of Mayor and order (referred to-day) that \$5,001 be appropriated for "Mayor, Public Celebrations"—that the order ought to pass.

Report accepted; order passed, yeas 9.

(3) Report on message of Mayor, communica-

ought to pass.

Report accepted; order passed, yeas 9.

(3) Report on message of Mayor, communications and order (referred to-day) that \$95,500 be appropriated for various purposes—recommending passage of order in following new draft:

Ordered, That to provide additional means to meet the current expenses payable during the financial year beginning with the first day of February, 1910, of preferaing the duties dayoning the

financial year beginning with the first day of February, 1910, of performing the duties devolving by statute upon the City of Boston or upon the departments or officers thereof, the sums of money hereinafter specified be, and the same are, hereby appropriated for the object and purposes hereinafter stated, that said sums be met by taxes to the amount so appropriated, and be raised by tax upon the polls and estates taxable in the City of Boston, and that all orders heretofore passed relating to taxes and the interest thereon apply to the taxes herein provided for.

 City Hospital, fireproofing
 \$60,000

 Reserve Fund
 25,000

 Street Department, Ferry Division
 5,250

\$90,250

Report accepted; order passed, yeas 9.
(4) Reports on petitions (severally referred to-day) recommending the passage of orders that the Superintendent of Streets make sidewalks along the following named streets in front of the hereinster named estates; said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built as specified, the owners to furnish the material, viz.:

Bella Gorrie, 37 Romsey street, Ward 20. Thomas E. Green, 23 Evergreen street, Ward 22.

#### Artificial.

J. E. Dowling, corner Commonwealth avenue and Harvard street, Ward 25. New England Construction Company, 73-75 Astor street, Ward 10. Morris Bernstein, 51-53 Howard avenue, corner 6 Dean street, Ward 16. W. H. Lynch, 361 Atlantic avenue and 22 Purchase street, Ward 7

W. H. Lynch, 301 Atlantic avenue and 22 Purchase street, Ward 7.
Walter Baker Company, Ltd., 1221 Washington street, Ward 24.
Robert G. Jones, 95-97 Franklin street, Ward 25.
Albert Geiger, 56 Kenwood road, Ward 19.
D. H. Jacobs & Son, 317 Dartmouth street, Ward 11.

Ward 11.
Dorchester Awning Company, 1548–1558 Dorchester avenue, Ward 20.
C. M. Mowatt, 19–21 Wainwright street, Ward 20.
William E. Wight, 200–204 Kilton street, Ward 20.
Thomas F. Mahan, 86–88 Harrishof street,

Ward 21.
Simon Mazur, 72 Humboldt avenue, Ward 21.
P. G. Henderson, 31 Edson street, Ward 24.
City of Boston, 166 Devonshire street, Ward 7. Reports severally accepted; orders passed.

#### FINANCE.

Coun. KENNY, for the Committee on Finance,

submitted the following:

(1) Report on message of Mayor and order (referred June 27) appropriating \$60,000 to be expended by the Superintendent of Public Buildings for reconstruction of Curtis Hall-that the

order ought to pass.

Coun. KENNY—Mr President, as this will be Coun. KENNY—Mr President, as this will be the first reading and passage of this order, and as, under the statute, two readings are required, fourteen days clapsing before the second reading takes place, I want to say, on behalf of the members of the Council, that we fully understand and appreciate the fact that this order will become operative after its first passage to-day by limitation, that after we pass it to-day it will become operative, with only this one reading and passage, at the preper time.

at the proper time.

The order was given its first reading in passage,

The order was given its first reading in passage, yeas 9, nays 0.

(2) Report on message of Mayor, communications and order (referred to-day) for \$200,000 for construction and equipping of two new ferry-boats—that the order ought not to pass.

Coun. KENNY—Mr. President, with respect to this order and the two following orders upon

which we have voted "ought not to pass," I want to say, on behalf of the Committee on Finance, to say, on benan of the Committee on Finance, that they offer these reports without prejudice; that, as the statute is running against them, they deem it advisable at this time to report "ought not to pass," so that later on these and other items proper to consider may be taken up: that the negative action of the Board to-day in returning these orders with this report upon them does not indicate that we are finally against a disconsist and account of the control does not indicate that we are finally going to dispose of them in this manner. For the time being, however, we report that they ought not to pass.

however, we report that they ought not to pass.
The report was accepted and the order rejected.
(3) Report on message of Mayor and order (referred July 18) for loan of \$95,000 for widening of Union Park street, between Washington street and Harrison avenue—that the order ought not

Report accepted; order rejected.

(4) Report on message of Mayor and order (referred July 22) for loan of \$15,000 for playground, Ward 25—that the order ought not to

Report accepted: order rejected.

#### WIDENING OF UNION PARK STREET.

Coun. ATTRIDGE offered an order-That the sum of \$95,000 be appropriated, to be expended by the Board of Street Commissioners for the widening of Union Park street, between Washington street and Harrison avenue, from its present mean width of approximately thirty-five feet to an approximate mean width of seventy-one feet; and that the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds or cer-tificates of indebtedness of the city of Boston to said amount.

Referred to the Committee on Finance.

## PLAYGROUND, WARD 25.

Coun, BRAND offered an order—That the Committee on Finance provide in the first loan bill the sum of \$15,000 for a playground in Ward 25.

Referred to the Conunittee on Finance.

### GENERAL RECONSIDERATION.

On motion of Coun. HALE the Board refused a general reconsideration of all action taken to-day.

Adjourned, on motion of Coun. HALE, at 5.21 p. m., to meet on Monday, August 29, at 3 p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Wednesday, August 3, 1910.

Special meeting of the City Council, held in the room of the President of the City Council, City Hall, at one o'clock p. m., President BALLAN-TYNE in the chair.

Absent, Coun. Attridge, Collins, Hale and

Mayor Fitzgerald was present.
On motion of Coun. CURLEY the reading of the record of the last meeting was dispensed with.
The eall for the meeting was read, as follows:

City of Boston,
Office of the Mayor, August 3, 1910.
To the Members of the City Council:
You are hereby requested to assemble in the City Council Chamber, City Hall, on Wednesday, August 3, 1910, at 1 p. m., for the purpose of taking suitable action upon an order appropriating funds for the construction of a new ferryboat, and of transacting such other business as may come before the meeting.

Respectfully,
John F. Fitzgeraln, Mayor.
The call was placed on file.

The following was received:

August 3, 1910.

August 3, 1910.

To the City Council:

In view of the rejection of the loan order for two hundred thousand dollars (\$200,000) for two new ferry steamers, which was submitted to your honorable body at its meeting on August 1, I beg to recommend the passage of the accompanying order for one hundred thousand dollars (\$100,000) for one such steamer, the funds to be provided from the tax levy.

the tax levy.

The urgent need of this improvement is my justi-The urgent need of this improvement is my justification for a second recommendation, following so soon after adverse action by your honorable body. I am advised, moreover, that the financial condition of the city is so favorable that this action may be taken without exerting an unduly prejudicial influence upon the tax rate.

Respectfully.

HANK F. ETREMENT MAYOR

JOHN F. FITZGERALD, Mayor.

Ordered, That to provide additional means to meet the current expenses payable during the finan-cial year beginning with the first day of February, 1910, of performing the duties devolving by statute upon the City of Boston or upon the departments upon the City of Boston or upon the departments or officers thereof, the sum of money hereinafter specified be, and the same is, hereby appropriated for the object and purpose hereinafter stated; that said sum be met by taxes to the amount so appropriated, and be raised by tax on the polls and estates taxable in the City of Boston, and that all orders heretofore passed relating to taxes and the interest thereon annly to the taxes herein prointerest thereon apply to the taxes herein provided for

Street Department, Ferry Division, \$100,000.

The order was declared by the President referred

The order was declared by the President referred to the Committee on Appropriations.

Mayor FITZGERALD—Gentlemen, I have deemed it advisable to call your body together to consider with me the passage of very important appropriations. One is to provide for the construction of a new ferry steamer. The ferry service, as you know, has been freely criticised, and the citizens have demanded additional accommodations. This demand cannot possibly be met with the facilities at hand. In addition, two of our boats have been practically condemned by the United States Steamboat Inspection Service. At the meeting held on Monday last Itransmitted and recommended the passage of an order providing for the building of two new ferryboats, at a cost of \$200,000, the

money to be raised by loan. That order was rejected on that day, and I have been informed by several members of the body that the course I by several members of the body that the course I recommend to-day meets with the general approval of the members. The tax rate is about to be declared, and we find ourselves in excellent financial condition; so it seems to me to be good business judgment to urge the adoption of an appropriation order for \$100,000 with which to construct one mew steamer. If your body passes this order the work can go forward at once, and we will be in a position to at least continue the ferry service as it exists to-day. If this is not done, and two of our boats are ordered out of commission, the service must necessarily suffer. I therefore sincerely hope that you will meet my views in this respect and pass this order.

this order.

On motion of Coun, CURLEY reference of the order to the Committee on Appropriations was reconsidered, and the order was declared passed, yeas 5, nays 0. [See reconsideration later.]

The following was also received:

City of Boston, Office of the Mayor, August 3, 1910.

To the City Council:

I be city Council:

I beg to recommend to your honorable body the passage of the accompanying order providing fifty thousand dollars (\$50,000) for various improvements in the Hospital Department, in accordance with the following schedule:

Fireproofing engine room building...... \$25,000 14,500

\$50,000

These improvements have been recommended by the chairman of the Board of Hospital Trustees in a letter under date of June 24, and are, in my opinion, of an urgent character.

Respectfully,
JOHN F. FITZGERALD, Mayor.

City of Boston,
In City Council, August 3, 1910.
Ordered, That to provide additional means to meet the current expenses payable during the financial year beginning with the first day of February, 1910, of performing the duties devolving by statute upon the City of Boston or upon the departments or officers thereof, the sum of money hereinafter specified be, and the same is, hereby appropriated for the object and purpose hereinafter stated; that the said sum be met by taxes to the amount so appropriated, and be raised by tax on the polls and estates taxable in the City of Boston, and that all orders heretofore passed relating to taxes and the interest thereon apply to the taxes herein provided for.

City Hospital, various improvements, \$50,000.

City Hospital, various improvements, \$50,000.

Mayor FITZGERALD — Gentlemen, at the meeting of your body on August 1 an additional appropriation order was passed which contained an item for general fireproofing at the City Hospital. The hospital trustees, however, still urge strongly that the engine room building should be properly fireproofed and state that \$25,000 is necessary for the purpose. They also state that new electrical machines and new wiring are imperatively needed, which will require an expenditure of \$25,000 more, making \$50,000 altogether. Several of the members of your body have conferred with me in regard to the improvements desired by the hospital authorities, and we have agreed that it would be very desirable to make provision for the work spoken of. I am willing to have this amount added to the appropriation bill, with the ferryboat item, and I sincercly trust that the members will make it possible for these needed improvements to be pushed forward to completion. Speaking of the tax rate in this connection I will say that, with these amounts voted, it will be possible to establish the tax rate at a lower figure than that of last year. The tax rate is about to be declared, and, taking the splendid showing made by the assessors, it appears that we can well afford to take out of the tax money \$100,000 for the new ferryboat and the \$50,000 for improvements at the hospital deemed absolutely essential by the trustees. I feel that every effort should be made to provide for improvements

of this character out of the tax levy rather than by loan, where possible.

On motion of Coun. CURLEY the passage of the \$100,000 ferry steamer order was reconsidered. Mayor Fitzgerald submitted to the City Council an appropriation order containing the items of the appropriations above referred to, as follows:

Ordered, That to provide additional means to meet the current expenses payable during the financial year beginning with the first day of February, 1910, of performing the duties devolving by statute upon the City of Boston or upon the departments or officers thereof, the sums of money hereinafter specified be, and the same are, hereby appropriated for the objects and purposes hereinafter stated; that said sums be met by taxes to the amount so appropriated, and be raised by tax on the polls and estates taxable in the City of Boston, and that all orders heretofore passed relating to taxes and the interest thereon apply to the taxes herein and the interest thereon apply to the taxes herein provided for.

Street Department, Ferry Division, New 

50,000

\$150,000

On motion of Coun. CURLEY the order was declared referred to the Committee on Appropriations; but subsequently, on Coun. Curley's motion, said reference was reconsidered and the order was passed, yeas 5, nays 0.

On motion of Coun. CURLEY general reconsideration of the action taken to-day was refused.

Adjourned, on motion of Coun. BRAND, at 1.29 p. m., to meet on Monday, August 29, at 3 p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Monday, August 8, 1910.

Special meeting of the City Council, held in the Council Chamber, City Hall, at one o'clock p. m., President BALLANTYNE in the chair. Absent—Coun. Collins and Kenny.

The Clerk read the call for the meeting, as

City of Boston, Office of the Mayor, August 4, 1910.

Office of the Mayor, August 4, 1910. To the Members of the City Council:
In vice of the opinion of the Corporation Counsel that the special meeting called on August 3 was of doubtful legality because of my inability to give notice to every member of the Council who was in the city, I hereby request you to assemble in the City Council Chamber, City Hall, on Monday, August 8, 1910, at 1 p. m., for the purpose of taking action upon an order appropriating funds for the construction of a new ferry steamer and for hospital improvements, and for transacting such other business as may legally come before the meeting.

Respectfully, JOHN F. FITZGERALD, Mayor.

Placed on file.

### NEW FERRYBOAT, ETC.

The following was received:

City of Boston, Office of the Mayor, August 8, 1910.

To the City Council:

To the City Council:

Serious question has been raised by a member of your honorable body as to the legality of the eall for a special meeting issued by mc on Wednesday, August 3. This meeting was called for the transaction of urgent business, namely, the passage of an order appropriating \$100,000 for a new ferry steamer and \$50,000 for various hospital improvements, each recommended by the head of the department interested. It was my judgment that these necessities might properly be provided by means of a tax appropriation rather than by loans, and in this view a majority of your honorable body concurred. concurred.

concurred.

Diligent effort was made to communicate with the seven members of the City Council, then in Boston, and it was supposed that the assembling of a quorum constituted a legal meeting of the Council. The Corporation Counsel, however, rules in the appended letter that notice must have been actually received by all of the members within the city limits at the time of issuing the call. Though a diligent and impartial search was made for every member, such notice failed to reach two of your honorable body, and the meeting, therefore, can hardly be considered to have been held in response to a valid call.

narraly be considered to have been held in response to a valid call.

I recommend that action be taken declaring the meeting itself null and void and rescinding all its transactions as to form, but confirming them in fact by the passage of the appended orders.

The amount to be expended for the ferry steamer has been raised to \$125,000, in accordance with the recommendations of the Superinterdent of Structure.

recommendations of the Superintendent of Streets and the consulting engineer of the Finance Com-mission as set forth and explained in the appended communication from Superintendent Rourke.

Respectfully, John F. Fitzoerald, Mayor.

The opinion of the Corporation Counsel, referred to, was as follows:

City of Boston, Law Department, 73 Tremont Street, Boston, August 5, 1910.

IIon, John F. Fitzgerald, Mayor,
 City Hall, Boston:
 Dear Sir,—In reply to your inquiry as to the
 legality of the special meeting of the City Council

this week and the validity of the appropriation orders passed by it at that time, I would say that although by the city charter the Mayor when he summons meetings of the Board of Aldermen or Common Couneil or either of them shall cause suitable notice in writing of such meetings to be given to the respective members of said Board, and such notices in writing were given only to the members who came to City Hall the day of the meeting, yet under the decision of the Supreme Court in Russell v. Wellington, 157 Mass. 100, it is not necessary to the legality of a meeting of the City Council that this requirement of the charter should be literally complied with. It is sufficient under that decision if all the members of the City Council in the city at that time received actual notice of the meeting.

Council in the city at that time received actual notice of the meeting.

The case of Damon v. Selectmen of Framingham, 195 Mass. 72, does not overrule the above cited case. The legality, therefore, of the action of the City Council at the special meeting depends upon the question of fact. I understand that two of the members were absent from the city at the time. Did the other seven receive actual notice by telephone, or otherwise, of the meeting? If they did the meeting in my opinion was a legal one and the appropriation orders properly passed. If only the five members present received actual notice of the meeting, then the meeting was not a legal one. legal one.

Yours respectfully,

THOMAS M. BABSON, Corporation Counsel.

Following is the communication from Superintendent Rourke:

Street Department, City Hall, Boston, August 8, 1910.

Street Department, City Hall,
Boston, August 8, 1910.

To the Honorable the Mayor:
Mr. Guy C. Emerson, consulting engineer of the
Finance Commission, has called my attention to
the fact that eight years ago the ferryboat "General
Sumner" cost \$95,300, and with some extras the
final price was close to \$100,000. The price of
labor and materials has greatly increased during
the past eight years. Of course, methods of construction have also been improved, and it is a
question whether the increased cost of labor and
materials will balance the improvements in construction or not. Moreover, the United States
regulations of 1908 require that ferryboats of over
75 tons burden shall be constructed with watertight compartments, which will materially increase
the cost. It therefore seems to me safer to ask
the City Council for an appropriation of \$125,000
for the new ferryboat.

Respectfully,

Respectfully,
L. K. ROURKE,
Superintendent of Streets.

Ordered, That to provide additional means to meet the current expenses payable during the financial year beginning with the first day of February, 1910, of performing the duties devolving by statute upon the City of Boston, or upon the departments or officers thereof, the sums of money hereinafter specified be, and the same are, hereby appropriated for the objects and purposes hereinafter stated; that said sums be met by taxes to the amount so appropriated, and be raised by tax on the polls and estates taxable in the City of Boston, and that all orders heretofore passed relating to taxes and the interest thereon apply to the taxes herein provided for. Ordered, That to provide additional means to

Street Department, Ferry Division, new ferryboat......\$125,000 Hospital Department:

50,000

\$175,000

Ordered, That the special meeting of the City Council held on August 3, 1910, be declared null and void because of the lack of suitable notice by the Mayor to the respective members, as required by law, and that all its transactions be considered as rescinded.

Referred to the Executive Committee. (Orders passed later. See Executive Reports.)



CLOSING OF STREETS FOR PARADES.

The following was received:

City of Boston, Office of the Mayor, August 8, 1910.

To the City Council:

I beg to recomment the passage of the appended order, directing the City Messenger to rope off the streets along the route of the parade of the Catholic Total Abstinence Union of America on the evening of Wednesday, August 10.

Respectfully,

Louy F. Ergesenger, Market

JOHN F. FITZGERALD, Mayor.

Ordered, That the Police Commissioner be authorized to close to travel by vehicles, except fire, police, hospital and mail wagons, such of the streets designated in section 1 of chapter 6 of the Ordinances of 1910 as may be necessary for the formation and passage of the parade of the Catholic Total Abstinence Union of America on Wednesday, August 10; such streets to be closed during and for not more than ten minutes preceding the passage of said parade; and the City Messenger is hereby authorized to rope off any of said streets at such points as may be designated by the Police Commissioner; the expense of said roping to be charged to the appropriation for City Council, incidental expenses. Ordered, That the Police Commissioner be incidental expenses. Passed.

### RULES CONCERNING COMMON.

The following was received:

City of Boston, Office of the Mayor, August 8, 1910.

To the City Council:

To the City Council:

In a communication addressed to me under date of August 5 the Police Commissioner, after discussing in detail certain points of difference between the rules governing the parks under the jurisdiction of the Park Department and those governing the Common and other public grounds under the jurisdiction of the Public Grounds Department, recommends that "in the respects performed and in all others which was the found to the public and in all others which was the found to the public grounds." Department, recommends that "in the respects mentioned and in all others which may be found desirable, the ordinance governing the conduct of persons on the Common and other public grounds shall be so amended as to conform to the park rules."

He recommends further that "the ordinance relative to obstructing sidewalks or loitering upon them... be so extended as to include the Lafayette mall."

We also calls attention to the provision contained.

Lafayette mall."

He also calls attention to the provision contained in section 66, chapter 47, of the ordinances, that "no person shall walk, stand or lie on the grass on any of the public grounds except in accordance with a permit from the Mayor," and expresses the opinion that "either this ordinance should be amended to conform to the public practice or the practice ought to be made to conform to the ordinance." the ordinance.

As the City Council under the charter has authority to enact new ordinances and no ordinance can become effective without its concurrence, I beg to lay this communication before you for such action as may seem to you to be in

the public interest.

Respectfully, John F. Fitzgerald, Mayor.

City of Boston, Police Department, Office of the Commissioner, August 5, 1910.

Hon. John F. Fitzgerald, Mayor:

Dear Sir,—In the public interest I beg to call your attention to the following facts and

The city parks are under the control of three commissioners appointed by the Mayor. The Common, the Public Garden and the other public grounds and squares are under the control of a Superintendent of Public Grounds, also appointed by the Mayor.

by the Mayor.

The city parks on the one hand and the Common and other public grounds on the other hand are open at all times to all persons, and because the public grounds are nearer to the centers of population they are used much more freely in proportion to their size.

As parks and grounds are alike owned and managed by the city and are used by the same persons for the same purposes, the rules which

govern them ought to be substantially the same, with a leaning, in case of variance, to greater

with a leaning, in case of variance, to greater strictness in the more frequented places.

The exact reverse is the ease. The parks have rules designed for the safety and comfort of the people and the preservation of property, which represent the watchful experience of twenty-five years. The Common and other public grounds have only sections 66, 67 and 68, chapter 47, of the ordinances, which overlook altogether many of the most objectionable incidents of life in such places.

Here are certain illustrations:

In the city parks it is an offence punishable by fine to stand or lie on a seat; on the Common it

In the parks it is an offence to sleep on a seat or elsewhere; on the Common it is not an offence to sleep on a seat or to sleep in any other place except in so far as the sleeper might trespass on

except in so far as the sleeper might trespass on the grass.

In the parks it is an offence to drink intoxicating liquor; on the Common it is not.

In the parks it is an offence to be "under the influence of intoxicating liquor"; on the Common it is only the general law as to actual drunkenness, applicable to all places, which is in effect.

In the parks it is an offence to "utter abusive or indecent language"; on the Common the language must be addressed to another person and must be "obscenc or profane" in order to come under section 50, chapter 47, of the ordinances, which applies to all public places. There is a large opportunity for nastiness between profane or obscence language addressed to another person and indecent language merely uttered.

In the parks it is an offence to "annoy another"; the Common has only the general law as to assault, the use of profane or indecent language, etc. This distinction is more important than it may seem to be. A man, for instance, might accost a woman in language that was neither profane nor obscene, or might follow her from place to place without speaking, and according to the laws applicable to the Common he could not be punished unless his acts amounted to that vague offence known as "disorderly conduct." Such actions in the parks would be a breach of the rule which forbids him to "annoy another" and would be legally punishable. Moreover a policeman in uniform or in plain clothes might well secure through his own observation evidence of annoyance sufficient to convict without the

and would be legally punishable. Moreover a policeman in uniform or in plain clothes might well secure through his own observation evidence of annoyance sufficient to convict without the appearance of the woman as complainant or witness in court or elsewhere. On the other hand, when the offence is the use of obsecne language, as on the Common, no prosecution is possible unless the policeman has actually heard the language, which practically would never happen, or the offender having been caught, the woman is willing to appear against him and in open court repeat the very words which she accuses him of having addressed to her.

The absurdity of the present situation becomes clear when it may be truthfully said that a man at the casterly end of Commonwealth avenue, which is a part of the city parks, might be prosecuted for a dozen different violations of wholesome rules and yet by simply crossing Arlington street might commit in the Public Garden exactly the same offences without a possibility of legal punishment.

I beg to recommend that in the respects mentioned and in all others which may be found desirable the ordinance governing the conduct of persons on the Common and other public grounds shall be so amended as to conform to the park rules. If the rules were those of a body independent of the city I should hestitate to point to them as models to be imitated, but as they have been established by a city commission for use in city parks there can be no offence.

I beg to eall your attention further to the Lafayette mall of the Common. It is the westerly sidewalk of Tremont street between Park and Boylston streets; many subway exits and entrances open upon it; and immense numbers of persons pass over it wholly or in part without any desire to linger. There are no scats on the mall and the persons who idle upon it, especially near the Park and Boylston street ends, are often an obstruction or worse; but unless they commit a specific offence against the law their right to be in that place as a part of the Common

The ordinance in question is section 34 of chapter 47, and in so far as it applies to the present ease

it provides that

"No person shall, in a street, wilfully, mali-eiously and wantonly obstruct the free passage of

elously and wantonly obstruct the free passage of foot travelers, nor shall any person in a street wilfully, maliciously and wantonly saunter and loiter for more than five minutes after being directed by a police officer to move on."

The words "wantonly" and "maliciously" were inserted in both elauses of this ordinance in the year 1903, the amendments becoming effective without the approval of Mayor Collins. The change practically put an end to prosecutions for such offences, for proof sufficient for a court that the obstruction or the loitering was wanton and malicious can rarely be produced. I believe that in the interest of the whole city the ordinance should be restored to its original form, and so restored it would be of great public service in the Lafayette mall as well as elsewhere.

I ask attention also to the provision contained

should be restored to its original form, and so restored it would be of great public service in the Lafayette mall as well as elsewhere.

I ask attention also to the provision contained in section 66, chapter 47, of the ordinances, that "No persons shall walk, stand or lie on the grass of any of the public grounds, except in accordance with a permit from the mayor."

In eonsequence of customs which have long existed it is impossible for the police either to enforce or not to enforce this ordinance without arousing public criticism. Their strict duty would be to enforce it, but on holidays, on the occasion of band concerts, and nunerous public celebrations, and on warm summer nights the city practically invites thousands of persons to go upon the grass. The police ought not to be expected to discriminate on their own responsibility between times or persons. It seems to me that either the ordinance should be amended to conform to the popular practice or the practice ought to be made to conform to the ordinance. I feel sure that if the eity authorities apply themselves to the question they will find a reasonable solution.

The police enforce the park rules in the parks not only by their presence but by means of hundreds of prosecutions yearly. They eannot enforce those rules on the Common and other public grounds for the simple reason that in those places the rules do not exist. It is not surprising that the public, which knows and values the park rules and is not aware that they are without effect on the Common and other public grounds, should some times express indignation because of the supposed neglect of the police in the latter places. The police will do their duty if they have behind them laws or ordinances without which in any specific instance the authority of a policeman is no greater than that of any other citizen.

I am, respectfully yours,

Stephen O'Meara,
Police Commissioner for the City of Boston.

Police Commissioner for the City of Boston. Referred to the Committee on Ordinanees.

### AMENDED PETITION.

Florence Woods submitted an amendment to her petition of May 23, 1910, asking that release be granted to Margaret E. Foley of title on property No. 73 Fuller street, Dorchester, instead of to herself

Referred to the Committee on Public Lands.

#### WORLD'S EXPOSITION.

A communication was received from Francis Tracy Tobin of Philadelphia concerning proposed World's Exposition on completion of Panama Canal, suggesting that New Orleans be favored as the

suggesting that New Orleans be tavored as the place for the exposition.

In connection with the above President BAL-LANTYNE submitted the following:
Whereas, Congress of the United States is considering the celebration of the completion of the Panama Canal by the holding of a World's Exposition; therefore be it

tion; therefore be it
Resolved, That the Boston City Council places
itself on record as favoring the City of New Orleans,
Louisiana, as the ideal place for the holding of said
exposition, it being the mart of the import and export commerce of the countries south of us.
Resolved, That a copy of these resolutions be
forwarded to the Governor of Louisiana, the Mayor
of the city of New Orleans, the United States Senators from Massachusetts and the members of the
National House of Representatives from Massaehusetts.

Referred to the Executive Committee.

#### STREET LOITERING.

President BALLANTYNE offered the following:

City of Boston. In the Year Nineteen Hundred and Ten.

An Ordinance.

Be it ordained by the City Council of Boston, as

Be it ordained by the City Council of Boston, as follows:
Section 34 of chapter 47 of the Revised Ordinances of 1898, relating to Prohibitions and Penalties, as amended by chapter 1 of the Ordinances of 1903, is hereby amended so said section will read as follows:
"No person shall, in a street, obstruct the free passage of foot travelers, nor shall any person in a street, except in that part of Otis street between Franklin street and Summer street, during the part of the day between the hours of 11 a. m. and 2 p. m., saunter and loiter for more than five minutes after being directed by a police officer to move on."

Referred to the Committee on Ordinances.

#### MINORS' LICENSES.

President BALLANTYNE submitted reports recommending that minors' licenses be granted to seven newsboys, one bootblack and two venders.

The licenses were granted on the usual conditions.

### RECESS TAKEN.

The Council voted at 1.23 p. m., on motion of Coun. BRAND, to take a recess subject to the call

of the President.

The members of the Council reassembled in the Council Chamber and were called to order by the President at 1.30 p. m.

### ENGINE HOUSE, PARKER HILL.

Coun. CURLEY offered an order-That his Honor the Mayor be requested to take such action as may be necessary to provide for the immediate issuing of the balance of the loan for, and for the construction of, the engine house at Parker Hill,

construction of, the engine house at Parker IIII, Ward 19.

Coun. CURLEY—Mr. President, some three years ago a loan was authorized for a fire engine house and site at Parker Hill. There are a number of hospitals at Parker Hill without adequate fire protection, and, unless protection is afforded, in the event of fire a terrible calamity might take place. I feel that his Honor the Mayor will hearken to the demands of the people of the district when the matter is brought to his attention, and will grant the request.

The order was passed.

The order was passed.

## LABOR CONDITIONS, BOAT BUILDING.

Coun. CURLEY offered the following:

Coun. CURLEY offered the following:
Resolved, That it is the opinion of the City
Council that the work at present being done for
the Infirmary Department, namely, the building
of a new boat for suid department, under conditions unfair to organized labor, should be suspended
until such time as the present labor troubles
affecting the machinists are adjusted.
Coun. CURLEY—Mr. President, in connection
with that resolution I would say that I have
received the following:

Boston, Mass., August 6, 1910.

Boston, Mass., August 6, 1910.

Mr. James Curley,
City Hull, Boston, Mass.:
Dear Sir,—We desire to call your attention to the extraordinary conditions existing in the City of Boston at the present time. The machinists are on strike for a living wage, made necessary by the high cost of living. Among other concerns who are employing imported strikebreakers we find the City of Boston, which is having a boat built for the Infirmary Department, built by strikebreakers from the state of Illinois, which is a violation of article 5 of the contract. We have made ineffectual attempts to see that the contract requirements were earried out, but so far have been unsuccessful. These scabs are still working, while our citizens

are idle, and it appears to us, that the city is taking the side of organized capital in its attempt to crush organized labor. At the request of many of our members we are

informing you of these conditions, trusting that we may count at least one of the City Council as our friend.

Very truly yours,

Frank Jennings, Business Agent. Thomas E. Mattimore, President, Lodge No. 264. International Association of Machinists.

This is a resolution directing the attention of the Mayor to the condition of affairs. The sympathy of every member of this City Council goes out to men who are fighting for better wage conditions. In view of the cost of living at the present time I believe we all agree that men are entitled to better wages. I do know that it is customary in certain large machine shops in this city—some of which have from time to time received municipal contracts—to bire Poles, Huns and Lithuanians and pay them an average wage of about \$8 to \$9 a week. That is certainly a condition of affairs that we are pay them an average wage of about \$8 to \$9 a week. That is certainly a condition of affairs that we are not justified in encouraging. It is a condition which, in my opinion, should not obtain, and which it is more important to have remedied speedily than it is to have a boat for the Infirmary Department. I believe it will be far better to have the matter of the building of the boat delayed, if necessary for one two or three months, until such time sary, for one, two or three months, until such time as these conditions are adjusted. Personally I feel that the city should be the leader in the matter of

wages, bours, right living and right conditions; and

as these conditions are adjusted. Personary I feet that the city sbould be the leader in the matter of wages, bours, right living and right conditions; and I sincerely trust that the resolution will be adopted and that his Honor the Mayor will instruct the Infirmary Department to suspend further work upon the Infirmary Department boat until such time as labor conditions have been adjusted there. Coun. HALE—Mr. President, I think this is a matter that should be referred to the Executive Committee for consideration, and I so move.

Coun. CURLEY—Mr. President, I sincerely trust that such reference will not obtain. The representatives of this union over their own signatures have submitted a communication to this City Council through one of its members. It is unreasonable to suppose that if conditions were other than they represent them to be such a communication would be received by this City Council. This Council stands adjourned, subject to the call of the Mayor, until August 29. We are only lending encouragement to the forces that are crusbing down organized labor by referring this matter to the Executive Committee and dragging it along until August 29 at least. I do not feel that it is the right position for this Council to take. I believe Coun. Hale will agree with me that, if men are fighting for better living conditions, they should be encouraged in that fight, that economic conditions are not what they should be as applied to the case of men who work for a living. I sincerely trust that these men will receive proper encouragement, that the matter will not be referred to the Executive Committee but will be adopted by this Council. I feel that if this Council takes action in the matter the Mayor will be guided a great deal by the action taken by the Council; that in the event of the adoption of the resolution he will instruct the Infirmary Department to cease encouraging those who would cry down men working for better and course of the search of the resolution of the resolution to the search of the resolution Infirmary Department to cease encouraging those who would cry down men working for better and fairer conditions, rather than encouraging them to

who would cry down here working to continue.

Coun. HALE—Mr. President, my reason for wishing this to go to the Executive Committee is not because I do not agree with Coun. Curley on the question of labor or labor conditions. I do not believe anybody in the Council is more heartily in favor of the attempts of organized labor to better its conditions than I am. But I do not believe in a judicial body representing the City of Boston making up its mind on any question without having beard botb sides. For that reason I want this referred to the Executive Committee so that we can look into it and see which is the right and which the wrong side, and give our opinion accordingly. If the opinion of the City Council of Boston is going to amount to anything we must stop making up our minds in snapshot fashion at one meeting. I hope very much that we will refer this to the Executive Committee for consideration.

The motion to refer to the Executive Committee was declared carried. Coun. CURLEY doubted the vote and asked for the yeas and nays.

the vote and asked for the yeas and nays.
Reference was lost, yeas 3, nays 4:
Yeas—Coun. Ballantyne, Brand, Hale—3.

-Coun. Attridge. Buckley, Curley, Navs-McDonald-

The resolution was adopted.

### EXECUTIVE REPORTS.

Coun. HALE, for the Executive Committee, submitted the following:

(1) Report on message of Mayor, communications and order (referred today) appropriating \$175,000 for Ferry Division and Hospital Depart-

ment-that the order ought to pass. Report accepted; order passed, yeas 7, nays 0.

(2) Report on order (referred to day) that the special meeting of the Council held on August 3, 1910, be declared null and void—that the order ought to pass

Report accepted; order passed.

#### PAYMENT FOR MILITIAMEN.

ATTRIDGE offered an order-That his Honor the Mayor be requested to direct all heads of departments to pay employees in said depart-ments who are members of the Massachusetts Volunteer Militia for time spent by said employees at the annual manœuvers. Passed.

### COLUMBUS DAY CELEBRATION.

Coun. ATTRIDGE offered an order—That his Honor the Mayor be requested to communicate with the Italian ambassador at Washington, D.C., as to the expediency of the Italian government sending war vessels to join in the celebration of Columbus Day in Boston on October 12, 1910. Passed.

### WATER FOUNTAIN, BLUE HILL AVENUE.

Coun. CURLEY offered an order —That the Water Commissioner, through his Honor the Mayor, be requested to install an ice water fountain at Blue Hill avenue near Savin street. Passed.

### STATUS OF CONSTABLES.

Coun, CURLEY offered an order—That the Corporation Counsel submit an opinion relative to status of constables connected with Animal

Corporation Counsel submit an opinion relative to status of constables connected with Animal Rescue League.

Coun. CURLEY—Mr. President, an opinion was asked of the Corporation Counsel some time ago relative to the rights of certain constables alleged to be in the employ of the Animal Rescue League, and the Corporation Counsel has not yet rendered an opinion as to whether they bad a right to collect salary for work they did not do. In the meantime I have received a number of communications from very prominent citizens. As they relate chiefly to the poisoning of animals by agents of the Animal Rescue League, persons sending them in bave asked that they be considered as personal and not for publication. I would say, however, in this connection, that one of these letters might be worthy of consideration, as it affects city property. It goes on to state that in 190°, according to the report of the Animal Rescue League they killed 3,415 cats and kittens, and that in consequence of the killing the rats increased at such a rate that they undermined the foundations of the new schoolheuse near Joy street. It is news to me that rats are fond of stone and mortar, but evidently they are. However, after the report is received I shall be very pleased to have these communications read, regardless of the fact that they may be considered as personal.

The order was passed.

### MILK INSPECTION SERVICE.

The following was received:

City of Boston, Office of the Mayor, August 8, 1910. To the City Council:

In accordance with the recommendations made by the Board of Health in its communication addressed to your honorable body under date of August 1, I beg to recommend the passage of the appended order, appropriating \$12,000 for the improved milk inspection service of the Health Department.

Respectfully, John F. Fitzgerald, Mayor.

Ordered, That to provide additional means to Ordered, That to provide additional means to meet the current expenses payable during the financial year beginning with the first day of February, 1910, of performing the duties devolving by statute upon the City of Boston, or upon the departments or officers thereof, the sum of money hereinafter specified be, and the same is, hereby appropriated for the object and purpose hereinafter stated; that said sum be met by taxes to the amount so appropriated, and be raised by tax on the polls and estates taxable in the City of Boston, and that all orders heretofore passed relating to taxes and the interest thereon apply to the taxes herein provided for.

Health Department...... \$12,000

Coun. HALE—Mr. President, I would like to hear that communication from the Board of

Health read before we pass on this—the one of August 1 that the Mayor refers to.

President BALLANTYNE—The Clerk is not in possession of that communication. Perhaps the Mayor's office ean furnish it.

(On motion of Coun. HALE the Council took a recess of five minutes, from 1.48 p. m. to 1.53 p. m., during which time the communication referred to was produced and was read by Coun. HALE.)

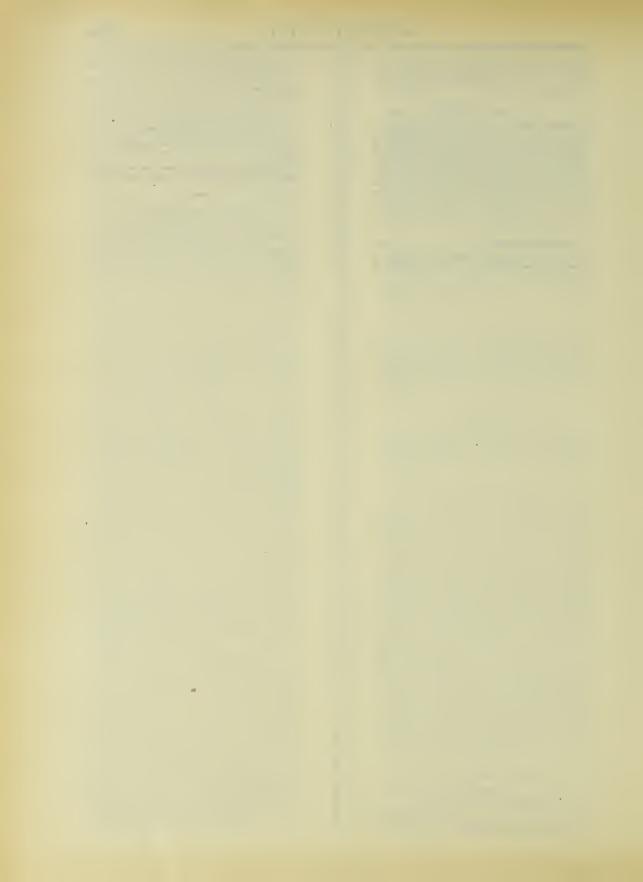
Coun. HALE—Mr. President, I move a suspension of the rule, that the order appended to the communication submitted by the Mayor be passed.

The rule was suspended and the order above submitted by the Mayor was passed, yeas 6, nays 0.

### GENERAL RECONSIDERATION.

On motion of Coun, BRAND the Council refused to reconsider all action taken to-day.

Adjourned, on motion of Coun. BRAND, at 1.55 p. m., to meet on Monday, August 29, at 3 p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, August 22, 1910.

Special meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent—Coun. KENNY.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the

last meeting.

The Clerk read the call for the meeting as follows:

The Clerk read the call for the meeting as follows:

City of Boston,
Office of the Mayor, August 17, 1910.

To the Members of the City Council:
You are hereby requested to assemble in the City Council Chamber, City Hall, on Monday, August 22, 1910, at 3 p. m., for the purpose of taking suitable action in regard to the granting of permission to veterans of the Civil War to attend their annual encampment without loss of pay, and of transacting such other business as may legally come before the meeting.

Respectfully,

Respectfully,
JOHN F. FITZGERALD, Mayor.

Placed on file.

#### JURORS DRAWN.

JURORS DRAWN.

Forty-one traverse jurors were drawn for the Superior Civil Court, to appear September 7, in accordance with the provisions of chapter 514, Acts of 1894 (the Mayor not being present), viz.: Willard F. Scott, Ward 20; John J. Leary, Ward 17; John Poggi, Jr., Ward 19; William F. O'Hara, Ward 3; George F. Damon, Ward 2; James P. Walsh, Ward 22; James M. Ellicott, Ward 21; Martin H. Keogh, Ward 18; Thomas F. Coughlin, Ward 7; Charles Johnson, Ward 8; William F. Reed, Ward 8; Joseph A. Greene, Ward 6; Robert M. Dean, Ward 5; Charles Lehman, Ward 21; David S. Cox, Ward 5; Charles Lehman, Ward 25; Cornelius Haley, Ward 24; Hugh O'Donnell, Ward 19; Ernest S. Bangs, Ward 24; Frank L. Whitcomb, Ward 25; Frederick J. C. Weniger, Ward 19; Everett J. Pitkin, Ward 10; Lorenz Schneider, Ward 23; Martin L. Doyle, Ward 14; Charles H. Joyce, Ward 12; John F. McLaughlin, Ward 16; Allen Clark, Ward 25; Daniel M. Kelley, Ward 23; William C. R. Woodside, Ward 1; Nicholas F. Daley, Ward 20; Francis M. Morgan, Ward 20; Frank C. Brady, Ward 23; Arthur F. McIntosh, Ward 24; Joseph Dondero, Ward 6; Albert L. Ryder, Ward 20; Irving A. Caswell, Ward 24; George T. Bennett, Ward 7; Frank J. Porter, Ward 16; Oliver Elliot, Ward 9; Fred Gebhardt, Ward 23; John J. Malloy, Ward 27.

### REBUILDING OF REPAIR SHOP.

The following was received:

City of Boston, Office of the Mayor, August 22, 1910.

Office of the Mayor, August 22, 1910. To the City Council:

As a result of the damage done at the lumber wharf fire of August 9 it will be necessary for your honorable body to consider shortly the replacement of the apparatus injured or destroyed on that occasion and the rebuilding of the repair shop of the Fire Department. I beg to request that a careful study of the cost of these items be made by your Committee on Finance, with a particular view to determining whether they would best be met by loan appropriation or in some other way. It is my intention to submit a recommendation upon the subject as soon as definite estimates have been prepared.

prepared.

Other problems relating to a high pressure water service for use at fires, to the installation of an auxiliary fire-signal system, to the augmentation of

the fire-fighting force and to the strengthening of the building laws might well be considered in con-nection with this subject.

Respectfully,
John F. Fitzgeraln, Mayor.
Referred to the Committee on Finance.

#### SALE OF GRAVEL PIT.

The following was received:

City of Boston, Office of the Mayor, August 20, 1910.

To the City Council:

To the City Council:

I recommend the passage of the appended order, authorizing the Street Commissioners to sell at private sale a certain "old, disused and exhausted gravel pit on Summer and Pleasant streets in Everett." A letter of the Street Commissioners, recommending this sale, is appended hereto.

Respectfully,

JOHN F. FITZGERALN, Mayor.

City of Boston, Street Laying-Out Department, August 18, 1910.

Hon. John F. Fitzgerald, Mayor:
Dear Sir,—The Board of Street Commissioners respectfully recommends that the three lots of land on Summer and Pleasant streets, in the city of Everett, be sold at private sale. These lots have been in the possession of the City of Boston since the annexation of Charlestown, and are not being used for any public purpose. The three lots have a taxed value of \$1,000 which the Board thinks is a fair value.

fair value.

In 1903 the City Council passed an order authorizing the sale of this property at public auction. Inquiry as to the possibility of getting a fair value for the property caused the Board to withhold the sale, as there did not seem to be any desire on the part of any one to pay a reasonable price for it. The Board understands that an offer of the assessed value has been made for the property which, it thinks, ought to be accepted.

Very truly yours,

(Signed) J. J. O'Callaghan, Secretary.

Ordered, That so much of an order passed by the City Council and approved by the Mayor May 16, 1903, authorizing the Board of Street Commissioners to sell by public auction certain lots of land belonging to the city, as relates to the sale of "an old, disused and exhausted gravel pit on Summer and Pleasant streets in Everett," be, and the same is, hereby rescinded, and the Street Commissioners are hereby authorized to sell the said lot on Summer and Pleasant streets at private sale. Referred to the Committee on Public Lands.

### VACATIONS FOR SOLDIERS.

The following was received:

City of Boston, Office of the Mayor, August 20, 1910.

Office of the Mayor, August 20, 1910.

To the City Council:

I beg to inclose two communications from the Acting Corporation Counsel relating to two orders passed by your honorable body, one at its meeting of June 20 and the other at its meeting of August 8, referring respectively to leave of absence without loss of pay for veterans of the Civil War who desire to attend their annual encampment, and the granting of pay to employees in the city departments who are members of the Massachusetts Volunteer Militia for time spent at their annual maneuvers.

maneuvers.

It is the opinion of the Acting Corporation Counsel that these orders in their present form would be illegal. He has suggested new forms of orders which I beg to transmit herewith and to recommend to your honorable body for passage. I have taken, for your information, a fairly complete census of the number of veterans of the Civil War employed in the various departments and find that it approximates four hundred. Of these less than one in ten has expressed a desire to attend the encampment and a considerable percentage of this number must be outside the class of per diem employees who alone require the sanction of the Mayor and the City Council for vacations and holidays, in accordance with the statute quoted by the Acting Corporation Counsel. maneuvers

It seems to me that where the number of men affected is so small, and their services to the nation have been of a character which can hardly be measured in material terms, this slight concession is merely such a mark of grateful recognition as our generation owes to the men of an earlier time who in their youth offered all they had for the salvation of their country, and now in their old age should not be deprived of the pleasure of an annual reunion with their comrades of long ago.

As to the payment for members of the militia, this seems to me in line with the most enlightened policy, which aims to encourage the enlistment of young men in the National Guard. The payment received by militia men is invariably turned into the general treasury of the regiment or organization to which they belong, and if they are deprived of their regular stipend during the period of the annual maneuvers the total financial loss must be a considerable one. Many private employers are in the habit of paying the usual wages during this period and the city ought not to be behind them in its recognition of the value of these organizations which in crises and emergencies would be un past process of disthem in its recognition of the value of these organizations which in crises and emergencies would be our best protection against internal forces of disorder, and in case of attack by foreign enemies would form the nucleus of an army of defence.

Respectfully,

JOHN F. FITZGERALD, Mayor.

City of Boston, Law Department, 73 Tremont Street, Boston, August 12, 1910.

City of Boston,
Law Department, 73 Tremont Street,
Boston, August 12, 1910.

Hon. John F. Fitzgerald, Mayor,
City Hall, Boston, Mass.:
Dear Sir,—My opinion is asked as to whether the Mayor can legally issue instructions to heads of departments in compliance with the following orders of the City Council:
"Ordered, That the heads of the various departments of the eity be requested to allow all employees of the city who are veterans of the Civil War leave of absence, without loss of pay, to attend their annual encampment to be held the first week of September, 1910."
"Ordered, That his Honor the Mayor be requested to direct all heads of departments to payemployees in said departments who are members of the Massachusetts Volunteer Militia for time spent by said employees at the annual maneuvers."
These orders would seem to fall within the inhibition of section 8 of chapter 486 of the Acts of 1909 (Revision of the City Charter), the material parts of which are as follows:

"Neither the City Council nor any member or committee, officer, or employee therein shall... directly or indirectly, on behalf of the city or of the County of Sulfolk, take any part in the employment of labor;... nor in the conduct of the executive or administrative business of the city or county."

It may be contended, however, that they should be construed as authorizations on the part of the Council, under chapter 587 of the Acts of 1908, to heads of departments to grant vacations with pay to veterans of the Civil War or members of the militia. Said chapter provides that the Mayor and City Council may authorize the granting of holidays, half holidays or vacations, with pay, to employees of the City of Boston. It seems to me, however, that neither of these orders purports to have been passed in the exercise of the rights thus conferred upon the Council, but should be construed rather as merely a request to the Mayor or to the heads of departments to grant leave of absence to certain employees for a specified period of time and for a specified pu

I would suggest the following forms of orders which, if adopted, would enable veterans and members of the militia to attend the encampment or maneuvers without loss of pay:

"Ordered, That the officer or board in charge of any department be hereby authorized to grant

a vacation, without loss of pay, to all employees of the city in said department who are veterans of the Civil War, such vacation to be coextensive in time with the annual encampment of 1910 of the Grand Army of the Republic."

"Ordered, That the officer or board in charge of any department be hereby authorized to grant a vacation, without loss of pay, to all employees of the city in said department who are members of the Massachusetts Volunteer Militia, such vacation to be coextensive in time with the annual maneuvers of said militia."

Yours very truly,

JOHN D. McLAUCHLIN,

Acting Corporation Counsel.

Acting Corporation Counsel.

City of Boston,
Law Department, 73 Tremont Street,
Boston, August 13, 1910.
Hon. John F: Fitzgerald, Mayor,
City Hall, Boston, Mass.:
Dear Sir,—Mr. Leahy telephoned me this morning that you had expressed some doubt as to whether as Mayor you have not the right to grant, or to direct heads of departments to grant, vacations with pay to employees of the city. I would for to direct heads of departments to grant, vacations with pay to employees of the city. I would say in regard to this matter that there is a difference in the legal status of men whose salary is fixed by the year and men whose wages are fixed by the day, so far as the granting of vacations with pay is con-

cerned.

the year and men whose wages are fixed by the day, so far as the granting of vacations with pay is concerned.

In this respect, the employees of the city can be divided into three classes: First, those who hold public office of some kind, as, e. g., the head of a department. With such employees the salary is an incident to the office and is payable to the incumbent as long as he holds it, whether he is sick or well, engaged about his duties or absent on vacation. Second, subordinates, in which designation are included assistants, deputies, clerks and other officers who are appointed by an officer or board in charge of a department and are paid a yearly salary. The hours, time of service, etc., of subordinates are fixed by the head of the department, and he ean give them vacations or not as he pleases. Third, all employees of the city who are neither officeholders nor subordinates, viz., that class of employees whose wages are fixed by the day. Such employees cannot be granted vacations unless the Mayor and the City Council have so authorized, without loss of pay.

The act which provides for such authorization, chapter 587 of the Acts of 1908, is as follows:

"Chapter two hundred and ten of the acts of the year nineteen hundred and eight [the act providing for the certification by the Civil Service Commission of city pay rolls, bills and accounts and that heads of departments shall make oath to the nature of the work done, dates of employment, etc.] is hereby amended by adding thereto the following section: Section 5. Nothing in this act shall be construed as making it unlawful to certify as days of employment holidays, half-holidays or vacation, authorized by the Mayor and City Council, although no labor or services are performed thereon."

I am, yours very truly,

JOHN D. McLaughlin,

Acting Corporation Counsel.

Ordered, That the officer or board in charge of any department be hereby authorized to grant a vacation, without loss of pay, to all employees of the city in said department who are veterans of the Civil War, such vacation to be coextensive in time with the annual encampment of 1910 of the Grand Army of the Republic.

Ordered, That the officer or board in charge of any department be hereby authorized to grant a vacation, without loss of pay, to all employees of the city in said department who are members of the Massachusetts Volunteer Militia, such vacation to be coextensive in time with the annual maneuvers of said militia.

The orders were passed.

### APPOINTMENTS BY THE MAYOR.

The Mayor submitted the following appointments, subject to confirmation by the Council,

(1) William H. McNulty (166 Bunker Hill street, Ward 3), a Weigher of Coal, for the term ending April 30, 1911.

(2) William E. Stewart (7 Church street, Somerville), a Weigher of Coal, a Measurer of Wood and Bark, a Measurer of Grain, a Weigher of Boilers and Heavy Machinery and a Weigher of Beef, for the term ending April 30, 1911. Laid over, under the law.

### ENTERTAINMENT OF CANADIAN SOLDIERS.

The following was received:

City of Boston, Office of the Mayor, August 18, 1910.

To the City Council:

To the City Council:

I beg to recommend the passage of the appended order, transferring the sum of one thousand dollars (\$1,000) from the Reserve Fund to the appropriation for Mayor, office expenses, etc., in order that suitable entertainment may be provided for the Forty-third Regiment of Infantry, buke of Cornwall's Own Rifles, of Ottawa, Ontario, who are to visit Boston early in September. The appended letter from Retired Brigadier General Oakes, who is chairman of the reception committee, describes the courtesies extended to the Fifth Regiment of Infantry of this state on the occasion of the recent visit to Ottawa and Montreal, and gives what seem to be excellent reasons for reciprocating these courtesies. As the visiting regiment will be quartered in Boston, the city will regard them, in a measure, as its guests and may very properly set aside a portion of the public funds for the purpose of entertaining them.

Yours very truly,

John F. Fitzgerald, Mayor.

Boston, August 9, 1910.

Boston, August 9, 1910.

To His Honor Mayor John F. Fitzgerald,
City Hall, Boston, Mass.:

Dear Sir,—The Forty-third Regiment of
Infantry, Duke of Cornwall's Own Riffes, of Ottawa,
Ontario, are to visit Boston, September 3, 4 and 5
next, as guests of the Fifth Regiment of Infantry,
M. V. M. They are one of the representative
militia regiments of their country, and will come
under arms, permission having been granted
through the Secretary of State at Washington,
D. C.

When the Fifth Regiment of Infantry of this state visited both Ottawa and Montreal in August, 1906, both cities extended courtesies to the regiment, and it was reviewed by Earl Grey. I respectfully suggest that \$1,000 be appropriated for their entertainment as guests of the City of Boston on September 4, arrangements for the same to be submitted to you at a later date. This visit will be in a way an international affair, and I am sure any courtesies extended to them on behalf of the city will be greatly appreciated, not only by themselves but by their fellow countrymen of Canada. I am, very respectfully,

(Signed) WILLIAM H. OAKES,
Brigadier General M. V. M., Retired,
Chairman of Committee.

Ordered, That in accordance with the provisions of chapter 261 of the Acts of 1893 the City Auditor be, and hereby is, authorized to transfer the sum of one thousand dollars (\$1,000) from the appropriation for Reserve Fund to the appropriation for Mayor, office expenses, etc. Referred to the Executive Committee.

#### REPAVING OF STREETS.

The following was received:
City of Boston,

Office of the Mayor, August 16, 1910.

Office of the Mayor, August 16, 1910.
To the City Council:
I transmit herewith a communication from the Superintendent of Streets containing a reply to your order requesting report as to the advisability of repaving certain portions of Harrison avenue and Albany street.

Respectfully,
John F. Fitzgerald, Mayor.

Street Department, City Hall,
Boston, August 8, 1910.

To the Honorable the Mayor:

Re inclosed order of the City Council, inclosed report of the Deputy Superintendent in charge of the Highway Division, relative to repaving Harrison avenue from Harvard street to Broadway and from Kneeland street to Harvard street and also with reference to repaving Albany street from Kneeland street to Oak street, is respectfully forwarded. The estimated cost of these improvements is as follows:

14,100

City of Boston, Street Department, Highway Division, Boston, August 5, 1910.

Mr. Louis K. Rourke,

Mr. Louis K. Rourke,
Superintendent of Streets:
Sir,—I return herewith an order of the City
Council as to the advisability of repaving Harrison
avenue from Kneeland street to Harvard street, dasphalt section; also from Harvard street to Oak
street, granite block section.

There is a possibility that the asphalt section
(between Kneeland and Harvard streets) can be
resurfaced this season, but I am unable to give any
encouragement for the repairing of the granite
block section, for the very important reason that
our financial condition will not permit.

In the matter of the Albany street paving, the
division force has made repairs, but the permanent
work must go over till next year on account of the
lack of funds.

lack of funds.

Respectfully, (Signed) James II. Sullivan, Deputy Superintendent. Placed on file.

MONEY EXPENDED ON PARKS, ETC.

The following was received:

City of Boston, Office of the Mayor, August 20, 1910.

Office of the Mayor, August 20, 1910.
To the City Council:
I beg to transmit the appended communication, in reply to an order passed by your honorable body at its meeting of July 6 requesting the Statistics Department to furnish a report as to the amount of money expended during the past twenty years in Wards 8, 10 and 11 on parks, playgrounds, street improvements, etc. improvements, etc.

Respectfully, John F. Fitzgerald, Mayor.

Statistics Department, Boston, August 16, 1910.

Hon. John F. Fitzgerald,
Mayor of the City of Boston:
Sir,—In response to an order of the City Council dated July 6, 1910, calling upon the Statistics Department for a "report as to the amounts of money expended during the past twenty years in Wards 8, 10 and 11 on parks, playgrounds, boulevards, street improvements, etc.," I beg to submit the following report:
Inasmuch as new ward lines were established in 1895, it is not possible to make a satisfactory statement regarding expenditures within the present wards for years prior to 1895 without an inordinate expenditure

The aggregate amount of expenditures, on capital account, from 1895 to 1909, inclusive, for the objects specified, in the several wards (as is shown by the records of the Street Department and the reports of the Park Department and the City Auditor) is as follows:

Ward 8..... \$467,494 92 15.00 per cent. Ward 10.... Ward 10 949,665 42 Ward 11 1,700,141 61 34.46 per cent. 54.54 per cent.

\$3,117,301 95 100.00 per cent. The foregoing aggregate is made up of two classes of expenditures, viz.: (1) Expenditures for parks and boulevards, and (2) expenditures for street improvements, as follows:

Parks and boulevards.     Street improvements.	Ward 8.	Ward 10.	Ward 11.
	\$31,240 01	\$31,305 21	\$354,176 27
	436,254 91	918,360 21	1,345,965 34
Totals	\$467,494 92	\$949,665 42	\$1,700,141 61

Somewhat detailed statements of the expenditures embraced in the foregoing subtotals are set torth in the appended tables I. and II.

Placed on file.

HEIGHT LIMIT FOR FIREMEN. The following was received:

City of Boston, Office of the Mayor, August 16, 1910.

To the City Council:

I beg to transmit the appended communication I beg to transmit the appended communication from the Acting Fire Commissioner, bearing upon your order passed at the meeting of May 16, to the effect "that the Fire Commissioner, through his Ilonor the Mayor, be requested to reduce the height limit for applicants for fire service to 5 feet is is the action." 5 inches.

Respectfully, John F. Fitzgerald, Mayor.

City of Boston, Fire Department, Boston, August 13, 1910.

Fire Department, Boston, August 15, 1910.

Hon. John F. Fitzgerald, Mayor:
Sir,—On May 16th, the City Council passed
the following resolution, which was duly forwarded
from the Mayor's office to the Fire Commissioner:
"Ordered, That the Fire Commissioner, through
his Honor the Mayor, be requested to reduce the
height limit for applicants for fire service to 5 feet
5 izekes."

5 inches.

Under the present law the Fire Commissioner Under the present law the Fire Commissioner has the authority to fix the height regulation, and the minimum has been placed at 5 feet 7 inches. From this fact and from the further fact that the Civil Service Commissioners in examining applicants for the Fire Department do not reject candidates because of failure in height requirements a heavy burden has been put upon this office to make explanation of our refusal to appoint men under 5 fact 7 inches in height who were on the civil serof feet 7 inches in height who were on the civil service list. The commissioner has also received innumerable requests that the height limit be reduced.

reduced.

It therefore becomes advisable, in order that there may be a satisfactory understanding of what the attitude of this department shall be, that a definite statement of policy in this regard should be made. Having this purpose in mind, I have investigated the requirements and tests to which the more important cities of the United States subject their candidates for the fire department, and as a result of this investigation, and of what I have myself observed, I have come to the conclusion that it would be imprudent and perhans dangerous that it would be imprudent and perhaps dangerous to change the present minimum requirement as to height for probationers in this department.

Very respectfully, Enwarn M. Hartwell, Secretary.

This decision is reached not because I believe there is any peculiar sanctity in this particular standard, for there may be better methods of examining the fitness of candidates than by the height test. While size and height may be very important qualificatious in a police officer, whose physical appearance may have much to do with his efficiency, this is not necessarily true of firemen, with whom agility and brawn may be of much more importance than height.

In the absence, however, of a well worked out system based upon tests for brawn, speed and agility, the best practical results are obtained by setting a height standard, and if such a standard is set it cannot wisely be set at less than 5 feet 7 inches, though some of our older and best men would not now be in the department if the present minimum had applied at the time of their admission.

In New York the minimum requirement is 5 feet

In New York the minimum requirement is 5 feet 7½ inches for ordinary firemen, and Chief Crocker recently advised me that he was in favor of even larger men; and that for ladder service the rule of the New York department makes the minimum 5 feet 9 incnes.

In Chicago the minimum limit is 5 feet 8 inches, while 5 feet 7 inches is the standard for St. Louis, Baltimore, Cleveland, Buffalo, Detroit, Cincinnati, Milwaukee and Washington. In fact, Philadelphia is the only large city in the country where a lower standard obtains. Appended hereto is a summary of the height and weight requirements in fourteen cities.

There are frequently met eases of hardship where men are one-fourth, one-eighth or even one-sixteentb of an inch under the height requirements. Of course, as a practical matter, such slight difference would not affect a man's efficiency for fire service. But while the rule obtains, it must be respected. Nor will a change in the present regulations eliminate this hardship; for at whatever arbitrary limit this mininum may be fixed we whall always find the same sort of hard cases as we do at the present time. The standard for Boston should not be lower than for other great cities. For these reasons I do not think it expedient to reduce the present height limit of 5 feet 7 inches, and therefore I am unable to comply with the There are frequently met eases of hardship where

and therefore I am unable to comply with the request of the City Council.

Respectfully,

FRANCIS M. CARROLL, Temporary Commissioner.

Cities.	Height and Weight.	Remarks.
New York	Minimum, 5 feet $7\frac{1}{2}$ inches; 140 pounds. Maximum, 6 feet 5 inches; 185 pounds.	Age limit 21 and not more than 30 years at date of appointment. Chest expansion, minimum 36½ inches.
Chicago	Minimum, 5 feet 8 inches; 150 pounds. Maximum, 6 feet 5 inches; 195 pounds.	Chest measurement, minimum 35 inches.
Philadelphia	Minimum, 5 feet 5 inches	Weight regulated by examining physician. Opinion small men as good as large, if they ean pass a good physical examination.
St. Louis	Minimum, 5 feet 7 inches; 135 pounds. Maximum, 6 feet 4 inches; 180 pounds, not under.	Chest measurement 33 inches. Department adheres strictly to height and weight regulations and rigid medical examination.
Newark	Minimum, 5 feet $5\frac{1}{2}$ inches; 130 pounds.	Opinion that small men in proportion to weight are better adapted for fire service thau what is termed "big men."
Baltimore	Minimum, 5 feet 7 inches; 140 pounds, Maximum, 6 feet 4 inches, and not less than 190 pounds.	Chest measurement 34 inches. Stress is laid with reference to brawn. Man might pass height and weight regulations, but is rejected for this reason. Engineer's height waived.

CITIES.	Height and weight.	Remarks.
Buffalo	Minimum, 5 feet 7 inches; 133 pounds.	Chest measurement, 35 inches. Physical examination by department surgeon.
Detroit	Minimum, 5 feet 7 inches; 145 pounds; 6 feet, 165 pounds, Maximum, 6 feet 4 inches; 175 pounds,	Age 21 to 30. Physical examination by surgeon.
Cineinnati	5 feet 7 inches; weight and other measurements in proportion.	Regulation has just been changed from 5 feet 6 inches to 5 feet 7 inches and opinion is that it is advantageous, climinating light men who could not stand exposure and strain.
Milwaukee	5 feet 7 inehes; 150 pounds; 4 pounds each additional inch.	Age linit 22 to 32 years. Opinion is that present regulations give good results for men in the line. Assistant engineers are accepted at 5 feet 6 inches.
New Orleans	Minimum, 5 feet 5 inches	Would personally prefer height regulation 5 feet 7 inches and not less than 150 pounds.
San Francisco	5 feet 9 inches for laddermen; 5 feet 7 inches for hosemen	Minimum weight, 140 pounds; maximum, 220 pounds; waist measurement not to exceed ehest. Considers height regulations essen- tial.
Washington	Minimum, 5 feet 7 inches; 145 pounds	Opinion is that it is necessary to have height and weight limit, but examining board be allowed discretion if applicant is one-half inch short if physically qualified otherwise.

Placed on file.

### TEMPORARY HEALTH COMMISSIONER.

The following was received:

City of Boston, Office of the Mayor, August 8, 1910.

To the City Council:

You are hereby notified that I have this day designated P. Robert Greene, an Overseer of the Poor, to serve as a member of the Board of Health, pending a permanent appointment to this office.

Respectfully,

John F. Fitzgeraln, Mayor.

### BOSTON ELEVATED PLANS.

The following was received:

City of Boston, Office of the Mayor, August 11, 1910.

Placed on file.

City of Boston,
Office of the Mayor, August 11, 1910.

To the City Council:
I transmit herewith, in order that they may be placed in the files of the City Clerk, the following plans showing proposed modifications and changes in the existing elevated structure of the Boston Elevated Railway Company and of its proposed elevated Railway Company and of its proposed elevated structure and station in Causeway street, between Haverhill street and Nashua street:

(1) No. 26885, showing elevated and subway construction, East Cambridge extension, proposed connection with subway and Washington Street Tunnel and modification of and connection with existing elevated lines, Causeway street, between Canal street and Charlestown Bridge.

(2) No. 26886, showing elevated and subway construction, East Cambridge extension, proposed elevated station Causeway street, opposite North Union Station, and modification of and connection with existing elevated lines, Causeway street, between Canal street and Charlestown Bridge.

(3) No. 26887, showing clevated and subway construction, modifications and changes, Causeway street, Haverhill street to Charlestown Bridge.

(4) No. 26888, showing clevated and subway construction, East Cambridge extension, proposed elevated station Causeway street, opposite North Union Station, and modification of and connection with existing elevated lines, Causeway street, between Canal street and Charlestown Bridge.

The above plans have been approved by me, under the provisions of chapter 500 of the Acts of 1897, as to architectural appearance and obstruction to light and ir.

tion to light and air.

Respectfully,

JOHN F. FITZGERALD, Mayor,

CELEBRATION OF COLUMBUS DAY. The following was received:

City of Boston, Office of the Mayor, August 15, 1910.

To the City Council:

In compliance with the request contained in an order passed by your honorable body at its meeting of August 8 I communicated with the Italian Ambassador, extending, through him, an invitation Ambassador, extending, through nim, an invitation to the Italian government to send one or more of its warships to Boston on Columbus Day, October 12, to take part in the celebration of that holiday, which is of particular interest to our fellow citizens of Italian origin. I beg to transmit the appended communication, which has been received from the Italian Charge d'Affaires.

Respectfully,
JOHN F. FITZGERALD, Mayor.

Regia Ambasciata D'Italia, Manehester, Mass., August 14, 1910.

Sir,—I beg to aeknowledge the receipt of your letter dated the 11th instant, addressed to H. E. Baron Mayor des Planehes, former Italian Ambassador to the United States, who since February last left this country for his new post at Constantinople.

dor to the United States, who since February last left this country for his new post at Constantinople. I wish to express to you this embassy's hearty appreciation of the courteous and friendly sentiments which have prompted you and the City Council of Roston to request the presence of one or more Italian warships at the celebration of Columbus Day on October 12.

I have taken note of the assurances you give me concerning the welcome which would be extended to the ships of my country and I have no doubt that Boston and its citizens would receive my countrymen with their usual courtesy and with exquisite hospitality.

Accordingly I take great pleasure in communicating to my government your very kind invitation, but I must at once tell you that I fear it will be unable to accept it, as no Italian warships are at present stationed in North American waters, nor does it seem likely that in the near future any of them will visit American ports.

Believe, sir, with assurances of very distinguished consideration,

Yours very truly,

(Signed)

Yours very truly,
(Signed) Montagliara,
Italian Charge d'Affaires.

Placed on file.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named:

#### Claims

Thomas M. Daley, for compensation for injury to son caused by being knocked down by eity team

on Atlantic avenue.

Agnes Erlandson, for compensation for injuries received from a fall on Jenkins street on August 2, 1910.

Wesley H. Ellis, for compensation for damage to automobile by Sanitary Division wagon.

Mary H. McDonald, for compensation for dam-

age to elothing.

Guy W. Jackson et al., for compensation for damage to elothing while assisting city employees at Boyuton Street Yard.

Boston American, for expense incurred on account of leak in water supply pipe.

### Executive Committee.

The Linemen's Union of Boston, for an investigation relative to alleged dangerous wire construction on poles on Dorchester avenue, Adams street and Nepouset avenue

Petitions for sidewalks, viz.:

### (Artificial.)

(Artificial.)

Thomas F. Hurley, 20 Elmo street, Ward 20.
J. M. Dowling, Harvard street, corner of Commonwealth avenue, Ward 25.
T. F. Mahan, 119-123 Humboldt avenue and on Harrishof street side, Ward 21.
W. W. Sherman, 58 Clarkwood street, Ward 24.
Charles P. Daly, 36 Roseclair street, Ward 16.
S. Finkelstein, 435-449 Geneva avenue, Ward 20.
W. H. Crosby, 416-418 Talbot avenue, Ward 24.
George H. Fuller Company, 535 Tremont street, and on the Warren avenue side, Ward 10.
James Mason Rothwell, 863 Boylston street, Ward 11.

Ward 11. Irving Atwood, 31 Mt. Everett street,

W. Irw Ward 20.

Ward 20.

John L. Gleason, 286 South street, Ward 23.
St. Joseph's Church, Circuit street, Ward 21.
National Investment Company, 187-189 Oakland street, Ward 24.
Isabella E. Sharpe, 36 Draper street, Ward 20.
St. Ann's Parochial School, 237 Neponset avenue, Ward 24.
J. W. Sheehan, 24 Grant street, Ward 20.
H. A. Drehaut, 35-37 Mt. Everett street, Ward 27.

Ward 20.

John Lally, 16 Allston street, Ward 20. W. S. Riley, 34 Mayfield street, Ward 20. A. Dudley Dowd, 1110-1118 Bay State road,

A. Dudley Dowd, 1110-1118 Bay State road, Ward 11. C. F. Whitehead, 90 Hancock street, Ward 20. Robert G. Jones, 93 Easton street, Ward 25. E. N. Foss, 642-648 Beacon street, Ward 11. William A. Ryan, 73-77 Roseclair street, Ward

16. Michael O'Donnell, 159 Boston street, Ward 16. Agnes B. Pitts, 18 Bennett street, Ward 25.

Woodbury & Leighton Company, 113 Bellevue street, Ward 23. Catherine A. Gooding, 21 Forbes street, Ward 22. Granyille F. Seaverns, 731-737 South street, Ward 23.

Maria B. Conboy, 17 Forbes street, Ward 22. George F. Moser, 107 Howland street, Ward 21. Mary J. Mogan, 19 Forbes street, Ward 22. C. Weinacker, 44 Forbes street, Ward 22.

### Faneuil Hall.

Petitions for the use of Faneuil Hall, viz.: Clement G. Morgan, day and evening of January

6, 1911. M. J. Konikow, evening of September 8, 1910. Label League, I. M. C., afternoon of September 4.

## MINORS' LICENSES.

President BALLANTYNE submitted reports on petitions for minors' licenses for twenty-four newsboys, one vender and one bootblack and asked the approval of the Council on the same.

The Council voted to grant the license on the

usual conditions.

### PAYMENT FOR DOG CATCHERS.

Coun. HALE presented the petition of Julian Codman, Huntington Smith and Frank J. Sullivan,

constables of the City of Boston, asking for payment for services as dog catchers from May 1, 1910, to June 20, 1910, they not being constables of the city during said period.

Referred to the Executive Committee.

### COAL AND COKE LICENSES.

Copies of coal and coke licenses granted by the Commonwealth were received.
Placed on file.

### NOTIFICATION OF APPOINTMENT.

Notification was received of the appointment of Charles D. Daly as Fire Commissioner, and of the delivery of certified copy of same to the Civil Service Commission.

Placed on file.

### APPROVAL OF APPOINTMENT.

Notice was received from the Civil Service Commission of approval of appointment of Philip O'Brien as principal assessor. Placed on file.

## STORAGE OF EXPLOSIVES.

Notices were received of the keeping of explosives at the following locations, and of intention to use said premises for same purpose for the ensuing year, viz.:

William Endicott, Jr., 180 Beacon street, Ward

11.
Walter H. Collins, 51 Tonawanda street.
Henry L. Richmond, 511 East Fifth street.
Placed on file.

#### CONSTABLE'S BOND.

The Acting City Treasurer, after having duly approved of the same, submitted the constable's bond of Paul R. Gast.

Approved by the Council.

### PAY ROLLS OF REGISTRY OF DEEDS.

In accordance with the provisions of section 33, chapter 22, of the Revised Laws, the Register of Deeds submitted pay rolls, certifying that certain persons had been employed in his office and that work had been performed from June 20 to July 25 to the amount of \$3,871.49; also that work had been performed from July 25 to August 22 to the amount of \$3,171.20. Referred to the Committee on County Accounts,

### BENCHES ON ESPLANADE, CHARLES RIVER BASIN.

A communication was received from the Metro-A communication was received from the Metropolitan Park Commissioners, in answer to order of City Council asking that settees and benches be placed on esplanade of Charles River Basin, stating that settees or benches would be placed on the portion of the embankment towards Cambridge Bridge, but none would be placed on the portion of the embankment parallel to Beacon street, as a subwar is to be emparated there this fall. subway is to be constructed there this fall.

Placed on file.

## NOTICE OF HEARINGS.

Notices were received from the Board of Rail-road Commissioners of hearings on petitions of West End Street Railway Company for approval of 314th, 315th, 316th, 317th, 318th and 319th locations, said hearings to be given on August 17. Placed on file.

### ALTERATION AND RELOCATION OF TRACKS.

Copies of orders were received from the Street Commissioners on petitions of West End Street Railway, as follows:

Alterations of tracks on Longwood avenue, be-tween Huntington and Brookline avenues, 314th

Alteration of existing tracks at or near Tremont

Alteration of existing tracks at or near Tremont and Northampton streets, 315th location.

Relocation of tracks on Devonshire street, between State street and Adams square. In Adams square, from Devonshire street to Washington street. In Washington street, from Adams square to Hanover street, 316th location.

Relocation of tracks on Dudley street, between Harrison avenue and Magazine street, 317th location.

location.

Alteration of tracks on Geneva avenue, between Bowdoin and Park streets, 318th location.

Placed on file.

#### GAS MAIN, MIDDLESEX STREET, CHARLESTOWN

A copy of order of Street Commissioners granting permission to the Charlestown Gas Company to lay, maintain and use a gas main in Middlesex street, Charlestown district, was received.

Placed on file.

#### ERECTION AND REMOVAL OF POLES.

Copies of orders were received from the Street Commissioners as follows:

Copies of orders were received from the Street Commissioners as follows:

Erection and removal of one pole of West End Street Railway Company on Dorchester avenue, north of West Fourth street.

Removal of three poles of Edison Illuminating Company on Charter street, Ward 6.

Removal of pole of Edison Electric Illuminating Company on Granby and other streets.

Erection and removal of one pole of New England Telephone and Telegraph Company on Sleeper street, Ward 13.

Erection and removal of one pole of same company on Topliff street, Ward 20.

Attacbing of wires of same company to pole of West End Street Railway Company on Washington street, corner of Grove street, West Roxbury.

Attacbing of wires of same company to pole pointly owned by the Postal Telegraph Cable Company and the Boston Elevated Railway Company on Washington Street, near Grove street, West Roxbury. Roxbury

Ercetion of three poles of said company on Elmira street, Ward 25.

Erection and removal of one pole of same company on Clark street, corner of Alpha road, Ward 20.
Placed on file.

#### APPOINTMENT OF DEPARTMENT HEADS.

Boston Finance Commission, 410-413 Tremont Street, Boston, August 17, 1910.

To the Honorable the Mayor and City Council:
Gentlemen,— The Finance Commission respectfully submits herewith a report upon one of the methods of administration affecting the City of Boston and its financial interests, namely, the manner in which heads of departments and subordinate officers have been appointed during the first six months of the present fiscal year.

# I. Appointments of Heads of Departments and Members of Municipal Boards.

Members of Municipal Boards.

Sufficient time has now elapsed since the charter amendments went into effect to show the Mayor's attitude toward those provisions of the charter which define the kinds of appointments which the Mayor should make. The issue involved has been befogged by drawing undue attention to certain individuals whose appointments have not been approved by the Civil Service Commission. The real issue is far more important than any merely personal matter involved in the rejection of individuals. In fact the character of the city government depends upon the proper understanding and decision of the real issue, which is whether the merit system or the spoils system shall be applied in the administration of the city's business.

Briefly summarized, the ebarter amendments require that the Mayor shall make appointments "solely in the interests of the eity," of recognized experts in such work as may devolve upon them, or of persons specially fitted therefor by education, training or experience; and that, except in the

case of the Election Commission, which under the law is a bi-partisan board, the appointments shall be made without regard to party affiliations

or residence.

The amendments were designed to accomplisb

The amendments were designed to accomplish four objects:

1. To strengthen the hands of the Mayor by requiring appointments to be made without regard to political affiliations or geographical limitations, both of which considerations had in the past operated to limit the field from which selections

were made.

2. To remove the restrictions which had frequently been imposed on the Mayor's power of appointment by members of the Board of Aldermen

2. To remove the restrictions which had frequently been imposed on the Mayor's power of appointment by members of the Board of Aldermen who, by the use of their confirming power or by withholding their support of necessary appropriations, could compel the Mayor to appoint persons agreeable to them.

3. To place a check upon the Mayor's power to appoint incompetents to important offices, hy requiring the Civil Service Commission, a board independent of the Mayor and with no power over appropriations, to pass upon the qualifications of the appointees and to refuse to approve those who were not shown to be competent persons with the requisite qualifications, thus preventing a recurrence of the wasteful methods which in the past caused cnormous financial losses to the city.

4. To enable the Mayor to confine his attention to the larger and more important problems of administrations, by relieving him of the frequently self-imposed but unnecessary task of personally superintending the management of a multitude of petty departmental details, a task which the law requires to be and which should be performed by competent beads of departments.

These amendments are based upon the sound principle that only trained and capable officials should be intrusted with the expenditure of the public funds. It was intended that the appointing power should cease to be a proprietary right of the Mayor, to be exercised in favor of those who had reudered him political or personal service, and that his power should be used "solely in the interests of the city." The inherent right of the people as a whole to able and honest government was recognized in these amendments as being superior to the demands of particular individuals for office. It was sought to safeguard the entire community against both favoritism and incompetency, which usually go hand in hand, causing a diversion of the public funds from necessary to unnecessary objects, and resulting in poorer streets, fewer playgrounds, and less protection to life, health and property.

public funds from necessary to unnecessary objects, and resulting in poorer streets, fewer playgrounds, and less protection to life, health and property.

When the Legislature provided for the substitution of the merit system for the spoils system of appointments in the City of Boston the public had the right to assume that the Mayor elected under the provisions of the charter amendments would avail himself of the opportunity afforded him to raise the appointments to a higher level than had ever been attained in any American city. The first six months' experience under the charter amendments shows, however, that the Mayor has either failed to realize his great opportunity or has deliberately ehosen to reject it.

Though the reappointments, with a single excep-

failed to realize his great opportunity or has deliberately chosen to reject it.

Though the reappointments, with a single exception, and many of the appointments to unpaid boards, are commendable, and the appointment, without regard to political considerations or local prejudices against non-residents, of a trained and experienced civil engineer as Superintendent of Streets tempers the feeling of loss caused by the unexplained failure to reappoint an official of great demonstrated worth, these creditable appointments should not conceal the fact that there have been a large number which have not been made "solely in the interests of the city." Many appear to have been made largely, some wholly, in consideration of personal support given to the Mayor of for purely political purposes. The political character of these appointments is a matter of common knowledge, nearly all having been accompanied by newspaper statements reciting the service rendered by the appointees. In many cases the appointees had no previous special training for or experience in the offices, and in other cases the appointers' records in office disqualified them.

The mayor has made sixty-two appointments to paid and unpaid positions as heads of departments and to numbers of municipal boards since the charter amendments went into effect; thirty-seven to paid and twenty-five to unpaid positions. Of the appointments to paid positions twenty-three have been approved by the Civil Service Commission and fourteen have not been approved; of the

appointments to unpaid positions, twenty-one have been approved, three have not been approved and

one is pending.

Of the twenty-two new appointments to paid positions as heads of important departments, fifteen appear to have been made, and seven appear fifteen appear to have been made, and seven appear not to have been made, as rewards for political support given to the Mayor. Of these fifteen political appointments three were approved and twelve were not approved; of the seven appointments which appear not to have been made as rewards for political service five were approved and two were not approved.

However, the friends of individual appointees was differ in opinion as to the action of the Civil

However, the friends of individual appointees may differ in opinion as to the action of the Civil Service Commission in particular cases, all disinterested persons will agree that the decisions of that commission have been made in good faith for the best interests of the eity, and that the wisdom of the law under which they acted has been demonstrated. The Finance Commission believes that the eity has not suffered a loss in any instance of rejection, that a much higher standard of selection was intended by the charter amendments, and that persons better qualified for the offices in question could and should have been found.

# II. Appointments to Subordinate Offices in the Departments.

The political purpose underlying appointments of heads of departments and members of municipal boards has been manifested also in the removal and boards has been manifested also in the removal and appointment of subordinates in several departments. The chairman of the Board of Bath Trustees has resigned recently because he found his views respecting the appointment of subordinates irreconcilable with those of the Mayor. He stated to the Finance Commission that he found a man at McKenzic Beach acting as constable, for whom there was no need, but who had been put to work by the Mayor without consultation with the chairman, and whom he the chairman, thereupon dismissed. and whom he, the chairman, thereupon dismissed. He stated that he was later called on the telephone by the Mayor, who informed him he was Mayor of the City of Boston, and that he felt he had a right to make such appointments. The chairman said in reply that he would not permit anyone to be employed there without consulting him. Finding him was a such as part of the property of the consulting him. said in reply that he would not permit anyone to comployed there without consulting him. Finding his views on the matter were not in harmony with those of the Mayor he thereupon sent in his resignation, which has since been accepted. In a letter written to the Mayor he says, "I do not believe that you should appoint men to positions within the department without consultation with the trustees. Such proceeding is wholly subversive of all discipline within the department and is making us responsible for the conduct of persons over whom we virtually have no control." A copy of his letter containing a statement of the reasons for his resignation is submitted herewith. The chairman also stated that he received repeated requests from the Mayor's office for the appointment of women employees who are not under civil service rules, and that although he informed the Mayor's office that the corps of women in the department was full and that he could find no more places, he was constantly pressed to add to the force. He stated that his mind was being disturbed by such interference and that he chose not to remain in office.

more places, he was constantly pressed to add to the force. He stated that his mind was being disturbed by such interference and that he chose not to remain in office.

The Water Department has been undergoing a similar process of disorganization. Upon the failure of the Civil Service Commission to approve the Mayor's first appointment as Water Coumis-sioner, Water Commissioner Hannan, in accord-ance with the Mayor's wishes, sought to create sioner, water Commissioner Hannan, in accordance with the Mayor's wishes, sought to create the new office of general superintendeut of the department, in order to provide a place for the rejected appointee. The Civil Service Commission refused to permit the office of general superintendent to be filled without a competitive examination, as it seemed to be an evasion of section 15 of chapter 486 of the Acts of 1909. This attempt was thereupon abandoned and a uew plan was evolved. Mr. Hannan stated that later he received orders from the Mayor to reduce to the rank and pay of clerk the superintendent of the Distribution Division, and to appoint as superintendent in his place the person who had failed to obtain the Civil Service Commissioner. These instructions have been followed. When asked by the Finance Commission whether the former superintendent was as competent to manage the Distribution Division as the new appointee, Mr. Hannan answered "Yes." When asked whether he would have made the change, if he had been given a free hand by the Mayor to do what he thought best for the city, he declined to answer. Being questioned further, he stated, "At the present time I am looking out for myself. It is a ease of livelihood with me, as it is with everybody down there." This answer makes it manifest that the Water Commissioner made the change in obedience to the desire of the Mayor, in order to proteet himself for the time being, and that neither the Mayor nor the Water Commissioner considered either the injustice of degrading an admittedly competent superintendent who had won his office by meritorious service or the resulting demoralization of the department.

The office of City Collector is being exploited

awon his office by meritorious service or the resulting demoralization of the department.

The office of City Collector is being exploited for political purposes by the Mayor with the entire acquiescence of the collector, who, himself appointed as a reward for political service, is now engaged in discharging his obligations to the Mayor by removing experienced officials and appointing in their places political supporters of the Mayor. The collector is not really, but only nominally, the head of the department, so far as removals from or appointments to office are concerned. He assumed the duties of collector on the 13th of June and within two days the cashier, who held the office since 1902 and performed his duties acceptably, was forced under threat of removal to resign, and a favorite of the Mayor was appointed in his place. Without the knowledge of the collector an employee of the Mayor, to tender his resignation, to take effect on the fifteenth. The resignation was tendered and the new eashier was appointed on the next day, the 15th of June. In the removal of the former cashier and the appointment of the new one the collector was a mere instrument in the execution of the Mayor's plan to remove from office one who has been opposed to him politically and to appoint in his place a political supporter. No consideration was given to the cvil effects of this palpable application to an important city department of the theory "to the victors belong the spoils."

Several other changes which have recently taken place in the collector's department present further evidence of the pliancy of the collector in the hands evidence of the pliancy of the collector in the hands of the Mayor. It is apparent that in some cases the collector has not learned whom the Mayor wishes to remove or appoint as soon as the representatives of the newspapers. When examined by the chairman of the Finance Commission on the 29th of July last, he was asked whether the newspaper notice of the contemplated removal of two clerks in the department was authentic, and he answered that he did not understand that either of the two men named were selected to be removed, but that it was "rather anticipated that they might go." When asked whether he contemplated filling their places he said he had not considered that. When asked if a certain individual was about to be appointed to the department, as stated in the newswhen asked if a certain individual was about to be appointed to the department, as stated in the newspapers, he answered, "I do not know if I should know him. I have never seen him."
"Question. You do not know anything about it?
"Answer. No."

Since these statements were made by the col-lector the two men reported in the newspapers as slated for removal have been removed and the slated for removal have been removed and the person reported in the newspapers as about to be appointed has been appointed. Four others have been removed and five others appointed, all for political reasons. One of the new appointes the collector had never met, except once during the recent municipal election while he was acting as assistant campaign manager for the Mayor. The other appointees the collector did not know at all until they were brought into his office shortly before until they were brought into his office shortly before

The examination made by the Finance Commission, both of the appointments of heads of departments and of subordinate officials, shows that politics has been almost invariably the moving cause politics has been almost invariably the moving cause of the changes that have been accomplished, and that the usual result of the changes has been the substitution of the inexperienced for the experienced in office. The more important offices have been given to those who performed the greater, and the minor offices to those who rendered the lesser political services. The continued application of this principle to the administration of the city's business cannot fail to be of disadvantage to the citizens as a whole. If unchecked it will lead inevitably to the restoration of the spoils system, as applied to the municipal offices, with its attendance of the system of the spoils system, as applied to the municipal offices, with its attendance of the system of the spoils system, as a policy of the system of

ant losses. The service will become demoralized ant losses. The service will become demoralized because appointments, tenure and promotion will again depend upon political influence and not upon merit. Subordinates will cease to hope for advancement through merit and will consequently lose respect for their superiors and interest in their work. In the lax discipline inevitably resulting public funds will be wasted which are needed for seafel supercest. useful purposes.

The Finance Commission commends the following statements in the Mayor's inaugural address of February 7, 1910:

"Whatever views the citizens of Boston have

whatever views the chizens of Boston have entertained as to the merits of the various new features now incorporated into the charter, the plain duty that now lies before us is to give each and all of the new provisions a fair trial according to the intent of the Legislature."

"Now the Mayor is obliged, in the first place, to sign a certificate declaring that he makes the appointment 'solely in the interests of the city'; this clearly excludes such partisan or personal considerations as have in the past often influenced appointments at City Hall, under all administrations."

The commission respectfully recommends:

1. That the words of the inaugural above quoted, as well as the letter and spirit of the charter amendments, be observed hereafter in the making of appointments.

charter amendments, be observed hereafter in the making of appointments.

2. That the Mayor appoint a competent permanent head of the Fire Department, thus relieving the present untrained temporary appointee of his position, and preventing the demoralization which must inevitably result from the continuance of the present uncertainty as to the head of the department. The city is entitled to permanent heads of departments, approved in accordance with law by the Civil Service Commission, and the statute should no longer be evaded under color of temporary appointments.

should no longer be evaded under color of temporary appointments.

3. That the Mayor consult the Boston Society of Engineers, or some other competent body, for the purpose of obtaining the names of persons eligible for the office of Water Commissioner; and that a competent person be appointed to that

that a competent person be appointed to that office.

4. That the Mayor consult physicians and sanitary engineers of high standing in their profession, who are familiar with modern scientific public health administration, for the purpose of obtaining names of persons eligible for the office of Health Commissioner: and that a competent person be appointed to that office.

5. That the Mayor, before making another appointment to the office of Penal Institutions Commissioner, consult with persons recognized as authorities on the subject of the management of penal institutions, for the purpose of obtaining names of persons qualified for the office.

6. That the Mayor confine himself to the larger and more important administrative problems and cease to interfere with the heads of departments in the appointment or removal of petty officials.

Respectfully submitted,

Respectfully submitted,

THE FINANCE COMMISSION,

by John A. Sullivan, Chairman.

Boston, Mass., July 20, 1910.

Boston, Mass., July 20, 1910.

Hon. John F. Fitzgerald,
City Hall, Boston, Mass.:

Dear Sir,—After tendering you my resignation as chairman of the Board of Bath Trustees yesterday two of my colleagues, I understand, called to see you, obtained the resignation from you, and have asked me to reconsider it. I told them it was impossible for me to do this, but that I did not wish to embarrass either your administration or the conduct of the department, and would therefore continue to serve until such time as you had seeured a satisfactory successor, not exceeding a period of three weeks. I therefore return you the resignation which I trust you will accept as soon as possible.

I have no feeling in this matter, and no desire to give it any publicity. I understand that you are Mayor and responsible for all the departments. I should hesitate to appoint any person whom you thought would not carry out any policy which you might have or who personally was objectionable to you. I do not, however, believe that you should appoint men to positions within the department without consultation with the trustees. Such proceeding is wholly subversive of all dis-

Such proceeding is wholly subversive of all dis-

cipline within the department, and is making us responsible for the conduct of persons over whom

responsible for the conduct of persons over whom we virtually have no control.

While I have enjoyed the work of the department, it is as you know a labor of love, and I am very much occupied with my own business.

You ought to have as chairman of your Board of Bath Trustees one who is in accord with your policies, and I am therefore forwarding you my resignation because I do not feel that I can change the point of view I now have with reference to the performance of my duty as chairman of the board.

With best wishes for a successful administration, I am.

I am,

Yours very truly, Walter R. Mansfield.

Placed on file.

#### RECONSTRUCTION OF CURTIS HALL BUILDING.

The Council proceeded to take up unfinished

Ordered, That the sum of \$60,000 be appropriated, to be expended by the Superintendent of Public Buildings, for the reconstruction of the building formerly known as Curtis Hall, and that to meet said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds or certificates of indebtedness of the city to said amount.

On August 1 the foregoing order was read once and present types.

and passed, yeas 9.

The order was read a second time and again passed, yeas 8, nays 0.

#### SIDEWALK ORDERS.

President BALLANTYNE offered an order—That the Superintendent of Streets make a sidewalk along both sides of Round Hill street, between Gay Head and Walden streets, Ward 22, in front of the estates bordering thereon, said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of brick under the provisions of chapter 437 of the Acts of 1893.

Passed.

Coun. BRAND offered an order—That the Superintendent of Streets make a sidewalk along both sides of Melville avenue, between Washington street and Dorchester avenue, Ward 20, in front of the estates bordering thereon, said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone, with granite edgestone, under the provisions of chapter 437 of the Acts of 1893.

Passed.

# REMOVAL OF TREES.

Coun. McDONALD offered an order—That the Superintendent of Public Grounds be requested to remove trees in front of estates Nos. 38, 42, 46, 50, 54 and 58 Neponset avenue, Dorchester, as said trees interfere with building operations, the expense attending the same to be charged to the appropriation for Public Grounds Department. Passed.

#### CLAIMS.

Coun. BUCKLEY, for the Committee on Claims,

submitted reports on petitions for payment of balances remaining from tax sales of estates, viz.: (1) Report on petition of Henry J. Bowen (referred 1909), recommending the passage of the

following:

Ordered, That the City Treasurer be hereby authorized to pay to Henry J. Bowen, administrator of estate of William F. Tufts, the sum of \$155.67, being the amount held by the city under chapter 390, section 40, of the Acts of 1888, from the sale of an estate on Kittredge street, for unpaid taxes of the year 1896, by deed recorded with Suffolk Deeds, Lib. 2563, page 290.

Report accepted; order passed.

(2) Report on petition of Cornelius M. Doherty (referred June 3), recommending the passage of the following:

Ordered, That the City Treasurer be hereby authorized to pay to Cornelius M. Doherty the sum of \$58.15, being the amount held by the city

under chapter 390, section 40, of the Acts of 1888, from the sale of an estate on 19-21 Bunker Hill street, for unpaid taxes of the year 1893, by deed recorded with Suffolk Deeds.

Report accepted; order passed.

#### SOLDIERS' RELIEF.

Coun. HALE, for the Committee on Soldiers' Relief, submitted a report recommending the passage of an order for the payment of aid to soldiers and sailors and their families in the City

of Boston for the month of August. Report accepted; order passed.

# RECESS TAKEN.

The Council—voted at 3.45 o'clock p. m., on motion of Coun. HALE, to take a recess subject to the call of the President.

The members of the Council re-assembled in the Council Chamber and were called to order by the President at 4.22 o'clock p. m.

#### COUNTY ACCOUNTS.

Coun. ATTRIDGE, for the Committee on County Accounts, submitted the following:
(1) Report on pay roll of Registry of Deeds (referred to-day) for July, 1910, to the amount of \$3,871.49—that the same be approved and paid. Report accepted; pay roll approved and ordered

(2) Report on pay roll of Registry of Deeds (referred to-day) for August, 1910, to the amount of \$3,171.20—that the same be approved and paid. Report accepted; pay roll approved and ordered

#### EXECUTIVE COMMITTEE REPORTS.

Coun. HALE, for the Executive Committee, submitted the following:

(1) Report on message of Mayor, and communication and order (referred to-day) that the sum of \$1,000 be transferred from the appropriation of Reserve Fund to the appropriation for Mayor, offices expenses, etc.—that the order ought to

pass.

Report aeecpted; order passed, yeas 6, nays 0.

(2) Reports, recommending the passage of orders that the Superintendent of Streets make sidewalks on the following-named streets in front of the hereinafter named estates, said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built as specified, the owner to furnish the material, viz.

#### Artificial.

Artificial.

Thomas F. Hurley, 20 Elmo street, Ward 20.
J. M. Dowling, Harvard street, corner of Commonwealth avenue, Ward 25.
T. F. Mahan, 119-123 Humboldt avenue and on Harrishof street side, Ward 21.
W. W. Sherman, 58 Clarkwood street, Ward 24.
Charles P. Daly, 36 Roseclair street, Ward 16.
S. Finklestein, 435-449 Geneva avenue, Ward 24.
W. H. Crosby, 416-418 Talbot avenue, Ward 24.
George H. Fuller Company, 535 Tremont street, and on the Warren avenue side, Ward 10.
James Mason Rothwell, 863 Boylston street, Ward 11.

Ward 11. Irving Atwood, 31 Mt. Everett street,

W. Ir Ward 20,

Ward 20.
John L. Gleason, 286 South street, Ward 23.
St. Joseph's Church, Circuit street, Ward 21.
National Investment Company, 187-189 Oakland street, Ward 24.
Isabella E. Sharpe, 36 Draper street, Ward 20.
St. Ann's Parochial School, 237 Neponset avenue, Ward 24.
J. W. Sheehan, 24 Grant street, Ward 20.
H. A. Drehaut, 35-37 Mt. Everett street, Ward 20.

Ward 20.

John Lally, 16 Allston street, Ward 20. W. S. Riley, 34 Mayfield street, Ward 20. A. Dudley Dowd, 1110-1118 Bay State road,

Ward 11.

Ward 11. C. F. Whitehead, 90 Hancock street, Ward 20. Robert G. Jones, 93 Easton street, Ward 25. E. N. Foss, 642-648 Beacon street, Ward 11. William A. Ryan, 73-77 Roseelair street, Ward 16.

Miehael O'Donnell, 159 Boston street, Ward 16. Agnes B. Pitts, 18 Bennett street, Ward 25.

#### Brick

Woodbury & Leighton Company, 113 Bellevue street, Ward 23. Catherine A. Gooding, 21 Forbes street, Ward 22. Granville F. Seaverns, 731-737 South street,

ard 23.
Maria B. Conboy, 17 Forbes street, Ward 22.
George F. Moser, 107 Howland street, Ward 21.
Mary J. Mogan, 19 Forbes street, Ward 22.
C. Weinacker, 44 Forbes street, Ward 22. Reports severally accepted; orders passed.

#### USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Faneuil Hall, etc., submitted reports on petitions (severally referred to-day) for the use of Faneuil Hall—that leave be granted, viz.:

M. J. Konikow, evening of September 8.
Label League, Inc., afternoon of September 4.
Clement G. Morgan, day and evening of January

6, 1911.
Report aeeepted; leave granted on the usual conditions.

# NEXT MEETING.

NEXT MEETING.

Coun. IIALE—Mr. Chairman, I move that when we adjourn we adjourn until September 7, two days after Labor Day.

Coun. BRAND—As that would bring the meeting in the middle of the week, I would move to amend that we adjourn to the 12th of September, which will be the Monday following Labor Day.

Chairman BALLANTYNE—The question comes on the amendment, that when we adjourn we adjourn to the 12th of September.

Coun. HALE—Would it be any serious inconvenience for Mr. Brand to be there toward the end of that week? I expect to be away the next week. Coun. BRAND—I don't ear to have the meeting arranged for my special benefit. I intended to be away the week following, why, it seems to me we ought to meet on some middle ground. I would like to meet the views and wishes of all the members, if possible.

like to meet the views and wishes of all the members, if possible.

Coun. CURLEY—I trust the amendment to the 12th will prevail. I suppose it would be a great loss to the city to have Alderman Hale or Alderman Brand absent, but I don't feel the affairs of the city would stand still if those gentlemen were absent. I think they would go on just the same. I don't think there is any danger of the rest of the members walking away with the building or voting away something they should not. Although we are glad to have you here, I don't think we would suffer if you were absent. you were absent

you were assent.
Chairman BALLANTYNE—The motion is on
the amendment of Coun. Brand to adjourn to
the 12th.
The motion was earried.

#### LAMP ON SHERWOOD STREET.

Coun. CURLEY offered an order-That the Superintendent of Streets be requested to locate a gas mantle lamp on Sherwood street, near Shirley street, Ward 17.

Passed.

### EXPENSE OF HEARINGS.

President BALLANTYNE offered an order-Tresident BALLANTYNE offered an order—
That the expense of the hearings given by the
Mayor and City Council at the meetings held in
the various districts of the city, the hearings
given by the Committee on Appropriations and
the hearings given relative to the fees and rentals
for sidewalk space in the markets, be charged to
the appropriation for City Council, incidental expenses. Passed.

# GENERAL RECONSIDERATION.

Coun. COLLINS—I move a general reconsideration, hoping that the same will not prevail.

On motion of Coun. CURLEY, the Council adjourned at 4.28 o'clock p. m., to meet on Monday, September 12, at 3 o'clock p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Tuesday, August 30, 1910.

Special meeting of the City Council, held in the Council Chamber, City Hall, at twelve o'clock noon, President BALLANTYNE in the chair and

noon, President BALLANTYNE in the chair and a quorum present.

Jurors were drawn in accordance with the provisions of chapter 514 of the Acts of 1894 (the Mayor absent), as follows:

Four grand jurors for the United States District Court, to appear September 13, 1910, viz.:

Charles A. Hill, Ward 24; John H. Carroll, Ward 9; Albert Emerson, Ward 20; Moses Leibman, Ward 6.

Forty-two traverse jurors for the Supreme Judicial Court, to appear September 13, 1910, viz.:
John M. Merrill, Ward 8; Joseph H. Aberdee, Ward 19; Louis Leviseur, Ward 11; John T. Smith, Ward 1; Henry S. Warner, Ward 21; Alfred J. McLean, Ward 3; Joseph H. Patterson, Ward 24; Michael Lynch, Ward 14; Fred A. Norcross, Ward 25; Eliot Hubbard, Ward 11; Daniel Russell, Ward 16; Benjamin Feinberg, Jr., Ward 3; Daniel McLaughlin, Ward 5; James F. Nyhan, Ward 5; Justin A. Margot, Ward 20; Lander M. Ward 20; Lander M. Ward 20; Charles H. Cole, Ward 20; Elmer E. Carr, Ward 20; Owen F. Flaherty, Ward 17; John L. Burke, Ward 18; William A. Sullivan, Ward 15; John P. Hunter, Ward 24; Harry V. Crocker, Ward 16; Joseph Pink, Ward 11; Fred P. Kinney, Ward 24; William A. Shivaree, Ward 21; Charles L. Cooney, Ward 20; Hartley Seaver, Ward 21; Walter H. Kelley, Ward 4; Seymour Coffin, Ward 1; Josiah W. T. Holbrook, Ward 24; John J. Martin, Ward 22; James J. Collins, Ward 2; George Cobb, Ward 14; Edward J. Tutty, Ward 16; Herbert W. Dyer, Ward 14; Thomas Salmon, Ward 23; George G. White, Ward 1; Edward Stanley, Ward 21.

Adjourned at 12.15 p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, September 12, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent—Coun. Attridge, Brand, Curley, Kenny.
The Council voted, on motion of Coun. McDONALD, to dispense with the reading of the records of the last two meetings.

#### JURORS DRAWN.

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894, the Mayor not being present, viz.:

visions of chapter 514, Acts of 1894, the Mayor not being present, viz.:
Thirty-five traverse jurors were drawn for the Superior Civil Court, for each session, first to seventh, inclusive, to appear October 3, viz.:
First Session—Gustav Engewald, Ward 19;
Rufus W. Page, Ward 11; Issachar M. Burdett,
Ward 24; Harold G. Seudder, Ward 20; Arthur C. Jordenson. Ward 12; Gabriel M. Gordon,
Ward 17; Philip O'Connell, Ward 16; Frederick A. June, Ward 22; George A. Gray, Ward 20;
Frank S. Haskell, Ward 25; Owen H. Welch,
Ward 20; John Berglund, Ward 6; John G. Raymond, Ward 1; Clement G. Kelsey, Ward 20;
Matthew J. De Viney, Ward 19; Benjamin T.
Baker, Ward 10; James J. O'Brien, Ward 20;
Matthew J. De Viney, Ward 19; Benjamin T.
Baker, Ward 10; James J. O'Brien, Ward 20;
Frank J. O'Donnell, Ward 8; Adna T. Wheelock,
Ward 15; Patrick E. Little, Ward 3; Patrick
Morley, Ward 17; Joseph J. Boucher, Ward 3;
Thomas Brynes, Ward 13; Frank H. McLaughlin,
Ward 17; John J. Cashman, Ward 19; Waldo C.
Burt, Ward 24; Alfred J. Aberle, Ward 19; Hugh
Barans, Ward 18; Humphrey J. Murphy, Ward 1;
Christopher F. Sweeney, Ward 2; Laurence Whyte,
Ward 16.
Second Session—Luigi Poto, Ward 6; Francis
M. Mahan, Ward 19; Waldo H. Mason, Ward 20;

Barans, Ward 18; Humphrey J. Murphy, Ward 1; Christopher F. Sweeney, Ward 2; Laurenee Whyte, Ward 16.

Second Session—Luigi Poto, Ward 6; Francis A. Mahan, Ward 19; Waldo H. Mason, Ward 20; George W. Parsons, Ward 23; John E. Counihan; Ward 4; Michael J. Hines, Ward 22; Joseph C. Pieree, Ward 19; John A. O'Brien, Ward 12, Charles E. Hanscom, Ward 21; Fred P. Trowbridge, Ward 25; Clayton Ringer, Ward 25; Herbert W. Towle, Ward 3; George T. McCormick, Ward 22; Alfred M. Mattson, Ward 14; Joseph E. Talbot, Ward 12; Joseph A. McIntire, Ward 8; Daniel J. Dowd, Ward 17; Patrick F. Doolin, Ward 14; Erik T. Johnson, Ward 2; Gustaf F. Johnson, Ward 20; John H. Dolan, Ward 25; John J. Foley, Ward 11; Charles Jaekson, Ward 1; Edward F. Fitzgerald, Ward 25; Alexander Hunzelman, Ward 24; William B. Hopey, Ward 24; Albert J. McMurty, Ward 25. Ernst Carl Georg Schmidt, Ward 18: Daniel J. Kelleher, Ward 5; Charles E. Dunean, Ward 18; Denis Toland, Ward 3; Thomas L. Burnett, Ward 1; Richard A. Quilty, Ward 10; Jerenniah M. Burke, Ward 19; John J. Mullane, Ward 17. Third Session—Thomas A. Sullivan, Ward 17. Third Session—Thomas A. Sullivan, Ward 17. Albert O. Titeomb, Ward 17; Charles W. Sands, Ward 2; Peter Devine, Ward 4; William White Ferris, Ward 23; Theodore H. Best, Ward 20; Wellington W. Cole, Ward 16; Daniel C. Fletcher, Ward 4; Edward L. Doyle, Ward 24; James J. Sheehan, Ward 18; Lewis 1. Korb, Ward 21; Francis Waldron, Ward 16; Benianin Cohen, Ward 4; Edward L. Doyle, Ward 23; Charles A. Coolidge, Ward 11; Daniel B. Coughlan, Ward 14; Allen P. Jordan, Ward 20; Benjannin Cohen, Ward 6; Henry Kiesele, Ward 22; Charles A. Coolidge, Ward 11; Daniel B. Coughlan, Ward 14; John B. Babcock, Jr., Ward 20; John Hurd, Ward 23; Daniel Campbell, Ward 23; Morris L. Hyman, Ward 20; Arthur W. Mudge, Ward 22; Edwin H.

Spooner, Ward 20; Walter Barron, Ward 20; Charles A. Miller, Ward 20; John L. Woods,

Charles A. Miller, Ward 20; John L. Woods-Ward 19.
Fourth Session—Joseph R. Chase, Ward 20; Daniel S. O'Brien, Ward 12; Thomas J. Harding, Ward 6; James E. Holbrook, Ward 22; James M. Linscott, Ward 10; Cornelius J. Bowen, Ward 19; Joseph Alpert, Ward 21; Harry E. Bagley, Ward 16; William G. Lash, Ward 24; Albert W. Habel, Ward 23; John H. Balmain, Ward 5; George A. Anthony, Ward 23; Edward J. Hoeft, Ward 15; William McCartney, Ward 15; William A. Kelley, Ward 20; Thomas H. Pray, Ward 24; Richard O'Neil, Ward 18; Joseph C. Walker, Ward 16; David H. Lanc, Ward 24; Ignatius F. Pierce, Ward 21; John R. McClenney, Ward 9; Alexander W. Sharpe, Ward 24; Kenneth S. DeWitt, Ward 20; William W. Hodsdon, Ward 20; William J. Wilson, Ward 24; Emery Harlow Talbot, Ward 20; Timothy J. Casey, Ward 22; Peter Marrow, Ward 14; Edward R. Brown, Ward 24; Henry F. Carroll, Ward 2; Timothy J. Murphy, Ward 8; William H. Hill, Ward 24; Augustus Cooper, Ward 7; David W. Rosen, Ward 6; Charles F. Dowd, Ward 10; Ward 10; Thomas J. Webb, Ward 10; Walter H. Hodsdon, Ward 25; Edgar Woodruff, Ward 13; Richard F. Shallow, Ward 5; Edgar Woodruff, Ward 13; Richard F. Shallow, Ward 5; Walter I. Hodsdon, Ward 24; George C. Hall, Ward 3; John F. Curley, Ward 15; Bernard M. MeMahon, Ward 20; Thomas J. Webb, Ward 16; William D. Irving, Ward 4; Morris Silverstein, Ward 20; Thomas J. Webb, Ward 16; William D. Irving, Ward 4; Morris Silverstein, Ward 20; Thomas J. Webb, Ward 16; William D. Irving, Ward 17; Jeremiah F. Sullivan, Ward 16; James P. Parker, Ward 23; William MacKerron, Ward 25; Bartholonew Clements, Ward 13; Frank Dodge, Ward 10; William F. Weinbecker, Ward 20; Thomas J. Flez, Ward 12; George O. Wendell, Ward 7; John F. Crowley, Ward 21; Frank E. Mars, Ward 20; Edward C. Clark, Ward 12; George O. Wendell, Ward 7; John P. Carey, Ward 13; Frank Dodge, Ward 10; William F. Weinbecker, Ward 18; Abraham J. Felz, Ward 19; Henry F. Keene, Ward 16; Felix L. Brust, Ward 18; Horny S. Done F. Carey, Ward 19; Henry F. Keene, Ward 21; Chester A. William

APPARATUS, ETC., FIRE DEPARTMENT,

The following was received:

City of Boston, Office of the Mayor, September 12, 1910.

Office of the Mayor, September 12, 1910.

To the City Conneil:

I beg to transmit a letter from the temporary Fire Commissioner giving estimates of the sums needed to replace the fire apparatus which is in an unsatisfactory condition largely as a result of the Albany street fire, and to reconstruct the repair shop with and without an additional story. The commissioner also requests an additional appropriation of \$7,500 to provide for salaries, and I have approved a transfer from the Reserve Fund to the Fire Department for this purpose, made in accordance with the provisions of section 3 of chapter 486 of the Acts of 1909. the Acts of 1909.

Respectfully, John F. Fitzgerald, Mayor.

Headquarters Fire Department, Bristol street, September 1, 1910.

Hon. John F. Fitzgerald, Mayor:

Sir,—In compliance with your request for a statement of the urgent needs of the Fire Department, together with the cost of such apparatus as might be furnished through the same, I beg to say that, after consultation with the officers of the department, I find the following apparatus should be purchased immediately:

Two first size engines and three second	
size engines	\$27,500
One water tower (quiek raising)	6,500
Two auto ehemieals	11,000
Three straight ehemical engines (horse	
drawn)	6,000
Three aerial trucks	16,500
10,000 feet of hose	9,000
1,000 feet of chemical hose	500
One combination ladder truck	2,500
Harnesses	1,000
Machinery	10,000
Supplies	5,000
Incidentals	10,000
One city truek	2,500
One power boat for marine district chief,	2,500
Total	\$110,500

The greater part of the urgency for the above apparatus is due to the fact of the fire at Albany street on August 9, where this department was a

heavy loser.

1t will also be necessary at this time to recon-It will also be necessary at this time to reconstruct the repair shop. To restore the building as it was originally (85 feet by 85 feet by 55 feet) will eost, according to estimates furnished me \$51,658.75.

I strongly recommend that an additional story be placed upon the building at a further cost of \$17,000.

Much of the equipment, consisting of tools, machinery and appliances in the shop were destroyed also; to restore these Superintendent Byington estimates that it will involve an expenditure of four or five thousand dollars.

We have within six weeks opened up the house at Forest Hills and have been obliged to make additions to the roster of the department on this account.

account. Several vacancies existing among the list of officers have also been filled. The fact of these two latter acts has been to cause us to over-run the amount set apart in the appropriation for salaries.

I therefore urge that an additional appropriation of \$7,500 be given us to provide for salaries.

Respectfully yours,

TRANCIS M. CARROLL,

Temporary Commissioner.

Referred to the Executive Committee.

#### SAFETY OF ELECTRICAL WORKERS ET AL.

The following was received:

City of Boston, Office of the Mayor, August 24, 1910.

To the City Council:

To the City Council:

The importance of the appended communication from the Wire Commissioner seems to justify me in referring it to your honorable body for discussion and for such action as may be deemed by you to be in the public interest. Of the four principal suggestions offered by Mr. Cole two might prop-

erly be made the subject of legislation by your honorable body and two of recommendation to the General Court. I beg to transmit this interesting document and to invite your earnest consideration to its subject matter, which intimately concerns the safety of the citizens in general and particularly that of the electrical workers whose business compels them to handle wires charged with dangerous currents of electricity.

Respectfully,

John F. Fitzgerald, Mayor. erly be made the subject of legislation by your

JOHN F. FITZGERALD, Mayor.

Wire Department, Boston, August 17, 1910.

Wire Department,
Boston, August 17, 1910.

Hon. John F. Fitzgerald,
Mayor of City of Boston,
City Hall, Boston, Mass.:

Sir,—Referring to request in letter, date of August 11, for suggestions as to any amendment to the ordinances or any statutory legislation which in my opinion would insure a higher degree of safety to workmen employed on overhead wiring and would give the city more efficient control over the electric companies which receive permission to carry overhead wires through the public streets, I would say that it appears advisable that some legislation be taken limiting the potential of electric currents that may be legally transmitted by the medium of overhead wiring. At present there is no specified limit, and the potential of alternating current circuits in this city has been increased from time to time from 1,000 volts potential to (in some eases) 13,200 volts, which, in certain sections of the city, is at present transmitted by means of overhead wires, and this potential is liable to be still further increased. In my judgment this is unwise and unsafe and should be prohibited. While it must be recognized that from a commercial standpoint, on the part of the consumer as well as the producer, the utilization of extra high potentials are necessary, in my opinion the conductors used for the transmission of same in this city should be underground.

At the present time the upper reossarm and top of each pole is reserved by section 15, chapter 38,

At the present time the upper erossarm and top of each pole is reserved by section 15, chapter 38, of the Revised Ordinances for the exclusive use, free of charge, of the departments of the eity. Were the poles carrying only wires of so-called signaling systems such as fire alarm, police signal, telephone, telegraph, etc., this would be an admirable ordinance, but, under existing conditions, its desirability in its present form is, to say the least,

questionable.

While from the standpoint of increased safety while from the standpoint of increased satety it would be desirable that so-called signaling wires and the wires for electric light, heat and power purposes should be run ou separate lines of poles, wires of one class being on one side of the street, the wires of the other class to be on the other side, eonditions are such that this is impracticable, and it is necessary in many cases that electric light and power wires and wires of so-ealled signaling systems be attached to same poles.

and power wires and wires of so-called signaling systems be attached to same poles.

Under the existing conditions, with the city wires or wires of other signaling systems at the top of the pole, and the light and power wires attached to crossarms underneath, it is necessary for the linemen who work upon the signaling wires to pass up between the wires carrying electric currents dangerous to life, which, in my judgment, is an unnecessary hazard to subject them to; furthermore, the relative strength of the two classes of wires is such that under the stress of severe storms the wires of the signaling systems are more liable to break than those of the other class, and, falling, often come in contact with the light and power wires attached to crossarms beneath, thereby becoming charged with currents at high potential dangerous to both life and property.

I would suggest the advisability of so amending ordinance referred to as to provide for the reservation of lower crossarm on poles for the use of city wires, rather than the upper crossarm as at present specified, thereby, in my judgment, removing one of the worst hazards to which linemen on signaling systems are at present subjected.

Under the provisions of chapter 347, Acts of 1908, the amount of streets that may be legally prescribed for the removal of poles and the placing of wires underground is two miles. In my judgment this is an inadequate amount, and I would suggest that when the proper time to bring such matters before the Legislature arrives, a bill be introduced increasing the amount which may be prescribed by the Commissioner of Wires.

I desire to take this opportunity to refer to another matter relative to overhead construction perhaps not necessarily called for by your com-

In section 15, chapter 38, of the Revised Ordinances, previously referred to, one of the provisions prescribes that wires shall not be attached to poles for the support of wires at a height less than 25

for the support of wires at a neight less than 25 feet above the ground.

There are at present many miles of wire scattered throughout the city which do not conform to the city ordinances in this respect as they are not placed on the poles the requisite distance above streets. Wiring referred to is all old construction antedating the present administration of this department. department.

department.

Above reference to wires attached to poles at a height less than that called for by the ordinances is particularly applicable to electric railway feeders for the support of which trolley poles are utilized, and which, while not conforming to the ordinances, is better, not only for the company interested but better from a practical standpoint for our citizens, than it would be to install an additional line of poles for wires in question that would keep wires the required distance from the ground, the regulation trolley pole not being of sufficient height to do this. do this.

In line with previous suggestions, I would suggest the desirability of amending existing ordinance gest the desirability of amending existing ordinance so as to make the required distance 21 feet instead of 25 feet as at present. This would take care of such wires as are at present attached to poles too low to conform to present ordinances, and would enable a 35-foot pole to do work for which at present a 40-foot pole is needed.

Poles in our streets are objectionable but necessary, and a 35-foot pole, being shorter and less in diameter, is less objectionable than a 40-foot pole, and does not increase but tends to decrease the dangers from the wires.

diameter, is less o...
diameter, is less o...
and does not increase but
dangers from the wires.

Yours respectfully,

JAMES E. COLE,

Commissioner of Wires.

Commissioner of Wires.

Referred to the Committee on Ordinances!

SIDEWALK, MELVILLE AVENUE-VETO. The following was received:

City of Boston, Office of the Mayor, September 2, 1910.

Office of the Mayor, September 2, 1910. To the City Council:

I return herewith without my approval your order directing the Superintendent of Streets to make a sidewalk along both sides of Melville avenue, between Washington street and Dorchester avenue, Ward 20, for the reason that the officials of this department report that the work involved would cost \$12,500, which is not available at this time. at this time.

Respectfully, John F. Fitzgerald, Mayor.

City of Boston, Street Department, Highway Division, Boston, Mass., September 1, 1910. Mr. Louis K. Rourke,

Mr. Louis K. Rourke,
Superintendent of Streets:
Sir,—I return herewith order of the City Council
for edgestones and artificial walks in Melville
avenue, and inclose estimate of the cost of the work
ordered—\$12,500.
This sum of money is not available for this purpose at this time, the division appropriation
being almost exhausted.
I would respectfully suggest that the order be

would respectfully suggest that the order be returned without approval.

Respectfully,

JAMES H. SULLIVAN,

Deputy Superintendent.

September 2, 1910. In accordance with above report it is recommended that the order of the City Council for the construction of this sidewalk be not approved.

L. K. ROURKE,

Superintendent of Streets.

Placed on file.

EXPIRATION OF OFFICE TERMS. The following was received:

City of Boston, Office of the Mayor, September 1, 1910.

John T. Priest, Esq., City Clerk, Boston, Mass.:

Dear Sir,—I hereby notify you that the following appointments heretofore duly certified to you are for the terms provided in chapter 486 of the Acts of 1909, and that the appointees named are to hold office until the dates specified in the inclosed list, unless removed by the Mayor in accordance with the provisions of section 14 of chapter 486 of the Acts

James A. Gallivan, Street Commissioner, January 2, 1913. John M. Minton, Election Commissioner, March

Edward B. Daily, Assessor, April 30, 1913.

J. Alfred Mitchell, City Auditor, April 30, 1914. William Jackson,\* City Engineer, April 30, 1914. William P. Fowler, Institutions Registrar, April

George E. McKay, Superintendent of Markets, April 30, 1914.

James M. Prendergast, Park Commissioner,

April 39, 1914.
James M. Prendergast, Park Commissioner,
April 30, 1913.
D. Henry Sullivan, Superintendent of Public
Grounds, April 30, 1914.
Edward W. McGlenen, City Registrar, April 30,

Mrs. Agnes C. Bulger, Bath Trustee, April 30, 1915.

Mrs. Margaret G. O'Callaghan, Consumptives' Hospital Trustee, April 30, 1915.

Abraham Shuman, Trustec of the Boston City Hospital, April 30, 1915. Alexander W. Longfellow, Art Commissioner,

Alexander W. Longfellow, Art Commissioner, April 30, 1915.

James J. Minot, M. D., Consumptives' Hospital Trustee, April 30, 1915.

Thomas M. Babson, Corporation Counsel, April 30, 1914.

Charles H. Slattery, City Treasurer, April 30, 1914.

Rev. Alexander Mann, Library Trustee, April 30, 1915.

Thomas Sproules, Overseer of the Poor, April 30,

William P. Fowler, Overseer of the Poor, April 30,

James H. Smyth, Superintendent of Printing, April 30, 1914. P. Robert Greene, Overseer of the Poor, April 30,

Mrs. Mary J. Gookin, Overseer of the Poor, April 30, 1913. John E. Gilman, Soldiers' Relief Commissioner, April 30, 1914. John J. Madden, Cemetery Trustee, April 30,

1915.

Thomas Allen, Art Commissioner, April 30, 1913. Francis M. Carroll, Bath Trustee, April 30, 1915. Francis X. Mahoney, M. D., Health Commissioner, April 30, 1913.
Charles D. Maginnis, Art Commissioner, April

Charles D. Angeles, 30, 1914.
Louis K. Rourke, Superintendent of Streets, April 30, 1914.
John F. Kennedy, Schoolhouse Commissioner, May 31, 1913.
Mrs. Mary E. McIsaac, Music Trustee, April 30, 1015.

Bowdoin S. Parker, City Collector, April 30,

Thomas F. Lally, Overseer of the Poor, April 30,

1913.
William F. Fitzgerald, Sinking Funds Commissioner, April 30, 1913.
James W. MeLaughlin, Bath Trustee, April 30,

Edward H. Eldredge, member Board of Appeal,

July 31, 1915.
Fred E. Bolton, Assessor, April 30, 1913.

William M. Murphy, Bath Trustee, April 30,

Manus J. Fish, Superintendent of Public Buildings, April 30, 1914.
Charles Logue, Schoolhouse Commissioner, May 31, 1911.
Charles B. Perkins, Schoolhouse Commissioner, May 31, 1912.
Philic O'Bric.

Philip O'Brien, Assessor, April 30, 1913.

Respectfully. JOHN F. FITZGERALD, Mayor.

Placed on file.

<sup>\*</sup> Died June 30, 1910.

#### ENGINE HOUSE, WARD 19.

The following was received:

City of Boston, Office of the Mayor, September 12, 1910.

Office of the Mayor, September 12, 1910.

To the City Council:

1 beg to transmit a letter of the temporary Fire Commissioner, in reply to an order passed by your honorable body at its meeting of August 8, to the effect that "his Honor the Mayor be requested to take such action as may be necessary to provide for the immediate issuing of the balance of the loan for, and for the construction of, the engine house at Parker Hill, Ward 19."

Respectfully,

John F. Fitzgerald, Mayor.

City of Boston, Headquarters Fire Department, Bristol street, Scptember 1, 1910.

Hon. John F. Fitzgerald, Mayor:

Hon. John F. Fitzgerald, Mayor:
Sir,—Replying to your request, under date of
August 10, inclosing an order to the City Council
relative to the engine house loan for the Parker
Hill district, I beg to say that the records of this
office show that on January 17, 1908, a loan for
\$15,000 was authorized for house and apparatus
on Parker Hill; that, thereupon, bids for a loan
were advertised at an expense of \$27,90; no land
has been purchased, so that the balance of the loan,
according to the City Auditor's monthly exhibit,
is now \$14,972.10.
Respectfully yours.

Respectfully yours,
Francis M. Carroll,
Temporary Commissioner.

Placed on file.

#### APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the City Council, the Mayor submitted the following appointments,

viz.: (1.)

viz.:
(1.) Jason Whitman Butters (11A Forest street, Ward 17), a Constable of the City of Boston for the term ending April 30, 1911.
(2.) George W. Whitney (33 Maverick, street, East Dedham), a Weigher of Beef for the term ending April 30, 1911.
Laid over under the law.

# ADDITIONAL LAND, CITY HOSPITAL.

The following was received:

City of Boston, Office of the Mayor, September 12, 1910.

Office of the Mayor, September 12, 1910.

To the City Council:

The appended letter from Robert T. Paine recalls an offer which has been under consideration for some time by the trustees of the City Hospital, and which has been recommended by them for acceptance. I would respectfully refer you to the letter of the chairman, dated July 14, appended to my communication addressed to your honorable body at its meeting of July 18, and would suggest that, in justice to the owner of the property, some definite reply should be made to his proposition.

Respectfully,

John F. Fitzgerald, Mayor.

Robert T. Paine, Jr.,

Referred to the Committee on Finance.

#### PRIZE FOR AVIATION MEET.

The following was received:

City of Boston, Office of the Mayor, September 12, 1910.

Office of the Mayor, September 12, 1910.

To the City Council:
Acting in behalf of the city, I have offered a prize for accuracy in the dropping of bombs from air ships, to be competed for at the aviation meet now being conducted at Squantum. It has seemed to me that the city, as such, has a special interest in the encouragement of skill in this art, as the destruction of hostile fleets by means of bombs dropped from air ships may conceivably become one of the most effective measures of coast defence in the not distant future. I beg to recommend, therefore, the appended order, which transfers one hundred dollars (\$100), the value of the prize offered by me, from the appropriation for Reserve Fund to the appropriation for Mayor, office expenses, etc.

Respectfully,
JOHN F. FITZGERALD, Mayor.

Ordered, That in accordance with the provisions of chapter 261 of the Acts of 1893 the City Auditor be, and hereby is, authorized to transfer the sum of one hundred dollars (\$100) from the appropriation for Reserve Fund to the appropriation for Mayor, office expenses, etc.
Referred to the Executive Committee.

### NEW BOAT, INFIRMARY DEPARTMENT.

The following was received:

City of Boston,
Office of the Mayor, September 12, 1910.

To the City Council:

To the City Council:

I beg to recommend the passage of the accompanying order, transferring two thousand five hundred dollars from the Reserve Fund to the appropriation for Boston Infirmary Department, new boat. The necessity for this additional sum is set forth in the appended letter from the chairman of the trustees of the Infirmary Department.

Respectfully,
JOHN F. FITZGERALD, Mayor.

City of Boston, Boston Infirmary Department, August 29, 1910.

August 29, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston,
City Hall, Boston, Mass.:
Dear Sir,—The Boston Infirmary Trustees
would respectfully request that an additional appropriation in the sum of twenty-five hundred dollars
(82,500) be allowed this department for the new
boat now being built by the George Lawley & Son
Corporation, increasing the amount of same from
\$35,000 to \$37,500.

The builders have recommended a different type
of fire pump with 50 per cent greater eapacity—a

The builders have recommended a different type of fire pump with 50 per cent greater eapacity—a 750 gallon, turbine-driven centrifugal pump—in place of the duplex pump named in the specifications. This suggestion meets with the approval of Mr. Carl H. Clark, engineer on the work, and of Mr. Louis K. Rourke, acting City Engineer, both of whom recommend the change.

The exact amount of the increase in cost has not as yet been determined, but the amount requested, \$2,500, will be sufficient to meet the expense with a small margin for any unforeseen expenditure that may be necessary, additional fire hose, etc.

hose, etc.

Trusting that this request may meet with your favorable consideration,

Very respectfully, E. M. Gallagher, Chairman.

Ordered, That the City Auditor be, and hereby is, authorized to transfer the sum of two thousand five hundred dollars (\$2,500) from the appropriation for Reserve Fund to the appropriation for Boston Infirmary Department, new boat. Referred to the Executive Committee.

#### EXHIBIT FOR TOWN PLANNING CON-FERENCE.

City of Boston,
Office of the Mayor, September 1, 1910.
To the City Council:
The City of Boston,

The City of Boston has been invited to participate in a Town Planning Conference which will

take place in London, England, during the week of October 10 to 15. Many of the principal cities of the old world and the new are expected to send models and drawings to the exhibition in the galleries of the Royal Academy, which will be a feature of the conference. An opportunity is afforded us to display hefore an international gathering of experts some record of the past achievements of our own city and of the direction which progress is likely to take in our future municipal undertakings. Estimates and plans have been made which lead me to helieve that a satisfactory exhibit of a pictorial character could be prepared and shipped for ahout one thousand five hundred dollars. In my opinion it is worth while to expend this sum in order to confirm the excellent reputation which our city now enjoys among the European tion which our city now enjoys among the European

tion which our city now enjoys among the European nations.

The exhihit, as designed by Messrs. Arthur A. Shurtleff and Louis C. Newhall, will consist of seven frames, each ahout six hy eight feet in dimension. The middle frame will contain a hird's eye view of Boston from the water front, painted hy some artist of skill. In the middle of the other frames will he suitahly colored maps showing the city proper, the metropolitan district, the harhor and the eastern part of the state. Arranged marginally around each of these centers will he photographs in frames of uniform size, ahout eight hy ten inches each, illustrating in detail the particular phase of our municipal activity which is represented by fine colored or gilded rihhons with appropriate features of the map.

The invitation from the honorable secretary of the exhibition suhcommittee, with various docu-

the exhibition such committee, with various documents relating to the conference, is appended herewith, together with an order for the transfer of \$1,500 from the Reserve Fund to a special appropriation to be expended by the Art Trustees for an article of the transfer of \$1,500 from the Reserve Fund to a special appropriation to be expended by the Art Trustees for an article of the transfer of t exhihit at the London Town Planning Conference.
I desire to recommend the passage of this order.
Respectfully,

JOHN F. FITZGERALD, Mayor.

The Royal Institute of British Architects, Town Planning Conference, London, August 3, 1910.

Town Planning Conterence,
London, August 3, 1910.

W. A. Leahy, Esq.,
Office of the Mayor, Boston, U. S. A.:
Dear Sir,—I now send you particulars of the forthcoming Town Planning Conference and exhihition,
which you will perhaps rememher we were ohliged
to postpone from July until Octoher next. We
hope that you will be ahle to send us a good exhihit
of plans and photographs explaining the town
planning and improvement work which is contemplated in your city. I may say that Mr. Burnham
is sending us all the plans which he made for the
proposed reconstruction of Chicago, and we are
assembling from all parts of the world a representative collection of town planning exhihits and,
now that the Royal Academy have lent us their
galleries in Burlington House, we are wishing to
make the exhihition as complete as possible and
trust you will he ahle to help us by sending such
drawings as have heen prepared for your city. We
shall be sending you in a few days the necessary
papers to he filled in and returned.

Yours faithfully,

Yours faithfully,
RAYMOND UNWIN,
Honorable Secretary Exhibition Suhcommittee.

Ordered, That the City Auditor be, and hereby is, authorized to transfer the sum of one thousand five hundred dollars (\$1,500) from the Reserve Fund, to be expended by the Art Trustees for the preparation and shipment of an exhibit at the London Town Planning Conference.

Referred to the Executive Committee.

#### PETITIONS REFERRED.

following petitions were received and referred to the committees named, viz.:

### Claims.

Laurence Minot, for compensation for damages at 15-41 Broadway extension, on account of stoppage of sewer in the street.

Charles M. Griffin, to he refunded \$100 which

he alleges he was unjustly fined while a memher of the Fire Department.

Elias J. Stewart, for a hearing on his claim on account of injuries received while he was a memher of the Fire Department.

John P. O'Connell, for compensation for expense incurred on account of injuries received while an

meurred on account of injuries received while an employee of the city.

John McCarron, for compensation for injuries to horse on Morton street, Dorchester.

Mrs. Ella Soloman, for compensation for injuries caused by an excavation in front of 12 Morton street

Morton street.

Michael J. Hughes, to be paid expenses incurred on account of an accident which occurred while he was employed at the pumping station.

P. J. Wall, for compensation for damage to huggy on ferryboat "D. D. Kelly."

C. O. Bennett & Son, for compensation for injuries to a horse hy a defect in Parkman road.

Susan A. Brown, for compensation for injuries caused by a fall at 527 Columhia road.

Commonwealth Construction Company, to be paid for extra work on its contract for setting edgestones, etc., on Round Hill street.

#### Faneuil Hall, Etc.

Petitions for the use of Faneuil Hall, viz.: Daniel J. McDonald, evening of September 14. International Association of Machinists, Boston Lodge No. 264, on the evening of September 22.
George L. Cain, on the evening of October 1.
Democratic State Committee, on October 6

Socialist party, on the evening of October 10.

### Executive Committee.

Petitions were received for sidewalks, as follows:

Brick with Granite Edgestone.

John Hanley et al., 92-96 Calumet street, Ward 19. Artificial Stone with Granite Edgestone.

Artificial Stone with Granite Edgestone.
Suffolk Trust Company, Broad, Central and Doane streets, Ward 6.
Morse Brothers, 254 Tremont street, Ward 7.
Morris Bronstein, 31-41 Astor street and on Bickerstaff street, Ward 10.
E. N. Foss, 642-648 Beacon street, Ward 11.
L. V. Niles, 569-571 Columbus avenue, Ward 12.
John E. Holden, 177-181 M street and on Eighth street, Ward 14.
Catherine Hannon, 71 Farragut road, Ward 14.
William J. Higgins, 73-77 Farragut road, Ward 14.
William J. Higgins, 73-77 Farragut road, Ward 14.
William J. Higgins, 73-77 Farragut road, Ward 14.
William J. Higgins, 73-67 Farragut road, Ward 14.
William J. Higgins, 73-67 Farragut road, Ward 14.
William J. Higgins, 73-78 Farragut road, Ward 14.
Ward A. Talhot, 14 Elmo street, Ward 20.
Bessie B. Giles, 152 Rosseter street, Ward 20.
Mt. Pleasant Home, Ruthven street, side of estate 59 Elm Hill avenue, Ward 21.
Max Rosen, 79 Holworthy street, Ward 21.
Lottie L. Foley, 718-720 Morton street, Ward 24.
Walter Curley, 1329-1331 Blue Hill avenue, Ward 24.

Ward 24.
F. F. Fuller, 1498 Dorchester avenue and on Lincoln street, Ward 24.
William Duff, 311 North Harvard street, Ward 25.
James J. Kelley et al., Edge Hill street, Ward 22.

# WAGES OF CITY EMPLOYEES.

Communications were received from the Carpenters' District Council of Boston and vicinity relative to wages of earpenters and mechanics.

Referred to his Honor the Mayor.

#### COAL AND COKE LICENSES.

Copies of coal and coke licenses granted by the Secretary of the Commonwealth were received. Placed on file.

### CONSTABLE'S BOND.

The City Treasurer, after having duly approved of the same, suhmitted the constable's bond of Julian Codman. Approved by the Council.

#### STORAGE OF EXPLOSIVES.

Notice was received from Abbott D. Gill, 115 Dudley street, of the keeping of explosives at said location and of intention to use said premises for same purpose for the ensuing year.
Placed on file.

#### NOTICES OF HEARINGS.

Notices were received from the Board of Railroad Commissioners of hearing on August 31 on petition of West End Street Railway Company for relocation of pole on Dorchester avenue, and of hearing on September 13 on approval of 320th and 321st locations of West End Street Railway Company.
Placed on file.

### NOTICES OF CONTRACTS.

Notice was received from Coun. Timothy J. Buckley of intention to teach in Charlestown Evening High School.

Notice was received from Thomas Sproules relative to work for Seboolhouse and Public Buildings Departments.

Placed on file.

### ELEVATED TO ACT AS COMMON CARRIER.

petition was received from the Boston Elevated Railway Company, lessee, for permission to operate as a common carrier of newspapers, baggage, express matter and freight on tracks of West End and Old Colony Street Railway Companies in the City of Boston.
Referred to the Executive Committee.

# ERECTION OF POLES, ETC.

Copies of orders were received from the Street Commissioners as follow

Ercetion of posts of Dorchester avenue by the Fire Commissioner.

Fire Commissioner.
Erection of post on Atlantic avenue, corner of Pearl street, by the Fire Commissioner.
Erection of post on Dorchester avenue, corner of Harvest street, by the Police Commissioner.
Removal of pole of New England Telephone and Telegraph Company on Beacon street, Ward 11.
Attaching of wires of New England Telephone and Telegraph Company to two poles on C street, Ward 12. Ward 13.

Attaching of wires of New England Telephone and Telegraph Company to poles on Washington street, Ward 23.

street, Ward 23.

Erection of poles of Edison Electric Illuminating Company on Alger street and Crescent avenue. Attaching of wires of same company to one pole on Eleanor street, Ward 2.

Attaching of wires of same company to one pole on Gladstone street, Ward 1.

Attaching of wires of same company to seven poles on Mapleton street, Ward 25.

Attaching of wires of same company to pole on Massachusetts avenue.

Attaching of wires of same company to pole on North Harvard street, Ward 25.

Attaching of wires of same company to three poles on Quincy street.

poles on Quiney street.

Attaching of wires of same company to pole on

Attaching of wires of same company to pole on South street, Ward 21.

Attaching of wires of same company to pole on South street, Ward 23.

Attaching of wires of same company to pole on

Walnut avenue. Erection of one pole by New England Telephone and Telegraph Company on Geneva avenue,

Ward 20.

Erection of one pole of New England Telephone at Telegraph Company on Welles avenue, and

and Telegraph Company of Ward 24.
Stretching of wires of trustees of the Boston
State Hospital aeross Morton street, Dorchester.
Alteration of location 320 of West End Street
Railway Company at Columbus avenue and

Alteration of location 321 of West End Street Railway Company at Warren street, from Intervale street to Devon street.

Placed on file.

#### REQUEST FOR PUBLIC HEARING.

A petition was received from Edmund D. Cod-A petition was received from Edmund D. Codman, John D. Bryant, Alexander McGregor and Alexander Whiteside asking that a hearing be given as early as possible relative to legislation now pending before the Joint Board of Railroad and Transit Commissioners under the provisions of chapter 58, Resolves of 1910.

Referred to the Executive Committee on motion of Coun. HALE.

Later in the session Coun. HALE said: I move a reconsideration of the reference to the Executive

of Coun. HALE.
Later in the session Coun. HALE said: I move a
reconsideration of the reference to the Executive
Committee of the request for a public hearing in
regard to the subway. I moved to have it referred
because I thought it was something more than
formal. As I see it is simply a request for a public
hearing in regard to this subway location I would
be glad to have it go right through.
The motion to reconsider was carried.
Coun. BUCKLEY offered an order—That the
petition of John D. Bryant, Edmund D. Codman,
Alexander McGregor, Alexander Whiteside and
others relative to legislation now pending before
the Joint Board of Railroad and Transit Commissioners under the provisions of chapter 58, Resolves
of 1910, requesting that a public hearing be given
by the City Council, be referred to the Executive
Committee with instructions to give a public hearing on the same on or before September 24; the
expense of said hearing, including advertising
and stenographic report of the same, to be charged
to the appropriation for City Council, incidental
expenses.

Passed. Passed.

#### MINORS' LICENSES.

President BALLANTYNE submitted petitions for minors' licenses for fourteen newsboys, one bootblack and four venders, and asked the approval of the Council on the same

The licenses were granted on the usual conditions.

# SOLDIERS' RELIEF.

Coun. HALE, for the Committee on Soldiers' Relief, submitted a report recommending the passage of an order for the payment of aid to soldiers and sailors and their families in the City of Boston for the month of September.

Report accepted; order passed.

#### USE OF FANEUIL HALL.

Chairman BALLANTYNE, for the Committee Chairman BALLANTINE, for the committee on Faneui Hall, etc., submitted reports on petitions (severally referred to-day) for the use of Faneui Hall—that leave be granted, viz.:

Daniel J. McDonald, evening of September 14.

International Association of Machinists, Boston

Lodge No. 264, evening of September 22.

George L. Cain, evening of October 1.

Democratic State Committee, daytime, Octo-

Socialist Party, evening of October 10.
Reports severally accepted; leave granted on the usual conditions.

#### CONFIRMATION OF APPOINTMENTS.

The Council proceeded to consider unfinished business, Nos. 1 and 2, viz.;
Action on appointments submitted by the Mayor

Action on appointments submitted by the Mayor August 22, viz.:

1. William H. McNulty, to be a Weigher of Coal for the term ending April 30, 1911.

2. William E. Stewart, to be a Weigher of Coal, a Measurer of Wood and Bark, a Measurer of Grain. a Weigher of Boilers and Heavy Machinery and a Weigher of Beef, for the term ending April 30, 1911.

The question came on confirmation. Committee, Coun. Hale and McDonald.

Whole number of ballots cast 5, yeas 5, and the appointments were confirmed.

#### RETIREMENT SYSTEM FOR EMPLOYEES.

Coun. HALE called up No. 3, special assign-

ment, viz.:
3. Whereas, The Legislature of the Commonwealth of Massachusetts has passed an act authorizing the cities and towns of the Commonwealth to establish a retirement system for their employees;

Whereas, It is the opinion of the Boston City Council that such a retirement system would be of benefit to the city and to the employees; therefore

Ordered, That the provisions of chapter 619 of the Acts of 1910 be accepted by the Boston City Council in behalf of the City of Boston. Coun. COLLINS—Mr. President, in view of the

Coun. COLLINS—Mr. President, in view of the importance of this question and also in view of the fact that searcely a majority are here to-day, it seems to me singularly appropriate that an order of this significance and importance should be at least deferred until we have more here. Accordingly I move you an assignment of this matter to two weeks from to-day.

Coun. HALE—Mr. President, I shall not oppose that if Coun. Collins insists on it, but I introduced this order about a month ago and then, on my own volition, asked to have it postponed so that each of us could look the matter up and be ready to vote at the next meeting—and that was especially assigned for to-day; and I think we ought to take action as soon as we can, for the next step is to put it on the ballot and have a long campaign of pubaction as soon as we can, for the next step is to put it on the ballot and have a long campaign of pub-licity and have it passed by a referendum vote. Of course, if Coun. Collins insists I shall not oppose his motion. The matter has been approved by the Old Age Pension Commission and the State Legis-lature and by the Mayor. Coun. COLLINS—Mr. President, I ask not for myself so much as in deference to four other mem-bers of this body, who are not have.

bers of this body who are not here. I insist on my

request.

Coun. Collins' motion prevailed and the preambles and order were assigned for two weeks.

# CLOSING OF STREETS.

Coun. BUCKLEY offered an order—That the Police Commissioner be authorized to close to travel by vehicles, except fire, police, hospital and mail wagons, the streets to be used for the formation and passage of the Knights of Columbus parade on October 12, 1910, and the City Messenger is hereby authorized to rope off said streets at such points as nay be deemed necessary by the Police Commis-sioner, the expense thus incurred to be charged to the appropriation for City Council, incidental expenses. Passed.

#### SIDEWALK ORDERS.

Coun, COLLINS offered an order-That the Coun. COLLINS offered an order—That the Superintendent of Streets make a sidewalk along the westerly side of Glenway street, from 147 to the corner of Harvard street, Ward 20, in front of the estate hordering thereon; said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone with granite edgestone, under the provisions of chapter 437 of the Acts of 1893.

Passed.

Coun. COLLINS offered an order—That the

Passed,
Coun. COLLINS offered an order—That the
Superintendent of Streets make a sidewalk along
both sides of Welles avenue, between Argyle street
and Talbot avenue, Ward 24, in front of the estates
bordering thereon; said sidewalk to be from 3 to
10 inches above the gutter adjoining, to be from 5
to 12 feet in width, and to be built of artificial
stone with granite edgestone, under the provisions
of chapter 437 of the Aets of 1893.

Passed

Passed.
Coun. COLLINS offered an order—That the Superintendent of Streets be requested to provide the necessary street crossings along Glenway street, Ward 20, at the intersections of streets between Harvard and Bradshaw streets.

Passed.

#### EXECUTIVE COMMITTEE REPORTS.

Coun. HALE, for the Executive Committee. Coun. HALE, for the Executive Committee, submitted reports on petitions for sidewalks (severally referred to-day) — recommending the passage of orders that the Superintendent of Streets make sidewalks on the following named streets in from of the hereinafter named estates; said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width and to be built as specified, the owner to furnish the material, viz.:

Brick with Granite Edgestone.

John Hanley et al., 92-96 Calumet street, Ward 19.

Artificial Stone with Granite Edgestone.

Artificial Stone with Granite Edgestone.

Suffolk Trust Company, Broad, Central and Doane streets, Ward 6.

Morse Brothers, 254 Tremont street, Ward 7.

Morris Bronstein, 31–41 Astor street and on Bickerstaff street, Ward 10.

E. N. Foss, 642–648 Beacon street, Ward 11.

L. V. Niles, 569–571 Columbus avenue, Ward 12.

John E. Holden, 177–181 M street and on Eighth street, Ward 14.

Catherine Hannon, 71 Farragut road, Ward 14.

Ward 14.

Ward 14.

William J. Higgins, 75-77 Farrague roads, Ward 14.
Mrs. Bella Gorrie, 37 Romsey street, Ward 20.
Edward A. Talbot, 14 Elmo street, Ward 20.
Bessie B. Giles, 152 Rosseter street, Ward 20.
Mt. Pleasant Home, Ruthven street, side of estate 59 Elm Hill avenue, Ward 21.
M. Goldman, 43-47 Bainbridge street and 2 Kensington street, Ward 21.
Lottie L. Foley, 718-720 Morton street, Ward 24.
Walter Curley, 1329-1331 Blue Hill avenue, Ward 24. Ward 24.

F. F. Fuller, I496–1498 Dorchester avenue and on Lincoln street, Ward 24. William Duff, 311 North Harvard street,

Reports severally accepted; orders passed.

### COST OF LIBRARY PRINTING.

Coun. McDONALD offered an order—That the Library Trustees be requested, through his Honor the Mayor, to furnish the City Council, at their carliest convenience, with the cost of maintaining yearly the printing plant attached to the Library Department, said information to include all expenses connected with said library printing. Passed.

#### TRIMMING AND REMOVAL OF TREES.

Coun. McDONALD offered an order—That the Superintendent of Public Grounds be requested to trim two trees in front of No. 512 Sixth street, Ward 14, the expense attending the same to be charged to the appropriation for Public Grounds Department.

Passed.

Coun. McDONALD offered an order—That the Superintendent of Public Grounds be requested to remove a tree in front of estate No. 206 Harvard street, Dorchester, the expense attending the Sales of the Action of the Sales of the Sales of the Sales of the Sales of Sale to be charged to the appropriation for Public Grounds Department.

Passed.

#### GENERAL RECONSIDERATION.

Coun. HALE moved a general reconsideration on all business transacted at the meeting, hoping that the same would not prevail. Lost.

Adjourned at 4.10 o'clock p. m., on motion of Coun. COLLINS, to meet on Monday, September 19, at three o'clock p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, September 19, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent,

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the last meeting.

#### APPOINTMENT BY THE MAYOR.

The following was received:

City of Boston,

Office of the Mayor, September 19, 1910.

Omce of the Mayor, September 19, 1910.

To the City Council:
Subject to confirmation by your honorable body,
I hereby appoint Charles J. Donovan (7 Wallace
court, Ward 5) a Weigher of Coal for the term
ending April 30, 1911.

Respectfully, John F. Fitzgerald, Mayor.

Laid over under the law.

# SANITARY CONVENIENCES IN BOSTON.

The following was received:

City of Boston,
Office of the Mayor, September 14, 1910.
A council: Office of the Mayor, September 14, 1910.

To the City Council:

A communication from Mr. M. L. Berkowitz, executive secretary of the United Improvement Association, inclosing a report prepared by the committee on public health of that association on the subject of sanitary conveniences in the City of Boston, has been received by me. I understand that duplicates of this document have been sent to the individual members of your bonorable body, and presume that, in view of the grave importance of the subject treated in this extremely thorough and interesting report, you will give the matter the attention which it eminently deserves.

I await any action which may be taken by your lonorable hody upon this question and beg to assure you of my desire to co-operate with you in any plan which you may adopt which in my opinion is practicable and harmonious with the general interests of the city.

Respectfully,

John F. Frizgeerald, Mayor.

September 10, 1910.

September 10, 1910.

Hon, John F. Fitzgerald, Mayor,
City of Boston, City Hall, Boston:
Dear Sir,—Inclosed you will find a report prepared by the Committee on Public Health upon the subject of public sanitaries and convenience stations in the City of Boston, which was adopted by the delegates representing the local citizens and improvement associations combined in the United Improvement Association at a meeting on June 1 last.

The delay in forwarding this report to you is occasioned by the fact that it was felt by the members of the committee that with the large amount of city business on hand during the sunmer months it would be better to hold this important subject until a time when it could be assured most careful consideration.

consideration.

The importance of this matter as a city problem is apparent, and we trust that it will receive your

serious attention.

Very truly yours,
M. L. BERKOWITZ, Executive Sceretary.

The Committee on Public Health of the United Improvement Association believes that the City of Boston should give serious consideration, in the interest of the health of the people, to the subject

of the establishment of public sanitaries or convenience stations. At present, with a single exception, there are no such stations worthy of the name within the municipal limits. The sole exception is the well equipped and maintained station on the Common, where complete toilet facilities are provided for both sexes.

A board of experts on this subject might be selected, the members of which would gladly volunteer their services in the working out of a plan which would result, year by year, in the building of suitable additional stations, first in the downtown districts and later at junction points in the outlying sections, until the entire city is provided for.

outlying sections, that the form of the report which follows from naming specific points at which the first stations should be built, leaving that to the judgment of a representative board under whose jurisdiction a plan should be evolved. The desire of the committee and of the association which it represents has been to point out what

tion which it represents has been to point out what other cities are doing in this respect and what the City of Boston owes to her citizens. The report is as follows:

The importance and actual need of convenience stations has not, until recently, been appreciated by the majority of 'American municipalities. The rapidly increasing growth of the population in our city, with the ever increasing burden borne by private enterprise in caring for the health and comfort of the public, denands immediate consideration and some attent of the number of the process.

fort of the public, demands immediate consideration and some attempt on the part of the municipality to lessen this burden.

It is noted that this need is met in most American cities by retail merchants, botels, restaurants, office buildings, railroad stations and saloons. To those who are familiar with local institutions and customs the above agencies may in a way supply the need, but the visitor to our city is seriously inconvenienced.

A visit to twenty saloons out of 300, situated in the

but the visitor to our city is seriously inconvenienced.

A visit to twenty saloons out of 300, situated in the "Loop District" in the city of Chicago, brought out the following facts: First, that every saloon had toilet facilities; second, that the saloon men regard this privilege as bringing in more trade than their free lunch counters; third, that the toilet facilities are constantly used because they are convenient, numerous, and a man feels that he is welcome. The saloon is supplying more than any other agency, at least in Chicago, the public comfort or convenience stations that the public demand. The canger to the young or any man cannot be minimized, when there is evidence to show that either the taste for liquor was first acquired in this way, or, at least, the habit enslaved the individual through the continued use of the saloon as a convenience station.

This makes clear certainly the distinct moral bearing of this utility.

From an economic point of view many of the private enterprises would be saved much money, which is now expended in increased janitor service, increased water rates, cost of maintenance, as soap, toilet paper and disinfectants, in addition to the loss of rentable floor space and the possible loss of tenants by the encroachment of the public.

It has heen noted in other cities that the absence

Increased water rates, cost of mannemance, as soap, toilet paper and disinfectants, in addition to the loss of rentable floor space and the possible loss of tenants by the eneroachment of the public.

It has heen noted in other cities that the absence of these stations has had a demoralizing effect on the discipline of public servants. Ex-President Roosevelt when Police Commissioner of New York complained that the police could plead a legitimate excuse for entering a saloon other than in the performance of duty. Other public as well as private employees engaged in out-door work are seriously inconvenienced, therefore the provision of public convenience stations should be recognized as a necessity for citizen as well as public servant.

The provision of public toilet facilities has a distinct effect upon public health. There is no doubt that over distention of the bowels, particularly from prolonged retention of their contents, can result in most serious damage to the health of the individual, male or female, causing in some instances displacement of pelvie viscera, constipation with its attendant phenomena, increased irritability of the bladder, disintegration of the bladder, nuccous membrane and cystitis.

Particularly in the larger cities women and children are kept from their homes for many hours during the day, and the discomfort arising, especially to aged persous, will readily be recognized. The following letter was sent to the chairmen of the Boards of Health in some of the principal cities of the United States by the committee:

"The Committee on Public Health of the United Improvement Association desires to secure information with regard to public sanitaries or convenience



stations in your city, and desires to learn the kind of stations which exist, the number, cost of building and cost of maintenance.

"The committee is endeavoring to bring about "The committee is endeavoring to bring about the establishment of a greater number of public sanitaries in Boston, and desires to prepare a plan to be presented to the Board of Health. Whatever assistance that you can give will be appreciated." New York, Chicago, Minneapolis, St. Paul, Cleveland and Rochester replied promptly with the

following facts:

New York has nine public stations at an average New York has nine public stations at an average cost of \$26,000, three being above ground and six below. On the male side the stations are open from 6 a. m. until 12 p. m., and on the female side from 6 a. m. until 10 p. m. Three male and two female attendants are employed in each. They work in eight-hour shifts, and are paid respectively \$2.50 and \$2 per day each.

Chicago reported three stations, Minneapolis and \$1 per at present

and St. Paul none at present.

and St. Paul none at present.

Clevelaud has one combination waiting room and convenience station, situated in a public square, costing \$10,000, and maintained at an expense of \$5,751.84 per year. There were eight male and cight female attendants, working in eight-hour shifts, being paid \$55 and \$45 per month respectively. Hand towels are furnished free, I,500 being used yearly. Daily attendance averaged 9,000. The waiting is so arranged that it can be inclosed in winter. inclosed in winter.

Rochester reported one station, costing \$11,000, but not yet complete. In addition it was ascertained that Worcester has one station, costing \$13,759.64, already overtaxed and enlargement

contemplated.

Holyoke has no convenience station at present, and is using closets in eonjunction with trolley waiting rooms.

Brooklyn in 1907 had at least six of the best Brooklyn in 1907 had at least six of the best equipped convenience stations in the country, all of the underground type, well heated, ventilated, lighted and maintained in perfect condition, at a total cost of \$123,549. These six stations during the year 1905 were patronized by 10,778,387 men and 1,336,930 women, totalling 12,115,317, averaging 2,000,000 at each station per year.

aging 2,000,000 at each station per year.

In Washington, D. C., there are two stations, one above and one below ground, costing \$25,000 each, with an appropriation of \$5,000 for maintenauce. In 1907 the total number of patrons averaged a nillion for each station, or actually 5,272 per day, 198 per hour, nearly five per miunte. Twelve and one-half per cent of the total users were women, who contributed a little less than 7 per cent of the receipts from pay compartments and clean-towel fees. Cost of maintenance was \$6,200, the total cost for operating the stations, including wages, supplies, repairs and all charges, amounted to 3.1 mills per person using them, and after subtracting receipts from the expenditures it amounted to 23 mills per person. mills per person.

Boston reported one convenience station, Columbus, Denver, Hartford, Indianapolis, Louisville, Milwaukee, St. Louis, Providence and Bridgeport have either allotted appropriations or are

agitating for them.

A letter similar to the one above transcribed was sent to the consuls in London, Paris, Berlin, Vieuna, Glasgow and St. Petersburg, and brought

forth the following facts in relation to each:
According to our consul at Paris this city is
behind the other European cities in the matter of

According to our consul at Paris this city is behind the other European cities in the matter of convenience stations, having ouly two underground stations and a number of unsightly uriuals.

Vienna has 178 urinals, with 798 compartments and a number of conveniences, and other Austrian cities follow Germany in this respect. Berlin has 146 urinals and 785 compartments; Dresden 29 public conveniences for men, one of which can be used as a lavatory for women. Leipsic and Munich have a unmber of public urinals and conveniences for men and women. Milan, Rome and Naples provide public comfort stations, in addition to numerous public urinals. Rio Janeiro, Brazil, has thirty public lavatories at suitable intervals in fifteen small public market places. St. Petersburg has a few convenience stations, unsystematically arranged and improperly maintained. London and Glasgow are referred to in most of the consular replies as representing the greatest progress in this line of public conveniences.

Quoting in part from the letter received from the consul in London, describing the conditions in the city of Westminster, a part of greater London, he writes:

"The accommodation is of two kinds, viz.:

"(a) Underground public conveniences for men and women, of which there are I7 in West-minster, the majority situated in busy streets,

"(b) Above ground urinals for men, of which there are 40. The underground conveniences are mostly constructed under the streets or under public parks adjacent to, and with means of access direct from, the streets. They contain urinals, water-closets and lavatory accommodations. In the case of one of these underground conveniences the case of one of these underground conveniences, there is also a dressing room which can be hired on payment of a small fee. In the men's conveniences a charge of 2 cents is made (by means of penny-in-the-slot locks) for the use of the water-closets, and a similar charge is made in the women's conveniences for the use of the urinals or the water-closets. A charge of 4 cents is made for the use of the lavatories. At the Marble Arch station (Hyde Park), on the men's side, there are 24 water-closets, 12 lavatory basins and 72 urinals; on the women's side there are 10 water-closets and 4 lavatory basins. The average cost of maintenance tory basins. The average cost of maintenance and working is \$3,946 per year, with receipts of \$6,161 per year.

"The station at Picadilly Circus contains, on the men's side, I4 water-closets, 10 lavatory basins and 20 urinals; on the women's side, 6 water-closets, 5 lavatory basins; average cost, maintenance and working, \$4,618; receipts, \$9,781 per year. The underground conveniences are opened at 7.30 a. m. on week days and 9 a. m. on Sundays. Most of the men's conveniences remain open until 1 a. m. and most of the women's until midnight. There is always an attendant at the underground stations, and two at the larger ones."

The addresses of the various contractors are also given for future reference.

The communication from our consul at Glasgow was even more interesting and complete, and is quoted as follows:

"There are in Glasgow I32 public conveniences which may be classified as follows:

28 underground, 11 above ground, or pavilion conveniences.

9 built urinals.
9 built urinals.
15 square or circular cast-iron urinals.
"The underground conveniences are located in the center of a street or in suitable places at the junction of two or more streets; the above ground, or pavilion, eonveniences and the built urinals are placed at or adjoining the building lines of the streets; the cast-iron urinals are erected at the edge of foot pavements on the streets or where two or more streets come together.

"I beg to inclose herewith diagrams of 26 underground conveniences in various parts of the city, which are self explanatory. I also inclose a copy of the specification for built urinal, both of which may be taken as practically applicable to the majority of underground conveniences. The urinals of the latter class are built with white enameled tile liquing, enameled fire clay urinal stalls, with most modest fittings, the outer walls being constructed of terra cotta and stone courses."

There was inclosed a table of all the conveniences and a table of all the conveniences.

There was inclosed a table of all the conven-There was inclosed a table of all the conveniences which are in charge of attendants, with accommodation, cost, receipts and expenditures for each for three years. The diagrams cover a wide range of application to this question, including examples of difficult but desirable locations, with different methods of arrangement and types of construction, also means of obtaining direct light. These diagrams will be most valuable for future reference. reference

reference. The unsightly and unsanitary single or grouped surface urinal is no louger considered scientific. It is desirable that public conveniences iu general should be so placed as to attract the least attention, that they in every instance be wholly or partially underground. If partially above ground, suitable landscape gardening or type of design would combine to minimize their prominence. The arrangement of the respective entrances for men and women should be so designed as to remove a very natural distaste to their use. If possible, they should be concealed from each other, and in any case they should be as far removed from each other as the conditions surrounding the site will permit. Not only should the exterior and the approaches to a public convenience be of such a approaches to a public eonvenience be of such a

character as will educate the public, but the inte-

character as will educate the public, but the interior and its equipment should be so perfectly designed that the use of the station will tend to elevate the sense of decency rather than degrade it. Hahits of cleanliness should be induced, and self respect stimulated, and these results will not follow if a station is poor in design, equipment, and improperly cared for.

The interior design of a public station should be simple and open. The passageways should be straight and wide, thus minimizing congestion on the one hand and enabling the visitor as well as attendant to observe all parts of the interior. All such accessories as bootblacking stands, newspaper counters, checking windows and telephone booths should be suhordinate to the main feature of the design. Natural illumination is preferable to artificial, and is one point in favor of above ground stations. The plumbing fixtures should he of the very best material, and their arrangement should he such as to permit easy access for repairs and thus lessen cost of maintenance.

As to the question of fees for the use of the conveniences there is a difference of opinion. In London and Glasgow they are charged. In Birmingham the revenue from the fee station is sufficient to pay for the entire up-keep and the interest on the capital invested, and permits the accumulation of a sinking fund to pay cost of construction. In the United States the opinion is in favor of free stations. Rules and regulations for these stations in New York and Brooklyn are as follows:

"Open day and night. Free to the public. No

follows:

"Open day and night. Free to the public. No money must he offered or accepted. No loud, profane or indecent language. No heer or liquor allowed on the premises. No lounging or loitering allowed. Drunken or disorderly persons not admitted. Any person defacing or damaging any part of this building will he dealt with according to law. Attendants must report promptly for duty, relieving each other on time. Be constantly present, watchful, careful, courteous and polite to all. Night attendants will thoroughly clean parts. This duty must neither he shirked nor neglected. Violation of these rules should he reported at once."

In addition to consular reports, we are indebted for much of the ahove information to Mr. V. C. Hart, Jr., and John E. Allen, whose articles appeared in the "Journal of Domestic Engineering." Referred to the Executive Committee.

Referred to the Executive Committee.

#### APPROPRIATION FOR BREAKWATER. DEER ISLAND.

The following was received:

City of Boston, Office of the Mayor, September 14, 1910.

To the City Council:

I heg to transmit a letter from the Penal Institutions Commissioner requesting that the sum of tutions Commissioner requesting that the sum of cight hundred seventy-two and forty-five one-hundredths dollars (\$872.45) be appropriated to make good a deficit in the special appropriation for a hreakwater, etc., at Deer Island, to be expended by the Penal Institutions Commissioner. In my opinion the reasons given by the commissioner are satisfactory and I desire to recommend the accompanying order for passage by your honorable body.

Respectfully, John F. Fitzgerald, Mayor.

City of Boston, Penal Institutions Department, September 10, 1910.

The Mayor of Boston:

The Mayor of Boston:

Sir,—Your attention is respectfully called to the condition of the appropriation of fifty thousand (50,000) dollars which was made by the City Council from money received from the sale of land at Deer Island from the United States government on May 11, 1909.

This money has been used for building a new piggery, which is completed and paid for; an each uning room completed and paid for, and a new dring room completed and paid for, and a new hreakwater, which has been completed, as certified to me by the City Engineer. The account is as follows:

Appropriation,	\$50,000
Breakwater, including amount allowed for damage hy storm	
and exeess of length over original estimate. Piggery. Dining room.	\$21,651 75 16,945 63 12,275 07
Appropriation	\$50,872 45 50,000 00
Deficit	\$872 45

This shows a deficit of eight hundred seventy-two and forty-five one-hundredths dollars (\$872.45), caused under the last contract by the washing away of part of the work in the great storm of last Christmas, and the fact that about seventy (70) feet had to be constructed in the wall above the original estimate of the engineer.

I therefore respectfully request that a provision be made for a transfer to this appropriation, so that the contractor may receive the balance of his money for work which he has done, without unnecessary

Yours respectfully, FREN S. GORE, Commissioner.

Ordered, That in accordance with the provisions of chapter 261 of the Acts of 1893 the City Auditor be, and herehy is, authorized to transfer the sum of eight hundred seventy-two and forty-five one-hundredths dollars (\$872.45) from the appropriation for Reserve Fund to the appropriation for Penal Institutions Department, breakwater, etc., Decr Island.

Referred to the Executive Committee.

#### TRANSFER FOR ASHMONT BRIDGE.

The following was received:

City of Boston, Office of the Mayor, September 15, 1910.

Office of the Mayor, September 15, 1910.

To the City Council:
I am informed by the Superintendent of Streets that the expenditures for the Ashmont Bridge extension will exceed the appropriation by the sum of ninety-five and eighty-six one-hundredths dollars (\$95.86). It is contrary to the established policy of the city to provide this amount from the regular departmental appropriation and a special transfer from the Reserve Fund will be necessary in order to cover this trifling balance. I heg to recommend the passage of the accompanying order for the purpose of making good the deficit. A communication from the Superintendent of Streets requesting the transfer is appended for your information.

Respectfully,

Respectfully,
John F. Fitzgeraln, Mayor.

Street Department,

Street Department,
City Hall, September 14, 1910.

To the Honorable the Mayor:
A transfer is respectfully requested of the sum of \$95.86 from the Reserve Fund to the appropriation for Ashmont Bridge extension to cover balance of cost of said work.

Respectfully,
L. K. ROURKE,
Superintendent of Streets.

Ordered, That in accordance with the provisions of chapter 261 of the Acts of 1893 the City Auditor he, and herehy is, authorized to transfer the sum of nincty-five and eighty-six one-hundredths dollars (\$95.86) from the appropriation for Reserve Fund to the appropriation for Street Department, Ashmont Bridge extension.

Referred to the Executive Committee.

### DEPARTMENT OF PUBLIC WORKS.

The following was received:

City of Boston,
Office of the Mayor, September 15, 1910.
To the City Council:
I beg to recommend the passage of the accompanying ordinance, which consolidates the Engineer-

ing, Street and Water Departments in a new department to be known as the Department of Public Works. The ordinance has been prepared by the Corporation Counsel with the advice and approval

of the Superintendent of Streets, who is also the acting City Engineer.

Two principal considerations render the adoption of this ordinance imperative in the interest of more

or the Superintendent of Streets, who is also the acting City Engineer.

Two principal considerations render the adoption of this ordinance imperative in the interest of more efficient and economical administration. In the first place, the relations of the three departments which it merges have been for some time of an intimate yet anomalous character. A large part of the construction work of the Street and Water Departments is planned by the City Engineer, who, however, has no absolute authority or definite responsibility. Such scattered control, except in the case of highly conscientious officials, inevitably tends toward petty conflicts, evasions and the weakening of discipline. Moreover, the use of the streets by the Water and Street Departments needs to be thoroughly co-ordinated. The similarity of the problems affecting the water and sever systems is recognized by the Commonwealth in the organization of the Metropolitan Water and Sewerage Board, and the separation of these two systems in the present arrangement of our city departments is certainly artificial in the highest degree.

The second motive for the consolidation is the need of raising the Street Department to a high plane of efficiency. It is the most costly and important department under the control of the Mayor and the City Council. Its appropriation is by far the largest, it employs the greatest number of men, and its activities radiate into nearly every sphere of the life of the community. It has executive charge of the means of transportation, namely, the streets, bridges and ferries, and performs an indispensable sanitary function in its operation of the sewer system, in the removal of ashes, refuse and garbage from private habitations, and in the flushing, oiling and sweeping of the public thoroughfares. Its lamp division is, of course, a most valuable adjunct to the organized police force of the city. Thus the interests of commerce, public health and civic order are dependent in a large degree upon the successful conduct of this departmen

Respectfully,
John F. Fitzgerald, Mayor.

City of Boston. In the year Nineteen Hundred and Ten.

An Ordinance Establishing a Department of Public
Works and Abolishing the Engineering Department, the Street Department, and the Water Department

Be it ordained by the City Council of Boston, as follows:

Section 1. The Department of Public Works whielf is hereby established shall be under the charge of the commissioner of public works, who shall be a civil engineer of recognized standing in shall be a eivil engineer of recognized standing in his profession; who shall construct all streets and sewers; shall have discretionary power as to the grades, materials and other particulars of construction of streets, sidewalks and sewers; shall have charge of and keep clean and in good condition and repair the streets, all sewer systems under the control of the city, and the catch-basins in the streets connected with the sewers; shall keep the streets properly watered; shall remove from yards and areas, when so placed as to be easily removed, all ashes accumulated from the burning of materials for heating shallstions, cooking and other domestic all ashes accumulated from the burning of materials for heating habitations, cooking and other domestic purposes, house dirt, house offal, and all noxious and refuse substances; shall, on the fifteenth day of each month send to the City Auditor detailed bills of all material, tools and machinery furnished by either of the divisions of said department to any other such division or for any special work.

Sect. 2. Said commissioner shall have the care and management of the ferries owned by the city,

shall purchase or build all boats, and make the shall purchase or build all boats, and make the necessary repairs and alterations on the slips, drops, buildings and boats used for ferry purposes; and shall cause all moneys received by him or his subordinates from tolls and other sources to be paid to the city collector on the day following the day of the receipt thereof, but may retain in the possession of the clerk to the deputy commissioner in charge of the ferry division a sum not exceeding one thousand dollars for making change and for other purposes. other purpose

onter purposes.

Sect. 3. Said commissioner shall have charge of all lamps established by the city council and maintained at the expense of the city, of all lamps set up in parks, parkways, or public grounds, and of all lamp posts, posts or fixtures connected with such lamps, and shall set up and affix lamps in the streets; shall have the care and custody of all city property hitherto in the possession of the lamp department, or that shall hereafter be acquired for the purpose of street lighting, and shall maintain and keep the same in good repair; shall see that the streets are lighted by such methods of lighting as the city council may from time to time order, and that the lamps in the streets are lighted and extinguished at such times as are ordered by the city council.

at such times as are ordered by the city council.

Sect. 4. Said commissioner shall have the care
and management of all bridges which are used as at such times as are ordered by the city council.

Sect. 4. Said commissioner shall have the care and management of all bridges which are used as highways, and are in whole or in part under the charge of the city, and of so much of Harvard bridge and Prison Point bridge as are under the charge and control of the city; shall be the commissioner to act with another commissioner for the city of Cambridge, and as such commissioner shall have and exercise all the powers in relation to West Boston bridge and Craigie bridge conferred by chapter three hundred and two of the Acts of the year 1870; shall keep the rails and planks in good order and all dirt, snow and ice removed from the sidewalks; shall keep all said bridges, or those parts thereof under his care, and the abutments, guards, draws and wharves thereof clean and in good condition and repair; shall appoint draw-tenders for the draws in bridges of which he has the care, and see that they properly perform their duties, and may remove them for such cause as he shall deem sufficient, and shall assign in his order of removal. Each draw-tender so appointed shall take charge by night and by day of the draw of which he is draw-tender; shall require from the person in charge of a vessel applying to pass through the draw a true statement of the name, extreme width, and draught of the vessel; shall determine the order in which vessels may pass through the draw and may direct the placing of warping-lines, anchors and cables, and the use of any warping apparatus provided by the city; shall cause the draw to be closed with all possible expedition after a vessel has passed through, not permitting more than one vessel to pass through at one opening of the draw, and the bridge is free from persons desiring to cross, he may, in his discretion, permit other vessels to pass through before causing the draw to be closed; he shall perform such additional duties as said commissioner may require. sioner may require.

perform such additional duties as said commissioner may require.

Sect. 5. Said commissioner shall place and maintain in one or more suitable conspicuous places, to be selected by him, on each street of the city, the name of the street and of the ward in which the street is situated, as shown by the records; shall require the number of each building on a street which he shall designate as the street number therefor to be affixed to or inscribed on the building by the owner, and may determine the form, size, and material of any such number, and the place and node of affixing or inscribing it.

Sect. 6. Said commissioner shall keep a book in which he shall record the date of every order for constructing a sewer, the name of the contractor or builder constructing it, the date of eommencing and the date of completing the work, and the cost of the sewer; also a book in which he shall certify the names of the owners of estates assessed for the coustruction of the sewer, the number of feet of laud of each estate bordering on the street or strip of land in which the sewer was laid, the amount of each assessment, the date of completion of the sewer, and the dates when the notices of assessments were given. He shall make and deliver to the city collector all bills for assessments as they become due.

Sect. 7. Said commissioner shall keep a plan for every existing and every new sewer, showing

its depth, breadth, mode of construction and general direction, and shall, from time to time, ascertain and insert on said plans all entries made

ascertain and insert on said plans all entries made into the sewers.

Sect. 8. Said commissioner shall, when about to build a new sower or repair an old sewer, notify all abutters on that part of the line of said sewer when he proposes to do work, and afford them facilities for entering the sewer; and shall, when about to construct a new street, at least four weeks before heginning work, and, when about to make a new surface of any street, at least two weeks before beginning work, notify all persons authorized to place any structure in such street, and require and see that all persons having any work to be done in the streets so designated shall do all such work before the surface of such street is again prepared for and opened to public travel; and, after the completiou of the work then done on such street, shall not, for the space of one year thereafter, permit any department or person to disturb the surface of such street or way within the area of such previous disturbance, except in case of obvious necessity, a record of which shall be made in a book to be kept for that purpose.

Seet. 9. Said commissioner may issue permits to persons having authority in the premises to open, occupy, obstruct and use portions of the streets, and should the portion of the street which has been so opened or used require repaving or resurfacing within a period of two years from the time it bas been so used the commissioner shall notify the been so used the commissioner shall notify the person applying for the permit under authority of which the portion was so used to make such repairs, as in the opinion of said commissioner are necessary, and in case of the failure of the said person to make such repairs within one week from the date of the said notification then the commissioner shall have the right to make such necessary repairs, and the expense of the same shall be paid by such persons; all amounts received by the city collector for work done or materials furnished under notification of the commissioner as above authorized shall be placed to the credit and used as a part of the appropriation for the public works department. or work done of materials furnished under notheration of the commissioner as above authorized shall be placed to the credit and used as a part of the appropriation for the public works department. Every permit issued as aforesaid shall specify the time, place, size and use of such opening, occupation or obstruction, and the time within which the street must be put in good condition, and shall be on a condition the terms of which shall be those stated in chapter three, section twenty-one, of the Revised Ordinances of 1898, and in addition that the person applying for the permit shall place and maintain from the beginning of twilight, through the whole of every night, over or near the place so occupied, opened, obstructed or used, and over or near any dirt, gravel or other material placed in or near such place, a light or lights sufficient to protect travelers from injury; shall place and maintain a safe and convenient way for the use of foot travelers and for vehicles around or over such place; shall protect such trees as shall be designated by the superintendent of public grounds in such manner as he shall specify; shall provide suitable sanitary accommodations for his employees; shall, if he does not, within the time prescribed by said commissioner, put the street into good condition satisfactory to said commissioner shall expend for putting it into such condition; and shall deliver up the permit to an officer of the police force of said city on or before the expiration of the time fixed in the permit for completing the work, such permit to he returned hy said officer to the public works department; said commissioner may, in addition to said specifications, specify in the permit, or after the issuing thereof, in writing, the kind of rail or fence to inclose the place, and the manner of constructing the same. If such a permit is issued to a public service compaction said constraint in size our the kind of rail or fenee to inclose the place, and the kind of way over or around such place, and the manner of constructing the same. If such a permit is issued to a public service corporation said commissioner shall detail an inspector to supervise said opening, occupation and use; said inspector shall see that the hackfilling is properly done and the surface repayed or resurfaced to the satisfaction of the commissioner, and a bill shall be deposited monthly with the city collector against the corporations whose work has been inspected for the wages or salaries of said inspectors; all moneys received by the city collector for such inspection as above authorized shall be placed to the credit and used as a part of the appropriation for the

as above authorized shall be placed to the credit and used as a part of the appropriation for the public works department. Seet. 10. Said commissioner may issue such a permit to competent mechanics for the purpose of entering particular drains into public drains and sewers, on a condition the terms of which shall be those hereinbefore stated in section nine of this chapter, and in addition that the person applying for the permit shall make connection of the said drain with the said sewer only in the manner shown on the back of said permit, and only in the presence of an inspector of the sewer division; shall have on the ground, when the inspector arrives to see the connection making the connection; shall have on the ground, when the inspector arrives to see the connection making the connection; shall not cover up any work until inspected by one of said inspectors; shall not lay the drain in the same trench with a water pipe; shall not connect any exhaust from a steam engine, any blow-off from a steam boiler, or any other pipe for delivering steam or hot water, with the drain or sewer; shall, when he receives any pipe from the public works department in exchange for another, return such other to the yard of the public works department within twenty-four hours after receiving such exchange. Said commissioner shall in each drain permit specify the size, material and mode of construction of the particular drain, and the direction and grade for laying it, but before issuing the permit for entering the drain iuto a particular public sewer from land upon which a sewer assessment has not been paid he shall be paid for the eity an assessment of two cents per square foot for all land in the estate from which the entry is made within one hundred feet of the street or strip of land in which the sewer or particular drain is laid.

set. 11. Said commissioner may issue such a permit to a responsible person for the purpose of raising and lowering goods and merchandise into and from buildings, on a condition the terms of which shall be those stated in chapter 3, section 21, of the Revised Ordinances of 1898, and in addition that the person applying for the permit shall maintain, during the whole time the work is in progress, good and sufficient barriers across the sidewalk, from the wall of the building to or from which the goods or merchandise are so raised, out to the curbstone or edge of the sidewalk on each side of said goods or merchandise, sufficient to protect travelers from injury or danger; and that he will not encumber the sidewalk for more than fitteen minutes at a time for such work.

Seet. 12. Said commissioner shall issue such a permit to any person authorized by the city council to place a coal hole, vault or coal slide under a street, or a cover thereto, on a condition the terms

Seet. 12. Said commissioner shall issue such a permit to any person authorized by the city council to place a coal hole, vault or coal slide under a street, or a cover thereto, on a condition the terms of which shall be those hereinbefore stated in section nine of this chapter, and in addition that the person applying for the permit shall make the underground structure of suitable construction satisfactory to the commissioner; shall make the opening of a coal hole or coal slide circular, and not more than eighteen inches in diameter, and furnish a cover therefor of iron, made with a rough upper surface, and with three or more iron rods or legs at least two feet in length, fitting closely to the side of the opening, and projecting downwards from the underside of the cover, and so constructed that, while the cover can be lifted perpendicularly, it cannot be tipped or easily removed from the opening.

Sect. 13. Said commissioner shall, when authorized thereto by the street commissioners, issue such a permit to a building mover actually engaged in the business. for the purpose of moving a building

Sect. 13. Said commissioner shall, when authorized thereto by the street commissioners, issue such a permit to a building mover actually engaged in the business, for the purpose of moving a building through the streets, on a condition the terms of which shall be those stated in section nine of this chapter; provided, that an application for such permit, describing the locations from and to which, and the route over which, the building is to be moved, the length, width and height of the building, and the principal material of its exterior and roof, and accompanied by the written consent of the building commissioner to the placing of the building on the lot proposed, shall he first made to said commissioner, who shall make an examination of the premises, and report thereon to the street commissioners for their action. Whenever it appears that the moving of a building will encumber the tracks of any railroad corporation, a public hearing shall be given by the street commissioners upon the subject before such permit is authorized.

sioner, who shall make an examination of the premises, and report thereon to the street commissioners for their action. Whenever it appears that the moving of a building will encumber the tracks of any railroad corporation, a public hearing shall be given by the street commissioners upon the subject before such permit is authorized.

Sect. 14. Said commissioner shall, when authorized thereto, by an order of the city council or the street commissioners, according to the nature of the permit, issue such a permit to a responsible person, for the purpose of laying, maintaining and using wires, railway tracks or rails in the streets, or a condition the terms of which shall be those stated in section nine of this chapter, and in addition that the person applying for the permit shall, whenever

requested so to do by the mayor, furnish in his conduits for wires accommodations free of charge for all wires belonging to, or to be used by, the city; shall remove the conduits and wires whenever directed, and not until directed, so to do by the city council; and shall not disturb or interfere with any wires, pipes, or sewers lawfully laid in such street or con-

and shall not disturb or interiere with any wires, pipes, or sewers lawfully laid in such street or connected therewith.

Sect. 15. Said commissioner shall, when authorized thereto by an order of the street commissioners, issue such a permit to a responsible person for the purpose of placing and maintaining in the streets poles for the support of wires, on a condition the terms of which shall be those herein-before stated in section nine of this chapter, and in addition that the person applying for the permit shall keep said poles well painted and in good condition, to the satisfaction of the commissioner; shall place the wires on said poles not less than twenty-five feet from the ground; shall keep the name of the person owning the pole distinctly painted on the crossbars used and occupied by him on the pole, and also on the pole at a point not less than six feet nor more than eight feet from the ground; shall allow the departments of the city the exclusive use of the upper crossbar and top of each pole, ferce of all charge, for the purpose of placing wires thereon; shall uot suffer or permit any other person to place or keep wires on said poles, or upon the fixtures thereto affixed, without permission being thereon; shall not suffer or permit any other person to place or keep wires on said poles, or upon the fixtures thereto affixed, without permission being first obtained in writing from the city council; shall not remove any pole erected under this order until, and shall remove any pole when, directed by the street commissioners so to do; and that on the violation of any term of these conditions the said commissioner shall remove the poles at the expense of the person owning them.

of the person owning them.

Sect. 16. Said commissioner, before he delivers Sect. 16. Said commissioner, before he delivers any such permit to any person for the applicant therefor, shall have received from such person a certificate that a copy of the permit, entered in a book kept for the purpose, is a correct copy of the permit he receives, and the applicant, unless an employee of the city applying for a permit for public work, shall have given a bond, in the case of permits under sections nine, ten, eleven and twelve of this chapter, of one thousand dollars; under section thirteen of this chapter of three thousand dollars and under sections fourteen and fifteen of this chapter, of twenty thousand dollars: under section thirteen of this chapter of three thousand dollars and under sections fourteen and fifteen of this chapter, of twenty thousand dollars; each bond, with one or more surcties satisfactory to said commissioner, conditioned to the faithful observance of the couditions and specifications of each and every permit thereafter issued on his application by the commissioner, and said commissioner may at any time require a new bond, which shall be considered a strengthening bond, unless the surcties on the former bond or bonds are expressly released from their liability by vote of the city council. No bond shall be required of any person to open a public street for the purpose of planting a tree therein if said person has been duly authorized by the proper municipal authorities to plant trees in said highways.

Sect. 17. Said commissioner shall not issue any such permit to a person who has within twelve months previous to his application violated or called to observe the conditions or specifications of any such permit; but the issuing of such permits

failed to observe the conditions or specifications of any such permit; but the issuing of such permits and the opening, occupation, obstruction and the use of portions of streets, and the making and maintaining of coal holes, vaults and other permanent excavations under the surface of streets, and their covers, shall be subject to any permission, control, regulation, restriction or revocation which the city council or street commissioners may page

revocation which the city council or street conimissioners may make.

Sect. 18. Every owner of an estate hereafter maintaining any cellar, vault, coal hole or other excavation under the part of the street adjacent to, or which is a part of, his estate, shall do so only on condition that such maintenance shall be considered as an agreement on his part to hold the city harmless from any claims for damage to himself or the occupants of said estate resulting from gas, sewage or water leaking into such excavation or upon such estate; and every such owner, and every person maintaining a post, excavation or upon such estate; and every such owner, and every person maintaining a post, pole or other structure in a street, or a wire, pipe, conduit or other structure under a street, shall do so only on the condition that such maintenance shall be considered as an agreement on his part with the city to keep the same and the covers thereof in good repair and condition at all times during his ownership, and to indemnify and save harmless the city against any and all damages, costs, expenses or compensation which the may sustain or be required to pay, by reason

of such excavation or structure being under or in the street, or being out of repair during his ownership, or by reason of any cover of the same being ownership. being out of repair or unfastened during his

Sect. 19. Said commissioner shall require every person who maintains an entrance on a level with, or below, or a flight of steps descending immediately from, or near, the line of the street, and which is not otherwise safely or securely guarded to the satisfaction of said commissioner, guarded to the satisfaction of said commissioner, to inclose such entrance or steps with a permanent iron railing on each side, at least three feet high from the top of the sidewalk or pavement, and to provide the same with a gate opening inwardly, or two iron chains across the entrance way, one near the top and the other half way from the ground to the top of the railing, and to keep said gates or chains closed during the night, unless the entrance or steps are sufficiently lighted unless the entrance or steps are sufficiently lighted to prevent accident.

Sect. 20, Said commissioner sball keep Sect. 20. Said commissioner sball keep a record of the notices of defects in streets sent to him, with the name of the person giving the notice, and the time when given, and be shall without delay cause the locality of the alleged defect to be examined, and, if the defect is of such a character as to endanger the safety of public travel, shall do whatever may be necessary to protect the public from injury by the defect, and cause it to be immediately remained: and every person in business and every person in the employ of the city shall send to said commissioner notice of every such defect which may come to his notice.

come to his notice.

Sect. 21. Said commissioner shall in his annual report include a statement of the repairs and expenditures on each street and on each bridge under bis charge; of the number of times each draw of a bridge bas been opeued for the passage of vessels; of the number of vessels laden with cargo that have passed through each draw; of the condition of each ferryboat, slip, drop, tank and building used for ferry purposes, and of the repairs and expenditures on each; and of the number of persons and teams of different classes that bave passed over each forty during the year.

building used for ferry purposes, and of the repairs and expenditures on each; and of the number of persons and teams of different classes that bave passed over each ferry during the year.

Sect. 22. The commissioner shall have the care and control of all property acquired or held by the city for the purposes of its water supply; shall maintain the same in good order and condition; shall use and operate the same, and furnish all supplies required therefor; shall take all measures necessary to protect and preserve the purity of the water; shall purchase, lay, maintain and test all meters, pipes and other fixtures and appliances necessary for supplying water for the inhabitants of the city, including the placing of drinking fountains and supplying the same with cold water; shall, as often at least as once in each year, cause the premises of every person who takes water to be visited, and the water fixtures therein to be examined by a skilled inspector; shall shut the water off from, and let it on to, any particular service when notified by the city collector that the water rate therefor has not, or has, been paid, and at such other times as be deems it necessary; shall exercise a constant supervision over the use of water, and, with the approval of the mayor, shall, from time to time, determine and establish the rates for the use of water. Sect. 23. Said commissioner shall make abatements of charges for water where improperly assessed; shall provide that all bills for fractional parts of a year, or for specific supplies, shall be due when the water is let on or delivered, and be due when the water is let on or delivered, and be due when the water is let on or delivered, and be due when the water is let on or delivered, and be due on the first day of January, April, July and Otteber and shall be and and any applies that days.

water lurnished and measured by meter shail never be less than eight (8) dollars per year, shall be due on the first day of January, April, July and October, and shall be paid within ten days thereafter; shall, when two or more dwelling houses are valued together for the assessment of taxes, make separate valuations of each; and shall, when a portion only of an estate is chargeable for the water, make a separate valuation of such portion, and on such valuations the amounts to be paid, if based on values, shall be assessed.

Sect. 24. Said commissioner shall require the

secretary of the department to receive all moneys deposited on account of main, service, fire, elevator, motor and other pipes and the laying thereof, or, as security, give a receipt in behalf of the city

therefor; pay, from the moneys so received, the amount found by him to he due the person paying any such money, as excess over the amount due the city, and, on or before the fifth day of every month, pay over the moneys in his possession due the city, and account for all moneys so received

due the city, and account for all moneys so received hy him since the last accounting, as provided in chapter three, section eighteen, of the Revised Ordinances of the year 1898.

Sect. 25. Said commissioner shall, from time to time, as he deems necessary, apply, remove and test water meters and maintain the same in good condition; shall record, in a book kept for the purpose, a statement of the style, size, number of each meter, date when purchased, location, date when set, reading at such date, date when taken out, the reason therefor, the reading at such date, a detailed statement of test and percentage of error shown, and the reading and date when reset; also a description of all defects and repairs of such meters. of such meters.

of such meters.

Sect. 26. Said commissioner, whenever the water has heen shut off from any premises because the bill for water has not been paid, and there is a change in the occupancy of said premises, may let the water on again without waiting for the payment of the amount due from any former occupant. In case of contracts for specific supplies he shall shut the water off as soon as the contract has been carried out: the foregoing provisions shall apply carried out; the foregoing provisions shall apply when two or more parties take water from the same service pipe, although one or more may have paid the amount due from him or them.

paid the amount due from him or them.

Sect. 27. Said commissioner shall keep suitable hooks, in which shall be entered the names of all persons who take water, the kind of huilding in which it is taken, the name of the street, and the number thereon, the nature of the use, the number of taps, and the rate assessed.

Sect. 28. Said commissioner shall, in his annual report, include a statement of the number of water takers and the purpose for which the water is taken, the number and kind of meters applied during the previous municipal year, the number and kind of meters in use, the number of cases where the water has heen shut off, and the number and amount of ahatements which have been made during the preceding municipal year. during the preceding municipal year.

Sect. 29. Said commissioner shall cause the following regulations to be printed on every bill for water, which shall constitute a part of the contract with every taker of water furnished hy

the city.

### Regulations.

1. Every water taker shall pay the rates for water furnished on his application within the time and at the place specified in the hills therefor; shall, at his own expense, keep the service pipes within his premises, including any area or vault beneath the sidewalk, in good order and repair and protected from frost; shall not allow the water to leak away or run to waste; shall not—unless he may the rates established therefor or takes water. pays the rates established therefor, or takes water by meter rates—use water from a hose; shall not use water from a hose in any case, except during such days and hours and in such manner as the water commissioner may from time to time specify; water commissioner may from time to time specify; shall not make any change in the pipes or water fixtures under the street or within his premises, unless such change is approved by the water commissioner; shall not conceal the purpose for which the water is used; shall allow the water commissioner and persons authorized hy him to enter the premises supplied with water, examine the fixtures, and ascertain the quantity of water used, the manner of use, and whether there is unnecessary waste; and shall indemnify the city for all damages it may sustain or be required to pay in consequence of any injury resulting from any violation of these

it may sustain or be required to pay in consequence of any injury resulting from any violation of these regulations by the water taker.

2. Every water taker must stop the use of water for any purpose when required to do so by the water commissioner, and must guard against collapse of a hoiler and other injuries liable to result from want of water, as the water is liable to be shut off at any time without notice.

3. No water taker shall, except in accordance with a written permit from the water commissioner, or in case of fire in the neighborhood, allow water to be taken from his premises or use water for any

or in case of fire in the neighborhood, allow water to be taken from his premises or use water for any purpose other than those for which he pays, or unserew or open any hydrant attached to the water pipes of the city.

4. No water taker shall demand or he cutitled to any ahatement of his water rates for any year on account of the premises being vacated, unless they are vacated hefore the first day of January,

and notice thereof is given to the water commissioner hefore the first day of February of such year; nor shall any water taker demand or he

year; nor shall any water taker demand or he entitled to any ahatement of rates, compensation, or damage on account of the shutting off, or the stopping of the use of water for any cause.

5. The water commissioner shall equip with water meters all new services installed, and shall also, in accordance with the provisions of chapter five hundred twenty-four of the Acts of nineteen hundred and seven, as amended by chapter one hundred seventy-seven of the Acts of nineteen hundred and nine, annually equip with water meters at least five per cent of the water service which were unmetered on December thirty-first, nineteen hundred and seven; shall, if a water taker refuses to allow a water meter to he placed on his premises, cause the water to be shut off nimeteen hundred and seven; shall, if a water taker refuses to allow a water meter to he placed on his premises, cause the water to be shut off from the same; may, without notice, cause the water to he shut off from any premises, or require the use of water for any purpose designated hy him to he stopped; and may, if any water taker, whether supplied through an independent service pipe or a service pipe used in common with another, violates any of these regulations, cause the water to he shut off from all premises supplied hy such pipe until satisfied that the regulations will he observed and all amounts due for water have heen paid to the city collector, together with such further sum, not exceeding ten dollars, as said collector may require.

Sect. 30. Said commissioner shall have full charge of all engineering work of every nature and description upon and connected with all public works, unless otherwise provided for hy statute, and of the laying out and construction of all public improvements except the laying out, locating anew,

works, unless otherwise provided for hy statute, and of the laying out and construction of all public improvements except the laying out, locating anew, altering, widening and discontinuing of highways, and shall make such surveys, plans, estimates, statements, descriptions and specifications as are required or requested for the carrying out of any public work by any official or hoard in charge of any department of the city in the discharge of the duties of such department, or hy the mayor, city council or any committee thereof.

Sect. 31. Said commissioner shall by himself or hy his duly authorized agents inspect and measure all public work done under his direction by any department by contract or otherwise, and the city auditor, in case any hill or estimate for such work is presented to said city auditor for allowance, may require from said commissioner a certificate of such hill or estimate stating if the materials have heen furnished or the work done in accordance with proper engineering standards, or in accordance with the terms of the contract for said work.

said work. Sect. 32. Said commissioner shall have authority to order any public work, whether done by a department or under contract or otherwise, to he department or under contract or otherwise, to he discontinued, reconstructed or removed, whenever in his opinion said work fails in any manner to comply with or fulfil the terms, conditions, specifications and requirements of any such contract or agreement, or fails in his opinion to conform with proper engineering standards.

Sect. 33. Any expeuse incurred by said commissioner in carrying out any of the provisions of this act except as provided for hy the appropriation for the department of public works shall be charged to the several appropriations under which the works are authorized or paid for, upon requisition of the said commissioner.

tion of the said commissioner.

tion of the said commissioner.
Sect. 34. Section five of chapter three of the Revised Ordinances is hereby amended by striking out the following words: "The city engineer, six thousand dollars; the water commissioner, five thousand dollars; the superintendent of streets, seventy-five hundred dollars," and by inserting the words, "The commissioner of public works, ninc thousand dollars."

Sect. 35. Chapters siyteen and forty-two of

Sect. 35. Chapters sixteen and forty-two of the Revised Ordinances of 1898, and chapter 3 of the Ordinances of 1908, and all ordinances and parts of ordinances inconsistent with this ordinance are

herehy repealed.

Referred to the Committee on Ordinances.

#### LAND FOR CITY HOSPITAL.

The following was received:

City of Boston,
Office of the Mayor, September 16, 1910.
To the City Council:
Supplementing my previous communication on the same subject, I desire to recommend the pas-

sage of the accompanying order, which provides sage of the accompanying order, which provides for the appropriation of sixty-seven thousand dollars (\$67,000) for the purchase of an estate owned by the heirs of the late Robert Treat Paine and for the acquisition of certain rights in a passageway between said estate and the City Hospital, said estate to be used for an extension to the South Department of the City Hospital for infectious discases.

Respectfully, John F. Fitzgerald, Mayor.

Ordered, That the sum of sixty-seven thousand dollars (\$67,000) be appropriated, to be expended by the City Hospital Trustees for the purchase of an estate owned by the heirs of the late Robert Treat Paine and bounded by Massachusetts avenue and Northampton street, and for the acquisition of certain rights in a passageway between said estate and the City Hospital, and that to meet the said appropriation the City Treasurer be authorized to issue, from time to time, on the request of the Mayor, bonds or certificates of indebtedness of the City of Boston to said amount.

Referred to the Executive Committee.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

Claims.

Augustus A. Rothe, for compensation for injuries caused by an alleged defect in Falmouth street.

Mrs. Joseph M. Cowhig, to be paid expenses incurred on account of the poisoning of her minor child by the spraying of trees by the city.

George W. Parker, to be refunded the amount paid by him for a permit to occupy the sidewalk, which he was allowed to use only five days.

Charles E. Dickerman, to be paid for chickens killed by dogs.

Hannah Foley, for compensation for injuries to her minor son at the Columbus Avenue Playground.

ground.

James O'Donnell, for compensation for injuries received while at work for the city.
Mrs. Annie J. Morehouse, for compensation for injuries received from a fall at 46 Marshfield street.

#### Faneuil Hall, etc.

Petitions for the use of Faneuil Hall were received as follows:

George F. Monahan, on the evening of Septem-

ber 23.
Ferrer Memorial Association, on the evening of October 13,
William F. Murray, on the evening of Sep-

tember 19.

Executive Committee.

Petitions for sidewalks were received, as follows:

(Brick with Granite Edgestone.) Samuel Fine, 106 Morris street, Ward 1.

Ann B. Fay, 15 Kensington street, Ward 21. L. B. Abbott, 255 Walnut avenue, Ward 21.

(Gravel with Granite Edgestone.) Travers Brothers, 127-131 Gerard street, Ward 17. Michael S. Morton, 75 Morton street, Ward 23. Mary A. Carroll, 171 King street, Ward 24.

(Artificial Stone with Granite Edgestone.)

Harris Poorvu, 276–282 Hanover street, Ward 6. S. Vorenberg, 117 State street, Ward 6. James Donaldson, 327–329 Washington street, Ward 7.

William W. Willson, 323 Washington street, Ward 7.

Perry Mason Company, 201 Columbus avenue, Ward 10.

Ward 10.
Catherine Hannon, 7 Farragut road, Ward 14.
Mattapan Deposit and Trust Company, 474 West
Broadway, Ward 14.
Baker Building Associates, 409 West Broadway
and on F street, Ward 15.
F. A. Corbett, 8-20 Eastman street, Ward 16.
F. G. Powell, 14 Glenarm street, Ward 20.
C. F. Whitehead, 62 Hancock street, Ward 20.

C. F. Whitehead, 76–80 Hancock street, Ward 20.
Lottie M. Kellogg, 18 Waterlow street, Ward 20.
Louis Segel, 362 Blue Hill avenue, Ward 20.
A. R. Gilliland, 6–8 Pleasant street, Ward 20.
F. G. Powell, 119 Washington street, Ward 20.
William E. Douse, 107–109 Fuller street, Ward 24.
John T. Daly, 340 Centre street, Ward 24.
Mary C. Decker, 783 Washington street, Ward 24.
Annic M. Biggs, 56 Chickatawbut street, Vard 24. Ward 24,

ard 24. Mrs. G. A. Goodwin, 30 Edson street, Ward 24. Robert C. Martin, 44 Fairmount street, Ward 24. John Hagerty, 1272 Blue Hill avenue, Ward 24. Herbert L. York, 9 Braemore road, Ward 25. Timothy Keefe et al., Hewlett street, Ward 23.

#### CONSTABLES' BONDS.

The City Treasurer, after having duly approved of the same, submitted the constables' bonds of Andrew J. Condon and Frank J. Sullivan. Approved by the Council.

#### COAL AND COKE LICENSES.

Copies of coal and coke licenses granted by the Secretary of the Commonwealth were received.

Placed on file.

#### CONFIRMATION OF APPOINTMENTS.

A communication was received from the Civil Service Commissioners approving the appointment of Charles D. Daly as Fire Commissioner, said communication being filed September 15. Placed on file.

#### STORAGE OF GASOLENE.

Notices were received of the keeping of explosives at the following named locations, and of intention to use said premises for the same purpose for the ensuing year, viz,

Stephen Bradford, 145 Norfolk street, Ward 24. Franklin Square Auto Company, 51-55 Mystie street, Ward 12. Peter C. Werner, Boston Harbor.

Placed on file.

# ALTERATIONS, ETC., OF LOCATIONS.

Copies of orders were received from the Street

Commissioners, as follows:
Alteration of location of West End Street Railway Company on Columbus avenue at Northampton street, 322d location.

Alteration of location of the same company at Dartmouth street and Columbus avenue, 323d location.

Alteration of location of the same company at Columbia road, Hancock and Bowdoin streets, 324th location.

Temporary location for same company at Ips-wich street, 325th location.

Placed on file.

# RAILROAD POLICE.

A communication was received from the Police Commissioner certifying that Gorham E. Stanford had been appointed railroad police officer for the New York, New Haven & Hartford Railroad. Placed on file.

Notice was received from the Boston, Revere Beach & Lynn Railroad that Frank C. Pearsons and others were no longer employed as railroad police.

Placed on file.

# PANAMA EXPOSITION.

A communication was received from Norman Walker, chairman committee on meetings and conventions, New Orleans, La., asking that the City of Boston indorse New Orleans as the city to hold the Panama Exposition.

Placed on file.

#### DEPARTMENT OF PUBLIC WORKS.

The following was received:

Boston Finance Commission, September 16, 1910.

To the Honorable the City Council:

Gentlemen,—The Finance Commission is in-formed that at an early date an ordinance for the formed that at an early date an ordinance for the creation of a department of public works by the consolidation of the present Street, Water and Engineering Departments will be submitted to the City Council. In order to remove any misapprehension resulting from statements in the Press as to the position of the Finance Commission on the question of consolidation, the commission desires to state that as yet no definite plan of consolidation has been submitted for its consideration. solidation has been submitted for its consideration. solidation has been submitted for its consideration. Any desirable consolidation should concentrate responsibility, reduce friction and promote efficiency and economy. If a plan is submitted which seems well adapted to secure these results it should receive the approval of the City Council. If such results do not seem likely to follow consolidation the existing order of departments should be maintained. should be maintained.

should be maintained.

The commission suggests that the City Council carefully consider the following matters before it reaches a conclusion as to the desirability of the proposed change:

1. The danger of consolidating the departments to such an extent as to create a system heyond the administrative capacity of any individual likely to he appointed as its head.

2. The liability of having persons appointed as heads of the engineering and water divisions of less competency than those likely to he appointed under the existing system as heads of the Engineering and Water Departments, whose qualifications must he approved by the Civil Service Commissioners.

missioners.

3. Whether in the plan suhmitted adequate provision is made for keeping the lahor force and the financial accounts of the water division separate of the second of the seco the maneral accounts of the water divisions separate from the force and the accounts of other divisions of the department of public works. Unless such separation is accomplished the expenses of the water division may be improperly increased and the water-takers he charged exorbitant rates in consequence.

in consequence.

Any plan of consolidation should show the dis-Any plan of consolidation should show the dis-tribution of power and responsibility, the division of lahor, the salary and wage schedules and the number of officials and suhordinates in each of the divisions of the department. A proper scheme of consolidation should effect large economies as hundreds of thousands of dollars are wasted annu-ally by the retention of numerous clerks and other

employees who are not needed in the service.

Respectfully suhmitted,

THE FINANCE COMMISSION,
by JOHN A. SULLIVAN, Chairman.

Referred to Committee on Ordinances.

#### CITY FINANCES.

The following was received:

To the Honorable the Mayor and City Council: To the Honorable the Mayor and City Council:
Gentlemen,—In various reports submitted to the
Mayor and City Council the former Finance
Commission called attention to the cnormous
increase in the indehtedness of the city and to the
necessity of reforming its financial policy. Thus
the commission recommended:

1. That the practice of horrowing money for
the extension of water mains he discontinued and
that the money he provided hy taxes. (Vol. 1,
pp. 24-26; Vol. 2, p. 168.)

2. That the practice of horrowing outside the
deht limit for sewer purposes be discontinued.
(Vol. 2, p. 168.)

3. That the money needed for the improvement
of Hyde Park avenuc he horrowed inside the debt

3. That the money needed for the improvement of Hyde Park avenuc he horrowed inside the debt limit and not, as provided by chapter 437 of the Acts of 1908, outside the debt limit. (Vol. 1,

p. 508.)
4. That items amounting to over \$500,000 in the loan hill of July 26, 1907, he repealed. (Vol. 1,

p. 127.)

5. That no money he horrowed outside the deht limit except for rapid transit purposes. (Vol. 2, p. 168.)

6. That no money he horrowed for waterworks, schools, sewer construction, current expenses, or for any purpose of an annually recurrent nature. (Vol. 2, p. 168.)

These recommendations were hased upon the

following facts:

1. Much of the money horrowed was for unnecessary objects; or for repairs, maintenance, or other current expenses which should have heen provided from taxes. (Vol. 1, pp. 112, 113; Vol. 2,

2. These unnecessary or improper loans, issued hetween the years 1895 and 1907, had contributed largely to increase the deht four times as fast as the largely to increase the deht four times as fast as the increase in the valuation of property in the city subject to taxation, and seven and one-half times as fast as the increase in population; the deht having increased 166 per cent in this period while the valuation had increased only 38 per cent and the population only 22.7 per cent.

3. As a consequence the city was paying over \$5,000,000 annually for interest and sinking fund requirements, or ahout one-fourth of the entire amount raised by taxation.

Some of the recommendations of the commission have not heen adopted. Thus, money has since

Some of the recommendations of the commission have not been adopted. Thus, money has since heen horrowed for land and huildings for schools and for sewer purposes.

Though the School Committee this year appropriated \$529,557 for land and huildings for schools, this hoins the second successful attempt to average

priated \$529,557 for land and huildings for schools, this heing the second successful attempt to exercise the power to raise money for this purpose hy taxation since the passage of chapter 448 of the Acts of 1901 authorizing appropriations of an amount equal to 40 cents on each thousand dollars of the valuation of property, it has also borrowed \$1,000,000 this year for land and huildings. The Legislature, on the recommendation of the Finance Commission, this year refused authority to borrow \$2,500,000 more for land and huildings; and the commission helieves that in the near future the authority to horrow \$500,000 annually for this purpose should he revoked, and that all money needed thereafter he provided out of taxes. (See Finance Commission report dated April 1, 1910.)

pages should be revoked, and that an infinity meeded thereafter he provided out of taxes. (See Finance Commission report dated April 1, 1910.)
Large loans for surface drainage authorized hy chapter 485 of the Acts of 1907 and for sewerage works under chapter 426 of the Acts of 1897 are still being made; but these are within the deht limit and not outside as in the past, the authority for borrowing outside the debt limit for these purposes having heen revoked hy chapter 315 of the Acts of 1909. Of the \$1,284,000 appropriated this year for such purposes, \$974,000 was provided out of loans and only \$310,000 from taxes, or less than one-fourth of the whole amount. These expenses recur annually and the commission believes they should be met wholly from taxes.

The greater part of the recommendations of the commission have heen adopted, however, and much

commission have heen adopted, however, and much progress in financial reform has heen made. Thus: The proposed loan of \$300,000 in the year 1907 for the extension of water mains was rejected by

The proposed loan of \$300,000 in the year 1907 for the extension of water mains was rejected by the City Council, and no loans for this purpose have heen authorized since.

The loan of \$69,000 for the improvement of Hyde Park avenue was made within the deht limit and not outside as authorized by the Legislature.

Favorable action has heen secured on \$297,000 of the items in the loan hill of July 26, 1907, amounting to \$514,500, which were recommended by the commission to he revoked, \$233,000 having heen reseinded and \$64,000 having heen transferred for useful objects; items amounting to \$215,000 have heen issued contrary to the commission's recommendations and one item for \$2,500 has not been reseinded, but it has not been issued.

The Legislature, on the recommendation of the commission, by chapter 315 of the Acts of 1909, revoked all authority previously given under special acts to issue loans outside the debt limit except for rapid transit purposes.

Since the date of the commission's recommendation no money has heen horrowed for current expenses, and with the exceptions previously noted as to school and sewer loans none has been borrowed for expenses of an annually recurrent nature. In 1909–10 and in the present year no money has heen horrowed for mature persist, the money for this purpose having been provided from taxes. Moreover, last year considerable sums were appropriated from taxes for permanent improvements such as those at the City Hospital, for bridge reconstruction of flages and for a new ferryboat and for the reconstruction, for a new ferryboat and for the reconstruction of Eastern Avenue Wharf. Such action marks the approach of a sound financial policy and cannot be too highly commended.

As-a result of such improved financial methods the city's indebtedness for all except rapid transit, metropolitan district and state purposes actually decreased \$1,720,768.36 in the fiscal years 1908-09 and 1909-10, of which reduction \$1,000,000 was due to the payment by the state to the city for the Boston Insane Hospital property.

The commission makes no criticism at the present time of the leans made in the current year, but calls

time of the loans made in the current year, but calls attention to the fact that the debt is again rising rapidly and that there is a necessity of scrutinizing with the greatest care the loan orders now pending.

with the greatest care the loan orders now pending. Notwithstanding the appropriations from taxes which under the lax financial methods of former years would have been made from loans, the net city and county debt, which was \$71,345,972.58 ou January 31, 1910, rose to \$74,983,605.29 by August 31, 1910, an increase in seven months of \$83,637,632.71. The increase will be partially offset by payments into the sinking funds during the year, but it is certain that the net city and county debt will be much greater at the end of the year than it was at the beginning.

The leaps authorized in the present and previous

The loans authorized in the present and previous years, and issued in this year, amount to \$4,173,500, including \$1,000,000 for rapid transit purposes and \$1,000,000 for land and buildings for schools.

\$1,000,000 for land and buildings for schools. The loan orders now pending in the City Council amount to \$2,110,750, as shown in a table annexed hereto, marked appendix "A." Only \$1,193,545.71, or about one-half this amount, can be authorized now, however, as the borrowing capacity, which was \$3,774,045.71 at the beginning of the year, has been reduced by loans amounting to \$2,580,500, as shown in an appendix hereto marked "B." Notwithstanding this slender borrowing capacity the commission believes that the city's interests require the passage of the following loans:

1. Land for the extension of the department for infectious diseases, City Hospital—\$67,000.

The City Hospital Trustees urge this loan in order to provide additional facilities for the treatment of infectious diseases. In the two years 1908 to 1910, inclusive, 226 persons suffering from scarlet

ment of infectious diseases. In the two years 1908 to 1910, inclusive, 226 persons suffering from scarlet fever or diphtheria were denied admission on account of lack of accommodations; and in the latter of the two years over 100 persons ill with scarlet fever were also denied admission, but were sent to the Haynes Memorial Hospital for treatment at the city's expense. In case of epidemic the facilities at the City Hospital are inadequate. The compission believes the extension to be necessary at the mission believes the extension to be necessary at the present time and as the land can be secured at a fair price there appears to be no reason for delay.

Fire Department, rebuilding repair shop-

air price there appears to be no reason for delay.

2. Fire Department, rebuilding repair shop—\$68,658.

The recent destruction of the repair shop makes the passage of a loan necessary. Besides the \$68,-653 for rebuilding the repair shop \$115,500 is asked to provide tools, machinery and fire apparatus. The commission believes that only the sum required for rebuilding the repair shop should be raised by loan and that such of the other items as are necessary be provided for by a transfer from the reserve fund, which on August 31 was \$177,429.50.

3. Incinerating plant — \$300,000.

The need of providing better means of disposing of refuse is generally recognized. The former Superintendent of Streets, now engineer for the commission, believes that money should be provided now for the erection of one incinerating plant.

vided now for the crection of one incinerating plant. In this opinion the commission concurs. Unless far more favorable terms than the existing ones are far more favorable terms than the existing ones are seemed by the city from the contractors who are now disposing of refuse at Spectacle Island and on Atlantic avenue, or from other contractors, it will be necessary for the city to creet a number of incinerating plants. The present Superintendent of Streets on August 27, 1910, advertised for bids for disposing of refuse for a term of ten years from January 1, 1912, the date of the expiration of the contract between the city and the New England Sauitary Product Company. Pending the submission of bids the money for one incinerator should be provided and plans for its construction should be provided and plans for its construction should be drawn, so that the city, in the event of receiving unsatisfactory bids, may at once make partial provision for the disposal of refuse and arrange for the crection of more incluerators next year. The bids of private contractors should be considered and the city's policy determined not later than the beginning of the next fiscal year.

4. Street lighting equipment—\$180,000.
As already stated in its report, dated July 22, 1910, the commission believes this loan order should be increased to \$310,000 so as to provide for automatic lighting and extinguishing devices

as well as for the inverted mantle gas lamps contemplated in the original loan order of \$180,000. By this means the city would become the owner of its own street lighting equipment, the middleman would be climinated and the city would save over the present prices about \$55,000 a year. The recommendation of the commission has not been adopted, partly because of the Mayor's reported unwillingness to displace some of the present force of lamplighters, who are employees of a private contractor, and partly because of the Superintendunwillingness to displace some of the present force of lamplighters, who are employees of a private contractor, and partly because of the Superintendent of Street's opinion that the efficiency of automatic devices has not been demonstrated. The superintendent accordingly advertised for bids for street lighting on a two-year contract, but the advertisement has since been withdrawn, properly, the commission thinks, as no company, obliged to install 12,000 street laups, could bid successfully in competition with the present contractor whose plant is now installed. The Superintendent of Streets now states that it is bis intention to solicit bids on a more comprehensive planmamely, on a five or ten year contract from operating companies which will furnish gas, lamps and care for the equipment, from companies which will sell lamps, or automatic devices, but will not take care of the equipment, and also from the Edison Electric Illuminating Company for furnishing electric lamps and light. He states that as a result of the bids which may be obtained it may be necessary to have \$310,000 available for the purchase of gas lamps and automatic devices and he believes a loan for that amount should be authorized. If the loan is needed it will be available, and if it is not required it need not be issued.

If these four loans, aggregating \$745,658, are passed the existing borrowing capacity will have been reduced to \$447,887, which will have to provide for all contingencies until the first of next February. The commission believes that this is none too large a margin of safety for a city of the size of Boston, exposed as it is to sucb dangers as the recent fire in the lumber district has made manifest. The City Auditor believes, and in this the Finance Commission concurs, that the entire borrowing capacity of the city should not be exhausted in any year, but that a reserve of not less than \$500,000 should be maintained. Epidemics, conflagrations and bursting of water mains may occur at any time, and a reserve of mot less than

installation of apparatus for a new fire-alarm signal system. This subject has already been referred by the Mayor to the Chamber of Commerce, the Boston Board of Fire Underwriters and the Finance

Commission for consideration.

Commission for consideration.

The commission believes that the following loan orders now pending should be rejected.

1. Parks, playgrounds and bathing establishments—\$1,085,750.

These various orders should be rejected for lack of funds; none are of sufficient importance to justify trenching upon the small reserve.

2. Street widenings:

Norfolk street, Ward 24...... \$260,000 Union Park street.....

\$355,000

Norfolk street, \$260,000. The engineer of the Finance Commission believes that there is urgent need of widening Norfolk street between Codman square and the junction of Bernard street and

square and the junction of Bernard street and Lauriat avenue, as this part of the street contains two car tracks and is not wide enough to provide properly for the heavy travel which it sustains. The need of widening the street beyond Hobson square he believes to be less urgent, though it is his opinion that it will have to be done in the near future and that its postponement will increase the land damages the city will bave to pay.

The commission believes that the widening would be of public benefit but that it is not of such pressing necessity as to justify the withdrawal of so large a portion of the money which can be borrowed this year. The Street Commissioners should be requested to report to the City Council before the beginning of the next fiscal year as to the cost and the necessity of this widening as compared with improvements of other throughfares. thoroughfares.

Union Park street, \$95,000. The widening of this street is proposed in order to improve the

perspective of the Cathedral of the Holy Cross, as appears from the following language in the message of the Mayor accompanying the loan

"I beg to recommend for passage the accompanying loan order for \$95,000 for the widening of Union Park street, between Washington street and Harrison avenue, to a mean width of about 71 feet. It has always been regarded as unfortunate that Union Park street should be contracted at this portion of its course to a narrow and unattractive passageway. It forms the northern boundary of the Cathedral of the Holy Cross, which is one of the largest and noblest edifices of public worship in the city. The flank view of this great pile is, I am assured, particularly fine from an architectural standpoint, but its effect is lost to a great extent because of the absence of a proper perspective. By broadening Union Park street an admirable oblique view of the entire structure, including the facade and one side, with the left transcpt, may be obtained from Washington street, and its cruciform character, from which the name is derived, will be plainly revealed."

will be plainly revealed."

The asthetic purpose which appears in the message is a laudable one, but it does not justify the proposed expenditure of the city's money. If it were held to do so any public street might be widened in order to improve the view of edifices not public property.

Nor is the fact that Union park is wider than Union Park street a sufficient reason for widening a portion of the latter as now proposed. They were not laid out at the same time as one highway, but at different times and for different widths. The former was intended as a park and highway, the latter as a highway only, and the width of each was determined with reference to their intended uses. If Union Park street is too narrow to accommodate its pedestrian and team traffic it should be widened as soon as the city ean afford it. Until it is shown to be too narrow for these purposes it should not be widened at the city's expense. The commission believes that there is not a sufficient volume of team traffic or travel by pedestrians to justify any expenditure of the expense. The commission believes that there is not a sufficient volume of team traffic or travel by pedestrians to justify any expenditure of the city's moncy for this purpose. The team traffic through Union Park street and some of the adjacent streets between Washington street and Harrison avenue was counted for nine-hour periods in two days, August 3 and 8, between 8 a. m. and 6 p. m. The traffic through Union Park street was fairly uniform, averaging approximately nine teams per hour, a very small amount of traffic. The average for the first street north of Union Park street, Waltham street, was thirty-four teams per hour, and of the first street south of Union Park street, Malden street, inne teams per hour. The needs of local traffic in the immediate vicinity are amply provided for by Malden and Waltham streets; and, as Waltham street joins Union Park street just beyond Harrison avenue and continues as a single street to Albany street, through traffic could be accommodated on Waltham street alone. There is no reason to believe that either local or through traffic interests will benefit if Union Park street is widened. As for pedestrians, there is no apparent necessity for widening the street to accommodate them.

As for pedestrians, there is no apparent necessity for widening the street to accommodate them.

Even though the widening might yield certain direct benefits such as the increased development of real estate in the vicinity and corresponding increase in taxable values, that does not justify the widening, if general public convenience does not require it. Moreover, the commission believes that if any indirect benefits are realized they will be slight owing to the character of the buildings. be slight, owing to the character of the buildings and occupations in the vicinity, the presence of the elevated railway structure and the known tendency to depreciation in value in this part of the South End.

the South End.

Various precedents, so-called, have been cited by the advocates of the widening, but none of them touch the real question at issue, namely, the necessity of widening the street. It seems to the commission that the laying out of streets in the past, which were not expected to promote public convenience, furnishes precedents which ought not to be followed by a city that lacks money for improvements of great public advantage such as the widening of thoroughfares, the laying out of streets in the growing suburbs, the provision of better bathing facilities, more playgrounds for the children and a system of public convenience stations. stations.

Moreover, the precedents cited, namely, the purchase of Trinity Triangle in Copley square, the laying out of Avenue Louis Pasteur and of Opera place, differ from the Union Park street ease in

laying out of Avenue Louis Pasteur and of Opera place, differ from the Union Park street ease in important particulars.

Thus, by the purchase of Trinity Triangle the eity preserved forever for the benefit of the public free access of light and air to Copley squarc, an existing public park. To permit the triangle to be built upon by a private owner would have seriously impaired the value of the city's interests in Copley square, in the Public Library and in the Art Museum. The city had acquired a site for the Public Library, had given a site for the Art Museum and had laid out Copley square prior to the purchase of Trinity Triangle, which was the final act in a series of improvements conceived at an earlier period and involving millions of dollars. The city's interests were important enough to justify the payment of \$30,000 for their protection and doubtless the expenditure would have been made if adjacent church and other private property had not been in existence.

It should also be noted that in these cases private interests made contributions, unlike the Union Park street case, where the improvement is intended to be at the city's sole expense. Thus, the land for Avenue Louis Pasteur was given to the city, half the value of the land was contributed by private parties in the Opera place case, and, according to the report of the majority of the Board of Aldermen, private parties contributed \$41,000 to the purchase of Trinity Triangle, the city's contribution being \$30,000. (See City Council Minutes for the year 1884, pages 603–612.) The legislative history of the purchase of Trinity Triangle is shown in an appendix hereto annexed, marked "C."

The city is under no moral obligation to widen Union Park street. The part now proposed to be widened was a narrow private way known as Blake's court up to 1860, when it was dedicated as a public highway and named Union Park street. In 1860 the church authorities began to acquire land for the Cathedral, and in 1868 the corner It should also be noted that in these eases private

land for the Cathedral, and in 1868 the corner stone of the Cathedral was laid. Thus it appears that the site was acquired and the edifice creeted

stone of the Cathedral was laid. Thus it appears that the site was acquired and the edifice creeted with a full knowledge of the physical environment, and if a mistake was then made in building a noble structure on a narrow street, that furnishes no reason for the widening of the street now at the expense of the city.

3. Bridge on Medway street over New York, New Haven & Hartford Railroad tracks—\$15,000.

The engineer of the commission reports that this loan is intended to provide better fire protection in the territory served by the bridge, which, though apparently strong enough for all purposes, would, on account of its width and crooked approaches, cause the Fire Department difficulty in the maneuvering of long ladder trucks. In his opinion, however, such apparatus would not be required, as the section served by the bridge is an isolated one, nearly surrounded by the metropolitan park reservation, and the houses are only twenty-six in number, of ordinary wooden frame construction and assessed for a total of \$59,600, or about 30 per cent more than the cost of the protection. The bridge was built and is maintained by the railroad, and whenever the bridge is altered the company should be called upon to pay a portion of the expense. The commission believes that action on this case can be postponed without danger of serious consequences.

North End. \$50,000

North End	\$50,000
Ward 25	25,000
Charlestown	45,000

\$120,000

The building of branch libraries at the North End and at Charlestown have been recommended by the library trustees and the commission sees no objection to providing them whenever funds are available. The necessity for any of the three items is not so great, however, as to require that it be provided for now out of the small borrowing cancetty remaining.

provided for now out of the small borrowing capacity remaining.

5. Engine house and site, Parker Hill—\$25,000. The former Finance Commission, on the advice of the then Fire Commission, recommended that a loan order for \$15,000 for "engine house and apparatus" on Parker Hill be rejected on the ground that "the top of a hill is not a good place for an engine house" and that the needs of the district could be served better by putting in a high service could be served better by putting in a high service. eould be served better by putting in a high service

water system on the hill which though more costly	Neponset Playground:
water system on the hill, which, though more costly in the first instance, would be more economical in	Filling and grading. \$10,000
the long run, as it would save the cost of maintain-	Shelter 1,500
ing an engine house. (Vol. I, p. 113.)	Billings Field: Filling and grading. 2,500
The loan was issued, however, but only \$27.90, the cost of advertising, has been expended out of	Fence around chil-
the \$15,000 appropriated. The additional loan of	dren's corner 1,000
\$25,000 is intended to provide land for the site,	Shelter
thus increasing the cost of the original plan, which was to put the house on the land owned by the city.	Prince Street Playground: Paving3,600
In the opinion of the commission the balance of	Shelter 1,500
the original loan should not be expended and the	Mystic Playground:
pending loan should be rejected, as the project is even more objectionable now than it was when the	Raising sea wall and grading 1,500
former Fire Commissioner and the former Finance	Roslindale Playground:
Commission recommended its abandonment.	Retaining wall 2,500
The commission recommends: 1. That the sound policy of providing out of	Fencing, including children's corner 2,000
taxes for the extension of water mains, repair of	Grading 500
streets and for other current expenses be con-	Forest Hills Playground:
2. That the practice of borrowing money for	Sanitary and locker building 15,000
such annually recurring needs as sewers and land	West Third Street Play-
and buildings for schools be discontinued, for the	ground:
former at once, and for the latter as soon as existing	Grading, surfacing,
school needs are provided for, and that such expenditures be met from taxes thereafter.	loaming, fencing, sanitary a e e o m-
3. That loans be provided for the following	modations, etc 8,300
objects:	West Fifth Street Play- ground:
Land for infectious diseases department,	Grading, surfacing,
City Hospital	loaming, fencing,
ment	sanitary a e e o m- modations, etc 8,800
Incinerator	Fellows Street Play-
Street lighting equipment	ground:
\$745,658	Sanitary accommodations 4,000
	Chestnut Hill Park,
4. That all other loans now pending, aggregating	additions:
\$1,630,750, be rejected.	Grading and plant- ing 1,500
5. That the borrowing capacity of \$447,887 remaining after the four loans above recommended	ing
are provided for be reserved for emergencies.	Neighborhood Playgrounds:
6. That hereafter not less than \$500,000 of the	Ward 2 \$35,000
borrowing capacity of the city be maintained as a reserve, no part of it to be used except in cases of	Ward 3 25,000 Ward 13 25,000
the greatest emergency.	Ward 14 35,000
Respectfully submitted, The Finance Commission,	Ward 15 35,000
by John A. Sullivan,	Ward 16 35,000 Ward 20 35,000
Chairman.	Ward 23 35,000
	(I) Parks and planning de 260,000
APPENDIX A.	(b) Parks and playgrounds recommended by members of the
LOAN ORDERS PENDING.	City Council:
1. Incinerator\$300,000	Playground or park,
2. Street lighting equipment:	Meeting House Hill, \$49,000
Inverted mantle gas lamps 180,000	Improvement, North _ End Park 35,000
3. (a) Parks and playgrounds recommended by Park Commission:	Enlargement, Orchard
Commonwealth avenue:	Park and municipal building 200,000
Loam and planting: Brighton avenue	Playground and park,
to Warren street, \$9,750	Neponset river 15,000
Warren street to	Playground and park, Mt. Ida 50,000
Chestnut Hill avenue	Overlook Park, Ward
nue	2027,000
Sanitary on play-	Improvement of play- ground, McKenzie
ground 12,000 Fencing children's	Beach 10,000
playground 1,000	Playground Ward 5 150,000
Children's shelter 1,500	Playground, Ward 25 15,000 Sanitary and locker
Protection of beach, 6,000 cubic yards	building, Strandway
filling at 60 cents 3,600	Playground 14,000
Copp's Hill Terraces:	4. Bathing Establishments:
Grading 800 800 square vards	_
800 square yards granolithic pave-	(a) Dewey Beach, Charlestown \$15,000
ment at \$2 1,600	(b) New building McKen-
Changes in masonry and fences 800	zie Beach, Ward 16 1,500 (c) All-year-around bath
Charlestown Playground:	house and gymna-
Completion of sani-	sium: 100,000
tary and locker building 10,000	5. Street Widenings: ————————————————————————————————————
Grading, loaming	(a) Widening of Norfolk
and planting 1,500	street, Ward 24 \$260,000
Completion of gym- nasium 500	(b) Widening of Union
	Park street 95,000
Rogers Park:	355.000
Rogers Park: Sanitary 7,500	6. Bridges:
Rogers Park:	

7. Branch Public Libraries:  (a) North End. \$50,000  (b) Ward 25. 25,000  (c) Charlestown 45,000  **120,000	
8. Engine House, Parker Hill	
Total\$2,110,750	
APPENDIX B.	
Right to Borrow August 31, 1910.  Right to borrow under ehapter 93, Aets of 1891, as estimated February 8, 1910	
Less loans authorized since (inside of debt limit): 1910. March 15—Locker building,	
Franklin Field, completion of \$4,500 March 22—New fireboat. 5,000 March 29—Land and build-	
Ings for schools 500.000	
March 30—S e w e r a g e works	
provements 27,500	
April 12—Savin Hill Park, loam and planting 2,500	
April 12—Separate systems of drainage	
May 17—Bowdom street, grade damages 49,000	
May 17—Highways, Making of	
May 24—Neponset Play- ground, filling and grad-	
ing	
Commerce and School Administration Build-	
ing	
July 27—Various Munici-	
pal Purposes:	
Bridge \$115,000 C h e l s e a B r i d g e,	
Bridge, south 80,000	Į.
south 80,000 Meridian Street	
Bridge 125,000 ——————————————————————————————————	
August 24—Curtis Hall, re- eonstruction of 60,000	
2,580,500 00	
Right to borrow August 31, 1910 \$1,193,545 71	
APPENDIX C. TRINITY TRIANGLE.	
Origin and History.	
1884, Oct. 8. Alderman Greenough offered an order that the Street Commis-	
signers be requested to report on	
the cost of laying out Trinity Triangle as a public street. Order passed. Sent down. (See City Council Minutes, 1884,	
City Council Minutes, 1884, page 458.)	
1884, Nov. 1. Street Commissioners report that \$62,000 would be required to lay	
it out as a public street. Laid on table on motion of Alderman	
Greenough. (See City Council Minutes, 1884, page 513.)	
1884, Dec. 15. Alderman Leighton offered an order that \$30,000 be appro-	J)
priated to cover the expense of	
acquiring the land (Trinity Tri- angle). (See City Council Min-	
utes, 1884, page 588.) 1884, Dec. 15. Letter from Stanton Blake, secre-	
tary of a committee of citizens for the preservation of Trinity Triangle suggesting the appro-	
priation of \$30,000 for the pur- chase of the property. Letter	
states that owner values the	
land at \$71,541.35, against which \$30,000 had been col-	- 1
leeted by private subscription and \$6,541.35 more expected.	11

Order and communication referred to the Finance Commit-tee. (See City Council Min-utes, 1884, page 588.) 1884, Dec. 22. Alderman Leighton offered the

following report:

Majority report.

(1) The present is the time to acquire the estate before any structure is erected which would add to the cost.

(2) That the larger interests of the eity in this locality demand that immediate steps be taken to protect those interests.

those interests.

(3) The abutters are paying more than \$41,000.

C. V. WHITTEN,
For the Majority.

Committee submitted a new draft of the order offered by Alderman Leighton but which was substantially the same calling substantially the same, calling for \$30,000 appropriation for the purchase of the land (Trinity

Triangle).

Minority Report.

(1) Not reasonable to suppose the removal of the value of the value of the removal of the value of the removal of the value of the removal of the value of th the removal of the value of this property from the assessors' books can be met by assessments upon the property of others. Already large sum of money expended in ornamenting this open space. Expenditure of money for purely ornamental pur-

poses.

Not been shown that public necessity and convenience require this expenditure.

(5) High valuation and tax rate demand that no appropriation be granted not absolutely needed. Reference to next Council

recommended.
John W. Fraser,†
J. Edw. Lappen,\*
J. F. Marley.\*

Majority report accepted. The chairman of the Board of Aldernen read a petition signed by 1,200 leading citizens and taxpayers of Boston in favor of the payers of Boston in favor of the project and appropriation. Order recommended by the majority, read a second time and passed. Yeas 12, nays 0. Sent down. (See City Council Minutes, 1884, page 603.)

\* Mr. Marley and Mr. Lappen, on December 26, 1884, withdrew their names from the minority report and agreed to the appropriation.

†Mr. Fraser, on January 1,1885, voted for the appropriation.

Councilman Bromwich in the

Councilman Bromwich in the debate in the Council over the passage of the order stated that \$41,000 out of the \$71,000 had been subscribed by gentlemen who lived in the neighborhood of Trinity Triangle. (See City Council Minutes, 1884, page 612.) 1884, Dec. 26.

1884, Dec. 26. Report of the majority accepted by the Common Council. Yeas 49, nays 15. (See City Coun-cil Minutes, 1884, pages 609– 614.)

1885, Jan. 1. Order read a second time and passed in concurrence. Yeas 62, nays 2. (See City Council Minutes, 1884, page 651.)
1885, Mar. 12. Ordered, That Trinity Triangle be made a part of Copley square. Referred to Committee on Commons and Squares. (See City Council Minutes, 1885, page 178)

1885, Apr. 16. Ordered, That the name of Copley square is hereby made to include the parcel of land adjacent thereto, recently purchased by the city and known as Trinity Triangle. Order passed. Sent up. (See City Council Minutes, 1885, page 275.)

1885, Apr. 20. Above order passed in concurrence and Aldermen notified. (See City Council Minutes, 1885,

page 280.)

Referred to the Executive Committee.

#### MINORS' LICENSES.

President BALLANTYNE submitted reports on petitions for minors' licenses for ten newsboys and two venders, and asked approval of the Council on

The licenses were granted on the usual conditions.

#### CONFIRMATION OF APPOINTMENTS.

The Council proceeded to take up Nos. I and 2,

unfinished business, viz.:
Action on appointments submitted by the Mayor

Action on appointments submitted by the Mayor September 12, viz.:

1. Jason W. Butters, to be a Constable of the City of Boston for the term ending April 30, 1911.

2. George W. Whitney, to be a Weigher of Beef for the term ending April 30, 1911.

The question came on confirmation. Committee, Coun. Brand and McDonald.

Whole number of ballots east 6, yeas 6, and the appointments were confirmed.

appointments were confirmed.

#### PUBLIC LANDS.

Coun. COLLINS, for the Committee on Public Lands, submitted the following:

(1) Report on message of Mayor, communication, preambles and order (referred July 18) to exchange land belonging to city with Winsor School land in Berners square—that the order

School land in Berners square—that the order ought to pass.

(2) Report on message of Mayor, communications, preambles and order (referred April 4) to release city's rights in land in Belgrade avenue—that the order ought to pass.

(3) Report on order (referred June 27) for sale of city land at Massachusetts avenue and Shirley street—that the order ought to pass in a new draft viz:

Shirley street—that the order ought to pass in a new draft, viz.:

Ordered, That his Honor the Mayor be, and he hereby is, authorized in the name and behalf of the city, in a manner satisfactory to the Law Department, to sell a parcel of land belonging to the City of Boston, bounded and described as follows: Northeast by Massachusetts avenue 2 and \( \frac{2}{2} \) of feet; southeast by Shirley street 13 and \( \frac{2}{2} \) of feet; southeast by Shirley street 13 and \( \frac{2}{2} \) of feet; west by land supposed to belong to Lucius A. Brown 6 and \( \frac{2}{2} \) of feet; and northwest by the same, 8 and \( \frac{2}{2} \) of feet; containing 29 square feet, more or less, all said measurements being approximate, said land to be sold at a valuation of not less than 50 per cent in excess of assessed valuation of adjoining land, the proceeds of said sale to be applied to the sinking fund for the liquidation of the city debt.

applied to the sinking fund for the liquidation of the city debt.

Coun. COLLINS—Mr. President, in view of the fact that perhaps some of the members are not acquainted with these matters on which they are about to be called upon to act, I respectfully ask that they be referred to the Executive Committee. Your Committee on Public Lands has gone into them very carefully, but there are only three of us, and although we are well informed on the particular matter, yet since others are not I will offer that as a motion.

The three reports were referred to the Executive

The three reports were referred to the Executive Committee.

# LEAVE OF ABSENCE ON COLUMBUS DAY.

Coun. BUCKLEY offered an order—That the Fire Commissioner be hereby authorized to grant leave of absence, without loss of pay, to all employces of his department who are members of the Knights of Columbus and who wish to parade, on Columbus Day, October 12, 1910.

#### RECESS TAKEN.

The Council voted, at 4.10 p. m., on motion of oun. McDONALD, to take a recess subject to a call of the President.

The members reassembled in the Council Cham-

ber and were called to order by the President at 5.09 o'clock p. m.

#### REPAIR OF KINGSTON STREET.

Coun. BRAND offered an order—That the Superintendent of Streets be requested to see that Kingston street, from Essex street to Beach street, be immediately put in safe and proper condition for public travel. Passed.

#### LEGISLATION FOR GREATER BOSTON.

Coun. CURLEY offered an order—That his Honor the Mayor be requested to arrange a conference with the mayors, chairmen or presidents of boards of selectmen, or other proper officials, in the district known as Metropolitan Boston, and take such measures as may be necessary to secure their co-operation in the evolving of a plan to be presented to the next General Court for the establishment of a Greater Boston.

Referred to the Executive Committee.

Coun. CURLEY—Mr. President, I must respectfully move reconsideration of that reference. On the question of reconsideration of reference I CURLEY offered an order-

respectfully move reconsideration of that reference. On the question of reconsideration of reference I feel that my wind is extremely valuable at this time and I have no desire to indulge in it at any great length. I will simply state that, according to no less an authority than Charles Francis Adams, up to 1900 the total amount contributed by the City of Boston for metropolitan park improvements alone was some \$23,000,000 out of a total of some \$82,000,000; that our municipal public grounds and park system represents an expenditure annually of about \$450,000 to the City of Boston; that Boston is about the only city in the metropolitan district that made no separate and distinct park and public grounds department; that the great portion of the \$23,000,000 contributed by Boston for the maintenance, extension and developpark and public grounds department; that the great portion of the \$23,000,000 contributed by Boston for the maintcnance, extension and development of the metropolitan park system has been for the benefit of surrounding cities and towns; that there is but 6 per cent of the total area of the metropolitan park system within the coufines of the City of Boston. Yet, despite all that fact, Boston still pays somewhere in the vicinity of about 80 to 82 per cent of the total cost of metropolitan parks in construction, laying out and maintenance. With relation to the other improvements that are furnished by Boston, the persons living in outside cities and towns have the advantage of not only the best fire service in New England, but in addition to it the best police service in New England. The rapid transit system developed in Boston has been developed largely for the benefit of suburban cities and towns. The extension of the clevated structure to Sullivan square and Charlestown, working a tremendous injury to property in Charlestown, has been largely for the benefit of Malden, Melrose, Everett, Cambridge and Somerville, and the surrounding towns, including even as far as Lowell and Lawrence. In the other direction the extension of the clevated structure to Forest Hills has worked considerable injury to Boston property, and has been largely for the benefit of Hyde Park, Dedham, Readville, Canton and outlying sections in that vicinity. What is true of the extension of the elevated structure in all probability will be true of the extension of the brought about a Greater Boston, and I do not believe the time is any too early to begin the movement, because there are so many important factors to be considered in connection with it. This order simply calls upon the Mayor to take the necessary steps to the end that a consultation or conference may be had between the persons in authority in all of the cities and towns in the metropolitan district with a view to the drafting of such legislation and the presentation of the Seance Boston for the maintenance, extension and developknowledge of the members of the Board and does Now York at the present discussion on my part. In New York at the present time, Greater New York, with its tremendous population made up of seven

boroughs, with a president in charge of each one of the separate boroughs, and with a mayor elected from the entire number of boroughs of Greater New York, there is an example of how well it has worked out. How well it works out in European cities is known to the members here and does not merit a general discussion. I feel, Mr. President, that the time is none too early to begin the movement. I trust that the reference to the Executive Committee will be considered, and if it is, I shall then move when the vote is taken that it may be taken by roll call, so that the members of the Board

may give expression to their opinions on this all important proposition.

Coun. BRAND—Mr. President, I would like to say a word in fayor of the order of Coun. Curley. say a word in favor of the order of Coun. Currey. It is something that I have been very much interested in for two years. I have been preaching it and talking Greater Boston, and I believe it is the salvation of our city. I would like to give one illustration of the way our present plan works. Take it here in Boston, up to this year 82 per cent of our income had been derived from real estate, illustration of the way our present plan works. Take it here in Boston, up to this year 82 per cent of our income had been derived from real estate, while only 18 per cent had been derived from personal estate. Contrast that with Milton, and adjoining towns, just separated from us by a little narrow stream, the Neponset river. In that town the major part of their income is derived from personal estate, and what does that mean? It means that the eitizens of Milton who come here to enjoy the privileges of our city—they come here to enjoy the privileges of our city—they come here to do usiness because it is the only place to do it—have our police protection and our fire protection, they have the benefit that all our citizens here enjoy, for which we pay, but they contribute nothing, and it simply means if a town like Milton were annexed to Boston it would materially reduce our tax rate, it would add materially to our wealth and our prosperity. That is only just one illustration. The same might be said of Brookline, Somerville, Cambridge and Chelsea and Everett and other nearby cities which ought to be a part of Boston. This city ought to take its place with the three leading cities of the country. There is no reason why Chicago or Philadelphia should outstrip us in our population or in our wealth. I think Coun. Curley should be complimented on the initial step that he has taken here. I think it is the proper course, and I believe it is a proper order to pass here to-day. I trust it will not be referred to the Executive Committee.

Coun. COLLINS—Mr. President, on the question of Greater Boston I suppose we all agree that there should be a Greater Boston. But there seems to be an honest difference of opinion as to what is meant by a Greater Boston. But there seems to be an honest difference of opinion as to what is meant by a Greater Boston. But there seems to be an honest difference of opinion as to what is meant by a Greater Boston in suppose we all agree that there bould be a Greater Boston. But there seems to be

men of those towns and other city officials of those etiies, coming here in a council and advocating a greater governmental Boston, if it is going to shoulder the burden on them? I think not, sir. And although I believe that we ought to have a Greater Boston, I believe that we ought to go slow in forming the ways and means. For example, as I have already stated, these men eome forward with their local prides. Political reasons would naturally exert them to say no to the proposition of Greater Boston. Now, my point is simply this: I believe what is soing to help Boston is to have men of those towns and other city officials of those I believe what is going to help Boston is to have Boston known as a bigger business center, and I can imagine legislative enactment drawn somewhat similar to the London City Government, where the City of Boston would still have its government, and at the same time there would be a Greater Boston. Accordingly, I believe it is a big question, and since this purports to start the ball up, I believe we ought to proceed slowly. I think your suggestion of keeping this in Executive Committee for a while is well chosen, and, accordingly, I hope that reconsideration will not prevail.

Coun. CURLEY—Mr. President, it was not my desire and intention to take up the time of the Council at any great length. I have here the minutes of the City Council of April 6, 1908, which has relation to one particular branch of the service of the city and state, that of the Park Department, and which represents some little study and research, and is rather interesting for consideration at this believe what is going to help Boston is to have

and is rather interesting for consideration at this time. It goes on to say — and says truly, "I

believe it is about time that the City of Boston, believe it is about time that the City of Boston, through its chief executive, should call a halt on these expenditures. The money is expended for the purpose of developing a park system in a section of the state that is by no means thickly populated. The park system extends through Melrose, Malden, Everett, Wakefield, Reading, and in such sections of the state combined there is less population that we will find it contributes as well-Malden, Everett, Wakeheld, Reading, and in such sections of the state combined there is less population than you will find in any three wards of Boston, with the possible exception of the in-town wards. I maintain that that is an unfair condition of affairs, a condition that the city's finances do not warrant at the present time, and a condition against which this body should protest through its chief executive, the Mayor. The system of apportionment itself is eminently unfair. With but six per eent of the metropolitan area within the limits of Boston, we have been obliged under the old apportionment to pay 50 per cent of the cost annually, and under the new apportionment we are permitted to pay 62 per cent. If there is but 6 per cent of the area within the limits of the city, I can conceive of no good reason why we should pay in excess of 6 per cent of the total cost annually. But we are obliged to pay from 50 to 62 per cent. It means a permanent burden, a burden that should not be sustained by the City of Boston. It is my opinion in the matter of attention to park system that, while it is good policy to expend money for that, while it is good policy to expend money for takings for extensions of the park system, it is poor policy and not the part of wisdom to develop those takings until such time as the population in the scetions where takings have been made warrants it. But, on the contrary, there has been no great development in the sections comprising the district to opment in the sections comprising the district to which the metropolitan park system extends, and despite the fact that the population there is very meager the expenditures during the past few years continue to be as great as they were ten or fitteen years ago. The City of Boston in the exercise of a spirit of economy, so called, has seen fit to place on half time the men in certain branches of the city's service, and the City Council has seen fit to recommend the abolition of certain departments on hair time the first in deep of branches of the city's service, and the City Council has seen fit to recommend the abolition of certain departments and the reduction in the salary of certain other heads of departments. While we continue along this line of retrenchment and economy the state still continues to be the chief violator of the principles of economy, still continues to pile the burden upon the City of Boston, while the total of the state tax and assessment last year was in the neighborhood of \$4,500,000, or more than the total amount of money due from the city on bonds issued for municipal purposes, expiring within the four years beginning 1907 and 1910. How long this shall be permitted to continue probably no man in this government knows; but I do think that until such time as our protest is heeded the system will continue and will be permitted to continue. By continuous protests aloue can we either have a more equitable system of apportioning the levy of taxes on the sections comprising the metropolitian more equitable system of apportioning the levy of taxes on the sections comprising the metropolitan park system or can we have them suspend these annual takings, for which Boston is assessed many times the proportional amount that would be represented by the area of the metropolitan park system found within the limits of the city." Now, Mr. President, what is true in the case of the metropolitan sewerage and the metropolitan lighway systems and metropolitan developments generally. The gentleman has said that there is a possibility that there would be objections on the part of outlying cities and towns to join hands with Boston lying cities and towns to join hands with Boston on the question of Greater Boston, but if we are to seek a precedent for a similar condition it is unnecessary to go outside of this country. The Tanımany organization that was in control in New York for a great many years found it possible to induce the horough of Brooklyn and to induce to induce the horough of Brooklyn and to induce various other boroughs that go to make up Greater New York at the present time, with all the corruption that the papers preached about and the pulpit pounders continually talked about—with all that it was possible to establish Greater New York and to bring in all those towns that in their own local form of government were prosperous and satisfied. I contend that the prosperity of Boston is as essential to the people of the City of Boston is it is to those who live outside of the City of Boston, but who make their living on the prosperity and the progress in Boston. There is not any reason why we should expend the vast sums of money that are expended annually for the development of Boston and for the beautifying of the city and have that benefit entirely or in the greater part reaped by the surrounding cities and towns. They should

join hands with us in the development of Boston. join hands with us in the development of Boston. They should join hands with us in the heautifying of Boston. They should join hands with us in enlarging Boston. What is the condition in another department? Boston is the only city within the metropolitan district that maintains a separate and distinct municipal consumptives' department. When some person is afflicted with tuberculosis in a neighboring city or town his first step is to move into Boston so as to came under the treat-When some person is afflicted with tubereulosis in a neighboring eity or town his first step is to move into Boston so as to come under the treatment in Boston and receive these advantages. We maintain a splendid institution for summer boarders in Boston Harbor known as Deer Island, and about 48 to 50 per cent of the population of Deer Island is made up of persons who live outside of the City of Boston. We probably pay somewhere in the neighborhood of about 80 per cent of the total cost of county maintenance and despite the fact that Winthrop and Revere and Chelsea enjoy advantages of our county system. In relation to our fire service, we maintain the best fire service that is found in entire New England, and yet when a fire occurs in some of the surrounding cities or towns they have the advantage of our splendid fire service without contributing one solitary copper to the improvement of that service or to the extension of it. Likewise is this true in relation to our police service. They had a celebration down at Province-town recently, the dedication of the Pilgrims' Monument, and it was a delegation of Boston police officers that went down there and assisted in keeping order. It should have been metropolitan police officers that went down there and assisted in keeping order. It should have been metropolitan police officers. I believe it is about time to make a start on this all-important proposition for the future of Boston. You can have no commercial prosperity in Massachusetts unless Boston takes the lead. There is no reason why the entire burden of Boston commercial prosperity or "supermacy," as my friend O'Connell sometimes calls it, should be borne by the people of Boston alone. All persons within the metropolitan district should be given an opportunity to assist in that development, because they are going to be in a position All persons within the metropolitan district should be given an opportunity to assist in that development, because they are going to be in a position to share in the benefits that will accrue from that development. I sincerely trust that reconsideration will prevail. I recognize that it is a big proposition, that it will probably require considerable discussion and investigation before any action is taken, but I still recognize the fact that in all probability the very man who will arrange the conference will be acting as Governor when the proposition comes before the Legislature, and will be in a position to lend his influence and to make possible that favorable action by the Legislature,—John F. Fitzgerald.

Reconsideration was refused, yeas 4, nays 4.

Reconsideration was refused, yeas 4, nays 4. Yeas—Coun. Attridge, Brand, Buckley, Cur-

ley—4. Nays-Coun. Ballantyne, Collins, Hale, Mc-Donald-4.

### EXECUTIVE REPORTS.

Coun. HALE, for the Executive Committee, submitted the following:

(1) Report on report on message of Mayor, communication, preambles and order (referred to-day) to exchange land belonging to eity with Winsor School property in Berners square—that the preambles and order ought to pass.

Report accepted; preambles and order read once and passed, yeas 8, nays 0. Assigned for fourteen days for final action.

(2) Report on report on message of Mayor, communications, preambles and order (referred to-day) to release city's rights to land in Belgrade avenue—that the preambles and order ought to

Report accepted; preambles and order read once and passed, yeas 8, nays 0. Assigned for fourteen days for final action.

(3) Report on report on order (referred to-day) for sale of city land at Massachusetts avenue and Shirley street—that the order as recommended in new draft ought to pass.

Report accepted; order read once and passed, yeas 8, nays 0. Assigned for fourteen days for

final action.

(4) Report on message of Mayor and order (referred to-day) for loan of \$67,000 for additional land for hospital—that the order ought to pass. Report accepted; order read once and passed, yeas 8, nays 0. Assigned for fourteen days for final action.

(5) Report on message of Mayor, communication and order (referred to-day) transferring the sum of \$782.45 from the appropriation for Reserve Fund to the appropriation for Penal Institutions Department, breakwater, etc., Deer Island—

tions Department, breakwater, etc., Deer Island—that the order ought to pass.

Report accepted; order passed, yeas 7, nays 0.

(6) Report on message of Mayor, communication and order (referred to-day) to transfer \$95.86 from the appropriation for Reserve Fund to the appropriation for Street Department, Ashmont Bridge extension—that the order ought to

pass.

Report accepted; order passed, yeas 8, nays 0.

(7) Report on report and recommendations of Finance Commission (referred to-day) as to items in proposed loan bill for 1910—that the same be referred to the Committee on Finance.

Report accepted; said reference ordered.

(8) Report on message of Mayor and communications from the United Improvement Association, concerning sanitaries and convenience.

munications from the United Improvement Asso-ciation concerning sanitaries and convenience stations (referred to-day)—recommending reference to the Committee on Finance. Report accepted; said reference ordered. (9) Report on message of Mayor and com-munications and order (referred September 12) to appropriate \$1,500 for exhibit at Town Planning Conference—that no action is recessive.

Conference—that no action is necessary.

Accepted.
(10) Report on petition of Timothy Keefe et al. (referred to-day) for sidewalks on Hewlett street, Ward 23—recommending the passage of

et al. (referred to-day) for sidewalks on Hewlett street, Ward 23—recommending the passage of the following:

Ordered, That the Superintendent of Streets make a sidewalk along both sides of Hewlett street, from South street to Centre street, Ward 23, in front of the estates bordering thereon, said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone with granite edgestone, under the provisions of chapter 437 of the Acts of 1893.

Report accented: order passed

Report accepted; order passed.

(11) Report on petition of Edmund D. Codman et al. (referred September 12) that the City Council take action in favor of additional transportacil take action in favor of additional transporta-tion facilities in neighborhood of Bowdoin and Seollay squares,—recommending the passage of the following preambles and resolves: Whereas, the City Council is of the opinion that the present transportation facilities at Bowdoin square and Seollay square are inadequate; there-fore he it

fore be it

square and sconial square are manaequate; therefore be it

Resolved, That this City Council is in favor of more adequate underground transportation facilities being immediately provided; and be it further Resolved, That a committee of three be appointed by the President to co-operate with the merchants in advocating plans submitted by them, or such other plans as may be deemed nore feasible. Report accepted; preamble and resolve passed. The President appointed as said committee Coun. Brand, Attridge and McDonald.

(12.) Reports on petitions (severally referred to-day), recommending the passage of orders that the Superintendent of Streets make sidewalks on the following-named streets in front of the hereinafter named estates, said sidewalks to be from 3 to 12 feet in width and to be built as specified, the owner to furnish the material, viz.:

Brick with Granite Edgestone. Samuel Fine, 106 Morris street, Ward 1.

#### Brick.

Ann B. Fay, 15 Kensington street, Ward 21. L. B. Abbott, 255 Walnut avenue, Ward 21.

Gravel with Granitc Edgestone. Travers Brothers, 127–131 Gerard street, Ward 17, Michael S. Morton, 75 Morton street, Ward 23, Mary A. Carroll, 171 King street, Ward 24.

Harris Poorvu, 276–282 Hanover street, Ward 6. S. Vorenberg, 117 State street, Ward 6. James Donaldson, 327–329 Washington street, Ward 7. Artificial Stone with Granite Edgestone.

William W. Willson, 323 Washington street, Ward 7.
Perry Mason Company, 201 Columbus avenue, Ward 10.

# SEPTEMBER 19, 1910.

Catherine Hannon, 7 Farragut road, Ward 14.
Mattapan Deposit and Trust Company, 474
West Broadway, Ward 14.
Baker Building Associates, 409 West Broadway,
and on F street, Ward 15.
F. A. Corbett, 8-20 Eastman street, Ward 16.
F. G. Powell, 14 Glenarm street, Ward 20.
C. F. Whitehead, 62 Hancock street, Ward 20.
C. F. Whitehead, 76-80 Hancock street,
Ward 20.

C. F. Whitehead, 70-50 Hancos Ward 20.
Lottie M. Kellogg, 18 Waterlow street, Ward 20.
Louis Segel, 362 Blue Hill avenue, Ward 20.
A. R. Gilliland, 6-8 Pleasant street, Ward 20.
F. G. Powell, 119 Washington street, Ward 20.
William E. Douse, 107-109 Fuller street,

William E. Douse, 107-103 Fune.
Ward 24.
John T. Daly, 340 Centre street, Ward 24.
Mary C. Decker, 783 Washington street,
Ward 24.
J. Murphy, 32-34 Chickatawbut street,
Ward 24.
Annic M. Biggs, 56 Chickatawbut street,

Ward 24.

Annic M. Biggs, 56 Chickatawbut street,
Ward 24.

Mrs. G. A. Goodwin, 30 Edson street, Ward 24.
Robert C. Martin, 44 Fairmount street, Ward 24.
John Hagerty, 1272 Blue Hill avenue, Ward 24.
Herbert L. York, 9 Braemor road, Ward 25.

Paparts severally accepted; orders passed.

#### USE OF FANEUIL HALL.

Coun. CURLEY, for the Committee on Faneuil Hall, etc., submitted reports on petitions (severally referred to-day) for the use of Faneuil Hall—that leave be granted, viz.:

William F. Murray, evening of September 19.

George F. Monahan, evening of September 23. Ferrer Memorial Association, evening of October 13

Reports severally accepted; leave granted on usual conditions.

#### EXPENSE OF HEARING.

Coun. HALE offered an order—That the bills incurred for advertising and stenographic services in connection with hearing or hearings to be held by the Executive Committee on petition of the Boston Elevated Railway Company, lessee, for permission to operate as a common carrier of newspapers, baggage, express matter and freight on tracks of West End and Old Colony Street Railway Companies in the City of Boston, be approved and charged to the appropriation for City Council, incidental expenses. incidental expenses. Passed.

#### GENERAL RECONSIDERATION.

Coun. BRAND moved a general reconsideration on all business transacted at the meeting, hoping that the same would not prevail. Lost.

#### NEXT MEETING.

The Council voted, on motion of Coun, CURLEY, that when it adjourn it be to meet on Monday, October 10, at three o'clock p. m.

Adjourned, at 5.40 o'clock p. m., on motion of Coun. BRAND.



# CITY OF BOSTON.

# Proceedings of City Council.

Wednesday, September 28, 1910.

Special meeting of the City Council, held in the Council Chamber, City Hall, at two o'clock p. m., President BALLANTYNE in the cbair. Absent, Coun. Curley and Hale.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the

last meeting.

The Clerk read the call for the meeting, as follows:

The Clerk read the call for the meeting, as follows:

City of Boston,
Office of the Mayor, September 23, 1910.

To the Members of the City Council:
You are bereby requested to assemble in the City Council Chamber on Wednesday, September 28, at two o'clock p. m., to take suitable action upon the loan order drafted and recommended by me, providing for \$250,000 for a temporary bridge across the Mystic river, and for such other business as may legally come before the meeting.

As your honorable body has adjourned until Monday, October 10, and this order was filed with the City Clerk on August 1, it would appear to be your intention that it should become operative by the lapse of the sixty days designated in the statute. If this is your intention I desire to ask you to reconsider it, as the order seems to be one upon which the City Council should place itself upon record, if only by passing it at the first reading. It was drafted in response to instructions issued by the officials of the national government, which has consented to material modifications in its original plan, and no color should be given to the suspicion of hesitancy or want of cordiality on the part of the city in accepting so favorable a proposition.

Respectfully,

John F. Fitzgeralin, Mayor.

Respectfully, John F. Fitzgeraln, Mayor.

Placed on file.

# APPOINTMENT OF WEIGHERS OF BEEF.

The following was received:

City of Boston,
Office of the Mayor, September 27, 1910.
To the City Council:
Subject to confirmation by your honorable body,
I hereby appoint James Conroy (137 North Beacon
street, Ward 25) and Ira W. Forsaith (16 Hawthorne street, Watcrtown, Mass.) Weighers of
Beef for the term ending April 30, 1911.
Respectfully,
JOHN F. FITZGERALD, Mayor.
Laid over for one week under the law.

#### APPOINTMENT OF CONSTABLE.

The following was received:

City of Boston, Office of the Mayor, September 27, 1910.

Office of the Mayor, September 27, 1910.
To the City Council:
Subject to confirmation by your honorable body, 1 hereby appoint Matthew J. Peters (115 L street, Ward 14) a Constable of the City of Boston for the term ending April 30, 1911.

Respectfully,
John F. Fitzgeerald, Mayor.
Laid over for one week under the law.

USE OF BUILDING, 33 BEACON STREET.

The following was received:

Office of the Mayor, September 28, 1910.

To the City Council:

After mature consideration I have come to believe that the home of the late George Francis Parkman at 33 Beacon street should be retained by the city as a memorial building to perpetuate

the name of this great Boston philanthropist. A large part of Mr. Parkman's life was spent in this house, and the view which he obtained of the Common from its windows gave him the inspiration for his generous bequest. No memorial could be erected on any site that would be so intimately associated with the man or so expressive of his outlook upon life. If used as an office building for the Park and Public Grounds Departments it would continue to express, through such occupancy, his attitude of love and regard for the open spaces of the eity dedicated to the health and pleasure of the people. In other words, we have in our very hands, so to speak, the most fitting of all monuments to Mr. Parkman, one which possesses in a minor degree the atmosphere of sentiment and personality which attaches to Mt. Vernon and Monticello. I am informed that the building can be readily remodeled, and recommend that the accompanying preamble and order, requesting that the Mayor and the Corporation Counsel take the preliminary steps for its purchase from the executors, be adopted by your honorable body.

Respectfully,

John F. Fitzgerald, Mayor.

Whereas, In the opinion of the City Council it is desirable that the former residence of George Francis Parkman on Beacon street be kept in the possession of the city as a means of perpetuating bis memory and that of his gift to the city for the care of its Common and parks; be it Ordered, That the Mayor be requested, through the Law Department, to ascertain the fair value of said house for either sale or lease, with a view of purchasing or leasing it from the Parkman Fund for departmental purposes, and that the Corporation Counsel be requested to report to this body what would be a fair price for the city to pay for this property hy purchase or lease and what would be the probable cost of adapting it for the use of the Park, Public Grounds and possibly other city departments.

departments.
Referred to Committee on Parkman Fund.

# TRANSFER FROM RESERVE FUND.

The following was received:

City of Boston, Office of the Mayor, September 26, 1910.

Office of the Mayor, September 26, 1910.

To the City Council:

I beg to recommend the passage of the accompanying order providing for the transfer of one thousand dollars (\$1,000) from the Reserve Fund to the appropriation for Mayor, public celebrations. Owing to the large demands made upon this appropriation by the celebration of Independence Day, which cost about three thousand dollars (\$3,000) more than the corresponding celebration in 1909, it would seem to be necessary to add this amount in order to insure a fitting celebration of the new holiday created by the Legislature at its recent session. Plans are under way for an enormous parade and for other features which promise to make the first celebration of Columbus Day a memorable event, and the portion of the fund for public elebrations now remaining, with this addition, is none too great for the preparation of a suitable program.

Respectfully,

Respectfully, John F. Fitzgerald, Mayor.

Ordered, That in accordance with the provisions of chapter 261 of the Acts of 1893 the City Auditor be, and hereby is, authorized to transfer the sum of one thousand dollars (\$1,000) from the appropriation for the Reserve Fund to the appropriation for Mayor, public eclebrations.

Referred to the Executive Committee.

# REMOVAL OF RESTRICTIONS ON LAND.

The following was received:

City of Boston, Office of the Mayor, September 27, 1910.

To the City Council:

I transmit berewith a communication from the Board of Park Commissioners recommending the passage of an order authorizing said Board to modify or amend the restrictions imposed upon

certain land of the heirs of Albert W. Niekerson, situate on Peterborough street and near the Fens, so as to permit the erection of apartment houses upon said land costing not less than four thousand upon said land costing not less than four thousand 'dollars per story for every twenty-five feet or less of frontage and at the same rate for any greater width, and I concur in their recommendation.

Respectfully submitted,

JOHN F. FITZGERALD, Mayor.

City of Boston, Park Department, September 22, 1910. Hon. John F. Fitzgerald, Mayor, City Hall, Boston:

Dear Sir,—We have received a petition from the heirs of Alhert W. Nickerson for a modification or amendment of the restrictions imposed upon certain land of the petitioners abutting on Peterborough street and near the Fens, so as to permit of apartment houses on said land costing not less than \$4.000 per story for every twenty-five feet or less of frontage, and at the same rate for any greater width greater width.

greater width.

In order to do this it is requisite that the City Council pass an order giving us authority to change said restriction. The Park Commission does not object to the granting of the petition, if that can lawfully be done without affecting the legal or equitable rights of others, and we inclose for your consideration a copy of an order prepared and approved for this purpose by the Law Department, together with a copy of the petition of the Nickerson heirs. son heirs.

Yours respectfully,

ROBERT S. PEABODY, Chairman.

Ordered, That the Board of Park Commissioners, with the approval of the Mayor, and by an instrument satisfactory to the Law Department, may in the name and behalf of the city modify and amend the restrictions contained in a deed given to the city by the heirs of Albert W. Nickerson, dated June 19, 1899, and recorded with Suffolk Deeds, Lib. 2622, page 104, so far as they apply to a lot of land owned by said heirs, and bounded southeasterly by Peterborough street one hundred feet, southwesterly by other land of said heirs one hundred thirty feet, northwesterly by a passageway one hundred feet, and northeasterly by altering or amending paragraph 2 of said restrictions, so as to permit the erection or placing upon said land of apartment houses costing not less than four thousand dollars per story for every twenty-five feet or less of frontage, and at the same rate for any greater width. rate for any greater width.

Referred to the Committee on Public Lands.

### TEMPORARY BRIDGE OVER MYSTIC RIVER.

The following was received:

City of Boston, Office of the Mayor, September 22, 1910.

To the City Council:

It transmit herewith, in order that it may be placed in the files of the City Clerk, an instrument from the War Department of the United States Government authorizing the city to construct a temporary bridge across the main or north channel of the Mystic river for use while the existing bridge, known as the "Chelsea Bridge," is being altered or rebuilt.

Respectfully.

Respectfully, Joen F. Fitzgerald, Mayor.

(Annexed was the communication referred to.) Placed on file,

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

Mrs. Margaret Lawler, for compensation for injuries to her minor son by a city team.
William E. Nichols, for compensation for injuries caused by a defective iron cover in the side-

#### Executive.

Mary H. Burgess, for children under fifteen years of age to appear at Roxbury Neighborhood Hall, September 30, 1910.

Petitions for sidewalks were received, viz.:

#### (Brick.)

Woodbury & Leighton Company, Winsor School, Bellevue street, Ward 19.

Peter Anderson, 20 Ellery street, Ward 15. Annie McMenimom, 51 Yeoman street, Ward 17. Joseph Weiner, 17 Lansing street, Ward 21. Edward F. O'Brien, 11–15 Bellflower street, Ward 16.

#### (Artificial Stone.)

Ructer & Co., 65 New Heath street, Ward 19. Hagopian Brothers, 2-8 Erie street, Ward 20. Mrs. W. C. Mayo, 35 Bushnell street, Ward 24. Henry C. Fowle, 376 Park screet, Ward 20. Walter Tufts, 13 Gloucester street, Ward 11. Reuter & Co., 158-164 and 159 Terrace street,

Walter Puts, 15 Gloucester street, Ward 19.
Reuter & Co., 158-164 and 159 Terrace street, Ward 19.
C. E. Sleeper, Manager, Castle Square Hotel, 424 Tremont street, Ward 9.
P. O'Hearn, 38, 42, 46, 50, 54, 58 Neponset avenue, 97, 101, 105 Mill street, Ward 24.
F. J. Rockwell, corner Geneva avenue and Oakley street, Ward 20.
Robert M. Bowen, 8-14 Kingsdale street, Ward 20, James G. Curtis, 68 Dix street, Ward 24.
W. H. Crowell, 6 Charles street, Ward 20.
Mary A. McCree, 40-44 Draper street, Ward 20.
J. J. Powers, 20 Westland avenue, Ward 10.
Ephraim M. Ollman, 51-55 Forest Hills street, and on Sylvia street, Ward 13.
F. M. McCarthy, Breed square, corner Saratoga and Bennington streets, Ward 1.
Referred to the Executive Committee which, later in the session, submitted reports recommending the

Referred to the Executive Committee which, later in the session, submitted reports recommending the passage of orders that the Superintendent of Streets make sidewalks, to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of the material named, the owners to furnish said material, in front of the estates as set forth in the above petitions.

Reports accepted; orders passed.

# ERECTION AND REMOVAL OF POLES.

Copies were received of orders of the Street Commissioners granting pole locations, etc., as follows:

New England Telephone and Telegraph Company, to attach wires to poles on Kenrick street, Ward 25.

Same company to erect poles on Bigelow street, Ward 25.

Same company, to erect poles on Dunboy street, Ward 25.

Ward 25.

Same company, to attach wires to poles on Austin street, Ward 23.

Same company, to erect and remove one pole on Morton street, Ward 24.

Edison Electric Illuminating Company, to erect and to remove one pole on Harvard avenue, Ward 25.

Same company, to erect and to remove one pole on East Eighth street, Ward 14.
Placed on file.

#### TRACK LOCATIONS.

A copy of order of Street Commissioners granting to the West End Street Railway Company an alteration of location of tracks on Adams and Gibson streets, Dorchester, was received (326th location).

A copy of order of Street Commissioners, grant-ing to the West End Street Railway Company an alteration of locations of tracks on West and East Broadway and Dorchester street, was received (327th location)

Placed on file and ordered printed.

# NOTICES OF HEARINGS.

Notice was received from the Harbor and Land Commissioners of hearing on September 21 on petition of City of Boston for license to build sea-wall and fill solid at Eastern Avenue Wharf. Notice was received from the Railroad Commissioners of hearing on October 4 on petitions of West End Street Railway Company for approval of 322d, 323d, 324th and 325th locations. Placed on file.

#### COAL AND COKE LICENSES.

A list was received of the coal and coke licenses granted by the Secretary of the Commonwealth. Placed on file.

#### CONFIRMATION OF APPOINTMENT.

Coun. BRAND called up No. 1 on the calendar, viz.:

viz.:

1. Action on appointment, submitted by the Mayor September 19, of Charles J. Donovan, to be a Weigher of Coal for the term ending April 30, 1911.

The question came on confirmation. Committee, Brand and Kenny. Whole number of ballots cast 6, yes 6, no 0, and the appointment was confirmed.

#### MINORS' LICENSES.

The PRESIDENT submitted applications for minors' licenses from fourteen newsboys and one bootblack, and it was voted that licenses be granted on the usual conditions.

# PAY ROLL, REGISTRY OF DEEDS.

A communication was received from W. T. A. Fitzgerald, Register of Deeds, certifying that from August 22 to September 26, 1910, work had been performed in his office to the amount of \$3,777.29.

Referred to the Committee on County Accounts.

#### LOAN FOR CHELSEA BRIDGE.

rejected.

Coun. KENNY, for the Committee on Finance, submitted a report on the order (referred August I) to expend \$250,000 for the construction of a temporary bridge across the north channel of Mystic river between the cities of Boston and Chelsen—that the order ought not to pass.

Coun. KENNY—In submitting that report on behalf of the committee I would like to offer a few remarks. Unless action is taken as indicated along the lines of this report to-day this order will become operative on the first of October. The members of the Committee on Finance feel that before they are called upon to appropriate for the payment of a loan this very large sum of money we should have further information and data with respect to the share which the City of Boston may be called upou to contribute in the construction of this temporary bridge. Our report, therefore, is not adverse in the sense that we are not in favor of the temporary bridge, for, as I understand, under the law we shall sooner or later be called upon to construct this bridge. But pending further investigation and examination into the matter we offer this report, without prejudice to the order itself.

The report was accepted and the order was rejected.

# PAVING OF DUDLEY SQUARE.

President BALLANTYNE offered an order—That the Superintendent of Streets, through his Honor the Mayor, be requested to pave Dudley square and its approaches with vitrified brick or wood pavements, and also relay the edgestones and flaggings connected with same, the expense attending the same to be charged to the appropriation for Street Department, Highway Division.

Passed.

# SIDEWALK CONSTRUCTION, HEWINS STREET.

Coun. COLLINS offered an order-That the Superintendent of Streets make a sidewalk along the estate next to No. 15 Hewins street (northerly), Ward 20, in front of the estates bordering thereon, said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone, with granite edgestone, under the provisions of chapter 437 of the Acts of 1893.

Passed.

#### APPROVAL OF PAY ROLL.

Coun. ATTRIDGE, for the Committee on County Accounts, submitted a report recommending the approving the pay roll of the Registry of Deeds for the period from August 22 to September 26, 1910, amounting to \$3,777.29.

Report accepted; said pay roll approved.

#### RECESS.

On motion of Coun. KENNY the Council voted, at 2.18 o'clock, to take a recess subject to the call of the President.

The members reassembled in the Council Chamber and were called to order by President BALLANTYNE at 3.30 p. m.

#### EXECUTIVE REPORTS.

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Report on petition of Mary H. Burgess for a permit for children under fifteen years of age to appear at Roxbury Neighborhood Hall September 30, 1910—that leave be granted.

Report accepted; permit granted on the usual conditions

conditions

(2) Report on the message of the Mayor and order (referred to-day) authorizing the transfer of \$1,000 from Reserve Fund to appropriation for public eclebrations—that the order ought to pass.

Coun. ATTRIDGE—Mr. President, the members of the Council in Executive Committee this afternoon tried to secure some information in Coun. ATTRIDGE—Mr. President, the members of the Council in Executive Committee this afternoon tried to secure some information in reference to the amount of money now in the hands of the Mayor to be used for public celebrations, and in that committee Mr. Haines, of the City Auditor's office, in the absence of City Auditor Mitchell, gave the members of the Council information in the shape of figures as to the amount of money expended that year under the administration of the late Mayor Hibbard, and the amount of moucy expended this year under the present Mayor, for public eelebrations; and it might not be amiss at this time to state for the benefit of the citizens of the city the amounts of money that have been spent during these last two years for public eelebrations. This year for Evacuation Day there was spent the sun of \$3,088.95; last year during Mayor Hibbard's administration there was spent the sun of \$2,561.98, showing an increase of about \$526.97. On April 19 of this year there was spent for public eelebrations \$987.30; last year there was spent for May 30 there was spent the sum of \$9,618, showing but a slight increase this year over last year. For the Veteran Firemen's memorial daylthis year was spent the sum of \$4,062, and last year there was spent for Decoration or Memorial Day the sum of \$9,618, showing but a slight increase this year over last year. For the Veteran Firemen's memorial daylthis year was spent the sum of \$4,10, showing a slight excess for last year. For the eelebration of Bunker Hill Day, June 17, this year the sum of \$5,932.05 has been spent so far, and it is understood that there is at present an outstanding bill of \$30 now unpaid, that bill being in the possession of the Clerk of Committees, Mr. Dever. Last year there was spent \$5,299.34 for the eelebration of the same holiday, showing this year as 17,08 was spent for that celebration, showing an increase of over \$800. For Labor Day this year \$1,000 has been spent; and the Evecutive Committee understand that there are some bills \$1,000. The total moncy expended this year to date, September 28, is \$35,048.93, and during the entire fiscal year under the former administration there was spent the sum of \$30,763.37. The total amount of money appropriated this year for public eclebrations has been \$40,498.54, the amount expended this year being, as I have previously stated, \$35,048.93, leaving a balance to date in the hands of the Mayor for public eclebrations of \$5,449.61. The Executive Committee understands that there are some bills now in the possession of the Mayor for eclebrations which remain that there are some bills now in the possession of the Mayor for celebrations this year which remain unpaid. As to the amount or the extent of the bills the committee does not know. The committee this afternoon sent for his Honor the Mayor and he was not present. The committee also sent for his secretary, Mr. Leahy, and he was not present. Now the committee has voted in executive session in favor of the transfer of the \$1,000 from the Reserve Fund to the public elebrations fund. This makes a total of money appropriated this year, when this \$1,000 is voted upon in this body, of \$41,498,54. The committee feels that some action should be taken this afternoon in regard to the passage of this order because of the fact that the next meeting of the Council may not be held till October 10, and then it would be too late for this City Council to pass this money so that it could be used to advantage in the celebration of Columbus Day, and the message of the Mayor submitted to us states that in his opinion this money will be needed for the celebration of that day. This statement which I am making to-day is made by me as temporary chairman of the Excentive Committee in the absence of Coun. Hale, who is the permanent chairman of that committee, and this statement which I am making is made, in my opinion, with the approval of the members of the committee who were present at our meeting to-day.

committee who were present at our meeting to-day.

The report of the committee was accepted and the order was passed, yeas 6, nays 0.

#### GENERAL RECONSIDERATION.

On motion of Coun. BRAND the Council refused a general reconsideration of all action taken to-day.

Adjourned, on motion of Coun. COLLINS, at 3.45 p. m.

# CITY OF BOSTON.

# Monthly Conference City Council and Heads of Departments.

Boston, October 3, 1910.

Monthly conference between the Mayor, City Council and heads of city departments, in the Mayor's hearing chamber, City Hall, at three

o'clock p. m.

Mayor Fitzgerald presided, and in calling the

Mayor Fitzgerald presided, and in caring the meeting to order said:

The gentlemen will please come to order. The first husiness before the meeting is the reading and approval of the minutes of last meeting. The Clerk will read the minutes of last meeting.

The minutes of last meeting were read and approval.

The MAYOR—The next business is the reading of communications.

of communications.

(There were no communications.)

The MAYOR—Reports of committees. I suppose the Mayor's office is the committee on the question of the parade, and the general expression of opinion from the department heads was against the matter of parade, and it has heen given up. Are there any other reports of committees?

Superintendent ROURKE (of the Street Department)—The committee appointed on the question of uniform scale of wages, of which I am chairman, had two meetings, and I simply report progress. It is rather a more complicated proposition than appeared on the face of it.

The MAYOR—The gentlemen have heard the report of the superintendent on the question of the adjudication of the wages of the different employees employed by contractors, and he desires to report progress.

employed by contractors, and he desires to report progress.

The report was accepted.
The MAYOR—There are two propositions which I would like to suhmit for consideration to-day. The first is the proposed retirement and pension system for city employees, chapter 619 of the Acts of 1910, its effect on city finances and city work, and the proposed tour of inspection of city departments to take place Friday, November 11, at 2 p. m., in connection with the Mayor's conference during the civic advancement campaign. I am informed ments to take place Friday, November 11, at 2 p. m., in connection with the Mayor's conference during the civic advancement campaign. I am informed that the mayors of all the metropolitan cities are expected to he present, and as many New England mayors as can find it convenient are expected to he present, and at that time it is proposed to have an inspection of the city departments, and we want to have the work of the departments shown to the best possible advantage. With that end in view it is expected that the heads of the departments will so arrange matters hetween now and November 11 that the efficiency of the city departments can be seen to the best advantage. The retirement and pension system for city employees is a most important measure. For years the people who have understood the conditions affecting our city government have felt that we could not get the plant of the city in proper condition until suitable provision was made for the retirement of old and incapacitated city employees through the passage of a proper pension hill. Last year's Legislature, by chapter 619, passed what is considered a proper measure, and it seems to me now that the heads of the departments should make a study of the pension was may with a view to the effect it will have more measure, and it seems to me now that the heads of the departments should make a study of the pension systom with a view to the effect it will have upon city finances and city work, and report tentatively at least at the next meeting. The City Council has to vote upon the acceptance of the act, and then the people are to approve at the municipal election which will be held in January. All the present employees may become members of the retirement association, and future employees, excepting those who are fifty-five years of age upon eutering the service, must become members. Members may retire at sixty years of age, must retire at seventy. The Board of Retirement consists of the City Treasurer, one member of the retirement association, cleeted by the associatiou, and a third person chosen by these two. The Board of Retirement determines the percentage of their wages to be paid by the various classes of employees. Each member is to deposit not less than one nor more than five per cent of his annual wages, except employees who receive over \$30 a week. They are considered to receive that salary and no more. The city deposits an amount equal to the deposit of the heneficiary. These accumulations are converted into an annuity upon the retirement voluntarily or involuntarily of the contributor. In the case of death or retirement from the city's service all payments are refunded with interest. The questions that may be considered are: First, the cost of this system in the various departments. Second, its effect on the service in removing old men who hy their example tend to retard the efficiency of more active employees. Third, improvement in the service of the department by the substitution of younger and stronger men for the veterans who are retiring. Fourth, gain or loss to the city as a whole, measured first in terms of outlay and second in terms of efficiency. These matters, of course, cannot be discussed very intelligently at a meeting of this kind, hecause I presume that the men who are assembled here to-day have not given sufficient thought so that they could intelligently and effectively present the side of the case as a policient of from the report of view sufficient thoughts or that they could intelligently and effectively present the side of the case as than one nor more than five per cent of his annual gently and effectively present the side of the case as indicated from the point of view that they have as the heads of their own particular departments. But I hope that the act will be studied intelligently

andicated from the point of view that they have as the heads of their own particular departments. But I hope that the act will be studied intelligently and carefully, that an investigation of the conditions in the departments will he made by each head of the department, so that when we meet next month we can get an approximate idea as to the effect upon the city finances and the city work of the passage of this act. Is there any gentleman present who cares to say anything about this matter at this time? We have copies of the act sent to each head of department, and also these subdivisions which I have read here, so that you will understand just what we want.

Mr. McSWEENEY—Mr. Chairman, I would like to make a suggestion that a member of the city government, I think, a head of a department at least under your jurisdiction—and I saw him attending one of these meetings—is perhaps the expert of experts in this matter in this state. I refer to Professor Baldwin, I think he is connected with the Statistics Department. He was the executive officer and secretary of the commission which as a state pension commission worked out this report. With your permission, Mr. Mayor, I would like to suggest that if Professor Baldwin would consent to serve with your own department particularly, that it might he possible in the interim hetween now and the next month to get up an approximation of the financial cost of this retirement scheme for the city, and that it might he possible for a committee headed by such a man as Professor Baldwin to put to the various department heads the things that they could investigate, and an approximation of the amount it would cost them to put this retirement system in vogue, and then we would have it before you, sir, so that you would have accurate knowledge as to the financial prohlems involved in this proposition.

The MAYOR—The gentlemen have heard the motion of Mr. McSweeney. Is Professor Baldwin

The MAYOR—The gentlemen have heard the motion of Mr. McSweeney. Is Professor Baldwin

motion of Mr. McSweeney. Is Froessor Baldwin. here?

Mr. McSWEENEY—No; I don't see him. The MAYOR—Professor Baldwin is really the father of the act. He was, I think, was he not, a member of the old age pension commission appointed by the Governor?

Mr. McSWEENEY—No; he was sceretary. The MAYOR—He was sceretary of a body appointed by the Governor to report on this.

Mr. McSWEENEY—Yes.

The MAYOR—Trofessor Baldwin was secretary oppointed by the commission which was selected.

appointed by the commission which was selected by the Governor to investigate the question of old age pensions. He has given a great deal of time and study to this proposition. I dou't know that he would he willing to undertake this work, hut I can see no harm in passing a vote asking that Mr. Baldwin he requested to get in touch with the heads of the departments with a view to finding out from them, with the information which he is able to give, just what the cost would he to each department.

Mr. McSWEENEY—Mr. Mayor, I would like to amplify. I think that Professor Baldwin would think that as a patriotic duty he ought to do it, and my thought was that the heads of the various financial departments ought to be on a committee with him to do this, or be selected by them. It would be a patriotic duty which I think they would be very glad to perform. appointed by the commission which was selected

be very glad to perform.

The MAYOR—What is your suggestion as to how many should constitute this committee, Mr. McSweency?

Mr. McSWEENEY—A committee of three—the ty Treasurer, the City Auditor and Professor City Tro

The MAYOR—It is moved and seconded that a committee of three, consisting of Professor Baldwin, chairman of the Statistics Department, who is win, chairman of the Statistics Department, who is likewise au expert on the old age pension system, and Mr. Slattery, the City Treasurer, and Mr. Mitchell, the City Auditor, be appointed a committee by this meeting to consider the effect of this measure on the city finances and city work, and consult with the different heads of departments, and report, if possible, to the next meeting.

Mr. SLATTERY—Mr. Chairman, isn't it a fact that every department is already reporting to that commission data on this matter, and so forth, so that Professor Baldwin would have that in his possession already?

possession already?
The MAYOR—If he has of course it would make it much easier for the work to be reported.

make it much easier for the work to be reported. (The above motion was carried unanimously.)

The MAYOR—Is there any other new business before the meeting? I wish to emphasize, if there is no other business before the meeting, the proposed tour of inspection of the city departments to take place Friday, November 11, at 2 p. m., being organized under the auspices of the 1915 movement, and I think it is going to be productive of good. It was only the other day that a book was sublished by an eminent author criticising Boston published by an eminent author criticising Boston as the most expensive city in the world because of petty graft and useless employees. It is unfortunate, of course, that that kind of criticism can tunate, of course, that that kind of criticism can get out into the public prints at the present time, because it is not true. I think that every man here realizes that his department, though it is an expensive one to the city, is run on reasonable principles and with due regard to efficiency rather than to economy; that the City of Boston does a larger amount of humanitarian work than any other city in the country. That its educational larger amount of humanitarian work than any other city in the country; that its educational system costs more, and that we have the finest view point of life and better regard for the decencies of life than most cities, and we are spending money with that point of view in mind all the time. I have traveled a great deal since I have been Mayor of Boston, both iu my first administration and in the past six months, and every place I go I have never talked with a man who did not express himself as saying that Boston was the finest city in America, and that its equipment was of the best that we could learn little if anything. We got that story in New York, Montreal, Detroit—practically

everywhere. And visitors who come from different parts of the world admit that Boston is the finest parts of the world admit that Boston is the lines city. Of course there are a great many things that we can improve, and it is one of the objects of this meeting to find out where improvement can be made. I sincerely trust that the heads of departments will study their own departments, and also have in mind suggestions which can be made to ments will study their own departments, and also have in mind suggestions which can be made to other city departments, which come within the proper point of view, that can be properly brought before meetings of this kind, so that we will not only have the reputation of being the best city in America, but keep that position, as other cities are improving all the time; not be content with that until we reach the point where we can be looked upon as the best governed city in the world, a not impossible realizatiou. I think things are getting better and better all the time, and I sineerely trust that all the heads of departments will work intelligently and effectively from now until this meeting occurs on November 11, so that when this tour of inspection is made by the mayors of other cities they will see for themselves the reason why Boston spends more money per capita perhaps than any other city in America. I was in Montreal three weeks ago, the Superintendent of Streets and myself, and we went by a great big hospital building which was pointed out as the pride of Montreal, but we found it was supported by public beneficence. Our hospital costs us \$600,000 a year. We found they were only removing 300 tons of garbage a day there, while Boston was taking care of 1,100 tons of garbage a day. While the population of Montreal is presumably five-sixths of ours, we were disposing of cleven-thirds as much as Montreal was, and the collections in the business districts were only made twice a week, while our collections are and the collections in the business districts were only made twice a week, while our collections are made every day. These things, apparent to us when we visit other cities, are not apparent to the public, and, therefore, when the mayors of other cities come here we want our departments to speak for themselves. And as I said, I trust that it is due to the citizens of Boston that we should do this, due to the citizens of Boston that we should do this, because when figures are down in black and white that Boston spends this immense amount of money, and it looks extraordinary to the mayor of Montreal and the city council, we want to be able to show what we do and just how much more we do than other cities even attempt to do. This meeting, as I said a moment ago, will occur on Friday, November 11, at 2 p. m. If there is no further pusiness before the meeting, the meeting stands business before the meeting the meeting stands adjourned.

Adjourned at 3.50 p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Monday, October 10, 1910.

Regular meeting of the City Council in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent — Coun. Hale.

On motion of Coun. BRAND the reading of the records of the last meeting was dispensed with.

#### REMOVAL OF CONSTABLES.

The following was received:

City of Boston, Office of the Mayor, October 10, 1910.

Office of the Mayor, October 10, 1910.

To the City Council:
You are hereby notified that I have this day removed Nathan E. Bates, Anglio M. Cresto, Timothy S. Cronin, Thomas T. Foley, James L. Hourihan, Joseph Leonard, Patrick Richardson, John J. Rogers and David Taylor from the office of Constable of the City of Boston for the reason that they have not filed the hond required by law.

Respectfully,
John F. Fitzgeraln, Mayor.

#### EXECUTIVE APPOINTMENTS.

The following was received:

City of Boston,
Office of the Mayor, October 10, 1910.
To the City Council:
Subject to confirm of

To the City Council:
Suhject to confirmation by your honorable body, I herehy make the following appointments, all for the term ending April 30, 1911:
Samuel A. Camphell (Briggs street, Salcm, Mass.), Willis H. Cole (16 Homestead street, Ward 21), William R. McDonough (3236 Washington street, Ward 22) and William A. Staples (19 Conant street, Salem, Mass.) to be Weighters of Coal.
Daniel P. Walker (53 Dix street, Ward 20) to be an Inspector of Pressed or Bundled Hay and Straw.

Respectfully,
JOHN F. FITZGERALN, Mayor.
Laid over under the law.

# APPOINTMENT OF CONSTABLE.

The following was received:

City of Boston,
Office of the Mayor, October 10, 1910.
To the City Council:
Suhject to confirmation by your honorable hody,
I herehy appoint William A. Blossom (10 Laurel
street, Ward 21) a Constable of the City of Boston
for the term ending April 30, 1911.
Especifully Respectfully,

John F. Fitzgerald, Mayor. Laid over under the law.

#### REPORT ON BATH DEPARTMENT.

The following was received:

City of Boston, Office of the Mayor, October 4, 1910.

To the City Council:

I beg to transmit the accompanying report from the City Auditor upon the manner of keeping the accounts and cheeking the receipts of cash in the Bath Department, called for by your honorable body, and to say that steps have been taken to correct the defects in the system to which attention has been called by the Auditor and the accountants employed by him employed by him

Yours very truly, John F. Fitzgerald, Mayor. (Annexed were the reports referred to.)
Placed on file.

#### MONUMENT TO CHRISTOPHER COLUMBUS.

The following was received:

The following was received:

City of Boston,
Office of the Mayor, October 10, 1910.

To the City Council:
The Legislature of the Commonwealth, at its last session, recognized the fame of Christopher Columbus by appointing the twelfth of October as a state holiday in honor of the great discoverer. The city has done its share by contributing a liheral appropriation and arranging an elahorate celebration. It seems to me that Boston might go even further in paying honor to the Italian sailor. His fame is not merely local or national or even continental, but universal in its scope. It is peculiarly fitting, when the cosmopolitan character of our population has heguu to hroaden our historical sense, that some recognition should be given to a great historical figure who was not of British origin. A monument to Columbus on one our public squares, if worthy of its subject, would be not only a tribute to the greatest of all discoverers but a decoration quite in keeping with the new movement for the beautification of the city.

I recommend the massage of the accompanying

city. I recommend the passage of the accompanying order, appropriating twenty-five thousand dollars (\$25,000) for such a monument. Respectfully,

Respectfully,
John F. Fitzgeraln, Mayor.

City of Boston, In City Council, October 10, 1910.

Ordered, That in accordance with the provisions of chapter 261 of the Acts of 1893 the City Auditor he, and hereby is, authorized to transfer the sum of twenty-five thousand dollars (\$25,000) from the appropriation for Reserve Fund to an appropriation for a monument to Christopher Columbus, to he expended under the direction of the Art Commission.

Referred to the Committee on Finance.

# LAND NO LONGER NEEDED.

The following was received:

City of Boston, Office of the Mayor, October 10, 1910.

Office of the Mayor, October 10, 1910.

To the City Council:
I heg to recommend the passage of a preamble and order accompanying a notification from the Board of Schoolhouse Commissioners, to the effect that a parcel of land containing 20,200 square feet, more or less, taken from the Massachusetts General Hospital, and a second parcel of land containing 1,356 square feet, more or less, taken from Benjamin Lancy, are no longer required for public purposes.

Respectfully,
John F. Fitzgerald, Mayor.

Whereas, The Board of Street Commissioners, under authority conferred upon said Board hy acts of the Legislature of the Commonwealth of Massachusetts, did take for school purposes, by an instrument recorded with Suffolk Deeds on the twenty-eighth day of June, 1910, certain lands situate on Common and Warrenton streets in said Boston, including a pareel of land containing 20,200 square feet, more or less, supposed to belong to the Massachusetts General Hospital; and

Whereas, The Board of Schoolhouse Commissioners, having charge of said lands taken as aforesaid, has notified the City Council that in its opinion the above-mentioned parcel of land containing 20,200 square feet, more or less, taken from the Massachusetts General Hospital, is no longer required for public purposes; it is hereby

Ordered, That the Mayor be and he is hereby authorized in the name and behalf of the city and in accordance with the provisions of chapter 25, section 50, of the Revised Laws, to release and convey to the said Massachusetts General Hospital said parcel of land containing 20,200 square feet, more or less, as particularly described in said instrument of taking, in consideration of the release hy said Massachusetts General Hospital, and hy all persous claiming under it, of all claims against the City of Boston for damages on account of said taking, and upon such other terms as the Mayor shall consider proper.

Whereas, The Board of Street Commissioners, under authority conferred upon said Board by acts of the Legislature of the Commonwealth of Massachusetts, did take for school purposes, by an instrument recorded with Suffolk Deeds on the twenty-eighth day of June, 1910, certain lands situate on Common and Warrenton streets in said Boston, including a parcel of land containing 1,356 square feet ware of less supposed to below the Bonigare cet, more or less, supposed to belong to Benjamin

fcet, more of less, supposed to belong to Benjamin Lancy; and Whereas, The Board of Schoolhouse Commissioners, having charge of said lands taken as aforesaid, has notified the City Council that in its opinion the above-mentioned parcel of land containing 1,356 square feet, more or less, taken from Benjamin Lancy, is no longer required for public purposes; it is hereby Ordered, That the Mayor be and he is hereby authorized in the name and behalf of the city and in accordance with the provisions of chapter 25, section 50, of the Revised Laws, to release and convey to the said Benjamin Lancy said parcel of land containing 1,356 square feet, more or less, as particularly described in said instrument of taking, in consideration of the release by said Lancy, and in consideration of the release by said Lancy, and by all persons claiming under him, of all claims against the City of Boston for damages on account of said taking, and upon such other terms as the

of said taking, and upon such other terms as the Mayor shall consider proper.

Referred to Committee on Public Lands.
Later in the session Coun. BRAND said:
Mr. President, I move reconsideration of the reference of the matter to the Committee on Public Lands. My reason is that it seems necessary that the Council should take some action immediately, as Mr. Logue, the chairman of the Schoolhouse Commission, came before the Council and explained that the city proposed to abandon the site selected by the High School of Commerce and that the Massachusetts General Hospital is willing to have the property returned to it without any cost to the city. He therefore urged that immediate action be taken, and I move reconsideration of the reference so that action may be taken.

ence so that action may be taken.

The reference was reconsidered and the orders were given their first reading and passage, yeas 7,

Assigned for fourteen days for final action.

# NOTIFICATION OF APPOINTMENTS.

Notification was received of the appointment by the Mayor of Philip J. Sondheim as trustee for children and Felix W. McGettrick as Penal Institutions Commissioner, and of the delivery of certified copies of same to the Civil Service Com-mission mission.
Placed on file.

### ZOO AND AQUARIUM PLANS.

The following was received:

City of Boston, Office of the Mayor, October 10, 1910.

Office of the Mayor, October 10, 1910.
To the City Council:
I beg to transmit the accompanying preliminary report of the Board of Commissioners of the Department of Parks giving plans and estimates for a zoological garden in Franklin Park and an aquarium at Marine Park, together with drawings and plans prepared by the advisory architects to the Board.

Respectfully.

Respectfully, John F. Fitzgerald, Mayor.

City of Boston,
Park Department, October 5, 1910.
Hon. John F. Fitzgerald, Mayor,
City Hall, Boston:
Dear Sir,—The following order of the City
Council approved by you has been transmitted to
the Boston Park Commission:

City of Boston,
In City Council, May 2, 1910.
Ordered, That the sum of five thousand dollars (\$5,000) be appropriated from the income of the Parkman Fund, to be expended by the Park Conmissioners, with the approval of his Honor the Mayor, for the purpose of obtaining plans and estimates for a zoological garden in Franklin Park and for incidental expenses connected therewith.
Passed, yeas 7, nays 0.
Approved by the Mayor May 4, 1910.
A true coby.

A true copy.
Attest:

(Signed) W. J. Doyle, Assistant City Clerk.

Also we have received an order of similar tenor appropriating a similar sum to obtain plans and estimates for an aquarium at Marine Park.

In accordance with these orders the Boston Park Commission presents to you herewith a preliminary report and with it letters from Arthur A. Shurtleff, landscape architect, and William D. Austin, architect, describing in detail respectively projects for the Zoological Garden and for the Aquarium; also letter of advice from William T. Hornaday, director of the New York Zoological Garden.

Our studies for the Zoological Garden led us at first to certain conclusions which we will describe though they were later modified. We perhaps primarily looked at the subject as somewhat experimental, and again as the area available for the purpose was rather limited between the "Greeting" and Seaver street, and as we surely did not wish to infringe on the broad expanses of the park we were inclined to start with a limited program. We therefore planned for hardy animals only and such as could live out of doors all winter and without heated houses, except that a heated house was to be provided for migrating birds. As such a limited program could not embrace wide ranges of natural history we were inclined to present one ranch in a scientific and thorough manner (perhaps the birds as they would require less area), and have the other exhibits less scientifically

limited program could not embrace wide ranges of natural history we were inclined to present one branch in a scientific and thorough manner (perhaps the birds as they would require less area), and have the other exhibits less scientifically thorough and more in the nature of popular attractions. We also have been of the opinion that if or no other reason the fact that the garden formed part of Franklin Park rendered it desirable that the arrangement should be picturesque and attractive rather than simply have the look of a labeled collection. Mr. Shurtleff and Mr. Pettigrew tried therefore to arrange every yard or den with a background so that the animal would show as in a picture. In short, the system employed in the Paris Jardin d'Acclimatation is used rather than that in the Jardin des Plantes.

At this point we sought the advice of Mr. Hornaday, the distinguished director of the Bronx Zoological Gardens. His views are given in detail in his letter attached hereto. Though he approved of one scheme as far as it had gone, he convinced us that none would be really satisfactory that did not provide for future growth through gifts or public interest, which he deemed inevitable. Besides he told us that a complete inclosure of the Zoological Garden was indispensable and all this meant that to get increased acreage the grounds should extend beyond the Greeting and that hence the Greeting as well as the zoological exhibits would be within the inclosure.

We have always valued the Greeting as an integral part of Mr. Olmsted's design for Franklin Park, in fact, as the culmination of the whole scheme of the city parks. We were puzzled as to its treatment if the Zoological Garden extended beyond it and inclosed it as Mr. Hornaday desired. We finally determined that by slightly changing its nature the Greeting might be made the backbone of the design of the Zoological Garden; that if were made a promenade for pedestrians instead of for earriages it might without detriment be within the inclosure of the "Zoo"; and that thi

adhered to.

The plans now presented embody this scheme. It is not necessary to carry the work at present any farther than any present funds we may be intrusted with will permit. Gradual extension will be possible on the well established lines as often as gifts or interest in the subject may render it possible or advisable. At present we should advise no permanent large building except the house for migrating birds and the bridge that will permit the inclosing of Long Crouch Woods with the Sargent Field without stopping the avenues that open upon Seaver street. Both of these have been designed by Mr. Austin and their cost is included in Mr. Shurtleff's estimate for the preliminary zoological garden. No other large buildings are included in the estimate, but sites for permanent heated houses are provided, to be built as the future gives opportunity.

permanent neated houses are provided, to be bond as the future gives opportunity.

Mr. Shurtleff's and Mr. Pettigrew's estimate for the work thus described and which would result in a satisfactory and interesting zoo for the present is \$240,000, and the mall or Greeting would cost

inside of \$200,000. As regards the latter we should at first expect to do such work as would permit the planting of the trees and the rest might follow slowly and it would be two or three years before the whole of this sum were expended. Any ermanent heated building other than that for the

pernanent heated building other than that for the birds would be a subject for future discussion.

In the study for the aquarium building Mr. Austin, our architect, has visited those at Detroit and New York, where are the best American examples, and has had the benefit of the kindly advice of the directors of those institutions, and such other authorities on these matters as we explid reach barne also been expended.

such other authorities on these matters as we could reach have also been consulted.

The drawings explain themselves and show a building large enough we think for present purposes and capable of indefinite expansion. It will make a very attractive addition to Marine Park. The two large ponds in its immediate vicinity can be used for summer exhibition of various sea animals under the care of the aquarium staff. Mr. Austin's estimate leads us to think that we should expect the building to cost \$100,000.

On May 13, 1910, at your request we conferred with the Public Grounds and the Music Departments as to the possible disposition of the Parkman Fund income and in accordance with the opinions agreed to at that meeting asked you to place half of the income of the fund at the disposal of the Park Commission for them to expend upon the Zoological

Commission for them to expend upon the Zoological Garden, the Aquarium, the Music Court and Greeting, and certain loam in Franklin Park, and that it be left to our discretion as to the distribution of the sum between these objects, as one may advance more rapidly than another. We now again renew this request on the understanding that the proper shall be great an advance the how again renew this request on the understanding that the money shall be spent on advancing the work described in this report. We would, however, point out that the more money we can be spared from the funds on hand the farther we can go with the work we have outlined in this report,

Yours truly,
ROBERT S. PEABONY.
JAMES M. PRENNERGAST.
DANIEL H. COAKLEY.

[Copy.]

Arthur A. Shurtleff, Landscape Architect, 89 State Street, Boston, Mass. September 29, 1910.

Boston Park Department,

September 29, 1910.

Boston Park Department,
Board of Park Commissioners,
Robert S. Peabody, Chairman,
Boston, Massachusetts:
Dear Sir,—In the plans for Franklin Park prepared by F. L. Olmsted in 1886 a parcel of about 80 acres of land was set apart near the borders of Seaver street to aecommodate a zoological collection, a deer park, a Music Court, a Little Folks' Fair, and a concourse or alamada, called "The Greeting." Although these features were regarded as important adjuncts to the great "Country Park" which occupied the larger portion of the remaining 400 acres of Franklin Park, their construction was postponed for lack of funds and for want of an active public demand. In the lapse of thirty years the "Country Park" has been brought to a high degree of completion, but these popular adjuncts have remained almost wholly undeveloped. In other parts of the Boston park system, however, a variety of popular recreative attractions of a similar kind have been created in late years, which tend to reduce the number of persons seeking the quiet scenery of Franklin Park. Time has proven in Boston and in other cities that extensive pastoral and wooded parks, which make their appeal through the enjoyment of great land-scapes, require secondary amusements of just that kind offered by a zoological garden to enable them to hold their places in competition with seashore reservations, bathing beaches and the modern highly-developed playground. The disappointing attendance at Franklin Park shows clearly that the moment has arrived when the development of the secondary attractions of this plan must be accomplished if Franklin Park is to hold its recreative pre-eminence in the park system.

The original plan for Franklin Park and the notes that accompanied it explain at length the notes that accompanied it explain at length the notes that accompanied it explain at length the notes that accompanied it explain at length, the notes that accompanied it explain at length the notes that accompanied it explain at length the notes tha

tunately these inequalities of contour contribute at the same time to the needs of the several features contemplated by the plans — the rocky ridge of the Long Crouch Woods and its extension furnish almost ideal conditions of soil, exposure and drainalmost ideal conditions of soil, exposure and drainage for the zoological collection and for deer ranges; the hollow basin of Sargent's Field, with slight excavation, can be made to accommodate the ponds of an herbaceous garden and of an aquatic flying cage for birds; the long contours of the flat-bottomed valley between Deer Hill and the ridge proposed for the Music Court, can be readily molded to the formal outlines of the proposed "Greeting."

Following your request I have made a careful study of the original plaus and notes for Franklin study of the original plaus and notes for Franklin Park and I have examined the ground in the vicinity of the site of the proposed Zoo in detail with topographical maps. I have conferred at length with your chairman, with the superintendent and with the engineer of the Park Department, together with Mr. William T. Hornaday of the New York Zoological Park. I beg to submit the accompanying preliminary plan and estimates as an outcome of these studies and conferences.

ing preliminary plan and estimates as an outcome of these studies and conferences.

The plan includes six main features: Long Crouch Woods, the Herbaceous Garden, Deer Hill, the Greeting, the Music Court and the Little Folks' Fair. These parts are all intimately connected with one another by ample paths, well shaded by existing woodlands, and they are unified by the great central mall or Greeting which would form the main avenue of approach from the car lines of Blue Hill avenue and Seaver street and from the main driveways of the palk itself. No better location for a zoological garden with regard to existing lines of approach, both within and without the park, could be found or desired.

#### LONG CROUCH WOODS.

The rocky character and the southern aspect of this wooded ridge suits admirably for a collection of native animals requiring little shelter in the winof native animals requiring little sheater in the win-ter season. Among these animals might be in-cluded bear, lynx, raccoon, fox, badger, hedgehog, squirrels, otter and beaver. Each inclosure is to be viewed only from the front by the public, the sides and rear being planted

front by the public, the sides and real being planted to form a background suitable to display the animals to the best advantage with the most characteristic environment and with the least possible exposure of cage-work. The floor of each inclosure is to be carefully built of concrete with a naturalisatic surface insuring cleanliness, with the least appearance of artificiality and with the minimum cert of under eost of upkeep.

This district would be approached by two or more gate entrances having turnstiles to record the num-her of persons entering and to form the headquar-ters for local policing. As indicated upon the plan ters for local policing. As indicated upon the plan one building will be required to shelter small mammals other than those which are inured to the severity of our winter. This building would not be needed until the Zoological Garden as a whole had attained a high state of development.

A bridge would be required to carry the crowds of people from the Long Crouch Woods section across the line of Old Trail Road to the vicinity of the Herbaccous Garden.

# HERBACEOUS GARDEN.

This garden, already started successfully, would be devoted partly to a collection of interesting and

This garden, already started successfully, would be devoted partly to a collection of interesting and attractive herbaceous plants, flowering shrubbery and trees, and partly to a collection of aquatic birds. Certain of these birds would roam at will in the ponds and pools of the garden, but a large proportion of them would be kept in an ample flying cage, provided with independent pools and trees of its own.

A bird house should also be provided, to which all the less hardy birds could be withdrawn in the winter season. As the Zoological Garden gained in importance this building would be used to accommodate rarer species, which would need its protection in summer as well as winter. The plans and perspectives of this building indicate the building in its fully developed condition and show its relationship to the bridge and to the flying cage as well as to the margins of the Greeting. Adjoining the Herbaceous Garden, upon a favorable ridge of land, a wistaria arbor would be arranged to form an agreeable point from which to view the garden. This arbor would be of considerable size and would separate the Herbaceous Garden from the lion house upon its southern side. Garden from the lion house upon its southern side.

While the arbor might be built early in the history of the garden, it is to be expected that the lion house would form an ultimate development which could be added witbout disturbing either the Herbaceous Garden or any of its adjuncts.

#### DEER PARK.

The Deer Park occupies the eminence immediately east of the Herbaceous Garden. The highest point of ground would be occupied by an antelope and deer bouse, having radiating inclosures upon all sides, allowing their occupants to enjoy the sunlight and air in fine weather and to enter the building in inclement seasons. Inclosing the antelope house and its runs a semicircular path would give approach to a series of unattached inclosures intended for deer, elk and bison, as shown clearly upon the plan. These inclosures would be comparatively large in size and of favorable depth, according to the requirements of the animal to be corralled. All these inclosures would be separated carefully from one another to afford proper backgrounds for the animals and to screen the cages and the animals themselves from the park boundaries. The Deer Park occupies the eminence immedipark boundaries.

#### THE GREETING.

The Greeting.

The original plan prepared by Mr. Olmsted for the Greeting and shown upon the early plans for Franklin Park contemplate a series of parallel drives, rides and walks, baving a total width of 300 feet and extending from the vicinity of the Blue Hill avenue entrance to the Playstead, a distance of, approximately, half a mile. It was intended to form a great concourse, allowing persons approaching the park on foot, by carriage and on horseback to meet one another and to enjoy promenading before entering the park itself. During the years which have elapsed since the design of the park was made many radical changes have taken place in methods of transportation, and the necessity of such a concourse for the use of carriages and riders is less than it was, but long avenues of trees and a long stretch of greensward can never get out of fashion or be other than beautiful. The Zoo to be orderly and attractive needs a main avenue and if the Greeting were somewhat transformed in character to make it a great sylvan avenue intended wholly for persons on foot, it would make a most impressive and most useful concourse for the Zoo. Besides, the Zoo thus made orderly and imposing will form a noble culmination for the many winding roads of the park and Mr. Olmsted's design will be retained but adapted to the inost modern conditions. This modification of the design would also reduce the cost of construction of the Greeting by the elimination of large surfaces of macadam, which would be replaced by extensive areas of greensward. Instead of the \$275,000 which is the estimate for what Mr. Olmsted's designed it would cost in the proposed modified form about \$200,000, or less. In its transformed condition the Greeting would form a natural line of communication for foot passers between Columbia road and the Playstead district and would form a magnificent frontage for zoological structures on cither side. The passers between Columbia road and the Playstead district and would form a magnificent frontage for zoological structures on citber side. The plan contemplates buildings near the Columbia road entrance for administration purposes and for housing primates, elephants, reptiles, etc., as shown clearly on the plan. These buildings sbould not be of so monumental a cbaracter as to allow them to become conspicuous throughout the park. They should be comparatively low in height, nestling among the trees and only visible from the Greeting or its nearby approaches. The circles terminating the Greeting would be rnamented with fountains or other features to make them acceptable foci for such important vista points and points of congregation.

#### Music Court.

The Music Court shown on the original plans for Franklin Park is carefully retained, but is reduced somewhat in size and moves slightly toward the east, by which it is made to occupy a position immediately opposite the antelope house and its flanking buildings. The sloping surface upon which the Music Court would be built would contribute much to its good appearance.

#### LITTLE FOLKS' FAIR.

The Little Folks' Fair is to be devoted to childish entertainments, including swings, seesaws, marionettes, goat carriages, donkey courses and amuse-

ments to which it was to be originally devoted under the Olmsted plan. Its proximity to the Zoological Garden would also render it available for persons wishing to ride elephants and camels, as is customary in most zoological gardens.

#### THE REFECTORY.

The nearness of the Refectory to the Zoological Garden is especially fortunate. This building is already designed to accommodate a restaurant and has closely associated with it a shed for the accommodation of vehicles. Up to the present time the Refectory has not secured patronage enough to make it a success, but with the presence of the Zoological Garden so near at hand its success would undoubtedly be assured.

#### BOUNDARY FENCES.

All portions of the Zoological Garden should be inclosed with a fence to form a barrier against dogs likely to frighten or injure the animals. By the absolute exclusion of dogs in this manner it becomes possible to effect a considerable saving in the cost of fences around the individual inclosures, Many inclosures for wading birds, for instance, can be made only 2 or 3 feet in height, provided there is no danger of dogs jumping into them. The border fences are also essential to prevent cross-cutting through the Zoo grounds and to make it possible to concentrate all entrances and exits at the regularly appointed turnstiles. It is becoming the universal practice to inclose all zoological gardens in order to effect these very desirable controls and if necessary collect tolls on certain days of the week. All portions of the Zoological Garden should be certain days of the week.

#### DEVELOPMENT OF THE PLAN.

The plans show a complete zoological garden of The plans show a complete zoological garden of large size. It is not expected that all this would be built now. Much of it might never be built — but provision is made for its possibility. It would seem best to begin work in the vicinity of Long Croueb Woods, the Herbaceous Garden and the Deer Park. These portions would form a self-contained unit independent of the execution of the entire scheme for their success. In addition to this work as much could be done towards the Greeting and Music Court as funds would permit.

#### ESTIMATES.

ESTIMATES.

Estimates have been made of the cost of the first portion of the Zoological Garden project, including Long Crouch Woods, the Herbaceous Garden and Flying Cages, the Bird House, Arbor and the Deer Park. These figures, amounting to \$241,000, are approximate, and furnish a basis upon which the general cost of the work may be fairly judged, and the cost of the Greeting should be reckoned as \$200,000.

# Respectfully submitted, ARTHUR A. SHURTLEFF.

Approximate Estimate of Cost of the Pro-posen Zoological Garden, Including the Tract from Sigourney Street to and Including the Herbaceous Garden, the Deer Park and the Bird House.

	0
Fences for Animal Inclosures.	
1,000 lineal feet of first-class den cage for bear, lynx and beaver, etc., averaging	
6 feet in height, equals 6,000 square feet, at \$1.50 per square foot erected	\$9,000
3,000 lineal feet of second-class cages for raccoon, birds, foxes, etc., averaging 8	,
feet in beight, equals 24,000 square feet, at \$I per square foot erected	24,000
3,500 lineal feet third-class cages (inclosures) for deer, goats, etc., averaging 8	
feet in height, equals 28,000 square feet, at 50 cents per square foot erected	14,000
3,000 lineal feet of guard rail, 3 feet in height (to separate the public from con-	
tact with the cages), at \$2 per lineal foot	6,000
Boundary Fence.	
I0,000 lineal feet, 7 feet bigh, equals 70,000 square feet (approximately), at \$I per foot erected	70,000
Gate Houses, Containing Turnstiles and Room for Attendant and Heater.	

Six (6) at \$3,000 each....

18,000

Shelters for Animals, of Wood or Stone, or in the Form of Caves, Excavated or Built	
up in Rock.  Twenty-five (25) at an average of \$300 apiece	\$7,000
Granolithic Paths.	
27,000 square feet at \$0.20	5,400
Granolithic Surface for the Floors of Cages and Inclosures.	
Approximately 70,000 square feet, at \$0.40 per square foot	28,000
tion of the trees now growing on the site of the Zoo.)	
Loam.  Beds for the planting of shrubbery and trees to form a background at the ends and sides of cages, involving some rock	
excavation: Excavation, including ledge, say Loam at \$0.60 per cubic yard, say	7,000 5,000
Shrubbery and Trees.	
For backgrounds and screens, partly eollected in the park system and partly purchased	3,000
Herbaceous Garden.	
Arbor for herbaceous garden	5,000 12,000
Lighting.	
For the entire Zoo for service use only	3,600
Sewer.	
Main sewer to Sigourney street Secondary drains and sewers from the eages and from surface water catch-	5,000
basins	5,000
Water.	
Water pipe at \$1.50 per foot, laid  Flying Cage  Bird House and Terraces	2,200 12,000 100,000
Total	\$241,200

2969 Decatur Avenue, Bedford Park, New York City, September 20, 1910. The Board of Commissioners of the Department of

The Board of Commissioners of the Department of Parks, City of Boston:

Gentlemen,—In response to your invitation I have carefully inspected your Franklin Park and conferred with the members of your honorable Board, your superintendent of parks, your architect of buildings and your landscape architect. Concerning your plans for a zoological park I have the honor to submit the following report:

#### THE BOSTON ZOOLOGICAL PARK.

The Boston Zoological Park.

Plan and Scope.—With the assistance of the various officers interested I have carefully examined the plan that has been suggested for a collection of hardy animals not requiring heated buildings, and for a collection of birds requiring only one heated building, to be located on a narrow strip of partly forested land, situated along the extreme northern side of Franklin Park. The total area of the proposed site is about forty acres. I found that while the picturesque rocks, knolls and open spaces of this area will very well accommodate the hardy hoofed animals, the bears, wolves and foxes, wild goats and sheep, and the bird collections, there is room upon it for hardly more than two buildings for tropical animals; and this condition immediately brings us face to face with the all-important question—what will be the final development, say twenty-five years hence, of the zoological establishment you now propose to create? So far as your prospective enterprise is concerned it is inpossible to overestimate the

the zoological establishment you now propose to create? So far as your prospective enterprise is concerned it is inpossible to overestimate the importance of a correct answer to this question.

Thanks to the progress of general education and enlightenment, the time has quite gone by wherein it was necessary to present arguments to prove the educational desirability of such institutions as that which you now have in mind. To-day it is no more necessary to justify the existence of good, modern zoological parks than it is to defend the Atlantie Ocean or the Rocky Mountains. The few persons who oppose zoological parks that

are established on the lines of modern humanity merely advertise the fact that they are at least half a century behind the times.

No people in America are more highly imbued with civic pride than the people of the City of Boston. Your existing parks and city institutions abundantly demonstrate the truthfulness of that assertion. If your city, the fifth in population and importance of all the cities on the American continent, creates a vivarium of any kind, will your people be satisfied with anything less than a modern, up-to-date zoological park that will adequately represent the City of Boston and adequately meet the wants of its people? Can your wealthy and progressive city afford to create a zoological garden or park far below the scale of her Museum of Arts, her Public Library or her Arboretum, and so small and incomplete that it would befit a city only one-fifth the size and imporwould befit a city only one-fifth the size and importance of Boston?

tance of Boston?

The answers to these questions must come from you; but, at the same time, I regard them as obvious. It is my opinion that you will wish to create a zoological park in every way befitting the position, the wealth and intelligence of the City of Boston, and that nothing less will satisfy you or the great mass of people which your honorable Board represents.

mass of people which your honorable Board represents.

It is my firm conviction that your original plan will not be adequate to meet the purpose you have in view, and that its scope needs to be greatly expanded. It does not provide for the exhibition of any tropical mammals or reptiles, and it does not provide for the future extensions that I firmly believe will, in any event, be forced upon you by eircumstances. eircumstances.

It is neither necessary nor desirable that any city should create and maintain a zoological garden or park on a scale of size and cost far beyond its resources. The policy of wisdom is for each city to plan an establishment as large and as perfect as its own rank and resources will justify, without making it a noticeable burden upon the taxpayers. In the confident belief that it will ultimately be your decision to adopt this course, I recommend the development and final adoption of a plan that, when fully wrought out in the future, say ten years hence, will be as complete, as perfect and as dignified as any city of the size of Boston would be justified in creating and maintaining for her people.

Situation in Franklin Park.— I approached It is neither necessary nor desirable that any

be justified in creating and maintaining for her people.

Situation in Franklin Park.— I approached Franklin Park fully resolved in mind that my natural tendencies as a zoologist should not be permitted to outweigh my duty as a citizen toward a great and beautiful public park. In other words, I would be unwilling to mar a fine example of park development even for the sake of securing a good site for a zoological garden or park.

It was, therefore, with great satisfaction that I found conditions which will render it not only possible but comparatively easy to develop in Franklin Park a very beautiful zoological establishment without marring the unity and perfection of the park as a whole. By a remarkable combination of the work of nature and Mr. Olmsted there exists in the extreme northern end of Franklin Park an area of about 80 acres which is so set off from the main areas of that great park (525 acres) that its use as a zoological park seems to be quite justified. Between this and the main area there rises a wooded ridge which forms a sort of natural boundary, and which will completely mask and hide any buildings for animals that may be erected in the open valley lying to the north of it, projected as "The Mall." A sunken road, for service only, which extends along the southern face of this ridge, would form an excellent Lelieve that it is possible to utilize about 80. park.

I believe that it is possible to utilize about 80

I believe that it is possible to utilize about 80 acres as a site for the zoological park, and have the buildings and other improvements erected thereon so completely hidden from the remainder of Franklin Park that the park as a whole would not suffer any real injury or loss. The area referred to seems to be very little used, and the mall proposed by Mr. Olmsted is as yet wholly undeveloped. Effect on Outside Interests.—The maintenance of a zoological park in the northern end of Franklin Park could easily be so managed that it eould not by any possibility be objectionable to the residents of the district outside. The only wild animals whose cries could be plainly heard outside are wolves and sea lions. Of these the number exhibited could be kept at a point so small that they would constitute a negligible factor.

Thus far not one complaint of the noises of the animals in the New York Zoological Park ever has animals in the New York Zoological Park ever has reached the director; and on the other hand property around that park has been doubled in value by its development. Many new dwellings and apartments have been erected to overlook our boundary fences. In Europe it is the regular thing for zoological gardens to be developed as near as possible to the centers of population of the cities they adorn; and I never have heard that such institutions are disliked by the people who live around them. In Antwerp the Zoological Garden is situated in the heart of the eity, close beside the grand central railway station.

Accessibility.— The general accessibility of the north end of Franklin Park is a powerful argument in favor of the development of a zoological park at that point. A modern establishment will be so pleasing and attractive that it will attract throngs of people to that region, and undoubtedly would vastly increase the use and enjoyment of Franklin Park as a whole. The New York Zoological Park is now so attractive that many person. Franklin Park as a whole. The New York Zoological Park is now so attractive that many persons visit it once a week, or even more often, during the season of green foliage and mild weather. The total attendance in 1909, by turnstile records, was I,614,953; and our annual increase in attendance is about 200,000. In summer uncounted thousands of visitors first view the animals and afterward go out into the other portions of Bronx Park to enjoy the park as a whole. Previous to Park, to enjoy the park as a whole. Previous to the development of our vivarium and the Botanical Gardens, Bronx Park was visited each year by

Gardens, Bronx Park was visited each year by about 30,000 persons.

Recommendations.—In conclusion I have the honor to submit the following recommendations:
I think that the scope of your plan should be enlarged until it will provide, finally, a zoological park designed on the most modern lines, adequate in size to meet the needs of Boston, and sufficiently perfect and beautiful that it will be a permanent source of pride and pleasure to all your people and in size to meet the needs of Boston, and sufficiently perfect and beautiful that it will be a permanent source of pride and pleasure to all your people, and especially to the men who are responsible for its development. In order to meet the eonditions that time and the public will inexorably demand of you, and to provide adequately for the enormous increase in the population of Boston and its environs that is absolutely certain to be witnessed during the next twenty years, I strongly advise a great expansion of your plan. It is unnecessary for me to point out to you the desirability of preparing now a complete and perfect final plan of the ideal zoological park that will wish to gradually develop during the next ten years.

I recommend that in addition to the area you have in mind the whole of the proposed mall or Greeting, as planned by Mr. Olmsted, and the northern wall of the sunken road, be included in the proposed site for your zoological establishment. I also advise that the southern boundary line be carried across the northeasterly eorner of the small meadow, and screened by planting, and that the western entrance be located on the street front, instead of some distance within the park grounds, at the top of the first slope. I think that all the ground in the northwestern corner is desirable as a part of the site, even though it never be occupied by animals.

The location of the bear dens, wolf and fox dens,

by animals.

The location of the bear dens, wolf and fox dens, squirrels, and other inclosures for rodents as proposed in your preliminary plan, is heartily approved. I would add to that region, where there are numerous outcropping masses of conglomerate rock, suitable installations on rocks for the wild goats and

wild sheep.

The proposed locations for the large flying cages

The proposed locations for the large flying cages

The proposed locations for the large flying cages and ponds for water fowl are approved, as being well chosen and very suitable. The proposed ranges for hardy deer, elk, bison, etc., on the northern half of the broad knoll in the northeastern corner of the site, is also fully indorsed, in the belief that the choice is a good one.

Your proposal for a bird-house seems to me a very good one, and if carried into effect the building and its collection of birds would undoubtedly constitute a feature of great and permanent interest to visitors, as well as of convenience to the public. It is possible, however, that an expansion of your plan may lead you to choose to make this building a part of the important design that we have discussed for the development of the mall. the development of the mall.

I recommend that in order to meet the demands that are almost certain to confront you, and that, too, in the near future, the following buildings be included in your general plan, for the reception of the animals that sooner or later will be forced upon

you for exhibition: An antelope house, for tropical antelopes, gazelles and zebras; a lion house; a reptile house; an elephant house, to include the elephant, rhinoceros, hippopotamus and giraffe; a monkey house; a small mammal house, for the many miscellaneous small quadrupeds that are inevitable and that cannot be provided for elsewhere than in a heated building specially designed for them

inevitable and that cannot be provided for elsewhere than in a heated building specially designed for them.

After prolonged conferences with Commissioner Peabody and your landscape architect, Mr. Shurtleff, it seems to me both possible and very desirable that the mall proposed by Mr. Olmsted should be developed as the great formal feature of the proposed Zoological Park, and the complement of the picturesque features already projected by you. Across the longitudinal axis of them all, and near its eastern terminus, I think you could well place the elephant house. Farther down, and near the center of the mall, could be placed, opposite each other, the lion house and the reptile house, and near the western end the monkey house and bird house could stand on opposite sides of the mall, balancing each other. The bundstand proposed by Mr. Olmsted would not be interfered with, and some of the space on the mall, between the buildings, might well be devoted to flower beds.

An antelope house is strongly recommended for a position on the crest of the fine knoll in the northwestern corner of the Zoological Park grounds, opposite the corrals for members of the deer family. It should have yards about 60 feet in depth, radiating from both its sides. The only drawback to this situation is the underlying rock, which will render it difficult to blast out holes in which to plant the fifteen or twenty shade trees that the animals would need in summer.

The small mammal house proposed should, in my opinion, be located sonewhere on the hill of rocks in the northwestern section of the grounds. There will be immediate necessity for a heated building of some kind in that region, as an accessible retreat for visitors entering the park at the north-

rocks in the northwestern section of the grounds. There will be immediate necessity for a heated building of some kind in that region, as an accessible retreat for visitors entering the park at the northwestern entrance in weather that is either rainy or extremely cold. I am convinced that a site suitable for a building without external yards can be found somewhere in the area indicated.

Conclusion.—It is my opinion that a zoological park developed on the scale indicated above would by no means be unduly large or costly for the City of Boston, either to develop or to maintain. While it would not be the largest institution of its kind, it would be so large, so perfect for its size and so beautiful that it would be highly satisfactory to the people of Boston, and I believe that it would be most willingly maintained by them. In my opinion, a small establishment, of hardy animals only, would be very inadequate to the needs of a modern city of the fifth rank, and would not be popular. On the other hand, judging by results in other American cities, the expanded plan that we have already discussed at length would soon become very popular. become very popular.

Respectfully submitted, (Signed) WILLIAM T. HORNANAY.

[Copy.]

Boston, October 1, 1910.

Boston, October 1, 1910.

Robert S. Peabody, Esq.,
Chairman of Department of Parks
of the City of Boston:
Dear Sir,—In compliance with your request I
beg to submit herewith a description of the suggested design for the proposed aquarium to be
built in the Marine Park at South Boston. The
general scheme is based upon that of the aquarium
at Detroit, which appears to embody the latest. at Detroit, which appears to embody the latest ideas for a building for this purpose. But in size and design of both the interior and exterior the suggested plans differ materially from the Detroit

suggested plans differ materially from the Detroit prototype.

The Boston Aquarium, for instance, as drawn, would be, for the present, about half the size of the other, but as funds become available the building can easily be enlarged and, in fact, it has been designed with that object in view. The exterior shows cement plaster applied to hollow terra cotta blocks, which would constitute the walls of the building. The roofs are assumed to be of wood construction covered with red tiles. Some elaborateness in material and workmanship is suggested in the design for the front entrance, where the columns and arch, I hope, may be of white marble with carved decorations, as suggested, of mermaids, sirens, dolphins in the keystone, and other aquatic motives. But this is the only

unnecessary expense introduced into the exterior design. In ahout every other respect it has been design. In anout every other respect it has neen studied to the last degree of economy consistent with suitableness and the dignity of its purpose and the auspices under which it is to be built.

The proposed location, as indicated on the block

The proposed location, as indicated on the hlock plan, is on the hrow of an existing emhankment or slope of ground, so that the basement on the easterly long side will be entirely above grade. The huilding is shown parallel with Farragut avenue, with the westerly long side about one hundred feet hack from the sidewalk. The entrance front on the south side faces the principal approach to the park from Farragut avenue and a wide walk is suggested connecting this approach with the south front. An exterior flight of stone steps is shown leading down from this walk to the lower level on the east side, whence paths will diverge to the two existing ponds which are proposed to he used as auxiliaries to the exhibits within the aquarium huilding. aquarium huilding.

The principal feature of the interior is, naturally, the exhibition hall on the main floor, where provision is made for tanks, each with plate glass fronts which, with the water behind the glass, will be entirely framed in hy the walls of the hall. The illumination for the public hall will principally be had as is the custom in aquariums, through the water in the tanks will have schulichts.

the water in the tanks which will have skylights directly above them in the roofs over the working space which extends all around the building on the outside of and hidden from the public hall.

outside of and hidden from the public hall.

Because of the peculiar method of lighting above described, and the purpose of the building to exhibit fishes as nearly as possible as they would appear in their natural habitat, it seemed appropriate to design the interior of the exhibition hall to simulate, as far as practicable, caverns or grottoes under the sea. This effect has been attempted by the proposed use of real and rough stone in the walls and imitation stone for the arched ceilings combined with the skill of a clever scene painter who will hlend the true and the false into a harmonious whole, and, it is believed, produce a result which will create something of the impression striven for and, as suggested in the interior view, presented.

At the end of the hall, in what might be called the apse, a waterfall is suggested with a pool heneath.

The balance of the main floor is devoted to the entrance hall, superintendent's office, retiring room for women, check room and toilet rooms. These are all arranged near the main entrance. In the hasement, on the high side, there is a second entrance for the public, under the east transept, and two large exhibition tanks are shown, forming two sides of the public lobby or vestihules. A wide and easy circular staircase ascends from this lobby to the main exhibition hall at a point directly under the domed eciling.

The rest of the hasement is taken up with laboratories for the superintendent's staff, receiving, feed, storage, boiler and coal rooms, toilet rooms for the workmen, and the space required for filters, pumps and other machinery.

There is a second story, directly over the crossing in the plan, which will be used entirely for the installation of the large supply tanks, from which tanks fresh and salt water is taken by gravity to the various exhibition tanks. This second story is reached by stairs from the working space in the main floor. It appears that the following equipment, stated in a general way, will be required: The balance of the main floor is devoted to the

quired:

Ist. A storage tank or cistern of perhaps 15,000 gallons capacity for saft water. This underground cistern may be huilt outside of the building, hut in close proximity to it.

2d. A supply tank of perhaps 1,500 gallons capacity for fresh water, a similar tank for saft water, a third similar tank for warmed saft water and possibly a fourth tank for warmed fresh water. These four tanks to he located in the second story, as stated above.

These four tanks to be obtained as stated above.

3d. Twenty exhibition tanks at the outset. The majority of these tanks will each he ahout 5 feet high by 6 feet long hy an average width of 4 feet 6 inches, hut several will he 14 to 16 feet

4 feet 6 inches, but several will no 14 to 10 feet in length.

4th. Filter beds for the impure salt and warmed salt water which is drawn off regularly from the exhibition tanks; filters for the pure fresh water.

5th. Interception tanks under the basement floor for the reception of filtered salt water, previous to its return hy gravity to the storage cistern.

6th. Pumps (in duplicate) for pumping to the supply tanks. These pumps to be run by

motors.
7th. Boilers (in duplicate) for heating only

and not for power.

8th. All the incidental supply piping, of heavy and expensive material, with the necessary valves,

Some of the above equipment would he adequate for twice the number of exhibition tanks at present contemplated, hut, ohviously, such equipment should he installed at the outset regardless of the

future.

It might be stated here that the running feet of glass in the exhibition tanks is slightly in excess of one-half as much as in Detroit, but that the height of the tanks will exceed those in Detroit by I foot and the lengths hy from I to 2 feet, the effort having heen to produce as much of an effect of water (hehind glass) as possible consistent with certain practical considerations.

In approximating the cost of this proposed builds.

certain practical considerations.

In approximating the cost of this proposed building, the experience in Detroit has heen useful. Without going into items, I helieve we should allow in general for all equipment, hased on the cost in the Detroit Aquarium, \$20,000, and for the huilding itself the sum of \$55,000, or \$75,000 in all. The Detroit Aquarium, with forty-four exhibition tanks, exert expected to the SLIS OND—six according to the sum of the eost complete ahout \$115,000-six or seven years

ago.

To-day in Boston it could not he duplicated at that price. If we had \$125,000 a huilding equal in capacity to that in Detroit could prohably he huilt. A huilding of ahout half the capacity, hut arranged for future enlargement, will ohviously cost rather more than one-half of \$125,000, hecause many things must he provided for the smaller huilding which would he equally satisfactory in one of twice the size.

In conclusion it should be said that the sketch

In conclusion it should be said that the sketch In conclusion it should be said that the sketch plans have heen inspected by an expert aquarist and pronounced practicable so far as they have heen studied. The multitudinous engineering details which would develop in connection with the preparation of working drawings and specifications have not, of course, so far heen more than briefly considered, but that a right place for everything can he found when the time comes is the comforting assurance with which I close this report.

Yours very truly,

(Signed) WILLIAM D. AUSTIN.

Placed on file.

# PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Claims.

Peter Connolly, to he paid wages for the time he was obliged to be idle on account of injuries received

was obliged to be idle on account of injuries received while at work for the city.

Francis N. Coghlan, for compensation for damage caused by an alleged defect in Hancock street.

Mrs. Ring, for compensation for damage to goods in cellar of home, 44 Haverhill street, by flooding.

John A. Gerrity, to he paid for injuries to a horse caused by a defect at 300 Centre street.

William Waters, to he paid his wages for the time he was obliged to be idle on account of injuries

time he was obliged to be idle on account of injuries received at work for the city.

James Gallagher, to he paid wages for the time he was obliged to he idle on account of injuries he received while at work for the city.

Johu Holloran, to be paid wages for the time he was obliged to be idle on account of injuries received while at work for the city.

David Pyne, to he paid wages for the time he was obliged to he idle on account of injuries received while he was at work for the city.

James J. and Henry Pitman, for a hearing on their claim for injuries received.

#### Faneuil Hall.

John J. Gallagher, for use of Fancuil Hall Novemher 3-6, inclusive, and October 8.

#### Executive Committee.

Mary II. Burgess, for a permit for children under

Mary II. Surgess, for a perimetror character under fifteen years of age to appear at Roxbury Neighbor-hood House on the afternoon of Octoher 12. Rev. James II. O'Neil, for a permit for children under fifteen years of age to appear at Sacred Heart Parochial School Hall on October 20 and 21.

#### USE OF EXPLOSIVES.

Notice was received from Isaac Cohen that building at 36 Dover street, Ward 9, had been used for keeping and sale of gasolene and such use is proposed to be continued for one year.

Placed on file.

#### MINORS' LICENSES.

The President submitted applications for minors' licenses of twenty-two newsboys and two

Licenses were granted on the usual conditions.

#### COAL AND COKE LICENSES.

A list of coal and coke licenses granted by the Secretary of the Commonwealth was received. Placed on file.

### NOTICE OF HEARINGS.

Notice of hearing before the Railroad Commissioners, October 10, on petition of the Boston Elevated Railway Company for approval of plan showing proposed station, etc., at Green street, Jamaica Plain, was received.

Jamaica Plain, was received.

Notice of hearing before the Railroad Commissioners, October 13, on petition of the West End Street Railway Company for approval of 326th and 327th locations was received.

Notice of hearing before the Railroad Commissioners on October 18 on petition of Boston Elevated Railway Company for approval of proposed changes in elevated structure in Main, Beacham and Alford streets and Sullivan square was received. Notice of hearing before the Harbor and Land Commissioners, October 19, on petition of the City of Boston for license to extend Eastern Avenue Wharf and rebuild pier was received. Severally placed on file.

Severally placed on file.

#### WEST END LOCATIONS.

Notice was received from the Board of Street Commissioners of the passage of the following

orders:

orders:
(1) Ordered, That the time allowed the West End Street Railway Company in which to complete the work under its 292d location, in Hyde square, West Roxbury, granted under an order of the Board of Aldermen October 18, 1909, be and the same is hereby extended to October 18, 1911.

Passed. Approved by the Mayor October 1, 1910.

Placed on file.
(2) Ordered, That in addition to the rights heretofore granted to the West End Street Railway Company for locations for tracks in the streets of the City of Boston, said company shall have the right to construct, maintain and use an alteration of its existing locations as follows:

On Dartmouth street, from Huntington avenue to Columbus avenue, a relocation of the double tracks, as shown on plans, under the usual conditions.

ditions.

Passed. Approved by the Mayor October 7,

Placed on file and ordered printed.

#### CONSTABLES' BONDS.

The City Treasurer, after duly approving of the same, submitted the constables' bonds of Huntington Smith and Francis J. Duffec.

Approved by the Council.

# POLE LOCATIONS, ETC.

Copies of orders of the Street Commissioners granting locations for poles were received as follows:

New England Telephone and Telegraph Company, to erect four poles on Nightingale street.

Same company, to erect two poles on P street,

Same company, to erect two poles on Sterling street, Ward 18.

Same company, to erect two poles on K street. Ward 14.

Same company, to attach wires to fourteen poles on Boardman street

Same company, to erect three poles on Bellevue street, Ward 19.

Same company, to creet six poles on Vineland street, Ward 25. Same company, extension of time to erect poles

on Medway street. Same company, to erect one pole on Park street,

Same company, to erect one pole on Parameters, Ward 20.
Same company, to erect two poles on Decatur street, Ward 3.
Edison Electric Illuminating Company, to attach wires to one pole on Cambridge street, Ward 25.
Same company, to attach wires to two poles on Huntington avenue.

Same company, to attach wires to one pole on Blue Hill avenue.

Same company, to erect and to remove one pole on Hemonway street, Ward 10.

#### CONFIRMATION OF APPOINTMENTS.

Coun. COLLINS called up Nos. 1 and 2, under unfinished business, viz.:

1. Action on appointment submitted by the Mayor September 27 of Matthew J. Peters to be a Constable of the City of Boston for the term ending April 30, 1911.

April 30, 1911.

2. Action on appointments submitted by the Mayor September 27 of James Conroy and Ira W. Forsaith to be Weighers of Beef for the term ending April 30, 1911.

The question came on confirmation. Committee, Coun. Collins and Attridge. Whole number of ballots cast 8; yeas 8, nays 0, and the appointments were confirmed. ments were confirmed.

# APPROPRIATION FOR CITY HOSPITAL.

APPROPRIATION FOR CITY HOSPITAL.

On motion of Coun. COLLINS the Council, under unfinished business, took up the following:

3. Ordered, That the sum of sixty-seven thousand dollars (\$67,000) be appropriated, to be expended by the City Hospital Trustees for the purchase of an estate owned by the heirs of the late Robert Treat Paine and bounded by Massachusetts avenue and Northampton street, and for the acquisition of certain rights in a passageway between said estate and the City Hospital, and that to meet the said appropriation the City Treasurer be authorized to issue, form time to time, on the request of the Mayor, bonds or certificates of indebtedness of the City of Boston to said amount. The foregoing order was recommended for passage by the Mayor and was reported upon favorably by the Executive Committee. On September 19 the order was read once and passed, yeas 8, nays 0.

yeas 8, nays 0.

The order was given its second reading and final passage, yeas 8, nays 0.

### EXCHANGE OF LAND.

On motion of Coun. COLLINS, under unfinished business, the Council took up the following:

4. Whereas, The Board of Park Commissioners of the City of Boston, by an instrument dated May 20, 1901, and recorded with Suffolk Deeds, Lib. 2759, page 240, did take for park purposes a certain parcel of land situate in the Roxbury district of Boston and known as Berners square; and Whereas, Said Board of Park Commissioners, now having charge of said square, has notified the City Council that the northeasterly portion of said square, to wit, a parcel of land bounded southeasterly by Bellevue street one hundred twenty feet; northwesterly by Plymouth street one hundred thirty-six and 50-100 feet; southwesterly by the remaining portion of said square two hundred twenty feet; northwesterly by Plymouth street one hundred thirty-six and 50-100 feet; northeasterly by Berners street two hundred twenty feet, and containing thirty thousand thirty square feet, more or less, is no longer required for public purposes; it is hereby

Ordered, That his Honor the Mayor be and he hereby is authorized, in the name and behalf of the city and in a manner satisfactory to the Law Department, to convey to the Winsor School the above-described parcel of land in exchange

for a parcel of equal or greater area to be conveyed by said Winsor School to the eity, to wit, all that parcel of land lying between Longwood avenue and the present southwesterly boundary of said square and bounded northwesterly by Plymouth street and soutbeasterly by Bellevue street, and upon such further terms as the Mayor shall con-

The foregoing order was recommended for passage by the Mayor and was reported upon favorably by the Committee on Public Lands and by the Executive Committee. On September 19 the order was read once and passed, yeas 8, nays 0. The order was given its second reading and

final passage, yeas 8, nays 0.

#### STONY BROOK LAND-TAKING.

STONY BROOK LAND-TAKING.

On motion of Coun. COLLINS the Council took up, under unfinisbed business, the following:

5. Whereas, The Board of Aldermen of the City of Boston, by an order passed July 13, 1891, approved by the Mayor July 17, 1891, made a taking of a strip of land, fourteen (14) feet in width, from Emily E. Shepard and Henry A. Wood, between Bireb street and Brandon street (now Belgrade avenue), West Roxbury, for the improvement of the Roslindale braneh of Stony brook, said taking being shown on a plan marked "City of Boston, Stony Brook Improvement, Roslindale Branehes, Land Plan," dated June 8, 1891, signed by William Jaekson, City Engineer, and deposited in bis office, and said taking being recorded in the Suffolk Registry of Deceds July 27, 1891, Book 2009, page 197; and
Wbereas, The Board of Street Commissioners of the City of Boston, by an order dated December 29, 1909, approved by the Mayor December 29, 1909, made a taking of two triangular parcels of land from said Emily E. Shepard and Henry A. Wood, adjoining the above-described strip, for the purpose of laying and maintaining sewerage works, said last named taking being shown on a plan marked "City of Boston, Plan No. 222, Sewerage Works, Belgrade Avenue, West Roxbury, October 25, 1909, William Jackson, City Engineer"; said last named taking and said plan being recorded in the Suffolk Registry of Deeds February 17, 1910, in Book 3429, page 335; and
Whereas, The Superintendent of Streets, now having charge of said strip of land and said triangular parcels of land, has notified the City Council that said strip of land and said triangular parcels of land, as above described, are no longer required for public purposes;
Ordered, Tbat his Honor the Mayor be and he is bereby authorized, in the name and behalf of the city and in accordance with the provisions of chapter 25, section 50, of the Revised Laws of Massaebusetts, to execute a deed conveying to said Emily E. Shepard and Henry A. Wood said Emily E. Shepard and Henry A. Wood seeribed land

and reserving to said grantors, their heirs and assigns, the right to place and maintain a structure or structures on said land, provided said City of Boston shall be afforded suitable access to said sewerage works therein whenever needed to repair, maintain or construct the same; said easement to be taken by the Board of Street Commissioners as above; and said Emily E. Shepard and Henry A. Wood shall, as further eonsideration for said deed from said City of Boston, release all damages on account of all said takings.

The foregoing order was recommended for

aecount of all said takings.

The foregoing order was recommended for passage by the Mayor and was reported upon favorably by the Committee on Public Lands and by the Executive Committee. On September 19 the order was read once and passed, yeas 8, nays 0.

The order was given its second reading and final passage, yeas 8, nays 0.

#### SALE OF LAND, MASSACHUSETTS AVENUE.

AVENUE.

On motion of Coun. COLLINS the Council took up, under unfinished business, the following:
6. Ordered, That his Honor the Mayor be and he hereby is authorized, in the name and bebalf of the city, in a manner satisfactory to the Law Department, to sell a pareel of land belonging to the City of Boston, bounded and described as follows: Nortbeast by Massachusetts avenue two and 100 feet; west by Jand supposed to belong to Lucius A. Brown six and 100 feet; and northwest by the same eight and 100 feet; eet; containing twenty-nine square fect, more or less, all said measurements being approximate; said land to be sold at a valuation of not less than 50 per cent in excess of assessed valuation of adjoining land, the proceeds of said sale to be applied to the sinking fund for the liquidation of the city debt.

The foregoing order was reported upon favorably by the Committee on Public Lands and by the Executive Committee. On September 19 the order was read once and passed, yeas 8, nays 0.

The order was given its second reading and final passage, yeas 8, nays 0.

# SIDEWALK, ALLSTON STREET.

Coun. BRAND offered an order—That the Superintendent of Streets construct granite edgestone and granolithic sidewalks on the northerly side of Allston street, between Kenwood and Lyndhurst streets, Dorchester, Ward 20, under the provisions of chapter 437 of the Acts of 1893.

#### FREE FERRIES, COLUMBUS DAY.

Coun. ATTRIDGE offered an order-That the Coun, ATTRIDGE offered an order—That the City Auditor be hereby authorized to allow for payment to the Superintendent of Streets, on account of the Ferry Division, the sum of one dollar, and the said superintendent is hereby authorized to accept the same in lieu of tolls for the ferries on October 12, 1910, said sum to be charged to the appropriation for Mayor, public accelebrations eclebrations

Referred to Executive Committee.

#### FLAGS ON COLUMBUS DAY.

Coun. BALLANTYNE offered an order—That the City Messenger be authorized to cause the flags to he displayed on the public grounds on Columbus Day, October 12, 1910, the expense thus incurred to be charged to the appropriation for City Council, incidental expenses.

Passed.

#### BILL OF REMINGTON TYPEWRITER COMPANY.

Coun. BALLANTYNE offered an order-That the bill of the Remingtou Typewriter Company, amounting to \$51 for supplying a typewriting machine to the Board of Aldermen on May 29, 1909, be approved and the expense of same charged to the appropriation for City Council, incidental

Referred to the Executive Committee. (Passed later in the session. See Executive Committee

#### CONNECTION OF SHAWMUT BRANCH AT MATTAPAN.

Coun. BRAND offered an order-That the New York, New Haven & Hartford Railroad Company be requested, through his Honor the Mayor, to connect the Shawnut branch now terminating at Mattapan with the Midland Division of said road at Mattapan.

Passed.

#### PAYMENT FOR FOWLS.

Coun. BUCKLEY, for the Committee on Claims, submitted a report on the petition of Charles E. Dickerman (referred September 19), recommending

Dickerman (referred September 19), recommending the passage of the following order:
Ordered, That there be allowed and paid to Charles E. Dickerman, 28 Park street, Dorchester, the sum of five and 75-100 dollars as compensation for the loss of twenty-three fowls killed by dogs August 21 aud 25, 1910, said sum to be paid from the income received from dog licenses.

Report accepted: order passad

Report accepted; order passed.

#### RECESS.

On motion of Coun. COLLINS the Council voted at 3,24 p. m. to take a recess subject to the call of the President.

The members reassembled in the Council Chamber and were called to order by President BALLANTYNE at 4.09 p. m.

#### EXECUTIVE COMMITTEE REPORTS.

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Reports on the petitions (referred to-day) of Mary H. Burgess for a permit for children under fifteen years of age to appear at Roxbury Neighborhood House on the afternoon of October 12, and of Rev. James H. O'Neil for a permit for children under fifteen years of age to appear at Sacred Heart Parocbial School Hall on October 20 and 21—that leave be granted. that leave be granted.

Reports accepted; permits granted on usual con-

ditions.

(2) Report on the order (referred to-day) to approve bill of the Remington Typewriter Company of \$51—that the same ought to pass.

Report accepted; said order passed.

#### USE OF FANEUIL HALL.

In the absence of the chairman of the Committee on Faneuil Hall, President BALLANTYNE submitted the following:
Report on the petition of John J. Gallagher for the use of Faneuil Hall on Thursday, November 3, Friday, November 4, Saturday, November 5, Sunday, November 6, and Saturday, October 8, for political purposes—that leave be grauted.
Report accepted and leave granted.
Coun. ATTRIDGE—Mr. President, do I understand that the Committee on Faneuil Hall has reported back that leave be granted on that petition?

petition?
President BALLANTYNE—It is so indorsed.
Coun. ATTRIDGE—Well, I believe I am a nember of that committee, and I don't think the petition bas been signed by me as a member. I do not care to cause any trouble or discomfiture either to the members of the Council or to the man who bas applied for the use of the hall, but this is the first knowledge I have bad that the petition has been acted upon by the committee, and I believe I am still a member of that committee.
President BALLANTYNE—The report of the ommittee is presented indorsed by the chairman of the committee.

Coun. ATTRIDGE—I think, Mr. President, instead of being presented by the Committee on Fancuil Hall, the petition contains the signatures of five members of the Council. If I am correct, the chairman of the Committee on Fancuil Hall is Mr. Curley, and I do not see his name on here, although possibly he may assent to it.

President BALLANTYNE—The Chair will read the indersquent:

the indorsement

the indorsement:

"On the witbin petition the committee on Faneuil Hall, etc., respectfully recommends that leave
be granted. Signed, James M. Curley, Cbairman."
Coun. ATTRIDGE—A great many times, Mr.
President, these petitions are granted as a matter of
course. In this particular instance there has been
no notice sent to me that there was to be a meeting
of the Committee on Fancuil Hall; in fact, I may
say that no meetings bave been held. It has been
a matter of the chairman of the committee speaking
to the other members of the committee and asking
if they assented to a petition. In this particular a matter of the chairman of the committee and asking to the other members of the committee and asking if they assented to a petition. In this particular instance, however, although it does contain the indorsement referred to, signed by Mr. Curley,—apparently the regular stamp used by Mr. Dever, the Clerk of Committees,—it appears to me that the petition itself contains five signatures of members of the Council, Coun. Buckley, Ballantync, Collins, Brand and Kenny. I am a member of the Committee on Faneuil Hall and this is the first I have known of this petition. It is for the use of Fancuil Hall for political purposes on Thursday, November 3, Friday, November 4, Saturday, November 5, Sunday, November 6, and Saturday, October 8. I bave no real objection to the granting of the petition, but I think where a person desires the hall for five days, in justice to the members of the committee they should know of it, so that they may take some action on the matter, either favorable or otherwise. I think I beard Mr. Kenny in our executive session say something in reference to this matter of Faneuil Hall, but I was surprised when I heard the Clerk read that the petition had been recommended by the Committee on Faneuil Hall, of which I am a member, when I knew that I bad not acted upon the matter as a member of the committee or signed the petition.

Coun. KENNY—Mr. President, it is true that this afternoon I did take occasion to refer to this matter in the sense that I disapprove of this method of granting permission to use the hall. Frequently we are called upon during the week to assent to petitions for the use of Faneuil Hall.

of granting permission to use the hall. Frequently we are called upon during the week to assent to petitions for the use of Faneuil Hall. Of course, we are not in possession of the facts. The mere recital on the face of the petition that it is for a certain general purpose is not enough, and I felt this afternoon, feel now and shall continue to feel, that there ought to be some general method devised for passing on such petitions. I believe such matters should be referred to a committee and that committee should give bearings in the presence of the other members. So far as we are able to do so, I think that method should be adopted hereafter. I desire to give notice that hereafter I shall refuse, unless there is some proper and sufficient reason given for doing so, to assent to these petitions during the week.

week. Coun. McDONALD—Mr. President, I think where a petition for Faneuil Hall is presented by one person for the use of the ball for four or five consecutive nights the committee should meet and find out what it is for. This petition simply states that it is "for political purposes." I know positively that this man cannot use it one night, because the Typographical Union has the hall on the fourth Sunday of the month through the year. He cannot use it on that Sunday. An investigation will show that the hall could not be had at that time. I think this is an important matter, and I move a reconsideration of our action upon it and recommitted to the committee for upon it and recommittal to the committee for

investigation.

The Council voted to reconsider granting leave on the petition, and Coun. McDONALD moved its recommittal to the Committee on Faneuil

Hall.

The petition was ordered recommitted to the Committee on Faneuil Hall.

Coun. BRAND—Mr. President, I feel called upon, as one of the signers of that petition, to make a brief statement, and it is tbis,—that where the Council has adjourned for two or three weeks it has always been customary between meetings to secure the signatures of a majority of members of the Council to petitions of this sort. That has been done in this body and in the old Board of Aldermeu, and a question has never been raised as to its legality. Where the petition

bears the signature of the chairman of the Committee on Faneuil Hall we have always, without any hesitation, signed the petition, and that is the reason why I signed this. I had always supposed that in securing such permission the proper parties have looked up the dates to see that the dates in the petition did not conflict with dates previously assigned. If the dates in this petition so conflict I think it is perfectly proper to recommit it to the Committee on Faneuil Hall. Aside from that I think it is perfectly proper that a majority of the memhers of the Council should sign a petition of this character.

President BALLANTYNE—The Chair would say that the dates do not conflict. Mr. McDonald states that the union occupies the hall on the fourth Sunday. This is the first Sunday in November.

Coun. BRAND—Then, Mr. President, I don't see anything out of the way, illegal or improper in the petition. It is a custom we have always followed, and I see no reason why an exception should be made in this case. bears the signature of the chairman of the Commit-

lowed, and I see no reason why an exception should be made in this case.

Coun. KENNY—Mr. President, a petition for the use of Faneuil Hall a month subsequent to the filing of the petition is of such a character that I can see no reason why it should not he referred to and heard hy the committee. There is plenty of time. We usually meet every week and frequently meet twice a week, and I can conceive of no necessity for such prompt action on a petition of this sort, for the use of the hall four nights, a month ahead. I can conceive of cases where it might he essential to take prompt action, and in such cases it is perto take prompt action, and in such cases it is perfeetly proper to send around the petition and have the memhers assent to it; hut this is not such a case. Where the use of the hall is requested a month later there is no sense in acting in this way,

month later there is no sense in acting in this way, and it should not he done.

Coun. COLLINS—Mr. President, when such petitions have heen presented to memhers of this hody to sign, in good faith, it has been the custom to sign them. I have reason to helieve that every one of these petitions offered to us has been offered in good faith. At times, when the exigencies of the case demand it, such petitions have heen passed

around and a majority of the members have signed around and a majority of the memners have signed them. But, of course, that could only he done in the case of exigency. There is a committee on Faneuil Hall, and when a memher of that com-mittee states to us that he thinks he should have had an opportunity to pass upon the matter, that it should have heen called to his attention, I helieve we should consider his feelings in the matter. Most of us are not memhers of that committee, and

Most of us are not members of that committee, and it seems to me, under the circumstances, only a matter of courtesy to that member that this petition should be recommitted to the committee. President BALLANTYNE—It has been recommitted. The Chair would say at this time that Mr. Austin, the architect, who has heen preparing plans for the Zoo and the Aquarium, is in the Chamher, if the members of the Council desire to have him give such information as much a wished have him give such information as may be wished at this time. Is it the desire of the members that

at this time. Is it the desire of the memners that he appear?

Coun. KENNY—I would suggest that he do it after we adjourn. Let us first adjourn.

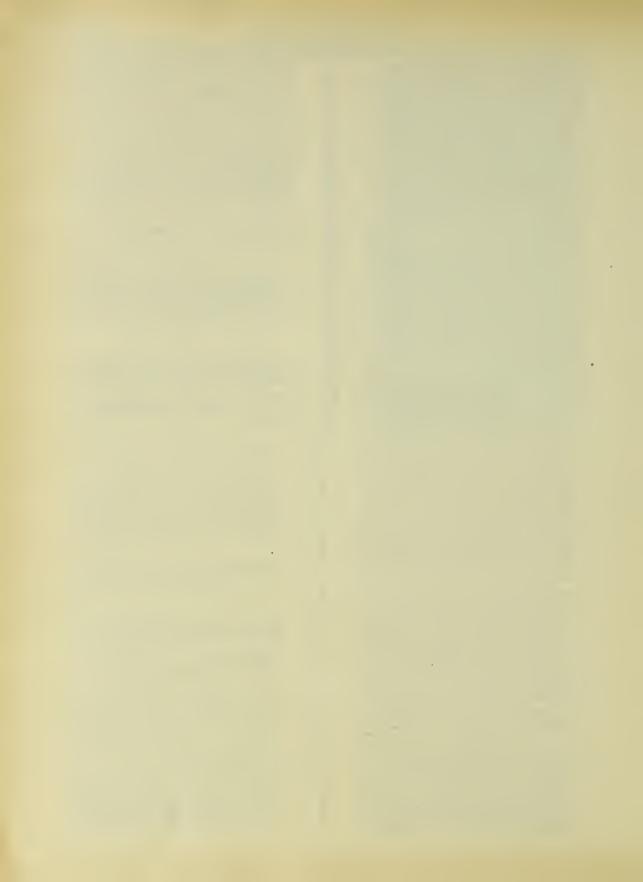
#### THE NEXT MEETING.

Coun. BUCKLEY—Mr. President, I move that when the Council adjourn it be to meet on Monday, October 24, at three o'clock p. m. Coun. Buckley's motion was carried.

#### GENERAL RECONSIDERATION.

On motion of Coun. BRAND the Council refused a general reconsideration of all action taken to-day.

Adjourned, on motion of Coun. BRAND, at 4.27 p. m., to meet on Monday, October 24, at 3 p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Friday, October 21, 1910.

Special meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent— Coun. Curley.

The Clerk read the call for the meeting as follows:

City of Boston,
Office of the Mayor, October 18, 1910.

To the Members of the City Council:
You are hereby requested to assemble in the City Council Chamber on Friday, October 21, at three o'clock p. m., to take action on a petition of the Boston Elevated Railway that your honorable body approve its becoming a common carrier of newspapers, baggage, express matter and freight upon the car lines operated by it in this city.

According to the terms of chapter 402 of the Acts of 1907, under which this petition is filed, if your honorable body fails to act upon it within sixty days from date of filing the petitioner may appeal to the Railroad Commissioners, who shall render the final decision. The date of the filing of the petition was August 24, and the interval of sixty days will expire on October 23.

I assume that on so important a question, affecting the whole relation of the railway company to the public, the City Council will wish to go on record, and it is for this purpose that I have issued this call.

Respectfully,

Respectfully, John F. Fitzgerald, Mayor.

Placed on file.

#### RECESS TAKEN.

The Council voted at 3.08 p. m., on motion of Coun. COLLINS, to take a recess subject to the call of the President.

The members of the Council reassembled in the Council Chamber and were called to order by the President at 3.52 p. m.

# EXECUTIVE COMMITTEE.

Coun. HALE, for the Executive Committee submitted a report on petition of the Boston Elevated Railway Company, lessee (referred September 12), for permission to operate as a common carber 12), for permission to operate as a common carrier of newspapers, baggage, express matter and freight on tracks of West End and Old Colony Street Railway Companies in City of Bostou—dismissing the petition without prejudice, viz.:

The petition of the Boston Elevated Railway Company is for the right to use at any hour of the day or night all of its tracks in the City of Boston for the purpose of carrying freight and cyrress matter.

or night all of its tracks in the City of Boston for the purpose of carrying freight and express matter. The petition raises the question which, in the opinion of the City Council, is one of the most important that has been submitted to the City Council of the City of Boston for decision. It is not necessary for the purposes of this report to discuss in detail the many dangers to which the discuss in detail the many dangers to which the granting of this petition would expose our citizens, but it is proper to call the attention of the public to the fact that such dangers do exist and cannot lightly be disposed of. If such petition is granted the city government should be certain that the passenger service is not to be impaired. The Council believes that the city's interests would be better cil believes that the city's interests would be better served by an improvement of the passenger system at the present time than by granting the railroad's broad petition for the carriage of freight through the public streets at any hour of the day or night. The improvement of passenger service is a problem of exceeding difficulty for any city; the difficulty is an extraordinary one in the case of Boston because of the physical conditions existing. Most of the travel between Boston's outlying cities and towns runs north and south, and much of it must pass under, over or on the streets running north and south lying between the water front and the Charles River Basin. These streets are already taxed almost to the limit of their surface capacity and it would seem that the improvement of the passenger service can be brought about, not by the addition of more trolley cars on the surface, but by the construction of additional subways and tunnels beneath the surface.

This reasoning is made clearer when the relation

but by the construction of additional subways and tunnels beneath the surface.

This reasoning is made clearer when the relation of the steam railroads to the metropolitan district passenger traffic is taken into consideration. It is well known that the steam railroads cannot successfully compete with the trolley lines for the passenger traffic of the metropolitan district. The principal reasons are relatively low cost of operation by trolley in short distance passenger service as compared with the steam railroad cost and the large terminal charges which the steam railroads have to pay, but which the trolley lines are not required to meet. It is sufficient to point out the fact that the proportion of the entire number of passengers carried in the metropolitan district has been increasing in the case of trolley lines far more than in the case of steam railroads. In the last ten years the increase in the number of passengers carried by trolley lines in the state is at least double the increase in the number of passengers carried by the steam railroads in the state; and the increase in the metropolitan district must have been considerably more than twice as great in the case of trolley lines than in the case of steam railroads. case of trolley lines than in the case of steam railroads. It is apparent, therefore, that this community must depend largely upon the street railways for improvements in the passenger serv-

The difficulties which the street railways will have to meet in the near future in providing for the increased passenger traffic are enormous. The the increased passenger traffic are enormous. The difficulty which exists on account of the physical limitations in the City of Boston will be multiplied as the population increases. The population in the metropolitan district increased in the fifteen years from 1890 to 1905 over 40 per cent and there is no doubt that in the fifteen-year period ending in 1920 the increase will have been more than 40 per cent. It is fair to assume that the population of the metropolitan district by 1935, twenty-five years from the present time, will be at least three millions. In other words, in twenty-five years the difficulties in passenger service in this district will difficulties in passenger service in this district will be twice as great as they are now unless improvements are made on a scale of great magnitude, including the construction of additional tunnels and including the construction of additional tunnels and subways. In the execution of these improvements the surface capacity of the streets running north and south between the water front and the Charles River Basin will be taxed to their extreme limit in order to meet the needs of passenger service. It is difficult, therefore, to conceive that the city as a whole would receive benefits resulting from the granting of trolley freight privileges on such streets that would be commensurate with the loss caused by the disturbance to passenger traffic.

If the petitioners have a plan which shows that such difficulties can be met the City Council ought to have at least the benefit of the submission and explanation of such plan. No such plan has, in fact, been submitted. The Council has not received any explanation of the proposed methods of the street railway company handling freight which would clear the doubts herein expressed. If this petition were granted on the presentation of the

would clear the doubts herein expressed. If this petition were granted on the presentation of the case already made by the street railway company no member of the Council would be able to give an intelligent explanation of his affirmative vote. The only course which is left for the City Council, therefore, is to reject the petition and to request the petitioners to file a new petition accompanied by plans and schedules showing the means of handling the freight traffic and furnishing the running time and routes of freight ears. With such a plan before it, supplemented by explanation of transportation experts, the Council would be in a position to make an intelligent adjudication of the matter. It is not possible to make such an adjudication under present conditions.

The Council insists, however, that the street

cation under present conditions.

The Council insists, however, that the street railway company should file a new petition and not take the case before the Railroad Commissioners, as the law gives them the right to do and which they could do in this case because the Council's failure to act is wholly due to the company's failure to give the Council sufficient information to guide it in making a decision. The City of Boston, through its representatives in the City Council, is entitled to the privilege of hearing the case fully upon its merits and making an adjudication thereon. The

Council, therefore, urges that the street railway company give the city this opportunity.

The City Council does not take this position because of any antagonism to the petitioners, or because they do not realize that under proper conditions and restrictions the granting of the privilege of earrying freight may not be of great value to the community. It is only because the presentation of the case of the petitioners has failed to give the Council sufficient information upon which to aet intelligently in the interests of the City of Boston that it is obliged to dismiss the petition. The peti-

tion is dismissed without prejudice and with the recommendation that a new petition accompanied by plans and schedules be filed as soon as the same can be prepared.

Report accepted and petitioner given leave to withdraw without prejudice, yeas 8, nays 0.

Adjourned at 4.54 p. m., on motion of Coun. BRAND.

Mr. Royall Parsons of Washington, D. C., was a guest of President Ballantyne.

# CITY OF BOSTON.

# Proceedings of City Council.

Monday, October 24, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent—

Coun, Hale.

The Council voted on motion of Coun, AT-TRIDGE to dispense with the reading of the records of the last two meetings.

#### JURORS DRAWN.

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894, viz.;

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894, viz.:
Thirty-five traverse jurors were drawn for the Superior Civil Court, October Sitting, to appear November 14, for the First to Seventh Sessions respectively, viz.:
First Session: Carl V. P. E. Hammerieh, Ward 22; J. Dean Swift, Ward 24; W. Clifton Jones, Ward 8; Albert A. Golden, Ward 6; Michael H. Smith, Ward 15; Walter G. Merriam, Ward 16; Fred S. Webster, Ward 20; Florence A. Lawler, Ward 24; John A. Amrheim, Ward 19; Henry N. Richards, Ward 11; Herbert L. Hammond, Ward 23; Emanuel A. Shaw, Ward 24; Frank Hall, Ward 15; Gustaf F. Elofson, Ward 18; John P. Godard, Ward 9; Louis Goldstein, Ward 18; Frank E. Bennett, Ward 20; Anton E. Klauder, Ward 21; Ralph Beven, Ward 15; Thomas Stuart, Ward 19; Andrew H. Gamble, Ward 5; Charles S. Woodward, Ward 17; Ellery Franks, Ward 22; Henry M. Choate, Ward 10; Edward R. B. Rankin, Ward 14; Joseph H. Burke, Ward 24; Lawrence G. O. Nicholl, Ward 25; Norman N. Lochhead, Ward 10; Joseph Gross, Ward 18; Charles W. Morse, Ward 20; George J. Regan, Ward 20; Robert A. Pohl, Ward 22; Harry M. Peyser, Ward 19; Alva E. Burk, Ward 11; William F. O'Brien, Ward 19; Alva E. Burk, Ward 11; William F. O'Brien, Ward 17; John Graham, Ward 15; William M. Gortley, Ward 14; Wilson N. Palmer, Ward 10; William E. Evans, Ward 23; John J. Mahoney, Ward 17; John Graham, Ward 15; T. Edward Sheehan, Ward 20; John E. Murray, Ward 13; John W. Armstrong, Ward 10; William H. Somersall, Ward 19; Henry A. Gee, Ward 5; T. Edward Sheehan, Ward 20; John E. Murray, Ward 13; John W. Armstrong, Ward 11; Charles A. Smith, Ward 12; George W. Merrill, Ward 10; Joseph E. Murray, Ward 13; John W. Armstrong, Ward 14; Selden C. Cassaboom, Ward 15; Joseph Girardin, Ward 16; Frederick F. Lambert, Ward 21; Frank B. Mitchell, Ward 10; Thomas E. Renehan, Ward 21; Charles A. Smith, Ward 15; Doseph Grower, Ward 19; Micholas J. Furlong, Ward 15; Doseph Girardin, Ward 16; Frederick F. Lambert, Ward 18; James P. Donovan, Ward 19; Honsa A. Ca

Henry Thomas Dudley, Ward 15; John A. Cronin; Ward 10; Harry C. Daggett, Ward 11; Chester E. Kendrick, Ward 23; Andrew Zhroeky, Ward 16' Jeremiah A. Fitzgerald, Ward 21; William C. Adams, Ward 25; Paul Hennessey, Ward 17; George W. Thompson, Ward 24; Robert McCullagh, Ward 21; John Schaadt, Ward 24; Robert McCullagh, Ward 21; John Schaadt, Ward 24; Robert McCullagh, Ward 21; John Schaadt, Ward 24; Seymour Freedman, Ward 10; John A. Pezzetti, Ward 22; William C. Taylor, Ward 16, John McFadden, Ward 3; Fred M. Kimball, Ward 23; Daniel Linehan, Ward 15; Barnet Gordon, Ward 8; Thomas E. Murphy, Ward 19; Walter G. Crowther, Ward 20; John S. Redihough, Ward 20; Albert F. Campbell, Ward 11; Peter L. Besse, Ward 22; Marshall G. Clarke, Ward 8; Mark Lowder, Ward 22; Stephen T. Slattery, Ward 20; Allan C. MeNair, Ward 1; Fred L. Torrey, Ward 10.

Fifth Session: William Hayes, Ward 20; Timothy F. Doyle, Ward 23; Samuel J. Morton, Ward 2; Winfield S. Reid, Ward 23; Joseph W. Collins, Ward 14; Lester A. Magoun, Ward 23; Frank L. Locklin, Ward 24; Adam Willhauck, Ward 19; Fred G. Osborn, Ward 12; Frederic C. Tisdale, Ward 24; Raphael Gordon, Ward 18: Timothy D. Leonard, Ward 9; Joseph Piceardi, Ward 6; Ferdinand Peterson, Ward 14; Robert E. Dyer, Ward 13; Walter S. Tooker, Ward 25; Walter F. Raymond, Ward 17; Patrick Clancy, Ward 24; Gideon L. Rummey, Ward 17; John H. Hildreth, Ward 6; George McKeever, Ward 13; Sydney C. Newcomb, Ward 9; Harry Eggleston, Ward 16; James A. Boyd, Ward 20; Silas T. Hatch, Ward 26; Gideon Nagle, Ward 4; Silas S. Westeott, Ward 16; John F. Leonard, Ward 17; John H. Hildreth, Ward 10; Morris Goldstein, Ward 8; Stephen A. Pope, Ward 24; George E. Dudley, Ward 21; Frank Nason, Ward 22; John H. Broderick, Ward 23; Matthew F. Sheehan, Ward 25; John P. Kennelly, Ward 21; Lawrence H. Priest, Ward 12; William O. Randall, Ward 19; Nathaniel F. Ayer, Ward 11; John J. Coffee, Ward 14; Thomas Hurley, Ward 13; George H. Frenkel Moulton, Ward 8; Daniel Lynch, Ward 29; John P. Keltie, Ward 19; Lawrence H. Pries

Ward 24; Edward R. Browne, Ward 18; Joseph P. Jordan, Ward 4.

Seventh Session; Thomas Lehane, Ward 7; William P. Bryant, Ward 3; Richard Zapff, Ward 23; Francis A. Welch, Ward 8; Sherman S. Barrows, Ward 20; Eli Heffron, Ward 5; Waldo E. Sprague, Ward 21; Harold V. True, Ward 25; Edward J. Whelan, Ward 22; Arvid M. Anderson, Ward 22; George M. Anderson, Ward 21; Thomas C. Lynch, Ward 17; John P. Lanergan, Ward 17; John M. Manning, Jr., Ward 23; Henry Roberts, Ward 24; Ghorge H. Corbett, Ward 10; Charles F. Adams, Ward 22; Clifton W. Nelson, Ward 22; Charles M. Chase, Ward 8; Robert J. Culbert, Ward 12; Joseph W. Loveland, Ward 1; Henry M. Sondheim, Ward 21; Charles II. Johnson, Ward 11; Daniel S. McKay, Ward 25; Ezra W. Spinney, Ward 12; Daniel G. McFarland, Ward 21; James H. Lynch, Ward 20; James H. Dolan, Ward 23; Thomas J. O'Brien, Ward 21; Charles W. Campbell, Ward 20; Bobert F. Arnold, Ward 16; Charles H. Smith, Ward 24; William G. Bell, Ward 21.

Forty-one traverse jurors were drawn for the Superior Criminal Court, to appear November 9, viz.:

Luther A. Wixon, Ward 25; Thomas J. Lane,

viz.:
Luther A. Wixon, Ward 25; Thomas J. Lane,
Ward 15; Charles R. McCoul, Ward 9; John
Bowman, Ward 15; William Pomroy Jenkins,
Ward 12; Adelbert Nye, Ward 17; Simon Robinson, Ward 19; John J. Hurley, Ward 13; Frank T.
Coffin, Wurd 12; William D. Carr, Ward 24;
Almond W. Davis, Ward 10; Arthur W. Bond,
Ward 24; Charles L. Evans, Ward 19; Edward J.
Fay, Ward 24; Fred W. Stalder, Ward 20; Patrick
Reilly, Ward 22; Herman Seuffert, Ward 23;
Daniel J. Sullivan, Ward 9; Philip J. Long, Ward
22; James B. Fitzgerald, Ward 10; George B.
Grant, Ward 24; Harry T. Drummond, Ward 17;

David A. Mahoney, Ward 17; Joseph J. Hunt, Ward 14; Charles A. Sawyer, Ward 1; Christopher J. Crowley, Ward 14; Perley K. Griffin, Ward 24; Charles W. Martin, Ward 25; Rufus L. Sewall, Ward 11; Patrick J. Coogan, Ward 14; Peter F. Egan, Ward 23; Frederick H. Hayward, Ward 15; George J. Speers, Ward 23; Fred C. Macintosh, Ward 10; Herman W. Kreppel, Ward 22; John Young, Jr., Ward 22; Thomas J. Higgins, Ward 10; James T. Sullivan, Ward 25; Ernest F. Rich, Ward 24; Frederick P. Broadley, Ward 23; David J. Collins, Ward 20.

Fourteen petit jurors were drawn for the United States Circuit Court, to appear November 9, viz.: John E. Campbell, Ward 9; John T. Middleton, Ward 20; Michael H. Good, Ward 18; Norman J. McPherson, Ward 23; James Burke, Ward 8; Leon C. Mason, Ward 24; John H. McKinley, Ward 23; Frank J. Hartleb, Ward 16; Alexander D. McKay, Ward 23; D. Frank Haekett, Ward 20; John P. Hunt, Ward 20; Joseph A. Peters, Ward 11; Albert A. Blodgett, Ward 17; Charles M. Cantor, Ward 6.

#### APPOINTMENTS BY THE MAYOR.

The Mayor submitted the following appointments, subject to confirmation by the Council, viz.:

ments, subject to confirmation by the Council, viz.:

(1) Joseph E. Allen (29 Howard street, Ward
6), a Constable of the City of Boston for the term
ending April 30, 1911.
(2) Ira W. Forsaith (16 Hawthorne street,
Watertown) and James Conroy (50 Wexford street,
Ward 25), Inspectors of Pressed or Bundled Hay
and Straw for the term ending April 30, 1911.
(3) Nathan E. Bates (236 Saratoga street,
Ward 1), a Constable of the City of Boston for the
term ending April 30, 1911.
Laid over under the law.

Laid over under the law.

#### CONSOLIDATION OF DEPARTMENTS.

The following was received:

City of Boston, Office of the Mayor, October 17, 1910.

To the City Council:

To the City Council:

It is my belief that the city departments or divisions of departments which have charge of public recreation, in the broadest sense of the word, might be consolidated with a considerable saving in expense and a still greater increase in efficiency. These departments and divisions, with their appropriations for maintenance for 1910, are as follows:

Park Department	\$390,400
Public Grounds Department	148,200
Bath Department	176,100
Mayor's Office, Public Celebrations	41,001
Music Department	19,000
Total	\$774,701

To this sum might be added the cost of the care To this sum might be added the cost of the care and equipment of the playgrounds and children's corners which are temporarily under the charge of the School Committee. With this addition the total appropriations for this purpose in the year 1910 would amount to about \$\$500,000. No account is taken in this summary of the expenditures for the metropolitan park system or of capital charges.

for the metropolitan park system or of capital charges.

The Park and Public Grounds Departments do work so similar that the distinction between them seems to be merely a nominal one. The Bath and Park Departments also perform similar functions, in part, the former having charge of the public baths and gymnasiums, while the latter conducts both baths and outdoor gymnasiums in several of the playgrounds under its control. The summer concerts of the Music Department are chiefly given in parks where the permanent music stands are located, and the appropriation for public celebrations is used for athletic games and music as well as for entertainments of a miscellaneous character. While each of these departments has done good work under the conditions imposed upon it, there is no doubt that substantial improvements could be made. Certain items of expenditure could probably be curtailed, but more particularly the work could be laid out on a broader plan so that a final balance would be maintained between the needs of the different sections of the eity and the claims of

the different sections of the city and the claims of

the different branches of the service. Though actual friction may seldom arise, there is a lack of correlation when activities which from their nature should be parts of a single harmonious system are carried on separately, each branch working out its own results without comparison or consultation with the others.

with the others.

Rational recreation for congested city populations is now recognized as a form of social hygiene, a powerful preventive of disorder and disease and a wise investment for any municipality. The subject should be looked at as a whole and a due proportion observed among the various recreative functions performed by the city. This, in my judgment, may best be accomplished by bringing all these functions together together in the description of the complex control of the all these functions together under a single depart-

ment.

Under section 5, chapter 486, of the Acts of 1909, the Mayor and the City Council are empowered to "reorganize, consolidate or abolish departments, in whole or in part; transfer the duties, powers and appropriations of one department to another, in whole or in part, and establish new departments." I respectfully submit this proposition to you and invite your earnest consideration to the promise which it yields of increased efficiency and economy in one of the most important departments of the city service.

city service.

Respectfully, John F. Fitzgerald, Mayor. Referred to the Executive Committee.

# RELEASE OF LAND.

The following was received:

City of Boston, Office of the Mayor, October 15, 1910.

Office of the Mayor, October 15, 1910. To the City Council:

I beg to recommend the passage of a preamble and order accompanying a notification from the Board of Schoolhouse Commissioners, to the effect that a parcel of land containing 279 square feet, taken from Jonathan H. Mann et al., is no longer required for embling arranged. required for public purposes.

Respectfully,

John F. Fitzgerald, Mayor.

Boston, October 13, 1910.

To the Honorable the City Council:
Gentlemen,—The Board of Schoolhouse Commissioners of the City of Boston, having charge of the parcel of land on Common and Warrenton streets in said Boston, which was taken for school purposes by an order and statement of the Board of Street Commissioners of said city, recorded with Suffolk Deeds on the twenty-eighth day of June, 1910, in Lib. 3464, page 282, hereby notifies you that in its opinion a portion of said premises, to wit, a parcel of land containing 279 square feet, more or less, taken as aforesaid from Jonathan II. Mann et al., is no longer required for public purposes. at., is no longer required for public purposes.

Charles Logue,
John H. Kennedy,
Charles B. Perkins,
Schoolhouse Commissioners.

Whereas, The Board of Street Commissioners, under authority conferred upon said Board by acts of the Legislature of the Commonwealth of Massachusetts, did take for school purposes, by an instrument recorded with Suffolk Deeds on the twenty-eighth day of June, 1910, certain lands situate on Common and Warrenton streets in said Boston, including a parcel of land containing 279 square feet, more or less, supposed to belong to Jonathan H. Mann et al.; and
Whereas, The Board of Schoolhouse Commissioners, having charge of said lands taken as aforesaid, has notified the City Council that in its opinion the above-mentioned parcel of land containing 279 square feet, more or less, taken from Jonathan H. Mann et al., is no longer required for public purposes; it is hereby
Ordered, That the Mayor be and he is hereby authorized in the name and behalf of the city and in

Ordered, That the Mayor be and he is hereby authorized in the name and behalf of the eity and in accordance with the provisions of chapter 25, section 50, of the Revised Laws, to release and convey to the persons who were the owners thereof at the time of said taking said parcel of land containing 279 square feet, more or less, as particularly described in said instrument of taking, in consideration of the release by said Jonathan H. Mann et al., and by all persons claiming under them, of all

claims against the City of Boston for damages on account of said taking, and upon such other terms as the Mayor shall consider proper.

Referred to the Committee on Public Lands.

### PARK DEPARTMENT TRANSFERS.

The following was received:

City of Boston, Office of the Mayor, October 20, 1910.

Office of the Mayor, October 20, 1910.

To the City Council:

I transmit herewith a letter of the chairman of the Board of Park Commissioners, recommending three transfers of appropriations or balances of appropriations, two of which I approve and have incorporated in the accompanying orders, which I hereby recommend for passage.

The transfers approved are those of a balance of sixteen hundred sixty-seven dollars and twenty-eight cents (\$1,667.28) from the appropriation for Marine Park, pier head, completion of, to the appropriation of playgrounds, Ward 13; and the appropriation of playgrounds, Ward 13; and the appropriation for Bush and Columbia road, to an appropriation for Strandway, grading of, feuces, etc.

I have disapproved of the transfer suggested by the Park Commissioners of five hundred dollars (\$500) for an appropriation for Wood Island Park, flagstaff, to an appropriation for Wood Island Park, bandstand, and have requested them to erect the flagstaff.

the flagstaff

I trust that your honorable body will see fit to accept the suggestions of the Park Commissioners as set forth in their letter appended hereto, and will pass the orders as recommended by me.

Respectfully, John F. Fitzgerald, Mayor.

Board of Commissioners of the Department of Parks, October 18, 1910.

Hon. John F. Fitzgerald, Mayor,

Department of Parks,
October 18, 1910.

Hon. John F. Fitzgerald, Mayor,
City Hall, Boston:
Dear Sir,—The Boston Park Commission aeknowledge receipt of a note from your secretary of
October 8, 1910, asking whether there are any
halances or items in the auditor's bulletin list
which could he transferred for other purposes than
those contemplated when the loans were authorized.
There is an unexpended balance of \$1,667.28
remaining from the appropriatiou made for a building at the end of the pier at Marine Park. We
should very much like to do something to make
the end of the pier at Marine Park in better condition, but this sum is too snall to do auything
effective at that place. We therefore recommend
that this sum he transferred to the account of the
playgrounds at West Third and West Fifth streets,
South Boston, for constructiou and equipment of
these new playgrounds.

At Wood Island Park we have an appropriation
of \$500 for a baudstaud and another of \$500 for
a flagpole. We recommend that the appropriation
for the flagpole he transferred to the sum assured
for the bandstand, making a sum of \$1,000, for
which a suitable handstand could probably be
erected at Wood Island Park.

At South Boston we have an appropriation of
\$5,000 for leasing a piece of ground on M and N
streets, also ground on Eighth and Ninth. The
Board has repeatedly decided that it is not desirable to lease the ground in question and they
recommend that the appropriation be transferred
to the account of the Strandway Playground, where
there is an area of roughly filled ground that should
be graded and where there should be fences and
loam borders for tree planting. Besides other
equipments are greatly needed.

Yours truly,

ROBERT S. PEABODY,
Chairman.

Ordered, That the City Auditor be, and hereby
is, authorized to transfer the sum of \$1,667.28.

Ordered, That the City Auditor be, and hereby is, authorized to transfer the sum of \$1,667.28, being the balauce taken from the appropriation for Marine Park, pier head, completion of, to an appropriation for playgrounds, Ward 13.

Ordered, That the City Auditor be, and hereby is, authorized to transfer the appropriation for recreation ground, M, N, East Eighth and East Ninth streets and Columbia road, amounting to \$5,000, to an appropriation for Strandway, grading of, fences, etc., to be expended under the direction of the Board of Park Commissioners.

Referred to the Executive Committee.

# PERMITS FOR FANEUIL HALL.

The following was received:

City of Boston,
Office of the Mayor, October 20, 1910.
To the City Council:
I beg to transmit for your information the accompanying copy of a letter from the Corporation Counsel concerning the authority to issue permits for the use of Faneuil Hall.

Respectfully,
John F. Fitzgeraln, Mayor.

City of Boston,
Law Department, October 17, 1910.
Hon. John F. Fitzgerald, Mayor,
City Hall, Boston:
Dear Sir,— Your inquiry concerning the authority to issue permits for the use of Fancuil Hall was received.

ity to issue permits for the use of Faneuil Hall was received.

In my opinion permits should be granted by the Superintendent of Public Buildings.

The present ordinance concerning the permits for the use of Faneuil Hall was passed in 1894 prior to the statute anendments of 1895 and of subsequent years which took away from the Board of Aldermen all executive husiness. The statute at present in force, being section 8 of chapter 486 of the Acts of 1909, provides that neither the City Council nor any member or committee thereof shall take part in the care, custody and management of the public works, huildings or other property of the city, nor in the conduct of the executive or administrative business of the city or county.

The Superintendent of Public Buildings having the eare, custody and management of Faneuil Hall, a huilding belonging to the city, it is not within the power of the City Council under the present charter to take any part in the management of the building or to say to whom it shall be let.

Yours respectfully,

Thomas M. Babson,

Corporation Counsel.

Placed on file.

Placed on file.

Coun, ATTRIDGE—I think that that communication at this time would raise the question as to whether the Committee on Fancuil Hall which now exists as a committee of this Council is a valid and proper one, and I think that it would be best for the Council to take up that matter in the Committee on Executive Session. And if there is no objection I move a reconsideration of the action.

The PRESIDENT—If there is no objection the action will be rescinded and the matter referred to the Executive Committee.

There being no objection the matter was referred to the Executive Committee.

### REIMBURSEMENT OF FIREMEN.

The following was received:

City of Boston, Office of the Mayor, October 20, 1910.

To the City Council:

Offiee of the Mayor, October 20, 1910.

To the City Council:

I beg to inclose a request of the Fire Commissioner that the City Council authorize him to reimburse certain employees of the department who suffered personal losses at the fire of August 9 from fire box 58. An opinion of the Corporation Counsel is appended, together with a copy of an order of the Common Council, dated May 7, 1896, which furnishes a precedent on which any action taken by your hody might be based; a communication from the Fire Commissioner giving a list of the losses sustained by members of the Fire Department at the so-called Roxbury fire, and a statement of the articles lost by members of the department at the fire of August 9, 1910. With the last-named schedule are some figures that may serve as a basis for an estimate of the amount which it would be necessary to set aside for the reimbursement of the employees affected.

The amount involved is evidently a moderate one, and in view of the precedents cited and the circumstances of the case I beg to recommend the passage of the accompanying order.

Respectfully,

JOHN F. FITEGERALD, Mayor.

Ordered, That the Fire Commissioner be, and

Ordered, That the Fire Commissioner be, and hereby is, authorized to reimburse the members of the Fire Department for the losses sustained by them at the repair shop fire on August 9, 1910, according to the schedule prepared by him and filed with a communication of his Honor Mayor Fitzgerald to the City Council at its meeting of October 24, said sum to be charged to the appropriation for the Fire Department.

City of Boston, Fire Department, October 17, 1910.

Hon. John F. Fitzgerald, Mayor:

Sir,—I have the honor to inclose statement of losses of firemen in the fire of August 9 and to request that the City Council authorize me to reinburse these members.

1 inclose herewith a copy of an opinion from Corporation Counsel Babson. I understand that similar action was taken after the "Roxbury fire," a copy of which order authorizing the payment to members reimbursing them for losses sustained I inclose for your information.

Respectfully, CHARLES D. DALY. Commissioner.

Clothing and Apparel of Members Lost or Stolen at Albany Street Fire, August 9, 1910.

John E. Corea, Engine 12, 1 undercoat, §11.50; 1 cap, \$1.75. George S. Gormley, Engine 14, I undercoat, John J. Collins, Ladder 4, 1 pair rubber \$I3 25 2.00 1 50

\$27 50

Boston Fire Department, Repair Shop, September 16, 1910.

To the Fire Commissioner:

Sir,—I respectfully report the following articles as lost by me at Fire Department repair shop fire of August 9, 1910, and for which I desire reimburse-

1	uniform coat	\$22 50
	uniform vest	
	uniform pants	
1	uniform pair buckskin gloves	1 50
1	rubber coat	4 00
1	pair anti-flat foot sboes	9 00

\$46 50

Said shoes being necessary for injuries received in Fire Department, caused by being knocked from ladder while performing fire duty, and charged to Firenen's Relief Fund, with approval of Fire Commissioners Wells and Parker.

rs Wells and Parker. Respectfully submitted, John J. Kelly, Repair Shop.

Boston Fire Department, Repair Shop, October 3, 1910. To the Fire Commissioner:

Sir,—I respectfully report the loss of the I		
ing articles in the repair shop fire of August 9,	, 191	:0
1 uniform coat (new) \$	325	00
1 uniform	22	00
2 blue flannel shirts at \$2	4	00
1 uniform vest	3	50
I uniform black sbirt	I	25
1 pair buck gloves	1	50
1 pair rubber boots	3	50
2 pair shoes	10	00
5 suits underwear	5	00
6 pairs socks	1	50
1 pair uniform trousers	5	00
_		

\$82 25

Respectfully submitted, V. B. BUCKLEY,

Boston Fire Department, Repair Shop, September 16, 1910. To the Fire Commissioner:

Sir.—I respectfully report the following articles lost by me at the repair shop fire, August 9, 1910: 1 uniform coat...... \$12 50 4 00 3 00

\$19 50

The above articles were kept in my closet in the repair shop.

Respectfully submitted,
D. J. FITZGERALN,
Master Painter.

City of Boston, Law Department, 73 Tremont Street, October 7, 1910. Charles D. Daly.

Fire Commissioner,

Fire Commissioner,
Bristol Street, Boston:

Dear Sir,—Yours of the 6th instant in which you request my advice as to the proper method of reimbursing members of your department for clothing and property lost, stolen or burnt in repair shop fire of August 9, 1910, was received.

There is no legal liability on the part of the city to reimburse firemen for property lost, stolen or burnt in a fire any more than there is to reimburse any citizen whose property was lost or burnt in a fire. Before any of these claims are paid it would be necessary to obtain an order of the City Council authorizing you to reimburse members of the Fire Department for the loss of clothing and other personal property lost or burnt in the fire at the repair sonal property lost or burnt in the fire at the repair shop on August 9, 1910. As such a reimbursement would be somewhat of a dangerous precedent if the order is passed great care should be exercised, seeing that the parties were not given new things for old.

Yours truly,

Thomas M. Babson,

Corporation Counsel.

City of Boston,
In Common Council, May 7, 1896,
Ordered, Tbat the Fire Commissioner be hereby
authorized to reimburse the members of the Fire
Department for the losses sustained by them at
the Roxbury fire, May 15, 1894, according to
the schedule reported by the Fire Commissioners
to the City Council January 28, 1895, not exceeding the sum of \$2,300; said sum to be charged to
the appropriation for Fire Department.

Passed. Sent up for concurrence. In Board
of Aldermen, May 11, concurred. The foregoing
order was presented to the Mayor May 12, 1896,
and was not returned by him within ten days
thereafter.

thereafter.

A true copy.
Attest:

JOHN T. PRIEST, Assistant City Clerk.

Office of the Fire Commissioner Boston, September 9, 1896.

Andrew J. Bailey, Esq.,
Corporation Counsel, Boston:
Dear Sir,—Inclosed please find order from the
City Council relating to payment to firemen for
losses sustained at the Roxbury fire in 1894. Will nosses sustained at the Nobulry her in 1954. Win you please direct me as to my authority to pay those members who since the losses referred to have, for various reasons, left the department?

Yours truly,

H. S. RUSSELL,

Comprissions

Commissioner.

In my opinion persons who were members of In my opinion persons who were memoers of the Fire Department on May 15, 1894, and whose personal effects were lost by the burning of Fire Department house on that day are entitled to reimbursement under the law and order.

A. J. Balley,

Corporation Counsel.

Referred to the Executive Committee.

### REPLACING OF REPAIR SHOP.

The following was received:

City of Boston, Office of the Mayor, October 24, 1910.

To the City Council:

To the City Council:

Supplementing my communication of September

12, which was accompanied by a provisional estimate of the cost of replacing the repair shop of the Fire Department, burnt in the fire of August 9, I beg to recommend the passage of the accompanying loan order appropriating ninety-six thousand dollars (\$96,000) for this purpose. A letter of the Fire Commissioner on this subject is appended for your information. your information.

Respectfully, John F. Fitzgerald, Mayor.

Ordered, That the sum of ninety-six thousand dollars (\$96,000) be appropriated, to be expended under the direction of the Fire Commissioner for

Fire Department, repair shop, and that to meet said appropriation the City Treasurer be authorized, with the approval of the Mayor, to issue bonds or certificates of indebtedness of the city to said amount.

City of Boston,
Fire Department, October 21, 1910.
Hon. John F. Fitzgerald, Mayor:
Sir,—I have the honor to request that the City
Council be asked to take action at once authorizing
a loan to cover the estimated cost of the new repair and construction shop. The architects have completed their estimate, and have found that a first class four-story fireproof building will cost at the outside figure \$95,000.

outside figure \$95,000.

The plans for the new building include an additional story and an extension of the boiler room. The floors, which are to be of concrete, are figured for a live load of 250 pounds. The elevator has been figured to lift a load of 9 tons. The outside figure for the entire building is at the rate of 19½ cents per cubic foot which, for a building of this character, is considered reasonable.

The architect's estimate is as follows:

The architect's estimate is as follows:	
Building	\$54,650
Elevator	10,000
Steel frame	18,000
Heating	2,500
Electric lighting and fixtures	2,000
Sprinklers	2,500
Architect's commission	\$89,650 5,379
Total	\$95,029

I request that whatever action is necessary for authorizing this loan be taken as soon as possible.

Yours respectfully,

CHARLES D. DALY,

Commissioner.

Referred to Committee on Finance.

#### PETITIONS REFERRED.

following petitions were received and referred to the committees named, viz.:

#### Claims.

Albert S. Nason, to be allowed a larger annuity

than that previously granted him.

Bernard E. Grant, for a hearing on his elaim for loss of a horse while in the employ of the Street

loss of a horse while in the employ of the Street Department.

James E. Southern, to be paid for personal injuries received while in the employ of the city.

Dennis Glynn, to be paid for the loss of his eye while employed by the city.

Edward Rogan, to be compensated for time lost on account of an accident which occurred while he was employed in the Street Department.

Peter Poulos, for compensation for damage to his property at 10 Howard street by a defective standing.

his property as the standpipe.

Miss M. Masse, for compensation for damage to her clothes by being splashed with mud while walking on Charles street.

Katie Daley, for compensation for injuries caused by a fall at 131 London street, East Boston.

Lorenzo Bevilacqua et al., to be paid for the loss of a horse and harness by a defective manhole in Relarade avenue.

Lipofsky & Spiegel, for a hearing on their claim to damages to estate 21 Allen street.

#### Public Lands.

Charles Lawton, for a release of the city's interest in land at 28 Austin street, Milton.

#### Executive Committee.

Petitions for sidewalks were received, as follows:

(Gravel with Granite Edgestone.)

Walter H. Turner, 209-211 Boylston street. Ward 22.

(Brick.)

William E. Wight, 260-261 Quincy street, Ward 16.
Annie M. Schneider et al., 43, 47, 49, 49½, 51
Yeoman street, Ward 17.
Caldingar, 40-46, Pope street, Ward 1.

(Artificial Stone with Granite Edgestone.) John Booth, 198-200 Leyden street, Ward I. John A. Webster, 19-33 Gladstone street, Ward 1. Henry M. Williams et al., trustees, 79, 85, 87,

Parish St. Ward 6.

David Gallis, 28-30 Staniford street, Ward 8.

Davis & Sherman, 132-136 Hemenway street, Ward 10.

A. I. Rudnick, 97-103 Hemenway street, Ward

10.
Young Men's Christian Association, southwest corner Berkeley and Boylston streets, Ward 11.
Boston Wharf Company, 334-340 Summer street, Ward 13.
Boston Wharf Company, 343-345 Summer

street, Ward 13.

Boston Wharf Company, 343-345 Summer street, Ward 13.

Francis G. Powell, 402 Columbia road, Ward 16, M. Molliver, 34-38 Cunningham street and 180-182 Howard avenue, Ward 16.

F. A. Corbett, 35 Eastman street, Ward 16.
Mary A. Mitchell, 15 Hewlett street, Ward 16.
Agostin Pagoni, 45 Batchelder street, Ward 17.
Mrs. J. Moran, southwest corner Glenarm street and Powellton road, Ward 20.
G. O. Goudey, 385 Park street, Ward 20.
Brooker & Glazer, 104-106 Elmo street, Ward 20.
Brooker & Glazer, 111-163 Elmo street, Ward 20.
J. F. Flaherty, 271 Talbot avenue, Ward 20.
John Burbon, 19 Merrill street, Ward 20.
John S. Davidson, 8 Charles street, Ward 20.
John S. Davidson, 8 Charles street, Ward 20.
C. A. Powell, 119 Washington street, corner of Columbia road, Ward 20.
F. T. Fuller, corner of Lincoln street and Dorchester avenue, Ward 20.
Hales W. Suter, 773-785 South street, Ward 23.
Joseph Lyons, 298-300 South street, Ward 23.
J. F. P. Jaques, 30 Carruth street, Ward 24.
Mrs. M. J. Frost, 223 Neponset avenue, Ward 24.
Mrs. M. J. E. Dodge, 100 Riehmond street, Ward 24.
Frank Manloe, 52-54 Edson street, Ward 24.
Louis Burrows, 1062-1068 Blue Hill avenue, Ward 24.
Joseph I. Stewart, 1111 Blue Hill avenue,

Ward 24.

Joseph I. Stewart, 1111 Blue Hill avenue, Ward 24. Rubenstein, Chestnut Hill avenue, Joseph Ward 25.

Arthur G. Jones, 25–29 Linden street and 20 Farrington avenue, Ward 25.
John Beck, 201 Pleasant street, Ward 10.
W. W. C. Spencer, 547–549 Columbus avenue, Ward 12.

Ward 12.

Joseph Grank, 47-49 Glenway street, Ward 20.

Hooper & Waters, 652-660 Centre street, Ward 22.

George V. Wattendorf, 9 Edison green, Ward 16.

F. A. Corbett, 8-20 Eastman street, Ward 16.

Remonstrance of Ellen Hart et al. against the laying of edgestone in front of their estates on Edge Hill street.

Daniel D. Lee, to be paid for ducks killed by dogs

dogs Boston Social Union, for a hearing relative to the suppression of unnecessary noise.

# COAL AND COKE LICENSES.

Copies of coal and coke licenses granted by the Secretary of the Commonwealth were received. Placed on file.

#### CONSTABLE'S BOND.

The City Treasurer, after having approved of the constable's bond of Thomas A. Matthews, submitted the same to the City Council. Approved by the City Council.

#### NOTICE OF HEARINGS.

Notice of hearings on October 26 were received from the Harbor and Land Commissioners, viz.:

On petition of City of Boston to fill solid on westerly side of Freeport street in Tenean creek.

On petition of City of Boston for license to dump snow and icc into tide water.

Notices were received from the Railroad Commissioners of hearings on October 18, viz.:

West End Street Railway Company, petition for approval of order extending time on 292d location.

West End Street Railway Company, on petition for approval of 328th location.

Placed on file.

#### POLE LOCATIONS.

Copy of order was received from Street Commissioners giving permission to Charlestown Gas and Electric Company to erect one pole on Polk street, Ward 3.

Placed on file.

# STORAGE OF EXPLOSIVES.

Notices were received from the following-named parties certifying that certain buildings have been used for the storage of explosives according to law, and stating that they propose to use for same purpose for the ensuing year, viz.:

Iver Johnson Sporting Goods Company, 155-157
Washington street, Ward 6.

Perrin, Seumans & Co., 57 Oliver street, Ward 7.
Taxi-Service Company, corner Newbury street and Massachusetts avenue, Ward 11.

A. Shuman, 90 Commonwealth avenue, Ward 11.

John M. E. Morrill, 156 Centre street, Ward 20.
W. A. Rumpf, 18 Mill street, Ward 24.
Placed on file.

Placed on file.

#### MILITIA ENROLLMENT.

Notice was received by the City Clerk from the Assessing Department, under section 8 of chapter 604 of the Acts of 1908, that the number of persons in the City of Boston liable to enrollment in the militia is found to be 117,379.

Placed on file.

#### MINORS' LICENSES.

The President submitted reports on petitions for minors' licenses for thirty-two newsboys, one bootblack and seven vendors, and asked the approval of the Council on the same.

The several petitions were approved by the Council on the usual conditions.

# COUNTY ACCOUNTS.

Coun, ATTRIDGE, for the Committee on County Accounts, submitted a report on the pay roll lists (referred today) of the Registry of Deeds—that said list be approved and payment made to the amount of \$3,375.34.

Report accepted; payments approved by the

### REPORTS OF COMMITTEES.

The PRESIDENT-The Chair will call the The PRESIDENT—The Chair will call the attention of the Committee on Ordinances to the fact that there are a number of matters in the hands of that committee that ought to be attended to at once. What is the pleasure of the Council? They must be reported on within three weeks or given further time. given further tin

Coun. BUCKLEY-I move they be given fur-

Coun. ATTRIDGE—Mr. Chairman, I think that that motion is somewhat indefinite. The Council at this time cannot tell how long a time further time is. If the time was what I consider a reasonable time I would be willing to favor it but

reasonable time I would be willing to favor it but I cannot favor a motion which simply states that further time be allowed the committee.

Coun. BUCKLEY—I will amend that motion by making it one week, if that is not too long.

The PRESIDENT—If there is no objection to the amendment Coun. Buckley's motion comes in its amended form, giving the Committee on Ordinances one week further time to report, and it is so voted.

# NOTIFICATION OF STATE ELECTION.

Coun, COLLINS offered an order-That the Coun. COLLINS offered an order—That the City Clerk be and is hereby directed to give notice, by advertising the same as required by law, that meetings of the citizens of this city qualified to vote for state officers will be held at the several polling places designated for the purpose by the Board of Election Commissioners, on Tuesday, the eighth day of November next, for the election of Governor, Lieutenant Governor, Secretary of the Commonwealth, Treasurer and Receiver General, Auditor of Accounts, Attorney General, Representatives in Congress, District Attorney, Sheriff, Councilors, Senators and Representatives in the General Court as follows: one Representative in Ward 7, three in Wards 4 and 5 (said wards constituting one district), three each in Wards 20 and 24, and two each in the remaining wards.

The polls at said meetings will be opened at

The polls at said meetings will be opened at six o'eloek a. m., and closed at four o'clock p. m.

Passed.

#### CLOSING OF STREET.

Coun, COLLINS offered an order—That the Police Commissioner be authorized to close to travel by vehicles, except fire, police, hospital and mail wagons, North Harvard street, Ward 25, between Stadium street and the Cambridge line, on Saturday, November 5 and 12, during such hours as in his opinion said closing may be necessary for the safety and convenience of the public.

Passad

#### CONFIRMATION OF APPOINTMENTS.

President BALLANTYNE called up Nos. I and 2, unfinished business, viz.:
Action on appointments submitted by the Mayor

Action on appointments submitted by the Mayor October 10, viz.:

1. William A. Blossom to be a Constable of the City of Boston for the term ending April 30, 1911.

2. Samuel A. Campbell, Willis H. Cole, William R. McDonough and William A. Staples to be Weighers of Coal, and Daniel P. Walker to be an Inspector of Pressed or Bundled Hay and Straw. The question came on confirmation. Committee—Coun. Kenny and Buekley. Whole number of ballots cast 7, yeas 7, and the appointments were

ballots cast 7, yeas 7, and the appointments were

confirmed.

#### RELEASE OF LAND.

President BALLANTYNE ealled up No. 3,

RELEASE OF LAND.

President BALLANTYNE ealled up No. 3, unfinished business, viz.:

3. Whereas, The Board of Street Commissioners, under authority conferred upon said Board by acts of the Legislature of the Commonwealth of Massachusetts, did take for school purposes, by an instrument recorded with Suffolk Deeds on the twenty-eighth day of June, 1910, certain lands situate on Common and Warrenton streets in said Boston, including a parcel of land containing 1,356 square feet, more or less, supposed to belong to Benjamin Lancy; and

Whereas, The Board of Schoolhouse Commissioners, having charge of said lands taken as aforesaid, has notified the City Council that in its opinion the above-mentioned parcel of land containing 1,356 square feet, more or less, taken from Benjamin Lancy, is no longer required for public purposes; it is hereby

Ordered, That the Mayor be, and he is hereby, authorized in the name and behalf of the city and in accordance with the provisions of chapter 25, section 50, of the Revised Laws, to release and convey to the said Benjamin Laney said parcel of land containing 1,356 square feet, more or less, as particularly described in said instrument of taking, in consideration of the release by said Lancy, and by all persons claiming mader him, of all claims against the City of Boston for damages on account of said taking, and upon such other terms as the Mayor shall consider proper.

Whereas, The Board of Street Commissioners, under authority conferred upon said Board by acts of the Legislature of the Commonwealth of Massachusetts, did take for school purposes, by an instrument recorded with Suffolk Deeds on the twenty-cighth day of June, 1910, certain lands situate on Common and Warrenton streets in said Boston, including a parcel of land containing 20,200 square feet, more or less, supposed to belong to the Mayor shall congress, containing 20,200 square feet, more or less, supposed to belong to the Mayor shall congress or less, supposed to belong to the Mayor shall congress or supposed to belo

situate on Common and Warrenton streets in said Boston, including a parcel of land containing 20,200 square feet, more or less, supposed to belong to the Massachusetts General Hospital; and Whereas, The Board of Schoolhouse Commissioners, having charge of said lands taken as aforesaid, lras notified the City Council that in its opinion the above-mentioned parcel of land containing 20,200 square feet, more or less, taken from the Massachusetts General Hospital, is no longer required for public purposes; it is hereby

Ordered, That the Mayor be, and he is hereby, authorized in the name and behalf of the city and in accordance with the provisions of chapter 25, section 50, of the Revised Laws, to release and convey to the said Massachusetts General Hospital said parcel of land containing 20,200 square feet, more or less, as particularly described in said instrument of taking, in consideration of the release by said Massachusetts General Hospital, and by all persons claiming under it, of all claims against the City of Boston for damages on account of said taking, and upon such other terms as the Mayor taking, and upon such other terms as the Mayor shall consider proper.
On October 10 the foregoing orders were read

once and passed, yeas 7, nays 0.

The orders were passed a second and final time, yeas 7, nays 0.

#### PAYMENT OF MONTHLY PAY ROLLS.

Coun. BRAND offered an order-That the salaries coun. BRAND onered an order—I hat the salaries of all eity and county employees on monthly pay rolls be allowed and paid on or before November 23, in anticipation of the December draft, and on before December 23, in anticipation of the January draft; and the heads of departments are hereby requested to submit their pay rolls to the City Auditor in season to have this order carried into effect. effect.
Passed.

#### CONSTRUCTION OF FLINT STREET.

Coun, BRAND offered an order-That the Supercoun. BRAND offered an order—I hat the super-intendent of Streets be requested to construct Flint street with sidewalks thereon from Norfolk street to Forest Avenue Station, under the provisions of chapter 137 of the Acts of 1893.

#### SIDEWALKS, EAST BOSTON.

Coun. BUCKLEY offered an order—That the Superintendent of Streets make a sidewalk along Saratoga, Moore and Bennington streets, Ward I, at the property of the Star of the Sea Roman Catholic Church, said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone, with granite edgestone, under the provisions of chapter 437 of the Acts of 1893.

Passed.

### CLAIMS.

Coun. BUCKLEY, for the Committee on Claims,

submitted the following:

(1) Report on petition of the Johnson Educator Company for compensation for damage to property, etc., caused by break in water main on Tremont street January 3, 1910—recommending the passage of the following:

street January 3, 1910—recommending of the following:
Ordered, That there be allowed and paid to the Johnson Educator Company the sum of \$2,000 in compensation for damage to stock of goods, loss of business, etc., caused by the bursting of a water main in Tremont street January 3, 1910, the business being located at 215 Tremont street, said sum to be charged to the appropriation for Water Department.

Department.
(Recommended by the Water Commissioner.)
Report accepted; and order assigned to the next
meeting, on motion of Coun, KENNY.
(2) Report on petition of George W. Brown
(referred June 13) to be compensated for expenses
incurred by him while a driver of the prison van—
recommending the passage of the following:
(Coun. BUCKLEY dissents.)

### (Acting as County Commissioners.)

Ordered, That there be allowed and paid to George W. Brown the sum of \$175 for expenses incurred by him in settlement of a claim against him as driver of the prison van, said sum to be charged to the appropriation for County of Suffolk, 124

Jail.

The question came on accepting the report.
Coun. BUCKLEY—Mr. President, the proposition is this: Men employed by the county and city as policemen or as employees of the Penal Institutions Department at times have to meet certain judgments because of assaults on citizens or immates of the institutions or for other reasons, and after judgment has been recovered against them they

come before the Committee on Claims asking to be reimbursed by the city for the amounts they have expended in defending the suits and in defraycome before the Committee on Claims asking to be reimbursed by the city for the amounts they have expended in defending the suits and in defraying the judgments. The precedent has been established, and I have heretofore dissented from one such report of the Committee on Claims. We don't like to break precedents that have been established, and therefore this sort of thing has gone on. Employees of the city assault people and violate the rules or laws in different ways, and then come in and ask to be reimbursed, knowing that the city will reimburse them. This particular case was not an assault. The driver of the van that takes prisoners to Charles Street Jail, Mr. Brown, is the man who asks this reimbursement. One of the persons driven was injured and brought action against the driver. The counsel for Mr. Brown appeared before our committee last week and said that, while the person injured was not exercising proper care and the driver of the van was, he advised his client to settle for \$100, on the ground that no jury would find for the defendant when the case came to trial. A bill is now put in for \$175—\$100 for the judgment and \$75 for the counsel fees. I don't know whether the City of Boston intends to pay these bills or not, but I think it is a wrong business. These men, accepting their positions, agree to be liable or tesponsible for whatever happens. In a private business I don't think an employer will pay for what an employee does outside, while, for instance, he is on a frolic of his own and injures a person. In my town a short time ago a young man who was never drunk in his life was arrested by a police officer and brought into court on a charge of drunkenness. Judge Bragg heard the witnesses for the prosecution and then refused to hear the evidence for the defence, on the ground that the government had absolutely made out no case. That young man will sue the police officer for false imprisonment and wall undoubtedly obtain judgment in court, and after the policeman has paid the judgment he will come in

Coun. KENNY moved assignment of the matter

Coun. KENN I moved assignment of the matter to the next meeting.

Coun. COLLINS—Mr. President, I move you, sir, that that report be recommitted to the Committee on Claims. My reason for making that motion is that at the last meeting of the committee motion is that at the last meeting of the committee there was scarcely a quorum there. I believe a subject of this kind should receive the consideration of all the members. Accordingly I move that the report be recommitted.

Coun. BUCKLEY—Mr. Chairman, I beg the gentleman's pardon; there were three out of five members present at that committee neeting. There was a quorum.

Coun. COLLINS—If the gentleman will excuse me, I said there was just a quorum.

Coun. KENNY withdrew his motion to assign, and the matter was recommitted to the Committee.

and the matter was recommitted to the Committee on Claims.

Coun. COLLINS—Mr. President, since a hearing has been advertised for four o'clock and a number of the country o

ber of people are waiting for it, it seems to me we ought to keep the engagement with the public by adjourning now. Accordingly, if there is no other pressing business before us, I move that we do uow adjourn

President BALLANTYNE—Coun. Collins moves that the Council take a recess subject to the eall of

that the Counent take a recess subject to the ealf of the Chair.

The motion to take a recess was declared earried, and Coun. CURLEY doubted the vote, and the motion to take a recess was declared lost.

Coun. COLLINS—Mr. President my motion was to adjourn.

The motion to adjourn was declared lost, and Counent Councillation of the council of th

The motion to adjourn was declared lost, and Coun. BUCKLEY, for the Committee on Soldiers' Relief, offered a report. Coun. COLLINS doubted the vote on adjournment.

President BALLANTYNE—The doubting of the vote is too late of the president by the cather business the late of the president.

the vote is too late, other business having inter-

vened.

# SOLDIERS' RELIEF.

Coun. BUCKLEY, for the Committee on Soldiers Relief, submitted a report, recommending the passage of an order for the payment of aid to soldiers and sailors and their families in the City of Boston for the month of Oetober, Report accepted; order passed.

#### CLEANING OF RIVER BED.

Coun. CURLEY offered an order—That the Board of Health in the City of Boston be requested to confer with the State Board of Health as to the advisability of cleaning up the bed of Neponset river and report to the City Council any findings on the matter. Passed.

#### ACCEPTANCE OF MASCOT STREET.

Coun. CURLEY offered an order—That the Board of Street Commissioners be requested to accept and lay out Mascot street as a public way. Passed.

#### RECESS TAKEN.

Coun. COLLINS—Mr. President, since through this Council the public has an idea that there is to be a hearing before the Council at four o'clock and it is now half past four, I move you now, sir, that we take a recess subject to the call of the Chair.

The motion was carried, and at 4.30 p. m. the Council voted to take a recess subject to the call of the Chair.

The members reassembled in the Council Chamber and were called to order by President BAL—LANTYNE at 5.11 p. m. Coun. COLLINS-Mr. President, since through

#### EXECUTIVE REPORTS.

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Report on message of Mayor and order (referred to-day) to reimburse employees of Fire Department for losses at Albany street fire—recommending reference to the Committee on Claims.

Report accepted; said reference ordered.

Report accepted; said reference ordered.

(2) Reports on petitions (severally referred to-day) for sidewalks at various locations—recommending the passage of orders that the Superintendent of Streets make sidewalks along the following-named streets in front of the hereinafter specified estates, said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built as hereinafter stated, the owner to furnish said material

Gravel with Granite Edgestone.

Walter H. Turner, 209-211 Boylston street, Ward 22.

Brick.

William E. Wight, 260-261 Quincy street, Ward 16.

Annie M. Schneider et al., 43, 47, 49, 49½, 51 Yeoman street, Ward 17. Joseph Goldinger, 40-46 Pope street, Ward 1.

Artificial Stone with Granite Edgestone.

John Booth, 198-200 Leyden street, Ward 1. John A. Webster, 19-33 Gladstone street, Ward 1. Henry M. Williams et al., trustees, 79, 85, 87, 89 Portland street, Ward 6. David Gallis, 28-30 Staniford street, Ward 8. Davis & Sherman, 132-136 Hemenway street,

Ward 10.

A. I. Rudnick, 97-103 Hemenway street, Ward

Young Men's Christian Association, southwest corner Berkeley and Boylston streets, Ward 11. Boston Wharf Company, 334–340 Summer street, Ward 13.

Boston Wharf Company, 343-345 Summer street,

Francis G. Powell, 402 Columbia road, Ward 16.

Ward 13.
Francis G. Powell, 402 Columbia road, Ward 16.
M. Molliver, 34-38 Cunningham street and 180182 Howard avenue, Ward 16.
F. A. Corbett, 35 Eastman street, Ward 16.
Mary A. Mitchell, 15 Hewlett street, Ward 16.
Agostin Pagoni, 45 Batehelder street, Ward 17.
Mrs. J. Moran, southwest corner Glenarm street and Powellton road, Ward 20.
G. O. Goudey, 385 Park street, Ward 20.
Brooker & Glazer, 104-106 Elmo street, Ward 20.
J. F. Flaherty, 271 Talbot avenue, Ward 20.
John Burlon, 19 Merrill street, Ward 20.
John Burlon, 19 Merrill street, Ward 20.
John S. Davidson, 8 Charles street, Ward 20.
John S. Davidson, 8 Charles street, Ward 20.
F. T. Fuller, corner Lincoln street and Dorehester avenue, Ward 20.
F. T. Fuller, corner Lincoln street, ward 23.
Joseph Lyons, 298-300 South street, Ward 23.
F. P. Jaques, 30 Carruth street, Ward 24.
Mrs. M. J. Frost, 223 Neponset avenue, Ward 24.
Mrs. M. J. Frost, 223 Neponset avenue, Ward 24.
Frank Manloe, 52-54 Edson street, Ward 24.
Mrs. J. E. Dodge, 100 Riehmond street, Ward 24.
C. O. Goudey, 976 Blue Hill avenue, Ward 24.
Louis Burrows, 1062-1068 Blue Hill avenue, Ward 24.
Joseph I. Stewart, 1111 Blue Hill avenue, Ward

Joseph I. Stewart, 1111 Blue Hill avenue, Ward

Joseph Rubenstein, Chestnut Hill avenue, Ward 25.

25. Arthur G. Jones, 25-29 Linden street and 20 Farrington avenue, Ward 25. John Beck, 201 Pleasant street, Ward 10. W. W. C. Spencer, 547-549 Columbus avenue, Ward 12.

Joseph Grank, 47–49 Glenway street, Ward 20. Hooper & Waters, 652–660 Centre street, Ward 22. George V. Wattendorf, 9 Edison green, Ward 16. F. A. Corbett, 8–20 Eastman street, Ward 16. Reports severally accepted; orders passed.

# GENERAL RECONSIDERATION.

Coun. COLLINS moved a general reconsideration on all matters acted upon at the meeting, hoping that the same would not prevail.

Adjourned at 5.13 p. m., on motion of Coun. KENNY, to meet on Monday, October 31, at three o'clock p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Monday, October 31, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent— Coun. Hale.

The Council voted on motion of Coun. BRAND to dispense with the reading of the records of the

last meeting.

#### REMOVAL OF EVERETT STATUE.

The following was received:

City of Boston, Office of the Mayor, October 28, 1910.

To the City Council:

To the City Council:

I beg to recommend the passage of the accompanying order, based upon a request of the chairman of the Art Commission as set forth in his letter of October 27, appended hereto, that an additional sum of three hundred dollars (\$300) be provided for the removal of the Edward Everett statue from the Public Garden to Edward Everett square, Dorchester.

Respectfully, John F. Fitzgerald, Mayor.

City of Boston, Art Commission,
64 Pemberton Square, October 27, 1910.
Hon. John F. Fitzgerald, Mayor,
City Hall, Boston:
Sir,—In order that the removal of the Edward Everett statue to Edward Everett square may be accomplished, may I ask that your Honor recommend for this purpose to the City Council an appropriation of \$300 in addition to the \$500 already appropriated.

The facts in the matter are as follows: Mr. Jackson, the late City Engineer, wrote to Mr. Estabrook of this commission on June 23, 1910:
"In compliance with your request of May 28, an estimate has been made of the cost of removing the Edward Everett square, Dorchester, and I find the cost of putting in a concrete foundation, as shown in red on the accompanying blue print, and setting the statue thereon to be about \$500." On June 24, 1910, this commission unanimously voted to move the statue to the site indicated. This vote was approved by your Honor, and on July 6, 1910, the City Council ordered that \$500, to be charged to the Reserve Fund, be appropriated for this transfer of the statue. The City Engineer's Department being asked to draw up specifications and secure bids for the necessary work, Mr. McInnis, acting City Engineer, wrote the secretary of this commission October 4, 1910, "the estimate of \$500 made by the department last June for removing the statue did not cover the cost of the changes in the electric light duets, manhole and pole now found to be necessary, and which it is now believed will be between \$200 and \$300." Mr. Maginnis of this commission, as chairman of a subcommittee on this subject, reported further on October 24, 1910, that Mr. McInnis, acting City Engineer, stated "that the work of transferring the Edward Everett statue cannot be carried on until an extra appropriation of \$300 is made."

While the site chosen is still the site indicated in Mr. Jackson's original blueprint there seems to be no doubt that this extra appropriation is necessary if the statue is to be transferred.

As the transfer is in accordance not onl

As the transfer is in accordance not only with a long matured plan of this commission but with a long matured plan of this commission but with every sentiment of appropriateness, I trust that the necessary appropriation may be recommended by your Honor and voted by the Council.

Yours respectfully,

THOMAS ALLEN, Chairman.

Ordered, That an additional sum of three himdred dollars (\$300) be appropriated, to be expended by the Art Commission for the transfer of the statue of Edward Everett now located on the Public Garden to Edward Everett square, Dorchester, and that the same be charged to the Reserve Fund. Referred to the Committee on Finance.

#### ELECTION RETURNS.

The following was received:

The following was received:

City of Boston,

Office of the Mayor, October 28, 1910.

To the City Council:

I beg to call your attention to the accompanying letter of the chairman of the Board of Election Commissioners, relating to the omission of the customary provisions made in previous years for receiving the returns of the election in City Hall on the night of the state election. An itemized schedule, giving the cost of receiving these returns at the state elections of 1906, 1907, 1908 and 1909, is appended hereto. appended hereto.

Respectfully, John F. Fitzgerald, Mayor.

Board of Election Commissioners, Old Court House, Boston, October 25, 1910. Hon. John F. Fitzgerald, Mayor: Dear Sir,—We desire to call your attention to the fact that the customary provisions for receiv-ing the returns of the election in City Hall on the night of the state election have not as yet been

State Election, November 6, 1906

night of the state election have not as yet been made by the city government.

A similar letter has been sent to the City Clerk.
Respectfully,
BOARD OF ELECTION COMMISSIONERS,
JOHN M. MINTON, Chairman.

State Election, November 6, 1900	),
Pay roll, clerks	\$234 10
Printing	63 79
Stationores	19 40
Stationery	
Cloth.	21 10
Pneumatic tube	10 00
Telephones	8 84
•	
Total	\$357 23
200000000000000000000000000000000000000	0001 =0
State Election, November 5, 1907.	
	\$262 66
Pay roll, clerks	
Printing	68 19
Cloth	22 75
Stationery	11 75
Pneumatic tube	10 00
Telephones	7 18
1 otopitonobilitinininininininininininininininininin	
Total	\$382 53
10tat	0002 00
State Election, November 3, 1998	
State Election, November 3, 1998	
Pay roll, clerks	\$214 09
Pay roll, clerks Printing	\$214 09 68 73
Pay roll, clerks Printing Cloth.	\$214 09 68 73 20 00
Pay roll, clerks Printing Cloth.	\$214 09 68 73
Pay roll, clerks Printing Cloth Pneumatic tube	\$214 09 68 73 20 00
Pay roll, clerks Printing Cloth Pneumatic tube Carpenter	\$214 09 68 73 20 00 10 00 11 00
Pay roll, clerks Printing Cloth Pneumatic tube	\$214 09 68 73 20 00 10 00
Pay roll, clerks Printing Cloth. Pneumatic tube Carpenter Stationery.	\$214 09 68 73 20 00 10 00 11 00 6 33
Pay roll, clerks Printing Cloth Pneumatic tube Carpenter	\$214 09 68 73 20 00 10 00 11 00 6 33
Pay roll, clerks Printing Cloth. Pneumatic tube Carpenter Stationery.	\$214 09 68 73 20 00 10 00 11 00 6 33
Pay roll, clerks Printing Cloth. Pneumatic tube Carpenter Stationery.	\$214 09 68 73 20 00 10 00 11 00 6 33 \$330 15
Pay roll, clerks Printing Cloth Pneumatic tube Carpenter Stationery  Total  State Election, November 2, 1909.	\$214 09 68 73 20 00 10 00 11 00 6 33 \$330 15
Pay roll, clerks Printing Cloth. Pneumatic tube Carpenter Stationery.  Total.  State Election, November 2, 1909. Pay roll, clerks.	\$214 09 68 73 20 00 10 00 11 00 6 33 \$330 15
Pay roll, clerks Printing Cloth. Pneumatic tube Carpenter Stationery.  Total.  State Election, November 2, 1909. Pay roll, clerks. Cloth.	\$214 09 68 73 20 00 10 00 11 00 6 33 \$330 15 \$219 26 20 00
Pay roll, clerks Printing Cloth. Pneumatic tube. Carpenter. Stationery.  Total.  State Election, November 2, 1909. Pay roll, clerks. Cloth. Pneumatic tube.	\$214 09 68 73 20 00 10 00 11 00 6 33 \$330 15 \$219 26 20 00 10 00
Pay roll, clerks Printing Cloth. Pneumatic tube Carpenter Stationery.  Total.  State Election, November 2, 1909. Pay roll, clerks. Cloth. Pneumatic tube. Printing	\$214 09 68 73 20 00 10 00 11 00 6 33 \$330 15 \$219 26 20 00 10 00 75 27
Pay roll, clerks Printing Cloth. Pneumatic tube. Carpenter Stationery.  Total.  State Election, November 2, 1909. Pay roll, clerks. Cloth. Pneumatic tube. Printing Carpenter	\$214 09 68 73 20 00 10 00 11 00 6 33 \$330 15 \$219 26 20 00 10 00 75 27 8 80
Pay roll, clerks Printing Cloth. Pneumatic tube Carpenter Stationery.  Total.  State Election, November 2, 1909. Pay roll, clerks. Cloth. Pneumatic tube Printing Carpenter Stationery.	\$214 09 68 73 20 00 10 00 11 00 6 33 \$330 15 \$219 26 20 00 10 00 75 27 8 80 7 09
Pay roll, clerks Printing Cloth. Pneumatic tube. Carpenter Stationery.  Total.  State Election, November 2, 1909. Pay roll, clerks. Cloth. Pneumatic tube. Printing Carpenter	\$214 09 68 73 20 00 10 00 11 00 6 33 \$330 15 \$219 26 20 00 10 00 75 27 8 80

Referred to the Executive Committee.

# CONSTRUCTION OF FLINT STREET -

The following was received:

City of Boston, Office of the Mayor, October 31, 1910.

To the City Council:

I return herewith, without my approval, order of your honorable body authorizing the Superintendent of Streets to construct Flint street, with sidewalks thereon, from Norfolk street to Forest Avenue Station, for the reason that the officials of the Street Department do not recommend the con-struction of this street at this time.

Respectfully,
John F. Fitzgerald, Mayor.

City of Boston, Street Department, Highway Division, October 28, 1910.

Mr. Louis K. Rourke,
Superintendent of Strects:
Sir,—I return herewith order of the City Council authorizing the construction of Flint street, Dorchester, and also inclose estimate of the cost. Flint street leads from Norfolk street, south of Morton street, and is a dead end at the New England Railroad. A school yard abuts on one side, and one house on the other side, the rest of the abutting property being vacant land.

I would not recommend the construction of this street this fall, but would suggest its being included in the work for next spring.

in the work for next spring.

Yours respectfully,
JAMES H. SULLIVAN,
Deputy Superintendent.

October 29, 1910.
Respectfully referred to the Honorable the Mayor.

L. K. ROURKE, Superintendent of Streets.

(Estimate of eost, \$4,000.) Placed on file.

### APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council the Mayor submitted the following appointments, viz.:

viz.:

(I) Edward S. Van Steenbergh (775 Columbia road, Ward 20), a Constable of the City of Boston for the term ending April 30, 1911.

Mr. Van Steenbergh is connected with the Massachusetts Society for the Prevention of Cruelty to Animals and is to serve as a constable without bonds.

(2) Daniel P. Walker (53 Dix street, Ward 20), Superintendent of the South Hay Scales for the term ending April 30, 1911.

(3) Charles Rabinovitch (17 Haskins street, Ward 18) and Isaac Sacks (21 Haskins street, Ward 18), Weighers of Coal for the term ending April 30, 1911.

Severally laid over under the law.

# FURNISHING OF REGISTRY OF DEEDS.

The following was received:

City of Boston, Office of the Mayor, October 31, 1910.

Office of the Mayor, October 31, 1910.

To the City Council:

I beg to refer the inclosed communication from the Register of Deeds, relating to additional metal fireproof furnishings required for the Suffolk Registry of Deeds, and the necessity of an appropriation to cover the expense of purchasing the

Respectfully, John F. Fitzgerald, Mayor.

Registry of Decds,
Boston, October 25, 1910.

Hon. John F. Fitzgerald, City Hall:
Dear Mr. Mayor,—In order to complete the layout of the new record hall for the Suffolk Registry of Deeds in accordance with the plans prepared by the Courthouse Commissioners, and approved by the Commissioner of Public Records, the following metal fireproof furnishings are required, to wit:
Two index tables for current indexes.
Eight tables, 2 feet by 3 feet 11½ inches, for classified indexes.
Six writing tables for the public, 7 feet by 4 fort.

Six writing tables for the public, 7 feet by 4 feet. One plan table, 11 feet 8 inches by 5 feet.

One plan case. Six tables, 12 feet 3 inches by 4 feet  $5\frac{1}{2}$  inches, for

One section of record book shelves.

Two small sections of record book shelves for

Two small sections of record book shelves for main alcoves.

All the above are shown and properly marked on the original plans of the Courthouse Commissioners, of which the Public Buildings Department have copies.

On the basis of the figures furnished by the successful bidder for the work already ordered for the record hall, I estimate that an appropriation of \$5,000 would cover all the new work required. It is necessary that this work should be ordered at the earliest opportunity as we are now using wooden tables, and the Commissioner of Public Records is desirous of having them replaced by fireproof fittings at once.

Respectfully yours, WILLIAM T. A. FITZGERALO, Register. Referred to the Executive Committee.

### APPROPRIATION FOR ENTERTAINMENT.

The following was received:

City of Boston, Office of the Mayor, October 31, 1910.

Office of the Mayor, October 31, 1910.

To the City Council:
I beg to recommend the passage of the appended order, transferring an additional sum of two hundred and sixty-two and fifty one-hundredths dollars (\$262.50) from the Reserve Fund to the appropriation for Mayor, office expenses, etc., to pay for the transportation of the members of the Forty-third Regiment of Infantry, Duke of Cornwall's Own Rifles of Ottawa, Ontario, to and from Nantasket on September 4.

Respectfully,
John F. Fitzgerald, Mayor.

Ordered, That in accordance with the provisions of chapter 261 of the Acts of 1893, the City Auditor be, and hereby is, authorized to transfer the sum of two hundred and sixty-two and fifty one-hundredths dollars (8262.50) from the appropriation for Reserve Fund to the appropriation for Mayor, office expenses, etc.

Referred to the Executive Committee.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Claims.

Charles F. Curtis, to be paid for the loss of hens

killed by dogs.

William A. Miller, for compensation for damage to property at corner Tremont and Prentiss streets

by a fire engine.

Marion Cowhig, for compensation for sickness caused by the spraying of trees at 14 Dawson street,

caused by the spraying of trees at 14 Dawson street, Dorchester.

Howard O'Shanky, to be paid for damage to his stock at 10 Howard street by flooding by water.

Fred G. Trask, to be paid wages for time lost on account of injuries received while on the police force of the City of Boston.

# Executive.

Executive.

Petitions for children under fifteen years of age to appear at various places of amusement, viz.:

Mrs. Alice L. Glover for children to appear at Sailors' Haven Hall, evening of Noveuber 3.

Alfreda H. Perkins, for children to appear at Faneuil Hall, evening of October 28.

Julian Seriack, for Albina Sullivan to appear at Boston College Hall, November 23 and 24.

Julian Seriack, for children to appear at Boston College Hall on November 14 and 15.

### SALE OF UNCLAIMED BAGGAGE.

A petition was received from the Boston & Maine Railroad, asking leave to sell unclaimed bag-

Referred to a special committee appointed by the president as follows:
Coun. Ballantyne, Brand and McDonald.

# OFFSHOOTS OF "OLD ELM."

A communication was received from the New England Botanical Club relative to the supposed offshoots of "Old Elm" on Boston Common.

Coun. BRAND—Mr. President, in connection with that I have a communication from the state forester and several others who are interested in a tablet that they wish to erect down there which I would like to submit to the City Clerk to accompany that communication. pany that communication.

The petition and accompanying papers were referred to the Superintendent of Public Grounds.

# PUBLICITY OF CITY BUSINESS.

The following was received:

July 12, 1910.

Walter Ballantyne, Esq., President Boston City Council,

President Boston City Council, City Hall, Boston:

Dear Sir,—At the meeting of the delegates representing the sixteen citizens' and improvement associations affiliated in the United Improvement Association, held on June 1 last, the following resolution was adopted:

"Whereas, Publicity is the greatest safeguard of a representative government; be it

"Resolved, That the United Improvement Asso-

"Resolved, That the United Improvement Association respectfully protests against the practice of the Boston City Council of holding secret sessions and ask that the practice be discontinued."

Very truly yours,

M. L. Berkowitz,

Executive Secretary.

Referred to the Executive Committee.
Coun. CURLEY—Mr. President, I move as a substitute motion that it be indefinitely postponed.

a substitute motion that it be indefinitely postponed.

The notion was declared out of order.
Coun. CURLEY—Mr. President, I move a reconsideration of the reference, and, on the question of reconsideration, Mr. Chairman, I think it is about time for this City Council to settle once and for all whether they are the representatives of the electorate of Boston or whether the city government of Boston consists of the representatives of various improvement associations,—the major portion of which are bent upon some proposition of unloading real estate on the city at a considerable advance over the value, of carrying through such projects and fads as have appealed to them, at the expense of the city. There is no legislative body in the world that doesn't have its executive meetings. It is the only expeditious method of transacting business in any public body. And I feel that it is about time that we should assert ourselves and stop taking instructions from bodies that are so constituted, with a selfish purpose, a purpose not at all times for the public good, and do the duty that we have been elected to perform.

Coun. BRAND—I should judge from the communication that the United Improvement Association are always invited to seats in the galleries to attend these meetings.

The PRESIDENT—The Chair will state that

meetings

The PRESIDENT-The Chair will state that The PRESIDENT—The Chair will state that a reply was sent to this communication, stating that the Chair was not aware of any secret sessions being held by the City Council; that the meetings of the Executive Committee were always open to the representatives of the Press. And I will ask the Clerk to read a reply to that letter that I sent.

The Clerk read the reply as follows:

United Improvement Association. October 26, 1910.

Walter Ballantyne, Esq.,
President City Council, Boston, Mass.:
Dear Sir,—Your letter of October 11, with regard to a resolution passed by the United Improvement Association "protesting against the practice of the Boston City Council of holding secret sessions," was considered by the executive committee at its meeting on Tuesday, October 18.
The members of the executive committee feel that the communication of the United Improvement Association should be presented to the members of the City Council in open meeting, and should be considered by them as a communication from the citizens of the City of Boston—and it would be well to state that the delegates to the United Im-

provement Association represent seventeen local citizens, and improvement associations in every section of the city, with a combined membership of nearly 5,000.

nearly 5,000. The executive committee knew at the time the association's first letter was sent you that while the representatives of the Boston newspapers are permitted to attend the meetings, as stated in your letter, nevertheless, it is with the understanding that they are not to publish any material which they are requested to omit from their reports. Therefore, due publicity is not given to all business transacted.

transacted.

In bringing this matter again to your attention the executive committee trusts that as President of the City Council you will present the communication sent by the association on July 12, to the members of that body.

Very truly yours,

M. L. Berrowitz,

Executive Secretary.

Coun. COLLINS—Mr. President, since this

Coun. Colllins—Mr. President, since this communication has been referred to the Executive Committee it seems to me on a matter of this kind that the Council ought to give it serious consideration as a body and not by any man in particular, even the President of the Council, representing the body. It strikes me that there is an honest difference of opinion as to the best method for us to proceed,—whether it is preferable to stand here as an open Board and decide these questions or to gointo executive sessions. Personally, I believe that the executive sessions we have with the Press there are public. Therefore I don't agree with the communication. But I believe it is a matter we ought to consider seriously. For that reason I don't see what is to be gained by having this matter post-poned. Something might be gained by having it considered in the body. Therefore I oppose the reconsideration.

The motion to reconsider was declared carried.
The vote was doubted, and on a roll call reconsideration was refused, yeas, Coun. Attridge, Brand, Buckley, Curley, 4; nays, Coun. Ballantyne, Collins, Kenny, McDonald, 4, and the letter stood referred to the Executive Committee. communication has been referred to the Executive

#### MINORS' LICENSES.

President BALLANTYNE submitted reports on petitions for minors' licenses for fifteen newsboys and three vendors, recommending that the same be granted.

The Council voted to grant licenses on the usual

conditions.

#### ALTERATION OF LOCATIONS.

Copies of orders were received from the Street Commissioners granting the West End Street Rail-way Company permission to alter locations, as fol-

Three hundred and twenty-ninth location, Cambridge and Charles streets and Cambridge Bridge.
Three hundred and thirtieth location, Hunting-

ton avenue

Three hundred and thirty-first location, Summer

street.
Placed on file.

### REMOVAL OF POLES, ETC.

Copies of orders for pole locations and removal of poles were received from the Street Commissioners, as follows:

Western Union Telegraph Company, to acquire two poles of Edison Company on Washington street, Ward 23.

Edison Electric Illuminating Company, to remove pole on Waltham street, Ward 9.

The same company, to erect and to remove one pole on Centre street, Ward 23, at Manthorne road. The same company, to acquire one pole of New England Telephone and Telegraph Company on Belfort street, Ward 20.

New England Telephone and Telegraph Company, to remove one pole on Sunderland street, Ward 21.

The same company, to creet and to remove one

The same company, to erect and to remove one pole on Centre street, Ward 23, opposite Elgin street.

The same company, to remove two poles on Dorchester avenue, Ward 20.

Severally placed on file.

#### STORAGE OF EXPLOSIVES.

Notices were received from the following-named parties certifying that certain buildings have been used for the storage of explosives according to law and stating that they propose to use for same purpose for the ensuing year, viz.:

Bright & Howes, 80–84 Braintree street, Ward 25.
Frank H. Thorp, 200 Mt. Vernon street, West

Roxbury.

Thomas J. Morrissey, 667 Bennington street,

Severally placed on file.

# COAL AND COKE LICENSES.

Copies of coal and coke lieenses granted by the Secretary of the Commonwealth were received.
Placed on file.

#### CONFIRMATION OF APPOINTMENTS.

The Council proceeded to take up Nos. 1 and 3, unfinished business, viz.:

Action on appointments submitted by the Mayor

Action on appointments submitted by the Mayor October 24, viz.:

1. Joseph E. Allen, to be a Constable of the City of Boston for the term ending April 30, 1911.

3. Ira W. Forsaith and James Conroy, to be Inspectors of Pressed or Bundled Hay and Straw for the term ending April 30, 1911.

The question came on confirmation. Committee—Coun. Buckley and Collins. Whole number of ballots east 7, yeas 7, and the several appointments were confirmed.

#### PAYMENT OF CLAIM.

Coun. BUCKLEY called up No. 4, special assign-

ment, viz.:
4. Ordered. That there be allowed and paid to the Johnson Educator Company the sum of \$2,000 in compensation for damage to stock of goods, loss of business, etc., caused by the bursting of a water main in Tremont street January 3, 1910, the business being located at 215 Tremont street, said sum to be charged to the appropriation for Water Department.
The order was passed.

#### EMPLOYMENT OF ASSISTANT MESSENGER

Coun, CURLEY offered an order-That Frederick J. Glenn be and he is hereby employed as an assistant in the City Messenger's office, and that he receive compensation at the rate of \$900 per annum, the same to be charged to the appropriation for City Council, incidental expenses.

Referred to the Executive Committee.

### ORDINANCES.

Coun. CURLEY, for the Committee on Ordinances, submitted the following:

(I) Report on message of Mayor and communication from Corporation Counsel (referred July 18) relative to passageway under Cambridge Bridge—recommending the passage of the following amendment to regime the country of th ment to ordinance:

City of Boston.

In the Year Nineteen Hundred and Ten.
An Ordinance
To Amend Chapter 28 of the Revised Ordinances of 1898 in Section 1, as follows:
Be it ordained by the City Council of Boston, as

follows:

Section 1. The Park Department shall be under the charge of the Board of Park Commissioners, consisting of three commissioners, who shall con-struct, improve, equip, govern and regulate the Charlesbank, including the passageway under Cam-bridge Bridge etc.

Charlesbank, menuting the passageway under Cambridge Bridge, etc.

The report was accepted and the ordinance was assigned to the next meeting, on motion of Coun.
KENNY.

(2) Report on proposed ordinance (referred May 23) regulating the wearing of hat pins—that the same be indefinitely postponed.

Report accepted; said ordinance rejected.

(3) Report on proposed ordinance (referred June 27) relative to the sale of articles by junk collectors—that the ordinance ought to pass.

The report was accepted and the ordinance was

declared passed.

Coun. KENNY—Mr. President, in the previous matter which you submitted to the Council you separated the report from the recommendation. You did not do it this time, if I may make the suggestion.

President BALLANTYNE—I don't think there is anything in the rules that calls for it.

Coun. KENNY—I think the order should lie

President BALLANTYNE—Coun. Kenny moves

recsident BALLANT INE—Coun. Renny moves a reconsideration.

The motion to reconsider was earried.

Coun. CURLEY—Mr. Chairman, I suppose there must be something of a suspicious nature about everything I present, as it is usually asked to lay it over a week. There was an order with regard to the length of hat pins, and I move a reconsideration. reconsideration

reconsideration—
Pres. BALLANTYNE—Councilor Curley, there is a matter before the house. Those in favor of accepting the report of the Committee on Ordinances relative to junk collectors will say aye; opposed, no. It is a vot 2. The question comes now on the passage of the ordinance. Coun, KENNY—I did not aim or direct any consideration at my friend across the chamber. I think any report coming into this body for the first time, where members have not been present and know nothing about it, should lie over, so that they may have an opportunity to look into it. For that reason I move to assign the ordinance for one week. for one week

For that reason I move to assign the ordinance for one week.

Pres. BALLANTYNE—The question comes on the motion for a special assignment for one week. The motion to assign was carried.

Conn. CURLEY—I move at this time reconsideration of the vote whereby the order with relation to the length of hat pins was indefinitely postponed. If reconsideration prevails I shall move that that be assigned for one week.

Pres. BALLANTYNE—The question comes on the motion to reconsider the vote taken with reference to the order relative to hat pins.

Coun. KENNY—That is a negative report. If the gentleman is really serious about it, and desires to be heard on the matter, of course we are quite willing to give him the opportunity. But that is not in line with my suggestion. My suggestion was relative to an affirmative report that would become a law if we acted on it to-day. I don't think the gentleman's suggestion is at all in line with mine.

become a law if we acceed on it creasy, a canthink the gentleman's suggestion is at all in line
with mine.

Coun. CURLEY—On the question of reconsideration I would say that I don't feel that the
report received here or the recommendation from
the United Improvement Association could
altogether be considered as an affirmative report. I
think in a sense that was a negative report. I
think it was a transgression of the rights of this
Council. But with regard to the length of hat pins,
that is a pretty serious proposition, and if we lay
it over for a week we might have a different view
upon it. We might, in the course of the next week,
get into a crowded car, and get a little jab in the
check or eye or something of that character. It
is just possible that in consequence of receiving the
end of a hat pin in the face or eye that gangrene
might set in and life be lost. So that it might be
eonsidered a fairly serious proposition. So I sineerely trust that reconsideration will prevail.

Pres. BALLANTYNE—The question comes on
reconsideration.

The aposition was declared lost.

reconsideration.

The motion was declared lost.

The motion was declared lost.
The vote was doubted, a roll call was taken and reconsideration was refused.

(4) Report on proposed ordinance (referred May 23) relative to noncombustible paint for the interior of theaters, etc.—that no further action is necessary

Report accepted.

Report accepted.

(5) Report on message of Mayor and draft of ordinance (referred April 25) relative to shade trees—recommending the passage of the ordinance as recommended by the Corporation Counsel.

Coun. CURLEY—Mr. President, I feel that this is really the only important report the Committee on Ordinances have made to-day, and it is one that the public generally will be interested in, and it is one upon which opinion will be divided. And I would at this time move that that report be printed and be placed on the calendar at the next meeting, so that the members may have an

opportunity to digest it, because it affects the matter of shade trees on the public highways of Boston for all time possibly, and it is a very, very important proposition.

The matter was assigned to the next meeting.

(6) Report on proposed ordinance (referred February 7) concerning the Clerk of Committees Department—that no further action is necessary.

Report accepted. (7) Report on proposed ordinance (referred April 4) concerning the City Messenger Department-that no further action is necessary.

Report accepted.

#### RECESS TAKEN.

The Council voted, at 4.05 p. m., on motion of Coun. KENNY, to take a recess subject to the call of the President.

The members reassembled in the Council Chamber and were called to order by the President at

#### EXECUTIVE REPORTS.

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Reports on petitions (severally referred to-day) for permits for children under fifteen years of age to appear at various places of amusement—that permits be granted, viz.:

Alfreda H. Perkins, for children to appear at Faneuil Hall, evening of October 28.

Mrs. Alice L. Glover, for children to appear at Sailors' Haven Hall, evening of November 3.

Julian Seriack, for Albina Sullivan to appear at Boston College Hall, November 23 and 24.

Julian Seriack, for children to appear at Boston College Hall on November 14 and 15.

Reports severally accepted; permits granted on

Reports severally accepted; permits granted on usual conditions.

reports severally accepted; permits granted on usual conditions.

(2) Report on communication from the United Improvement Association (referred to-day) relative to the publicity of City Council meetings—that the Clerk of Committees be instructed to notify the Public Improvement Association that all the doings of the City Council are public, and that the Press are not requested to withhold any news connected with the meetings.

Report accepted; said recommendation adopted.

(3) Report on communication of Mayor and chairman of Board of Election Commissioners (referred to-day) relative to the reception of election returns of the state election—recommending the passage of the following:

Ordered, That the City Messenger be directed to make the usual arrangements for receiving election returns and announcing the same in the Mayor's learing room, the expense of the same to be charged to the appropriation for City Council, incidental expenses.

Report accepted; order passed.

Report accepted; order passed.

# FINANCE.

Coun. KENNY, for the Committee on Finance, submitted the following:

(1) Report on message of Mayor and order (referred October 24) for loan of \$96,000 for repair shop for Fire Department—recommending the passage of an order in the following new draft: Ordered, That the sum of ninety thousand dollars (\$90,000) be appropriated, to be expended under the direction of the Fire Commissioner for "Fire Department, Repair Shop," and that to meet said appropriation the City Treasurer he authorized, with the approval of the Mayor, to issue bonds or certificates of indebtedness of the city to said amount. city to said amount.

The report was accepted, and the question came

The report was accepted, and the question came on the first reading and passage of the order.

Coun. KENNY—Mr. President, in submitting that report I would like to say on behalf of the Committee on Finance that a meeting was called for the consideration of this matter and held on Friday last at Bristol street; that we were in consultation with the Fire Commissioner, the fire chief and the architect, Mr. Rice suggested that, while he would be glad to have the entire amount which the Mayor had mentioned in his recommenwhile he would be glad to have the entire amount which the Mayor had mentioned in his recommendation, he hoped to be able to construct this building within \$10,000 of that sum. The committee does not feel like taking the responsibility of tying the Fire Department down to a point where it might possibly be handicapped or embarrassed in going forward with this work, but we thought, if we made an allowance of \$5,000 additional, splitting the difference and making the sum \$90,000, that would be sufficient for the purpose. Therefore the committee voted to recommend the passage of the order in that form. sage of the order in that form.

The order was given its first reading and passage, yeas 8, nays 0, and will take its second reading

in fourteen days.

(2) Report on message of Mayor, letter and order (referred to-day), that \$300 additional be appropriated for relocation of Edward Everett statue—recommending reference to the Executive Committee

Report accepted, and the Council refused reference to the Executive Committee. The order was passed, yeas 8, nays 0.

#### RETIREMENT SYSTEM FOR EMPLOYEES.

Coun. CURLEY ealled up past assignment, No.

5, viz.: 5. Whereas, The Legislature of the Commonwealth of Massachusetts has passed an act authorizing the cities and towns of the Commonwealth to establish a retirement system for their employees;

Whereas, It is the opinion of the Boston City Council that such a retirement system would be of benefit to the city and to the employees; there-

Ordered, That the provisions of chapter 619 of the Acts of 1910 be accepted by the Boston City Council in behalf of the City of Boston.

The question came on the passage of the pre-

The question eams on the passage of the preambles and order.

Coun. KENNY—Mr. President, do I understand that it is proposed to proceed to a vote on this matter? At the last monthly conference held by the Mayor and heads of departments a special committee was authorized to report on this matter, as to the question of expense. They are to report on Monday next. That committee consists of Mr. McSweeney and some expert who is versed in figures of this kind. Under the circumstances it seems to me it might be better to await their report before acting on the order. Of course, we have plenty of time. The matter does not come before the people until January, and I would suggest that the proper thing to do now would be to put the matter over for two weeks. I hope the gentleman will not insist on calling this up for action to-day. The preambles and order were assigned for two weeks.

# GENERAL RECONSIDERATION.

On motion of Coun, BRAND the Council refused a general reconsideration of all action taken

Adjourned, on motion of Coun. KENNY, at 4.43 p. m., to meet, subject to the call of the President, at a date not later than Monday, November 14, at 3 p. m.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, November 14, 1910.

Meeting of the City Council, held in the Council Chamber, City Hall, at 3 o'clock p. m., in accord-ance with the call issued by the President, Presi-dent BALLANTYNE presiding. Absent—Coun.

#### JURORS DRAWN.

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894, viz.:
Ten additional traverse jurors, Superior Civil Court, second session, to appear November 21,

Court, second session, to appear Novemher 21, Octoher sitting, viz.:
Daniel P. Kelly, Ward 22; Joseph M. Everett, Ward 10; Daniel L. Cushing, Ward 21; George C. Chapman, Ward 22; John W. Tilt, Ward 19; William Fitzgerald, Ward 10; John R. Shea, Ward 18; Harry C. Graff, Ward 20; W. E. Spencer Deming, Ward 23; Henry W. Jukes, Ward 21.
Twelve additional traverse jurors, Superior Civil Court, third session, to appear Novemher 21, viz.:
Patrick B. Collins, Ward 16; Jacob Hanapolsky, Ward 8; John Jacobs, Ward 10; Michael J. Stone, Ward 19; Charles J. Nichols, Ward 23; Edwin A. Harris, Ward 20; John A. McKim, Ward 23; John C. Hoyt, Ward 6; Frank B. Washhurn, Ward 11; John A. B. Gebhardt, Ward 19; John Quinn, Ward 2; James D. Tate, Ward 23.

#### MEETING TO HONOR MRS. HOWE.

The following was received:

City of Boston,
Office of the Mayor, November 14, 1910.
To the City Council:
Permit me to lay before your honorable body the Permit me to lay before your honorable body the appended letter from a committee of the Executive Board of the New England Women's Club relating to a Civic Memorial Meeting in honor of the late Mrs. Julia Ward Howe. In view of Mrs. Howe's exalted character, remarkable service and warm attachment to the city, which was her home for so many years, I recommend that your honorable body designate a committee to arrange such a meeting as is suggested, preferably in Faneuil Hall, and will be most happy to lend my personal eo-operation in any arrangements which may he made.

Respectfully, John F. Fitzgerald, Mayor.

112 Newbury Street, November 10, 1910.

To His Honor John F. Fitzgerald,
Mayor of the City of Boston:
Dear Sir,— The Executive Board of the New England Women's Club respectfully suggest to the city authorities the appropriateness of a Civic Memorial Meeting in honor of Mrs. Julia Ward Howe. As a woman she seemed the embodiment of all that was hest in the Boston of the previous generation; as a patriot and friend of mankind she has endeared herself to the representatives of so many nationalities residing in our midst that so many nationalities residing in our midst that no one of them can act alone. It seems fitting to gather together all her manifold interests on one

occasion.

If desired, the New England Women's Club will he glad to furnish a list of the various societies that should have a share in such a memorial.

Yours respectfully,

May Alden Ward,

Mary H. Ladd,

Committee.

This plan meets with the cordial approval of Mrs. Howe's family.

M. A. W.
Referred to the Executive Committee.
(See action later, under "Executive Reports.")

#### APPOINTMENTS BY THE MAYOR.

APPOINTMENTS BY THE MAYOK.

Subject to confirmation by the City Council the Mayor submitted the following appointments, viz.:
(1) Albert F. Lyons (36 Waldemar avenue, Winthrop), George E. Wellington (440 Washington avenue, Chelsea), Ernest E. Nelson (235 Summerstreet, Malden), George C. Davis (1068 Saratoga street, Ward 1), Mary B. Kirley (33 Ashfield street, Ward 23), James McCarthy (223 Blue Hill avenue, Ward 21), John Driscoll (10 Fellow street, Ward 17), John H. Winsloe (237 Columbia road, Ward 20), Stella Rooney (10 Downer street, Ward 20), Elliot E. Copeland (118 Thornton street, Ward 22) and J. Irving Shultz (161 Medford street, Ward 3), to be Weighers of Coal for the term ending April 30, 1911.
(2) Stella Rooney (10 Downer street, Ward 20)

1ng April 30, 1911.
(2) Stella Rooney (10 Downer street, Ward 20) and John H. Winsloe (237 Columbia road, Ward 20), to he Measurers of Wood and Bark for the term ending April 30, 1911.
(3) Elliot E. Copeland (118 Thornton street, Ward 22), a Measurer of Grain for the term ending April 30, 1911.

April 30, 1911.

(4) Howard L. Farwell (44 Harvest street, Ward 16), a Measurer of Wood and Bark for the term ending April 30, 1911.

(5) Alpheus R. Henderson (159 Melrose street, Melrose Highlands), an Inspector of Pressed or Bundled Hay and Straw for the term ending April 30, 1911.

30, 1911.

(6) John E. Gillen (17 Mt. Vernon avenue, Ward 25), a Weigher of Boilers and Heavy Machinery for the term ending April 30, 1911.

(7) George A. Hagerty (135 Paul Gore street, Ward 22), a Constable of the City of Boston for the term ending April 30, 1911.

Severally laid over under the law.

#### TEMPORARY BRIDGE, MYSTIC RIVER.

The following was received:

City of Boston,
Office of the Mayor, November 14, 1910.
To the City Council:
In transmitting the Office of the Mayor, November 14, 1910.

To the City Council:

In transmitting the appended letter from the Superintendent of Streets, requesting that an effort he made to secure an appropriation for the construction of a temporary bridge to Chelsea across the north channel of the Mystic river, I heg to remind you that my message to your honorable body, under date of August first, contained a full recital of the reasons which in my opinion rendered necessary an immediate appropriation for this purpose. The action of your honorable hody in rejecting the appropriation for two hundred and fifty thousand dollars (\$2250,000), recommended hy me at the special meeting called September 28, was said to be based on your desire for further investigation and examination. As six weeks have clapsed since this date I presume that you are now prepared to act upon the question and respectfully recommend the passage of the order in its original form as appended hereto.

Respectfully,

Respectfully,
JOHN F. FITZGERALD, Mayor.

Street Department, City Hall,
Boston, November 14, 1910,
To the Honorable the Mayor:
Regarding the proposed Chelsea North temporary hridge, I would respectfully remind you that the War Department has ordered the eity to widen the draw channel of the existing bridge hy June 30, 1911. The anthorization of this work has been so long delayed that it will now be hardly possible to have the temporary hridge completed by that date. I would suggest that an effort be made to secure an appropriation for this work as soon as to secure an appropriation for this work as soon as possible, and theu that the necessary extension of time for the completion of the work he asked for from the War Department.

Respectfully,
L. K. ROURKE,
Superintendent of Streets.

Ordered, That the sum of two hundred fifty thousand dollars (\$250,000) be appropriated, to he expended by the City Engineer for the construction of a temporary bridge across the north channel of the Mystic River, between the cities of Boston and Chelsea, said bridge to be built in conjunction with the city of Chelsea under the statutes governing said joint construction, and to serve in place of the

present structure, known as "Chelsea Bridge North," and that to meet said appropriation the City Treasurer be authorized, with the approval of the Mayor, to issue bonds or certificates of indebted-ness of the city to said amount. Referred to the Committee on Finance.

# SALE OF OLD JUNK, ETC.

The following was received:

City of Boston, Office of the Mayor, November 8, 1910.

Office of the Mayor, November 8, 1916.
To the City Council:
I transmit herewith two communications from the Fire Commissioner, requesting permission to sell old material and to have the proceeds of the sale credited to the appropriation for the Fire Department. The accompanying orders have my hearty approval.

Respectfully,
John F. Fitzgerald, Mayor.

City of Boston,
Headquarters, Fire Department,
Bristol Street, November 3, 1910.
Hon John F. Fitzgerald, Mayor:
Sir,—I have the honor to request authority from
the City Couneil to sell old junk, castings, etc., to
the J. H. McCafferty Company for the sum of
\$1,207.50, and have the proceeds thereof transferred to the funds of this department.
The above material consists of composition,
brass, copper, chips, etc., destroyed in the repair
shop fire of August 9, 1910.

Respectfully,

CHARLES D. DALY,
Fire Commissioner.

Boston, November 3, 1910.

Hon. John F. Fitzgerald, Mayor:
Sir,—I have the honor to request authority from the City Council to sell two tons of old metal composition to the highest bidder and have the proceeds thereof transferred to the funds of this department.

Respectfully,
Charles D. Daly,
Commissioner

Commissioner.

Ordered, That the Fire Commissioner be, and hereby is, authorized to sell old junk, castings, etc., to the J. H. McCafferty Company for the sum of \$1,207.50, and that the proceeds of this sale be credited to the appropriation for the Fire Department.

Ordered, That the Fire Commissioner be, and hereby is, authorized to sell at public or private sale to the highest bidder two tons of old metal composition, and that the proceeds of this sale be credited to the appropriation for the Fire Department. Referred to the Executive Committee on motion of Coun. BRAND.

(See action later, under "Executive Reports.")

# SEA WALL, EASTERN AVENUE WHARF.

The following was received:

City of Boston, Office of the Mayor, November 7, 1910.

To the City Council:

I transmit herewith, in order that it may be placed in the files of the City Clerk, an instrument from the United States War Department granting permission to the city to construct and maintain a sea' wall and to fill solid in Boston Harbor at Eastern Avenue Wharf.

Respectfully, JOHN F. FITZGERALD, Mayor.

War Department,
Washington, November 2, 1910.
Sir,—Referring to your application of 24th
ultimo, I transmit herewith for retentiou an
instrument granting permission to the City of Boston to construet and maintain a sea wall and fill
solid in Boston Harbor at Eastern Avenue Wharf,
Boston, Mass., in conformity with license No. 3514

from the Board of Harbor and Land Commissioncrs of the Commonwealth of Massachusetts, subject to the conditions set forth in said War Department instrument and as shown on plans attached thereto.

Very respectfully,
ROBERT SHAW OLIVER,
Acting Secretary of War.
Hon. John F. Fitzgerald, Mayor, Boston, Mass.
(Annexed were the instrument and plans referred to.) Placed on file.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Claims.

William McGlynn, for compensation for injuries

William McGlynn, for compensation for injuries received while in the employ of the eity.

Harry P. A. Clausen, for damage done to a single team by a Fire Department wagon.

R. Nazzaro, for compensation for damages at 54 Maverick street by stopping up of sewer.

Mrs. John P. Callahan, compensation for injuries and death of her son by being struck by tool chest of Water Department.

Franciscan Sisters, for compensation for damage to property 7 Sheafe street by a defect in the water supply.

Supply:

Airs. James H. O'Brien, to be paid for damage to estate 30 Belvidere street, Ward 10, by a defective hydrant or catch-basin.

Hunter & Ross, for compensation for damage to horse by falling into a manhole on Ferdinand street.

Page & Phinney, for damage to automobile on Cleakea Brildee.

### Executive Committee.

Petitions for permits for children under fifteen years of age to appear at various places of amusement, viz.

Chelsea Bridge.

Joseph Fitzgerald, for children to appear at Lyceum Hall on December 28.

Mrs. W. D. Cottan, for children to appear at M. E. Bethel Church on the evening of November

24. Lotta A. Clark, for children to appear at the Arena Hall on the evenings of November 9, 10, 11 and 12.

and 12.

May Josephine Bleakie, for children to appear at the Arena Hall on the evenings of November 10, 11, 12.

Mrs. Emily Kelly et al., for children to appear at Pilgrim Hall on the evening of December 9.

Junk Dealers Association of Boston, for hearing on ordinance conceruing junk dealers now pending before the City Council.

Marks Barg, that Normandy street, between Devon street and Stanwood street, be graded and repaired.

#### COAL AND COKE LICENSES.

Copies of coal and coke licenses granted by the Secretary of the Commonwealth were received. Placed on file.

# NOTICES OF HEARINGS.

Notice was received from the Harbor and Land Commissioners of hearing on November 16 on petition of Edison Electric Illuminating Company of Boston for license to build bulkheads and dredge in Boston Harbor.

dredge in Boston Harbor.

Notice was received from the Board of Railroad Commissioners of hearing on petition of West End Street Railway Company for approval of 332d location on November 16.

Notice was received from the Board of Railroad Commissioners of hearing on petition of Boston Elevated Railway Company for maintaining road of Boston, Hartford & Eric Railroad Company on Neponset avenue on November 16.

Notice was received from the Board of Railroad Commissioners of hearing on petition of West End Street Railway Company for approval of 329th, 330th and 331st locations on November 9.

Placed on file.

#### ERECTION, ETC., OF POLES.

Copies of orders were received from the Street Commissioners as follows

Commissioners as follows:

Order granting permission to the New England Telephone and Telegraph Company of Massachusetts to erect and to remove two poles on Heath street, Ward 19.

Order granting permission to the New England Telephone and Telegraph Company of Massachusetts to erect and to remove one pole on Allston street, Ward 20.

Order granting permission to the Edison Electric Illuminating Company of Boston to erect one pole on St. Ann street, Ward 23.

Order granting permission to the American Telephone and Telegraph Company to remove poles from Dorchester avenue and other streets.

Placed on file.

Placed on file.

### RAILROAD LOCATION.

A copy of order was received from the Street Commissioners granting permission to the West End Street Railway Company to lay tracks on Dorchester avenue and Park street (332d location). Placed on file and ordered to be printed.

#### STORAGE OF GASOLENE.

Notices were received of the keeping of gasolene at the following-named locations and of intention to use said premises for the same purpose for the

ensuing year, viz.:
Simpson Brothers Corporation, 69-71 Proctor street and 83 Magazine street.
Robert M. Molineux, 9 Wabon street, Ward 21. Placed on file.

#### HELP IN CITY MESSENGER'S OFFICE.

A communication was received from the City Messenger requesting additional help in his office. Referred to the Executive Committee.

# NOTICE OF APPOINTMENT.

Notification was received of the appointment of Louis A. Ginsberg as trustee for children and of the delivery of certified copy of same to the Civil Service Commission.

Placed on file.

# EXPENDITURE OF PARKMAN FUND.

A communication was received from the United Improvement Association relative to the expendi-ture of the Parkman Fund.

Referred to the Committee on Parkman Fund.

# SOLDIERS' RELIEF.

Coun. BUCKLEY, for the Committee on Soldiers' Relief, submitted a report recommending the passage of an order for the payment of aid to soldiers and sailors and their families in the City of Boston for the month of November.

Report accepted; order passed.

#### CLAIMS.

Coun. BUCKLEY, for the Committee on Claims, submitted the following:

(1) Report on petition of Charles F. Curtis (referred October 31) to be paid for the loss of fowls killed by dogs—recommending the passage of the

Ordered, That there be allowed and paid to Charles F. Curtis the sum of \$27.75 in compensation for the loss of fowls killed by dogs October 20, 1910, said sum to be paid from the income from

1910, said sum to be paid from the meonic from dog licenses.
Report accepted; order passed.
(2) Report on petition of Daniel D. Lee (referred October 24) to be paid for loss of fowls killed by dogs—recommending the passage of the following: Ordered, That there be allowed and paid to Daniel D. Lee the sum of \$4 in compensation for

the loss of fowls killed by dogs October 11, 1910, said sum to be paid from the income from dog

licenses.
Report accepted; order passed.
(3) Report on the report of the Committee on Claims (recommitted October 24) recommending the passage of an order that there be allowed and paid to George W. Brown the sum of \$175 for expenses incurred by him in settlement of claim against him as driver of the prison van—that the order ought to pass.

The report was accepted and the order was assigned to the next meeting on motion of Coun. KENNY.

# MINORS' LICENSES.

President BALLANTYNE submitted petitions of eleven newsboys and one vendor for minors' licenses, and asked the approval of the Council on

The licenses were granted on the usual conditions.

#### APPROPRIATION FOR REPAIR SHOP.

Coun. KENNY called up No. 5, special assign-

coun. RENTY cancer up to 0, special assignment, viz.:
5. Ordered, That the sum of ninety thousand dollars (\$90,000) be appropriated to be expended under the direction of the Fire Commissioner for "Fire Department, Repair Shop," and that to meet said appropriation the City Treasurer be authorized, with the approval of the Mayor, to issue bonds or certificates of indebtedness of the city to said amount. listic bonds of certificates of indebtedness of the city to said amount.

On October 31 the foregoing order was read once and passed, yeas 8, nays 0.

The order was read and passed, yeas 8, nays 0.

#### SALE OF JUNK.

Coun. ATTRIDGE called up No. 7, special assignment, viz.

7. An ordinance concerning junk dealers, etc. Be it ordained by the City Council of Boston as follows:

as follows:
Section 44 of chapter 45 of the Revised Ordinances of 1898 is hereby amended by striking out the words "one week" in the third line of said section, and inserting in place thereof the words "thirty days," so that said section as amended will read as follows:

tion, and inserting in place thereof the words "thirty days," so that said section as amended will read as follows:

Sect. 44. No such shopkeeper shall permit to be sold any article purchased or received by him until at least a period of thirty days from the date of its purchase or receipt has elapsed.

Coun. ATTRIDGE—Mr. President, I move that this be referred to the Executive Committee with instructions to give a hearing to representatives of the Junk Dealers Association of Boston two weeks from to-day, November 28. We have to-day received a communication from that association asking for the privilege to be beard in regard to this proposed ordinance, and I think, in justice to these men, as business men of the city, that they should be granted the right to present their views on this ordinance.

Coun. COLLINS—Mr. President, as the one who introduced the ordinance, and who is aware of the force of the contention which Coun. Attridge a question as to having this hearing two weeks from to-day. I believe in a matter of this kind, if a number of the business men of the city are sufficiently interested to come here and be heard, the time should be convenient to them and to ourselves, and my experience has been that hearings held on neeting days here are nothing but farces. I would like to give them a public hearing, if they are to have a hearing, and have it at a time that will not conflict with our meeting.

Pres. BALLANTYNE—I understand that a public hearing has not been suggested, but that the officers of the Junk Dealers Association merely wish to appear before the committee.

Coun. COLLINS—I think it unfair to have a hearing unless both sides are present, and consequently it should be a public hearing. I make that motion as an amendment.

The question came on the adoption of Coun. Collins's amendment.

me. If there is any one who desires to speak in favor of the measure that person should be heard, as should the people who are opposed to it, and I am perfectly agreeable to having a public hearing on the matter.

on the matter.
Cour. COLLINS—At what time?
Pres. BALLANTYNE—That will be left to the
Executive Committee.
Coun. Collins's amendment, that the matter be
referred to the Executive Committee, with instructions to give a public hearing, was carried.

#### PASSAGEWAY UNDER CAMBRIDGE BRIDGE.

Coun. BRAND called up No. 6, special assign-

ment, viz.:
6. An ordinance to amend chapter 28 of the Revised Ordinances of 1898 in section 1, as follows; Be it ordained by the City Council of Boston

Section 1. The Park Department shall be under the charge of the Board of Park Commissioners, consisting of three commissioners, who shall con-struct, improve, equip, govern and regulate the Charlesbank, including the passageway under Cambridge Bridge, etc.

The ordinance was passed, yeas 8, nays 0.

#### METHOD OF SETTLEMENT CLERKS.

Coun. CURLEY offered an order-Tbat his

Coun. CURLEY onered an order—roat his linear the Mayor be requested to investigate the metbod of procedure pursued by settlement clerks in the Overscers of the Poor Department.

Coun. CURLEY—Mr. President, this order is introduced with a view to establishing fair conditions with relation to the settlements of those persons who are unfortunate enough to come in contact with the settlement clerks in the employ of the Overseers of the Poor Department. The follow-ing communication was sent to me by a Mrs. Toland, of 54 Myrtle street, Boston:

The Boston City Hospital, Boston, November 4, 1910.

Mrs. M. J. Toland,
54 Myrtle Street, Boston:
Dear Madanı,—I trust that you will be able to
make a substantial payment on account of your
nephew, Charles Harrington, admitted to this
hospital October I, 1910, to-morrow, or Monday at the latest, as otherwise the immigration officials are likely to deport him.

Yours very truly, W. E. BUTLER Settlement Clerk.

This letter, being mailed November 4, was in all Ins letter, being mailed November 4, was in an probability received by this woman on Saturday, and even if she desired to make a payment at that time in all probability it would have been an utter impossibility to do so. I went to Mrs. Toland's house to-day to ascertain some facts with relation to this communication, which, in my opinion, is about as brutal a document as was ever sent out over the signature of any person connected with a city department. It was not sufficient that this young man should be in danger of losing his life through gangrene, resulting from the scratch of a wire nail on his hand where he was working, but his aunt, who was the only relative to whom a but his aunt, who was the only relative to whom a communication could be addressed, had her anxiety increased by a receipt of a communication of that character, saying that he would be deported unless a payment was made at the City Hospital. Why, Mr. President, this young man, this settlement clerk, evidently labors under the delusion that he is not only in charge of the settlement work at the hospital, but is in full charge of the immigration bureau of the United States government. He is very, very greatly mistaken. This is not the only case that has been brought to my attention with relation to the work of this particular individual. case that has been brought to my attention with relation to the work of this particular individual. A lady eighty-four years of age was brought to the hospital, having a Boston settlement, and was admitted. She had \$248 in the bank, and he insisted that she pay \$1 a day during the entire time she was there, regardless of what might become of her after she left the hospital. I went to Mrs. Toland and ascertained the following facts: This boy is twenty-two years of age—and, by the way, the woman is not responsible for his keep, as she is not the mother of the boy. He is over twenty-one years of age bimself, and even if it was proposed

to deport him it was not necessary to send that to deport him it was not necessary to send that information to her, because he was of sufficient age to be informed of that fact himself. The boy is living with Mrs. Toland at 54 Myrtle street now. That is where he went to when he left the hospital on Saturday last. He expects to go to work soon That is where he went to when he left the hospital on Saturday last. He expects to go to work soon and feels well except for trouble caused to his left hand by a wire nail. His aunt is prepared to pay all expenses for him, and took him from the hospital with that idea. His own brother, who is a laborer, is willing to help to pay his board. Mrs. Toland's husband has worked for the McGee Furnace Company for nineteen years and is willing to care and provide for the boy. The boy has been here about six months and has taken out his first papers. His health was excellent when he arrived, and he is now all right with the exception of the poisoning in his hand. Neither Mrs. Toland nor her husband for her support. Now, why this young man, this settlement clerk, is permitted to go around and hold up people in this way I certainly cannot understand. We labor under the impression that the City Hospital is for the benefit of the poor of Boston, and why he should be permitted to do work of this character is certainly beyond my comprehension. It is my desire that these facts shall be brought to the attention of his Honor the Mayor. I would say that I called up the superintendent of the bospital immediately upon receipt of this communication and was informed that they had notbing to do with it, that it was a matter that concerned the settlement clerk entirely, and I was also informed that this was not the first case of the character that had been called to their attention. Apparently this is his method of collecting the character that had been called to their attention.

Apparently this is his method of collecting the city's bills. I feel that a stop should be put to this method of attempting to collect bills by threats of method of attempting to collect bills by threats of deporting an unfortunate who is receiving treatment at the City Hospital; and I sincerely trust, if the facts bear out this communication to this woman and ber statement, that this young man will be removed immediately from his position. He is an unfit man to bold a position of that character. It was not sufficient for the woman to be torn with anguish over the possible loss of the young man's life or his arm through the poisoning, but she must be made to suffer from the additional fear that he would be sent back to the place he came from. I believe it is about time to call a balt on that kind of practice. of practice.
The order was passed.

#### SALE OF CHAIR.

President BALLANTYNE offered an order— That the Superintendent of Public Buildings, through his Honor the Mayor, be directed to sell to the Roxbury Historical Society one chair now in storage in the custody of the clerk of the Rox-bury Court, said chair being one of the chairs used by the last board of aldermen of the city of Roxbury Passed.

# PAYMENT TO MRS. SCHLEHUBER.

Coun. BRAND offered an order—That an annuity be paid to the widow of Frederick Schlebuber, formerly a member of the Police Department, who was killed in the discharge of his duty, the amount of said annuity, not exceeding \$300, to be determined by the Police Commissioner, to be paid from the appropriation for pensions, Police Department, in accordance with chapter 178, Acts of 1887

of 1887.

The order was referred by the President to the

The order was referred by the President to the Executive Committee.

Coun. BRAND—Mr. Chairman, I wish to say a word in connection with that order, and I move a reconsideration of the reference. This community was inexpressibly shocked last week by the terrible tragedy that was caacted in the District Attorney's office, and I wish to lay the facts before the Council so that there may be no delay in the passage of this order. The widow of Sergeant Schlehuber is the second wife. The benefit which the widow would receive from the fund of the Police Department, the charity fund, was made over to the first would receive from the fund of the Ponce Department, the charity fund, was made over to the first wife. Therefore, the present wife cannot receive one cent of the benefit, and the family are in straightened circumstances, their entire support having been taken from them. The law provides plainly wbat the city shall do in cases of this sort. Chapter

178 of the Acts of 1887 provides that if any member of the Police Department shall die from injuries received while in the discharge of his duty and shall leave a widow, or if no widow, any child or children under the age of sixteen years, a sum not exceeding \$300 may be paid by the City of Boston as an annuity to such widow so long as she remains unmarried, or for the benefit of such child or children so long as he or they continue under the age of sixteen years, and the Police Commissioner may from time to time determine the amount of such annuity within said limits. The usual procedure under this act is that the widow or the orphan petitions the City Council for an annuity, and should an order granting it be passed and approved by the Mayor, the Police Commissioner by investigation and, if deemed necessary, after a hearing, determines the amount to be paid; and such amount may be changed from time to time at his discretion. Therefore, it seems that there is hardly anything that can be said in executive session on this matter. We are all familiar with the case and it seems that in simple justice to this bereaved family this order should be put upon its passage. I therefore ask that that course he taken.

Reference was reconsidered and the question came on the passage of the order. 178 of the Acts of 1887 provides that if any member

passage. I therefore ask that that course be taken. Reference was reconsidered and the question came on the passage of the order.

Coun. KENNY—Mr. President, I think we are all in sympathy with the order; nevertheless I would like to be a little better informed as to what our rights here are. I suppose Mr. Brand is going to remain content with the opportunity of addressing the Board and having his reasons spread upon the record; but I wish that action upon this matter might be deferred so that we could look into it.

Coun. BRAND—Mr. President, I would like to say for Coun. Kenny's benefit that this is the usual method. It has been done in all cases, as far as I can remember.

can remember.

rean remember.

Coun. KENNY—Mr. President, I do not take the position of being antagonistic to this order, but I don't think we ought to go it blind here. I am not sure just what the law is and I would like to know. We have a Law Department to pass on these questions, and it seems to me rather a risky and improper thing, at first blush, to vote away money without eonsidering even the question whether we have a right to do so. If we have a right I am willing to do it in this ease. But it seems to me quite right that we should satisfy ourselves in regard to the matter, and therefore I shall ask that the matter be assigned until after the recess.

Coun. BRAND-For Coun. Kenny's benefit I will pass him the extract from the law which I have

read. It is a matter of law, not of choice.

Coun. KENNY—Mr. President, I heard the councilor read it, but nevertheless I would like to look into the matter.

look into the matter.

The order was declared assigned until after the recess. Coun. BRAND doubted the vote and asked for the yeas and nays.

The order was assigned, yeas 6, nays 2, Coun. Brand and Curley voting nay.

Later in the session the order was taken up, on motion of Coun. KENNY, who said:

Mr. President, I desire to say that I cheerfully into the position taken by Coun. Brand, and that I shall be very glad to unite with him in voting in favor of the order.

The order was passed.

The order was passed.

### RENT OF PLAYGROUND.

Coun. BRAND offered an order-That the

Coun. BRAND offered an order—That the Superintendent of Public Grounds be authorized to pay to the estate of Woodman Jones the sun of two hundred dollars for rent of land for playground on River street, Mattapan, for the year 1908, said amount to be charged to the appropriation for Public Grounds Department.

Coun. BRAND—Mr. President, I would like to say in connection with that order that there was a mistake, that the order was overlooked last year. That same order was introduced and went over to January, and in January it was passed. The Board of Aldermen at that time understood that any appropriation of the kind then passed applied to the old year, 1909. But, instead, it was applied to this year, so that the order that was passed supposedly for 1909 applies to 1910. The Woodman Jones estate, therefore, has received no compensation for the use of the playground in Mattapan for 1909; hence the introduction of this order.

Coun. KENNY—Mr. President, I think it would be well to have the order lie over for one meeting. The order was assigned to the next meeting of

the Council.

# BATH HOUSE, FREEPORT STREET.

Coun. BRAND offered an order—That the Bath Department, through his Honor the Mayor, make an estimate of the cost of establishing a permanent bath house on Freeport street, at a point somewhere between the Boston Elevated Railway Company's power house and the shipyard on Union street, and submit same to this Council.

The order was read a second time, and the question came on its passage.

The order was read a second time, and the question came on its passage.

Coun. BRAND—Mr. President, the Field's Corner Improvement Association has taken this matter up and is quite indignant at the fact that the bath house was abolished on Freeport street during the year 1908, and they now ask that it be re-established there. It is a thickly populated section, and there is no bath house nearer than Neponset. This is the result of a request from the citizens of that section that a new bath house be established; and, simply that bathing facilities may be established there, we ask that the Bath Department submit an estimate of this sort to the Council. Council.

The order was passed.

#### SUBWAY, BAY STREET.

Coun. BRAND offered an order—That the Superintendent of Streets, through his Honor the Mayor, make an estimate of the cost of constructing a subway under the New York, New Haven & Hartford Railroad Company's tracks at the end of Bay street, making a public passageway through to Savin Hill Beach.

The question came on the passage of the order. Coun. BRAND—Mr. President, this order calls for a much needed convenience. Bay street is a new street constructed from Dorchester avenue, new street constructed from Dorchester avenue, and it is the only way that the great majority of the people who live on this side of the railroad track can get to Savin Hill Beach and Playground without going around about a mile and a half. At a slight expense the city can put a tunnel under the railroad track and thereby afford convenience to a great many of our citizens.

The order was passed.

### SIDEWALKS, COLUMBIA ROAD.

Coun. COLLINS offered an order—That the Superintendent of Streets make sidewalks along the Eastman street side, from Nos. 664 and 666 Columbia road, Ward 16, said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of gravel with granite edgestones, under the provisions of chapter 437 of the Acts of 1893.

Passed.

# LAYING OUT OF HIGHLAND AVENUE.

Coun. CURLEY offered an order—That the sum of forty thousand dollars (\$40,000) be appropriated, to be expended under the direction of the Street Commissioners for the taking, laying out and construction of Highland avenue, Ward 24, from Minot street to the tracks of the New York, New Haven & Hartford Railroad, in accordance with the plan new on file and that to meet said with the plan now on file, and that to meet said appropriation the City Treasurer be authorized, with the approval of the Mayor, to issue bonds or certificates of indebtedness of the city to said

The order was declared by the President referred

The order was declared by the President referred to the Committee on Finance.

Coun CURLEY—Mr. President, I am going to move reconsideration of that reference, and if it prevails I shall ask assignment for one week. It has been customary in this city to talk about advising and encouraging capital to locate in Boston. You have your improvement associations that talk continually, you have your chief executive who talks occasionally, and you have others who talk intermittently, and about all you get is talk. This order is introduced with a desire to assist an enterprise that is located in Boston, located here because

of the fact that those at the head of the concern are Bostonians and have a sincere and honest desire to benefit the city. I would say that Charles A. Bookwalter, ex-mayor of Indianapolis, Ind., last year made an offer to this concern, he then serving as mayor, of a tract of land, free, upon which to crect a factory and the construction of the building itself, if they would locate in Indianapolis, Ind.; that the mayor of Oklahoma City made a similar offer on the part of the people of Oklahoma, supplementing it with an additional offer of \$100,000 in cash if they would locate the enterprise there. They have proceeded here in Boston and, with no assistance from the city, have constructed one wing of this enterprise known as the Hallett & Davis Piano Company. The present wing represents an investment on their part of somewhere in the neighborhood of \$175,000 to \$200,000. They are prepared to let the work stay right where it is if the city does not see fit to assist them to some extent. If the city is willing to assist by providing a high-If the city is willing to assist by providing a high-way between their building and the main road, at a cost of hut \$40,000, which would improve adjoining way between their building and the main road, at a cost of hut \$10,000, which would improve adjoining property on both sides of the street, they propose to erect there the largest piano factory in the entire world. They propose to expend on this proposition \$700,000, adding three wings to the one already constructed. It is not alone my desire that my constituents in the Dorchester district shall find employment after I leave the town that prompts me in this matter, hut it is the desire to see something of real service done for this city hesides talking. We have had a diarrhea of talk here the last five years and no action, and it is ahout time for action. This company proposes, if it is assisted to this extent hy the city, to employ when running on tull time 1,500 men, the average salary of each employee to he ahout \$900 a year, or a total to the City of Boston in salaries of \$1,350,000 per year. Consequently this is an enterprise that is worthy of more scrious consideration than reference to the Executive Committee and an autopsy later. If this \$700,000 enterprise is constructed there it means in taxes alone somewhere in the neighborhood of \$12,000 or more each year, and the tax on means in taxes alone somewhere in the neighborhood of \$12,000 or more each year, and the tax on the pianos in the warerooms and factories, apparatus, machinery, and so forth, would in all prohability bring the taxahle property up to about a million and a half. The eity would net in revenue in a year or two in taxes a sufficient amount to pay for the original investment in huilding this street. In addition there would he the poll taxes, if it were possible to collect them, of those who might he employed in this establishment, the taxes that would result from the improvement of marsh property in that vicinity now idle—and a foot of which I do not own or know anybody who does own. I feel that it is a proposition that warrants the serious consideration of this Board. If it is possible for us to induce this concern to huild the remainder of this structure there, putting on the the serious consideration of this board. It is possible for us to induce this concern to huild the remainder of this structure there, putting on the three additional wings, instead of going to Oklahoma, Indiana, or some other section of this country, I believe we should do it. There may be other improvements that are pressing, there may be other needs for a \$40,000 loan, hut I feel that if the members of this body are sincere in their desire to he of service to the city there can be nothing of a more pressing character, nothing more inducive to the prosperity of our city and its people, than something of this nature. We have expended something like \$35,000,000 in the last thirty years for the development of metropolitan and municipal parks and municipal playgrounds, something from which we get not a cent of revenue, and which are of no material henefit from a wage standpoint to the people of Boston. This proposition will furnish employment for 900 men; it and which are of no material henefit from a wage standpoint to the people of Boston. This proposition will furnish employment for 900 men; it will mean some degree of ease, comfort and happiness for the families of those 900 men; it will mean the development of that section where it is most necessary; it will mean an improvement that will be of henefit to our city for all time; and if we wish to show that we are possessed of the right spirit, and that we really desire to encourage those who are willing to invest their money here, this is our opportunity. I will say I am informed from a credible source that representatives of this particular piano concern waited on some of our savings banks here and endeavored to negotiate a loan of \$500,000 on a property that might represent in the \$500,000 on a property that might represent in the neighborhood of \$2,000,000, and found it impossi-hle to finance the proposition here. Consequently they have invested their own money. They could go to a western city with that proposition, as has been stated here, and not only borrow all the money necessary to put it in operation, but receive a

present of \$100,000 cash bonus for locating there, receive the land on which the factory was to stand receive the land on which the factory was to stand and receive the factory itself free of charge. Now, if we can encourage this enterprise to stay here at a cost of but \$40,000, I believe we should do it. I am agreeable to a reconsideration and assignment for one week so that every member may have an opportunity to examine into the matter for himself and ascertain if it is not one of the best things that has been haven't to the attention of this Board.

and ascertain if it is not one of the best things that has been hrought to the attention of this Board for the last year from the standpoint of the welfare of the people of Boston,—the standpoint of the business interests of Boston, and the standpoint of the best interests of the city itself. I sincerely trust that reconsideration will prevail.

Coun. KENNY—Mr. President, I trust that reconsideration will not prevail. It seems to me that the action taken in the first instance was a proper one. This matter, if it has merit, should be investigated by a committee of the Council. I think, in view of what has been said here, in view of the statements that have been made, that it is entitled to proper and speedy consideration; but it seems to me the duty of the Council is to permit the Committee on Finance to call a meeting and the Committee on Finance to call a meeting and investigate the merits of the proposition. Therefore, I trust that the reconsideration asked for will

not prevail.

not prevail.

Coun. CURLEY—Mr. President, I can well appreciate the statement of the gentleman on the other side of the Chamber, and I fully realize that if this does go to the Committee on Finance there will he speedy action! I believe the chairman of that committee took a trip to Europe at ahout the time we were considering other propositions of interest to the citizens of Boston and remained ware related to the citizens of Boston and remained interest to the citizens of Boston and remained away about two months and a half, and during that time we had no meeting of the Committee on Finance. But Mr. Hale, the member from the Back Bay district, had no difficulty in getting through an appropriation of \$28,000 for an improvement of the Charleshank gymnasium, which does not add a cent of revenue to any citizen of Boston. It was all right to vote for the development of a park system that is of sufficient size at present to It was all right to vote for the development of a park system that is of sufficient size at present to serve all purposes, hut it is not all right to consider a proposition of this character, which will mean something to Boston, which will be a benefit to the city, which will be a benefit to the people for all future time. Certainly it should be referred to the Executive Committee or to the Committee on Finance and should take its proper course! Mr. President, that is not the way our business should he conducted here. I am not attempting to jam this proposition through. I have said that if this motion to reconsider prevails I am agreeable to an assignment to the next meeting or the succeeding this proposition through. I have said that if this motion to reconsider prevails I am agreeable to an assignment to the next meeting or the succeeding meeting, and there is nothing to prevent the Board from visiting the place and investigating for themselves during that interval. This is the soundest proposition that has been advanced here, and I would much prefer to have it advanced hy some other member of the Board. In all prohability there would then have been no desire to refer it to the Executive Committee, the Finance Committee or any other committee for investigation.

President BALLANTYNE—The Chair would call attention to the rule that compels the Chair to refer all matters to committees, where there are committees to which the matters can properly he referred.

Coun. CURLEY—It is not my purpose, and never has heen, to reflect on the intelligence of the Chair. That is an impossibility.

Coun. KENNY—Mr. President, I think the gentleman has used the word that I had in mind, although I did not use it. It did look as though he was trying to jam something through here and that is exactly the feeling I had when he talked of having this assigned to next Monday. Now, I don't like to indulge in controversies of a personal character, hut I would simply like to say that when I went was the first of August, the time when people were taking their vacations; that I was not gone two months and a

of August, the time when people were taking their vacations; that I was not gone two months and a half, hut ahout seven weeks. That has nothing to

half, and about seven weeks. In at has nothing to do with this matter, however.

Coun. CURLEY—Mr. President, may I ask the gentleman a question?

Coun. KENNY—Not at present, Mr. President.

Coun. CURLEY—I didn't suppose you would

allow it.

Coun. KENNY—This is a matter that must be dealt with by the Council on its merits. My going to Europe or my return from Europe has nothing to do with it. Only a short time ago the mayor of Bos-ton sent in a very urgent recommendation that we appropriate \$90,000 for a new Fire Department building, and we were certainly not slow in acting on the matter. As chairman of the committee I called a meeting at once. Others of us were present, but I will say that the gentleman opposite (Coun. Curley) was not present at that meeting on Bristol street when the matter was taken up and discussed, and a report made at the next meeting of the Council. That was a matter, at least, where the Council cannot be subjected to the criticism of being slow. However, Mr. President, I do not suggest or insinuate that he is trying to jam anything through here. Nevertheless, that is the way things are jammed, and that is why I say the Council should proceed in an orderly way in this matter. If I, as chairman of the Committee on Finance, am properly subject to criticism, I will stand for it. I will stand for it.

Coun. CURLEY—Mr. President, I want to say that the Committee on Finance did not meet for a period of more than six weeks, did not meet in September or October. It met only last week, after september or October. It thet only last week, after an interval of eight weeks instead of six weeks. It is not my desire to jam this through. As I have said during the discussion, as far as I am personally con-cerned, it makes no difference to me whether it goes cerned, it makes no difference to me whether it goes through or not. So far as the city is concerned it does matter. This is something that will be of material benefit to the city. So far as the fire house proposition was concerned, there was nothing left for a member of the Council to do but vote in favor of it. It was not necessary to attend the meeting, in order to vote for it; members of the Council had nothing to do but vote for it. The money was simply needed for that purpose. But on this proposition I see no reason for delay. If we can by speedy action show this company that we are in sympathy with its purposes, that we stand ready to assist it in every reasonable and proper manner, I believe we should do it.

Coun. BRAND—Mr. Chairman, I want to say just a word on the matter. I am in hearty accord with the stand that Coun. Curley has taken; but the Hallett & Davis Piano Company has already acquired a large tract of land there. They have already erected a very large factory. As he has said, they intend to erect two or three other wings, as large as the one they have already built. This street is a necessity; there is no question about that; and it is a subject that was under discussion long before they broke ground for their new building. But I don't think they will suffer if this matter should be referred to the Committee on Finance. I think the committee will go out there, look over the ground, find out who owns the land that the city is going to take for this street, find how much is to be paid for it, and I think it is perfectly proper that we should take that course. I think the street will be constructed. I sympathize with Mr. Curley in the energetic way in which he has taken the matter up. He is anxious to do something for them; we are all anxious to do something for them. Coun. BRAND-Mr. Chairman, I want to say them; we are all anxious to do something for them. Coun. Collins and myself come from that district, know its needs, and are willing and anxious to do what we can for it. I am willing and glad to assist Coun. Curley in this worthy object, but really I think it ought to go as the Chair has referred it. I think the Council should look into the matter very earefully and I don't think any hardship will inure to the Hallett & Davis Piano Company if this order is not passed within the next ten days or two weeks.

next ten days or two weeks.

Coun. COLLINS—Mr. President, this order which Coun. Curley has offered was substantially before this Council before—not exactly in this form, in the way of a loan order, but as a request of the Street Commissioners to put through a new street in this territory. It was introduced by me soine months ago. As Coun. Brand has said, it is a worthy object; yet it does not seem to me that we are justified in establishing the precedent of divoreing ourselves from the Committee on Finance on this matter, when that committee consists of all the nembers of the council and when, as I have said, to take the matter away from the consists of all the members of the council and when, as I have said, to take the matter away from the committee would establish a dangerous precedent. There is nothing to preclude Coun. Buckley and Attridge coming from their districts and asking for \$50,000 or \$60,000 loans for this or that purpose, and asking to have the orders assigned to a week from to-day. It seems to me unsafe to do that. I believe such orders should be referred to the proper committee. proper committee.

Coun. CURLEY—Mr. President, I would like to ask the gentleman a question. As I understand the word "precedent" it means a new procedure or something of the sort, doesn't it?

Coun. COLLINS-A departure from our cus-

tomary attitude.
Coun. CURLEY—I would like to ask the gentleman if we did not depart from our usual custom on the Neponset Playground? Didn't we establish a precedent there

a precedent there.

Coun. COLLINS—No; we did not establish a precedent in that particular. That matter was referred to the Committee on Finance, and they reported that it ought to pass. There was an

referred to the Committee on Finance, and they reported that it ought to pass. There was an argument here in full Board and the order was passed by the Council. It is not in point.

Coun. CURLEY—I am satisfied that there are sufficient precedents to warrant us in going ahead as I suggest on this matter.

Coun. COLIANS—Mr. President, in closing I believe we should not establish this precedent, and I hope reconsideration will not prevail.

The Council voted to refuse reconsideration of reference to the Committee on Finance. Coun. Curley doubted the vote and asked for the yeas and nays. Reconsideration was refused, yeas 2, nays 5.

nays 5. Yeas—Coun. Buckley, Curley—2. Nays—Coun. Attridge, Ballantyne, Brand, Collins, Kenny-5.

#### REMOVAL OF EDGESTONES, DORCHESTER.

Coun. BRAND offered an order—That the Superintendent of Streets be requested to remove the edgestones at the entrance to Holden street, off Humphreys street, Ward 20, Dorchester, to permit of free access to the street.
Passed.

#### SEWER, EAST COTTAGE STREET.

Coun. BRAND offered an order—That the Superintendent of Streets be requested to accept the sewer on East Cottage street, from Edward Everett square to Humphreys street, Ward 20, Dorehester.

Passed.

#### GAS LAMP, MILDRED STREET.

Coun. BRAND offered an order—That the Superintendent of Streets be requested to place a gas lamp on Mildred street, off Norfolk street, Ward 24, Dorchester. Passed.

#### SIGN, MILDRED STREET.

Coun. BRAND offered an order—That the Superintendent of Streets be requested to place a sign on Mildred street, corner of Norfolk street, Ward 24, Dorchester. Passed.

#### SIDEWALK, FLINT STREET.

Coun. BRAND offered an order—That the Superintendent of Streets be requested to construct a sidewalk on both sides of Flint street, from Norfolk street to Forest Avenue Station, under the provisions of chapter 137 of the Acts of 1893.

#### BUILDING ON NORFOLK STREET.

Coun. BRAND offered an order—That in view of the loan order now pending before the City Council for the widening of Norfolk street, that the Building Commissioner be requested to refuse to grant any permits for the crection of any buildings out to the present street line, and to revoke any permits granted for the crection of such buildings, pending the passage of the loan order for the widen-

pending the passage of the loan order for the widening of said street.

The question came on passing the order.
Coun. BRAND—Mr. President, the reason why I offer that order is this: In 1908 a party bought a large tract of land along Norfolk street, just below the cemetery, between the cemetery and what was then called Railroad avenue, now called Bernard street. The city contemplated the widening of

Norfolk street at that time. The attention of the Street Commissioners and of Mayor Ilibbard was called to the matter, and the Mayor agreed that the Street Commissioners should make a taking 10 feet wide and 600 feet long from the party who owned the land. The taking was made and the price fixed at \$2.900, a pretty low price for a strip of front land of 610 feet and 10 feet deep. A permit had been granted to the owner of the land to rereat a building elear out to the old line. This permit was revoked by the Building Department and a new permit granted requiring them to place the building on the new line, 10 feet back. The money was never paid, however. These people set their buildings back and never have received one cent. They creeted a large brick block, setting it 10 feet back, and the city has failed to keep its part of the promise. Now this same party intends to build a large block on the remaining land and build clear out to the old street line. land and build clear out to the old street line. Another party has also purchased a large tract of land at the corner of Thetford avenue and Norfolk street and intends to build out to the old street line. street and intends to build out to the old street line. Some of the neighbors have remonstrated with them, asking them to set the buildings back, as the city has intended to widen Norfolk street. But they have replied, "The city can pay the damages," and they still want to go ahead and erect buildings in hopes that the city will pay them a handsome price for the damage done to the buildings, which will perhaps be ruined. I think, in the interest of the city, takings should be made now before the buildings are located. Norfolk street is going to be widened, even if it is not done this year. It will certainly be widened within the next year or two, and, as you know, there is an item now in the general loan be widened within the next year or two, and, as you know, there is an item now in the general loan bill to cover the expense of widening Norfolk street, from Codman square to Dorr's bridge. So I ask that this order be passed and that the Building Department will refuse to grant permits to build out to the old street line—and, if it has granted them within the last few weeks, that it will revoke them.

them. Coun. KENNY—Mr. President, I hope that order will not pass. It seems to me, if there is any merit in that proposition, that the whole thing is in the hands of the Mayor. I don't think this Council should at this time anticipate any action that may be taken in the matter of widening Norfolk street, or that it sbould appear that we are in any way committed to the spending of money for the widening of Norfolk street. It seems to me you are going to involve this Council in some sort of unpleasantness by and by if you are too hasty. This is a matter entirely in the hands of the Mayor, by the cbarter, and if the city is to suffer it is a matter for the Mayor to consider. I hope the order will not pass this body at this time. Coun. BRAND—Mr. President, this is simply safeguarding the interests of the city. Before the order was drawn I conferred with the Corporation Counsel, and it is drawn in accordance with his suggestion and at his recommendation. He says this is a perfectly proper thing and ought to be

this is a perfectly proper thing and ought to be

Coun. KENNY—Mr. President, it seems to me that that order commits this Council to the widenthat that order commits this Council to the widening of Norfolk street, to some extent, and, with all due respect to the Corporation Counsel, I differ from him upon the matter. I insist that this matter is entirely in the hands of the Mayor—that is to say, there is sufficient authority in the hands of the Mayor to protect the city, and for the Council to go forward now and pass this order, practically saying that we are committed to the widening of Norfolk street, at this time is, I think, a mistake. Coun. BRAND—Just a word. This simply asks that permits to construct buildings on the vacant land up to the old line be refused, and that if any such permits have been granted to so build on the land they shall be revoked. It does not commit the Council to the widening of Norfolk street in any sense; it merely proposes to keep people from building out to the old street line until the matter is settled.

building out to the old street line until the matter is settled.

The order was declared passed. Coun. KENNY doubted the vote and asked for the yeas and nays. The order was rejected, yeas 2, nays 6, Coun. Brand and Curley voting yea.

Coun. BRAND—Mr. President, I move a reconsideration, and if it is granted I shall ask that the matter be assigned to the next neeting so as to give the members of the Council an opportunity to inform themselves on the matter. I think they have voted under a misapprehension.

Reconsideration prevailed, and the order was

Reconsideration prevailed, and the order was

assigned for one week.

#### RECESS TAKEN.

The Council voted at 4.45 o'clock p. m., on motion of Coun. ATTRIDGE, to take a recess subject to the call of the President.
The members of the Council reassembled in the Council Chamber and were called to order by the President at 5.53 and

President at 5.53 p. m.

#### CONFIRMATION OF APPOINTMENTS.

The Council proceeded to take up Nos. 1, 2 and 3, unfinished business, viz.

3, unfinished business, viz.:
Action on appointments submitted by the Mayor on October 31, viz.:
1. Daniel P. Walker, to be Superintendent of the South Hay Scales for the term ending April 30, 1911 (in place of Maurice J. McCarthy who is no longer employed by the city).
2. Edward S. Van Steenbergh, to be a Constable of the City of Boston for the term ending April 30, 1911 (to serve without bonds and in connection with the Massachusetts Society for the Prevention of Cruelty to Animals).
3. Charles Rabinovitch and Isaac Sacks, to be Weighers of Coal for the term ending April 30, 1911.

The question came on confirmation. Committee, Coun. Curley and Brand.
Whole number of ballots cast 5, yeas 5, and the several appointments were confirmed.

#### EXECUTIVE REPORTS.

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Report on message of Mayor and letter (referred to-day) relative to memorial meeting in honor of the late Mrs. Julia Ward Howe, recommending the passage of the following order: Ordered, That a committee of three members of the City Council be appointed by the President to make the necessary arrangements for a memorial meeting in honor of the late Mrs. Julia Ward Howe. Report accepted; order passed.

The President appointed as said committee Coun. Kenny, Attridge and Brand.

(2) Reports on petitions (severally referred to-day) for permits for children under 15 years of age to appear at various places of amusement, that permits be granted, viz:

to appear at various places of amusement, that permits be granted, viz.:
Joseph Fitzgerald, for children to appear at Lyeeum Hall on December 28.
Mrs. W. D. Cottan, for children to appear at M. E. Bethel Church on the evening of November 24.

Lotta A. Clark, for children to appear at the Arena Hall on the evenings of November 9, 10, 11 and 12.

Arena Hall on the evenings of November 9, 10, 11 and 12.

May Josephine Bleakie, for children to appear at the Arena Hall on the evenings of November 10, 11, 12.

Mrs. Emily Kelly et al., for children to appear at Pilgrim Hall on the evening of December 9.

Reports severally accepted; permits granted on the usual conditions.

(3) Report on message of Mayor, communications from Fire Commissioner and orders (referred to-day), relative to sale of metal composition and old junk, etc., that the order for the sale of old metal composition ought to pass, and recommending the passage of the order for the sale of old junk, castings, etc., in the following new draft:

Ordered, that the Fire Commissioner be, and hereby is, authorized to sell old junk, castings, etc., at public or private sale to the highest bidder, and that the proceeds of this sale be credited to the appropriation for the Fire Department.

Report accepted; orders passed, one in original form and the other in one draft as above.

appropriation for the FIFE Department.
Report accepted; orders passed, one in original form and the other in new draft as above.

(4) Report on message of Mayor and order (referred September 12) to transfer \$100 from Reserve Fund to appropriation for Mayor, office expenses, etc., for prize at a viation meet—that the order ought not to pass.

The question cape on accepting the report

the order ought not to pass.

The question came on accepting the report.

Coun. CURLEY—Mr. President, I will move as an amendment to the report of the committee that the order be adopted. I would say with relation to this matter that, as I understand it, the \$100 prize was in the nature of an emblem, either a shield or a cup, with the inseribed words "Presented by the City of Bostom," so that it was not a personal offering on the part of the chief executive. I feel

that it is hardly proper for the Council to take this action. The chief executive may have been indiscreet in presenting a prize of that character without first securing the consent of the Council, but, allowing that he was, that does not justify us in making ourselves small men because of a mistake that has been made by the chief executive. Since the amount involved is but \$100 and since it is customary in other cities to present on behalf of the city a trophy of a similar character. I feel that it is city a trophy of a similar character, I feel that it is but proper for us to do likewise.

The report was accepted, and the question came

The report was accepted, and the question came on the passage of the order.

Coun. COLLINS—Mr. President, I believe that most of the members of the Council are in my position on this matter. They don't know much about it. That being true, it does not seem right that we should vote either yes or no on this proposition this afternoon. I ask that the matter be assigned to one week from to-day in order that each member may look into the proposition, no matter how small it may seem, in order that we may do the chief executive of the city and ourselves justice.

Coun. CURLEY—I withdraw my motion. I think that suggestion is perfectly proper.

The order was assigned for one week.

#### ORDINANCES.

Coun. CURLEY, for the Committee on Ordinances, submitted a report on the message of Mayor and ordinance (referred September 19) creating a department of public works—that the same be rejected without prejudice.

Coun. ATTRIDGE submitted a minority report on the message of the Mayor and ordinance (referred September 19) creating a department of public works—recommending the passage of the ordinance in the following new draft:

#### ORDINANCE ESTABLISHING A DEPART-MENT OF PUBLIC WORKS.

City of Boston.

In the Year Nineteen Hundred and Ten.
An Ordinance Establishing a Department of Public Works and Abolishing the Engineering Department, the Street Department and the Water Department.

Water Department.

Be it ordained by the City Council of Boston, as follows:

Section 1. The department of public works which is hereby established shall be under the charge of the commissioner of public works, who shall be a civil engineer of recognized standing in his profession; who shall construct all streets and sewers; chall have discribed. charge of the commissioner of public works, who shall be a civil engineer of recognized standing in his profession; who shall construct all streets and sewers; shall have discretionary power as to the grades, materials and other particulars of construction of streets, sidewalks and sewers; shall have charge of and keep clean and in good condition and repair the streets, all sewer systems under the control of the city and the catch-basins in the streets connected with the sewers; shall keep the streets properly watered; shall remove from yards and areas, when so placed as to be easily removed, all ashes accumulated from the burning of materials for heating habitations, cooking and other domestic purposes, house dirt, house offal, and all noxious and refuse substances; shall, on the fifteenth day of each month, send to the city auditor detailed bills of all material, tools and machinery furnished by either of the divisions of said department to any other such division or for any special work.

Sect. 2. Said commissioner shall have the care and management of the ferries owned by the city, shall purchase or build all boats, and make the necessary repairs and alterations on the slips, drops, buildings and boats used for ferry purposes; and shall cause all moneys received by him or his subordinates from tolls and other sources to be paid to the city collector on the day following the day of the receipt thereof, but may retain in the possession of the clerk to the deputy commissioner in charge of the division a sum not exceeding one thousand dollars for making change and for other purposes.

Sect. 3. Said commissioner shall have charge of the division a sum not exceeding one thousand dollars for making change and for other purposes.

Sect. 3. Said commissioner shall have charge of the division a sum not exceeding one thousand dollars for making change and for other purposes.

Sect. 3. Said commissioner shall have charge of the lamps, and shall set up and affix lamps in the street; shall have the care and custody of al

or that shall hereafter be acquired for the purpose of street lighting, and shall maintain and keep the same in good repair.

Scct. 4. Said commissioner shall have the care and management of all bridges which are used as highways, and are in whole or in part under the charge of the city, and of so much of Harvard bridge and Prison Point bridge as are under the charge and control of the city; shall be the commissioner to act with another commissioner for the city of Cambridge, and as such commissioner shall have and exercise all the powers in relation to West Boston bridge and Craigic bridge conferred by chapter three hundred and two of the Acts of the year 1870; shall keep the railings and wearing surface in good order and shall remove all dirt, snow and ice from the sidewalks; shall keep all said bridges, or those parts thereof under his care, and the abutments, guards, draws and wharves thereof clean and in good condition and repair; shall appoint drawtenders for the draws in bridges of which he has the care, and see that they properly perform their duties and may remove them for such cause as he shall deem sufficient and shall assign in his order of removal. Each drawtender so appointed shall take charge by night and by day of the draw of which he is drawtender; shall require from the person in charge of a vessel applying to pass through the draw a true statement of the name, extreme width and draught of the vessel; shall determine the order in which vessels may pass through the draw, and may direct the placing of warping-lines, anchors and cables, and the use of any warping apparatus provided by the city; shall cause the draw to be opened for the passage of vessels in accordance with the regulations of the War Department approved May twelfth, 1910; shall cause the draw to be opened for the passage of vessels in accordance with the regulations of the War Department approved May twelfth, 1910; shall cause the draw to be opened for the passage of vessels in accordance with the regulations of the War Department approved May twelfth, 1910; shall cause the draw to be opening of the draw, except that, when the draw is open and the bridge Scct. 4. Said commissioner shall have the care and management of all bridges which are used may, in his discretion, permit other vessels to pass through before causing the draw to be closed; he shall perform such additional duties as said commissioner may require.

missioner may require.

Sect. 5. Said commissioner shall place and maintain in one or more suitable, conspicuous places, to be selected by him, on each street of the city, the name of the street and of the ward in which the street is situated, as shown by the records; shall require the number of each building on a street which he shall designate as the street number therefor to be affixed to or inscribed on the building by the owner, and may determine the form, size and material of any such number and the place and mode of affixing or inscribing it.

Sect. 6. Said commissioner shall keep a book in which he shall record the date of every order for constructing a sewer, the name of the contractor or builder constructing it, the date of commencing and the date of completing the work, and the cost of the sewer. He shall make and deliver to the city collector all bills for assessments as they become due.

Sect. 7. Said commissioner shall keep a plan for every existing and every new sewer, showing its depth, breadth, mode of construction and general direction, and shall, from time to time, ascertain and insert on said plans all entries made into the

sewers.
Sect. 8. Said commissioner shall, when about to Sects. Said commissioner shall, when about to build a new sewer or repair an old sewer, notify all abutters on that part of the line of said sewer when he proposes to do work, and afford them facilities for entering the sewer; and shall, when about to construct a new street, at least four weeks before beginning work, and, when about to make a new surface of any street, at least two wecks before beginning work, notify all departments and persons authorized to place any structure in such street, and require and see that all departments and persons having any work to be done in the streets so designated shall do all such work before the surface of such street is again prepared for and opened to public travel; and, after the completion of the work then done on such street, shall not, for the space of one year thereafter, permit any department or person to disturb the surface of such street or way within the area of such previous disturbance, except in case of obvious necessity, a record of which shall be made in a book to be kept for that

purpose. Sect. 9. Said commissioner may issue permits to sect. 9. Said commissioner may issue permiss to open, occupy, obstruct and use portions of the streets, and should the portion of the street which has been so opened or used require repaving or resurfacing within a period of two years from the time it has been so used, the commissioner shall notify the person applying for the permit under authority of which the portion was so used to make such repairs as in the opinion of said commissioner are necessary, and in case of the failure of the said person to make such repairs within one week from the date of the said notification then the commissioner shall have the right to make such necessary repairs, and the expense of the same shall be paid by such person; all amounts received by the city collector for work done or materials furnished under notification of the commissioner as above authorized shall be placed to the credit and used as a part of the appropriation for the public works department. Every permit issued as aforesaid shall specify the time, place, size and use of such opening, occupation or obstruction, and the time within which the street must be put in good condition, and shall be on a condition the terms of which shall be those stated in chapter three, section twenty-one, of the Revised Ordinances of 1898, and in addition that the person applying for the permit shall place and maintain from the beginning of twilight, through the whole of every night, over or near the place so occupied, opened, obstructed or used, and over or near any dirt, gravel or other material placed in or near such place, a light or lights sufficient to protect travelers from injury; shall place and maintain a safe and convenient way for the use of foot travelers and for vehicles around or over such place; shall protect such trees as shall be designated by the superinperson applying for the permit under authority of convenient way for the use of foot travelers and for vehicles around or over such place; shall protect such trees as shall be designated by the superintendent of public grounds in such manner as he shall specify; shall provide suitable sanitary accommodations for his employees; shall, if he does not, within the time prescribed by said commissioner, put the street into good condition satisfactory to said commissioner, pay whatever sum the said commissioner shall expend for putting it into such condition; and shall deliver up the permit to an officer of the police force of said city on or before the expiration of the time fixed in the permit for condition; and shall deliver up the permit to an officer of the police force of said city on or before the expiration of the time fixed in the permit obe completing the work, such permit to be returned by said officer to the public works department; said commissioner may, in addition to said specifications, specify in the permit, or after the issuing thereof, in writing, the kind of rail or fence to inclose the place, and the kind of way over or around such place, and the kind of way over or around such place, and the manner of constructing the same. If such a permit is issued to a public service corporation said commissioner shall detail an inspector to supervise said opening, occupation and use; said inspector shall see that the backfilling is properly done and the surface repaved or resurfaced to the satisfaction of the commissioner, and a bill shall be deposited monthly with the city collector against the corporations whose work has been inspected for the wages or salaries of said inspectors; all moneys received by the city collector for such inspection as above authorized shall be placed to the credit and used as a part of the appropriation for the nublic works department. placed to the credit and used as a part of the appro-priation for the public works department.

Sect. 10. Said commissioner may issue such a permit to competent mechanics for the purpose of entering particular drains into public drains and sewers, on a condition the terms of which shall be those hereinbefore stated in section nine of this those hereinbefore stated in section nine of this ordinance, and in addition that the person applying for the permit shall make connection of the said drain with the said sewer only in the manner shown on the back of said permit, and only in the presence of an inspector of the sewer division; shall have on the ground, when the inspector arrives to see the connection made, any slant, bend or curve to be used in making the connection; shall not cover up any work until inspected by shall not cover up any work until inspected by one of said inspectors; shall not lay the drain in the same trench with a water pipe; shall not con-nect any exhaust from a steam engine, any blow-off from a steam boiler, or any other pipe for delivering steam or hot water, with the drain or sewer; shall when he receives any pipe from the public works department in exchange for other pipe, return such other pipe to the yard of the public works department within twenty-four hours after receivdepartment within twenty-four hours after receiving such exchange. Said commissioner shall in each drain permit specify the size, material and mode of construction of the particular drain, and the direction and grade for laying it, but before issuing the permit for entering the drain into a particular public sewer from land upon which a sewer assessment has not been paid he shall be paid for the city an assessment of two cents per square foot for all land in the estate from which the entry is made within one hundred feet of the street or strip of land in which the sewer or particular drain is laid.

Sect. 11. Said commissioner may issue such a permit to a responsible person for the purpose of

raising and lowering goods and merchandise into and from buildings, on a condition the terms of which shall be those stated in chapter three, section twenty-one, of the Revised Ordinances of 1898, and in addition, that the person applying for the permit shall maintain, during the whole time the work is in progress, good and sufficient barriers across the sidewalk, from the wall of the building to or from which the goods or merchandise are so raised, out to the curbstone or edge of the sidewalk, on each side of said goods or merchandise, sufficient to protect travelters from injury or danger; and

on each side of said goods or merchandise, sufficient to protect traveliers from injury or danger; and that he will not encumber the sidewalk for more than fifteen minutes at a time for such work.

Sect. 12. Said commissioner shall issue such a permit to any person authorized by the street commissioners to place a coal hole, vault or coal slide under a street, or a cover thereto, on a condition the terms of which shall be those hereinbefore stated in section nine of this ordinance, and in addition that the person applying for the permit shall make the underground structure of suitable construction satisfactory to the commissioner, shall pay such fee as may be described by ordinance, and shall make the opening of a coal hole or coal slide circular, and not more than eighteen inches in diameter, and furnish a cover therefor of iron, made with a rough upper surface, and with

coal side circular, and not more than eighteen inches in diameter, and furnish a cover therefor of iron, made with a rough upper surface, and with three or more iron rods or legs at least two feet in length, fitting closely to the side of the opening, and projecting downwards from the underside of the cover, and so constructed that while the cover can be lifted perpendicularly, it cannot be tipped or easily removed from the opening.

Sect. 13. Said commissioner shall, when authorized thereto by the street commissioners, issue such a permit to a building mover actually engaged in the business, for the purpose of moving a building through the streets, on a condition the terms of which shall be those stated in section nine of this ordinance; provided, that an application for such permit, describing the locations from and to which, and the route over which, the building is to be moved, the length, width and height of the building, and the principal material of its exterior and roof, and accompanied by the writter consent of the building commissioner to the placing exterior and roof, and accompanied by the written consent of the building commissioner to the placing of the building on the lot proposed, shall be first made to said commissioner who shall make an examination of the premises, and report thereon to the street commissioners for their action. Whenever it appears that the moving of a building will encumber the tracks of any railroad corporation, a public hearing shall be given by the street commissioners upon the subject before such certains. sioners upon the subject before such permit is authorized,

Sect. 14. Said commissioner shall, when authorized thereto by an order of the street commissioner issue such a permit to a responsible person, for the purpose of laying, maintaining and using wires, railway tracks or rails in the streets, or wires, pipes railway tracks or rails in the streets, or wires, pipes or conduits under the surface thereof, on a condition the terms of which shall be those stated in section nine of this ordinance, and in addition that the person applying for the permit shall, whenever requested so to do by the mayor, furnish in his conduits for wires accommodations free of charge for all wires belonging to, or to be used by, the city; shall remove the conduits and wires whenever directed, and not until directed, so to do by an order of the street commissioners, approved by the mayor, and shall not disturb or interfere with any wires, pipes or sewers lawfully laid in such street or connected therewith. nected therewith.

Said commissioner shall, when author-Sect. 15. ized thereto by an order of the street commissioners, issue such a permit to a responsible person for the purpose of placing and maintaining in the streets poles for the support of wires, on a condition the terms of which shall be those hereinbefore stated in terms of which shall be those hereinbefore stated in section nine of this ordinance, and in addition that the person applying for the permit shall keep said poles well painted and in good condition, to the satisfaction of the commissioner; shall place the wires on said poles not less than twenty-five feet from the ground; shall keep the name of the person owning the pole distinctly painted on the crossbars owning the pole distinctly painted on the crossbars used and occupied by him on the pole, and also on the pole at a point not less than six feet nor more than eight feet from the ground; shall allow the departments of the city the exclusive use of the upper crossbar and top of each pole, free of all charge, for the purpose of placing wires thereon; shall not suffer or permit any other person to place or keep wires on said poles, or upon the fixtures thereto affixed, without permission being first obtained in writing from the street commissioners; shall not remove any pole erected under this order until, and shall remove any pole when, directed hy the street commissioners so to do; and that on the violation of any term of these conditions the said commissioner shall remove the poles at the expense

of the person owning them.

of the person owning them.

Sect. 16 Said commissioner, before he delivers any such permit to any person for the applicant therefor, shall have received from such person a certificate that a copy of the permit, entered in a book kept for the purpose, is a correct copy of the permit he receives, and the applicant, unless an employee of the city applying for a permit for public work, shall have given a hond, in the case of permits under sections nine, ten, eleven and twelve of this ordinance, of one thousand dollars, under section tbirteen of this ordinance of three thousand dollars, and under sections fourteen and fifteen of this ordinance, of twenty thousand dollars, each hond, with one or more sureties satisfactory to said commissioner, conditioned to the faithful observance of the conditions and specifications of each and every permit thereafter issued on faithful observance of the conditions and specifica-tions of each and every permit thereafter issued on his application by the commissioner; and said com-missioner may at any time require a new bond, which shall he considered a strengthening hond, unless the sureties on the former bond or honds are expressly released from their liability by vote of the city council. No bond shall be required of any person to open a public street for the purpose of planting a tree therein if said person has heen duly authorized by the proper numicipal authorities to plant trees in said highways.

Sect. 17. Said commissioner shall not issue any such permit to a person who has within twelve months previous to his application violated or failed to observe the conditions or specifications of any such permit; but the issuing of such permits and the opening, occupation, obstruction and the use of portions of streets, and the making and maintaining of coal holes wants and other permanent. taining of coal holes, vaults and other permanent excavations under the surface of streets, and their covers, shall be subject to any permission, control, regulation, restriction or revocation which the

regulation, restriction or revocation which the street commissioners may make.

Sect. 18. Every owner of an estate hereafter maintaining any cellar, vault, coal hole or other excavation under the part of the street adjacent to, or which is a part of, his estate, shall do so only on condition that such maintenance shall be considered as an agreement on his part to hold the city harmless from any claims for damage to himself or the occupants of said estate resulting from gas, sewage or water leaking into such excavation or upon such estate; and every such owner, and every person maintaining a post, pole or other structure person maintaining a post, pole or other structure in a street, or a wire, pipe, conduit or other struc-ture under a street, shall do so only on the condi-tion that such maintenance shall he considered as an agreement on his part with the city to keep the same and the covers thereof in good repair and condition at all times during his ownership, and to indemnify and save harmless the city against to indemnity and save harmless the city against any and all damages, costs, expenses or compensation which it may sustain or he required to pay, by reason of such excavation or structure being under or in the street, or being out of repair during his ownership, or by reason of any cover of the same being out of repair or unfastened during his ownership.

Sect. 19. Said commissioner sball require every Sect. 19. Said commissioner shall require every person who maintains an entrance on a level with, or below, or a flight of steps descending immediately from, or near, the line of the street, and which is not otherwise safely guarded to the satisfaction of said commissioner, to inclose such entrance or steps with a permanent iron railing on each side, at least three feet high from the top of the sidewalk or pavement, and to provide the same with a gate opening inwardly, or two iron chains across the entrance way, one near the top and the other balf way from the ground to the top of the railing, and to keep said gates or chains closed during the night, unless the entrance or steps are sufficiently lighted to prevent accident.

night, unless the entrance or steps are sufficiently lighted to prevent accident.

Sect. 20. Said commissioner shall keep a record of the notices of defects in streets sent to him, with the name of the person giving the notice and the time when given, and he shall without delay cause the locality of the alleged defect to be examined, and, if the defect is of such a character as to endanger the safety of public travel, shall do whatever may be necessary to protect the public from injury hy the defect, and cause it to be immediately repaired.

repaired.

Sect. 21. Said commissioner shall in his annual report include a statement of the repairs and

expenditures on each street and on each bridge under his charge; of the number of times each draw of a hridge has heen opened for the passage of vessels; of the number of vessels laden with cargo that have passed through each draw; of the condition of each ferryboat, slip, drop, tank and huilding used for ferry purposes, and of the repairs and expenditures on each; and of the number of persons and teams of different classes that have passed over each ferry during the veer.

teams of different classes that have passed over each ferry during the year.

Sect. 22. The commissioner shall have the care and control of all property acquired or held by the city for the purposes of its water supply; shall maintain the same in good order and condition; shall use and operate the same, and furnish all supplies required therefor; shall take all measures necessary to protect and preserve the purity of the water; shall purchase, lay, maintain and test all meters, pipes and other fixtures and appliances necessary for supplying water for the inhahitants of the city, including the placing of drinking fountains and supplying the same with cold water; shall, as often at plying the same with cold water; shall, as often at least as once in each year, cause the premises of every person who takes water to be visited, and the every person who takes water to be visited, and the water fixtures therein to be examined by a skilled inspector; shall shut the water off from, and let it on to, any particular service when notified by the city collector that the water rate therefor has not,

city collector that the water rate therefor has not, or has, heen paid, and at such other times as he deems it necessary; shall exercise a constant supervision over the use of water, and, with the approval of the mayor, shall, from time to time, determine and establish the rates for the use of water.

Sect. 23. Said commissioner shall make contracts, issue hills for the use of water, and send the bills to the city collector; shall make abatements of charges for water where improperly assessed; shall provide that all bills for water by annual rates shall be due in advance on the first day of January of each year, and be paid within sixty days thereafter; that all hills for fractional parts of a year, or for specific supplies, shall he due when the water is let on or delivered, and he paid within ten days thereafter; that all hills for water furnished and measured by meter shall never he less than eight (8) dollars atter; that all hills for water furnished and measured by meter shall never he less than eight (8) dollars per year, shall be due on the first day of January, April, July and October, and shall he paid within ten days thereafter; shall, if the water is paid for hy annual rates and two or more dwelling houses are valued together for the assessment of taxes, make separate valuations of each; and shall, when a portion only of an estate is chargeable for the water, make a separate valuation of such portion, and on such valuations the amounts to he paid, if based on such valuations the amounts to he paid, if based on values, shall he assessed.

values, shall he assessed.

Seet. 24. Said commissioner shall designate one of his subordinates to be the head of the water income division, who shall receive all moneys deposited on account of main, service, fire, elevator, motor and other pipes and the laying thereof, and for repair work; who shall give a receipt in behalf of the city therefor; and who shall pay, from the moneys so received, the amount found hy him to he due the person paying any such money, as excess over the amount due the city, and, on or hefore the fifth day of every month, pay over the as excess over the amount due the city, and, on or hefore the fifth day of every month, pay over the moneys in his possession due the city, and account for all moneys so received hy him since the last accounting, as provided in chapter three, section eighteen, of the Revised Ordinances of 1898.

Sect. 25. Said commissioner shall, from time to time, as he deems necessary, apply, remove and test water meters and maintain the same in good condition; shall record in a hook kept for the purpose.

water meters and maintain the same in good condition; shall record, in a hook kept for the purpose, a statement of the style, size, number of each meter, date when purchased, location, date when set, reading at such date, date when taken out, the reason therefor, the reading at such date, a detailed statement of test and percentage of error shown, and the reading and date when reset; also a description of the statement of test and percentage of the statement of

and the reading and date when reset; also a description of all defects and repairs of such meters.

Sect. 26. Said commissioner, whenever the water has been shut off from any premises hecause the bill for water has not heen paid, and there is a change in the occupancy of said premises, may let the water on again without waiting for the payment of the amount due from any former occupant. In case of contracts for specific supplies he shall shut the water off as soon as the contract has been carried out; the foregoing provisions shall apply when two or more parties take water from the same service pipe, although one or more may have paid

which two or more parties take water from the same service pipe, although one or more may have paid the amount due from him or them. Sect. 27. Said commissioner shall keep suitable books, in which shall be entered the names of all persons who take water, the kind of building in which it is taken, the name of the street, and tho

number thereon, the nature of the use, the number

Sect. 28. Said commissioner shall, in his annual report, include a statement of the number of water takers and the purposes for which the water is taken, takers and the purposes for which the water is taken, the number and kind of meters applied during the previous municipal year, the number and kind of meters in use, the number of eases where the water has been shut off, and the number and amount of abatements which have been made during the pre-

scot. 29. Said commissioner shall cause the following regulations to be printed on every bill for water, which shall constitute a part of the contract with every taker of water furnished by the

#### Regulations.

1. Every water taker shall pay the rates for water furnished on his application within the time and at the place specified in the bills therefor; shall, and at the place specified in the bins therefor; small, at his own expense, keep the service pipes within bis premises, including any area or vault beneath the sidewalk, in good order and repair and protected from frost; shall not allow the water to leak away or run to waste; shall not — unless he pays the rates established therefor, or takes water by meter rates — use water from a hose; shall not — unless the pays have a verset during the property of the product of meter rates — use water from a hose; shall not use water from a hose in any case, except during such days and hours and in such manner as the commissioner of public works may from time to time specify; shall not make any change in the pipes or water fixtures under the street or within his premises, unless such change is approved by the said commissioner; shall not conceal the purpose for which the water is used; shall allow the said commissioner and persons authorized by him to for which the water is used; soan anow the said commissioner and persons authorized by him to enter the premises supplied with water, examine the fixtures, and ascertain the quantity of water used, the manner of use, and whether there is unnecessary waste; and shall indemnify the city for all damages it may sustain or be required to pay in consequence of any injury resulting from any violation of these regulatious by the water taker.

taker.

2. Every water taker must stop the use of water for any purpose when required to do so by the commissioner of public works and must guard against collapse of a boiler and other injuries liable to result from want of water, as the water is liable to be shut off at any time without notice.

3. No water taker shall, except in accordance with a written permit from the commissioner of public works, or in case of fire in the neighborbood, allow water to be taken from his premises or use water for any purpose other than those for which he pars, or open any hydrant attached to the water he pays, or open any hydrant attached to the water pipes of the city.

4. No water taker shall demand or be entitled

he pays, or open any hydrant attached to the water pipes of the city.

4. No water taker shall demand or be entitled to any abatement of his water rates for any year on account of the premises being vacated, unless they are vacated before the first day of January, and notice thereof is given to the commissioner of public works before the first day of February of such year; nor shall any water taker demand or be entitled to any abatement of rates, compensation, or damage on account of the shutting off, or the stopping of the use, of water for any cause.

5. The commissioner of public works shall equip with water meters all new services installed, and shall also, in accordance with the provisions of chapter five hundred twenty-four of the Acts of 1907, as amended by chapter one hundred seventy-seven of the Acts of 1909, annually equip with water meters at least five per cent of the water services which were unmetered on December birty-first, 1907; shall, if a water taker refuses to allow a water meter to be placed on his premises, cause the water to be shut off from the same; may, without notice, cause the water to be shut off from any premises, or require the use of water for any purpose designated by him to be stopped; and may if any water taker, whether supplied through an independent service pipe or a service pipe used in common with another, violates any of these regulations, cause the water to be shut off from all premises supplied by such pipe until satisfied that the regulations will be observed and all amounts due for water have been paid to the city collector, together with such further sum, not exceeding ten dollars, as said collector may require.

Sect. 30. Said commissioner shall have full charge of all engineering work of every nature and description upon and connected with all public works, unless otherwise provided for by statute.

description upon and connected with all public works, unless otherwise provided for by statute, and of the laying out and construction of all public improvements except the laying out, locating anew,

altering, widening and discontinuing of highways; and shall make such surveys, plans, estimates, statements, descriptions and specifications as are required or requested for the carrying out of any

required or requested for the carrying out of any public work by any official or board in charge of any department of the city in the discharge of the duties of such department, or by the mayor, city council or any committee thereof.

Sect. 31. Said commissioner shall by himself or by his duly authorized agents inspect and measure all public work done under bis direction by any department by contract or otherwise, and the city auditor, in case any bill or estimate for such work is presented to said city auditor for allowance, may require from said commissioner a certificate of such bill or estimate stating if the materials have been furnished or the work done in accordance with proper engineering standards, or in accordance with proper engineering standards, or in accordance with the terms of the contract for said work.

Sect. 32. Said commissioner shall have authority

Sect. 32. Said commissioner shall have authority to order any public work, whether done by a department or under contract or otherwise, to be discontinued, reconstructed or removed, whenever in his opinion said work fails in any manner to comply with or fulfill the terms, conditions, specifications and requirements of any such contract or agreement, or fails in his opinion to conform with proper engineering standards.

Sect. 33. Any expense incurred by said com-

engineering standards.
Sect. 33. Any expense incurred by said commissioner in earrying out any of the provisions of this ordinance except as provided for by the appropriation for the department of public works shall be charged to the several appropriations under which the works are authorized or paid for, upon requisition of the said commissioner.

#### New Sections.

New Sections.

Sect. 34. Section five of chapter three of the Revised Ordinances of 1898 is hereby amended by striking out the following words: "the city engineer, six thousand dollars; the water commissioner, five thousand dollars; the superintendent of streets, seven thousand five hundred dollars, and by inserting the words, "the commissioner of public works, nine thousand dollars, he to receive no other fees or emoluments."

Sect. 35. The commissioner may create such divisions of the department as he may find necessary for the proper conduct of the department. Each division of the department created or changed by said commissioner with the exception of the

by said commissioner with the exception of the water income division shall be in charge of a civil engineer of recognized standing in his profession and an expert in the duties which may devolve

engineer of recognized standing in his profession and an expert in the duties which may devolve upon him, such division engineer to be appointed without regard to party affiliations or residence at the time of appointment, each head of a division to devote his whole time to the work and to receive an annual salary of not more than five thousand dollars with no other fees or emoluments.

Sect. 36. In appointing an engineer to take charge of a division of the department the commissioner shall certify that he is a civil engineer of recognized standing in the profession, that in the commissioner's opinion he is an expert in the work which would devolve upon him, that he is a person specially fitted by education, training or experience to perform the duties which may devolve upon him, and that the appointment is made solely in the interest of the city,—this certificate to be filed with the city clerk and open to public inspection.

Sect. 37. All materials and supplies for the department of public works shall be purchased by the Supply Department or requisition of the commissioner.

Sect. 38. Chapters sixteen and forty-two of the Revised Ordinances of 1898, chapter three of the Ordinances of 1908, chapter seven of the Ordinances of 1910 and all ordinances and parts of ordinances inconsistent with this ordinance are hereby repealed. Sect. 39. This ordinance shall take effect on

Sect. 39. This ordinance shall take effect on February first, 1911.

Coun. ATTRIDGE moved the adoption of the minority report and recommendations.

Coun. BRAND—Mr. President, I think that every member of the Council is impressed with the importance of this proposed ordinance consolidating departments. Personally, I think it is a step in the right direction, but I don't think that the ordinance in its present form should be adopted. We nance in its present form should be adopted. We have been considering for the last two, four or five weeks the ordinance which I have here in printed form, and in going over the various sections we find that it is very imperfect, so much so that within the last few days it has been necessary to correct a great many inaccuracies, make substitutions in

some cases and strike out in other cases. It seems to me a most unwise thing to undertake to pass such an important ordinance as this without giving it further consideration. I would call your atten-tion, Mr. President, to the piece of patchwork which I hold in my hand. If any sane man would like to go on record as passing an ordinance in that like to go on record as passing an ordinance in that form, I should like to have him rise and be counted. The longer we consider it the more imperfections we discover, and it is so far from being what it should be that a majority of the Committee on Ordinances decided that it would be better to report back "Ought not to pass without prejudice" rather than place such an ordinance on our books in the City of Boston. In making this report the committee feels that the matter may well he considered again hy the Corporation Counsel, by this Council and the Superintendent of Streets, amendments and corrections being made where pecessary. ments and corrections being made where necessary, and submitted in a new draft for our consideration. Therefore, I hope the minority report offered by Coun. Attridge will not be adopted. I believe it is a good thing to consolidate the Water Department and the Street Department, but I am not prepared to say that it is a proper thing to substitute engineers as heads of the different divisions. I am not prepared to say that a commissioner of public works who is an engineer is not sufficient. If he is a high class engineer, as I believe the one proposed is, I believe he is capable of attending to the engineering duties and directing the work of this great city. Again, I think we ought to go a step farther in creating this important department. I believe that the Street Commissioners should be incorporated in this ordinance, after we receive perments and corrections being made where necessary, I believe that the Street Commissioners should be incorporated in this ordinance, after we receive permission from the Legislature to do so, but that is a matter we will have to take up a little later. There is ample time for us to consider a new draft of the ordinance between now and next February. For one, I feel like making this explanation to the Council as a member on the Committee on Ordinances and I certainly hope no hasty action will be taken

taken.

Coun. BUCKLEY—Mr. President, I present an ordinance which I should like to have printed, and I move that a special meeting of the City Council be called for Wednesday afternoon at three o'clock to consider the matter. I am asking this in the interest of fairness and justice. I have only just got the amendment perfected and have been working on it for the last few days. It simply provides that instead of one commissioner we shall have a board of three commissioners, one of whom shall he a civil engineer the other two being associated. working on it for the last lew days. It shiply provides that instead of one commissioner we shall have a board of three commissioners, one of whom shall be a civil engineer, the other two being associate commissioners. It also provides that the salary of the chairman of the commission shall be \$7,500, and that the salary of the other two commissioners shall be \$6,000 each. It makes a number of minor recommendations. I offer this amendment in the interests of the citizens of Boston, because what has been reported by the minority of the Committee on Ordinances is, to my mind, a radical step in what I consider a wrong direction. To my mind, consolidation and concentration in any particular line, where carried too far, is bad. For instance, in business lines, fifteen or twenty years ago, before we had these great modern consolidations, a young fellow could start in business and make a fairly independent living. To-day he has to be satisfied with a clerkship all his life, for the reason that there is not an independent chance for every young fellow who has ambition and who really wants to work. I maintain that the responsibility of one man over so many departments of a great corporation like the city would be entirely too great; whereas if there was a board of three men, two subordinate to the chief, it might work out in a beneficial way for the city. I simply ask to-day that the matter be postponed until Wednesday afternoon, that the amendments be printed, and that we meet Wednesday afternoon at three o'clock to consider the matter more carefully. We will then be in a better condition to do what is right for the citizens of Boston.

(Coun. Buckley's amendment to the ordinance

of Boston.

(Coun. Buckley's amendment to the ordinance as submitted to the Council and referred to the Committee on Ordinances, September 19, provided that, instead of one commissioner of public works there should be a board of three members, one of whom should be a civil engineer of recognized that the control of the one of whom should be a civil engineer of recognized standing in his profession; that in all cases where the ordinance provided that the commissioner should have charge of certain work, it should read instead that the Board should have such charge; that instead of the commissioner acting with another commissioner for the city of Cambridge in regard to the bridges to Cambridge, the Board should designate one of its members to so act; and that the chairman of the said Board should

aet; and that the chairman of the said Board should have a salary of \$7,500, and the associate commissioners \$6,000 each.)

Coun. BRAND—Mr. President, of course we don't know what the amendment as presented by Coun. Buckley contemplates, but there is one thing to which I want to call the Council's attention which has been apparently overlooked entirely in regard to this ordinance. In abolishing the City Engineering Department entirely they have overlooked the fact that fifty-three men are employed in the City Engineering Department who work directly for the Street Commissioners. What ployed in the City Engineering Department who work directly for the Street Commissioners. What provision is there in this ordinance for the employ of these men by the Street Commissioners, or where are they to be employed? The City Engineering Department before has done work for the Water Department and in some cases for the Street Department, and largely for the Street Commissioners. Now that whole department is abolished, and there is no provision made for the maintenance of these engineers by the Street Commissioners. I simply want to emphasize anew the incompleteness of this ordinance and to suggest to Coun. Buckley that that be incorporated in his amendment.

Coun. BUCKLEY—Mr. President, I do not propose to take up the time of the Council, but, as a body of fair men acting in the interests of the city,—and I have found during the past year that the Council has been very fairly disposed towards every proposition that has heen presented here,—I feel that they will act on this matter with the fairness that has characterized them during the year. I know that they will vote in favor of postponing this till Wednesday afternoon, and then if they do not consider it the best thing for the city they will have a right to reject it. I simply ask this in the interest of equity and fair play.

Coun. KENNY—Mr. President, it seems to me that this matter ought to be disposed of here tonight. It is a big proposition, it is true, but it has received the careful consideration of this Board.

night. It is a big proposition, it is true, but it has received the careful consideration of this Board. It has received very big eonsideration at the hands of the Superintendent of Streets and, I think, on the whole, that we should act on it to-night. Therefore, I move that the amendment offered by the councilor from Charlestown lie on the table.

The motion to lay Coun. Buckley's substitute on the table was declared lost. Coun. KENNY doubted the vote and asked for the yeas and nays. Coun. Buckley's substitute was laid on the table, yeas 4, nays 3:

yeas 4, nays 3:
Yeas—Coun. Attridge, Ballantyne, Collins,

Kenny-4

Yeas—Coun. Attridge, Ballantyne, Collins, Kenny—4.

Nays—Coun. Brand, Buckley, Curley—3.

Coun. BUCKLEY—Mr. President, I move a reconsideration of the vote just taken whereby my amendment was laid on the table. This is perhaps the most important matter that we have had before us during the year, and it is a radical departure from what we have had in the past. When Mayor Fitzgerald was in office before, the different departments were separated, and no one can say that the work of the city was not done in an efficient manner at that time. During Mayor Fitzgerald's administration the departments were consolidated, and it seems to me that they were consolidated sufficiently at that time to do the work in what was considered a proper manner. But it is a notable fact that during the administration of the Mayor who preceded the present Mayor—and I say this with all due respect—the work was not done as well as under the former administration of Mayor Fitzgerald. Of course it is only a fool who cannot change his mind. The Mayor of Boston has seen a light, and, instead of separating the departments as when he was Mayor before, has asked us to consolidate them. He does that in his wisdom, of course, but to my mind he has made a mistake in doing that. We have never tried it, and it does not seem to me that we should try that this time. No cities in the country that I know of have really tried this proposition,—no large cities. While it is true that the Chamber of Commerce came here and advocated it, I did not see any other bodies represented at the public hearing the other day, which shows that there is no such wide-spread interest in the matter as we have been led to believe. Mr. Canning, representing the Knights of Labor, spoke in opposition to it, his ground being that it would in the matter as we have been led to believe. Mr. Canning, representing the Knights of Labor, spoke in opposition to it, his ground being that it would be a bad precedent to establish to have civil engineers at the head of every department, for the reason that it did not give the young men in the department any incentive to do the best work in them, because there was no means of their being

promoted or getting beyond a certain place, because of their lack of a technical education. In the interest of these people, and also in the interest of the entire eitizenship of Boston, I ask that this matter be postponed until Wednesday afternoon. Have the amendments which I have offered printed, every member of the City Council can have a copy before him, and we can vote ou the matter intelligently that afternoon. Nothing that will do any damage will transpire in the forty-eight hours between now and Wednesday afternoon. I have not asked very much of the Council during the year, but in the interest of fair play and justice to the entire citizenship of Boston I now ask the Council this afternoon to reconsider its vote and put the proposition over until Wednesday afternoon. promoted or getting beyond a certain place, because

Coun. KENNY—Mr. President, at a meeting of the Committee on Ordinances this afternoon or the Committee on Ordinances this attenuous we took up this subject, and the meeting was open for the purpose of receiving amendments. I presented certain amendments. The gentleman was present and did not offer any amendments at that time. He comes in here now at the

eleventh hour-

Coun. BUCKLEY—Mr. President, I should like to ask the gentleman a question. Even if I did present those amendments at that time, would

like to ask the gentleman a question. Even if I did present those amendments at that time, would the Council he familiar enough with those amendments to vote on them intelligently this afternoon? Coun. KENNY—It seems to me that they would. At least, he did not give us the opportunity, did not invite us to consider his amendments. Other amendments were presented and considered, and fully an hour spent in doing so; and there was not a word from the gentleman in regard to any amendments that he wished to offer. He now comes in, I think for the purpose of delay, and presents these amendments.

Coun. BUCKLEY—Mr. President, I would like to state that it is not necessary to present every amendment you have in a committee meeting; that the fact that I do not do so does not take from me the right to present them in open body when convened; and that I am simply asking for more time, I helieve properly, when the gentleman says I offer these for the purpose of delay. Of course, as Congressman-elect Curley sometimes says, it is no use trying to do anything when the other men have the votes. At the same time, this council is too fair to pass upon a measure of this importance hurriedly, and is going to put the thing over until Wednesday afternoon, when we

sometimes says, it is no use trying to do anything when the other men have the votes. At the same time, this Council is too fair to pass upon a measure of this importance hurriedly, and is going to put the thing over until Wednesday afternoon, when we may consider it intelligently.

Coun. CURLEY—Mr. President, I trust that reconsideration will prevail. I recognize the fact that a majority of the members are on the other side, but it is not an unreasonable assumption that the votes will he in the same place on Wednesday. Here is an amendment that is certainly germane to the minority report, as submitted hy Coun. Attridge, the report that unquestionably will be adopted. There is no question about that—you have the votes and you are going to adopt the minority report. But wouldn't it he a good deal more honorable to put the matter over until Wednesday, so as to give a fair chance for consideration and then, if you wish, lick the amendment as presented by Mr. Buckley. Wouldn't that be the fairer way to do it? It is not a question whether his amendment is a good or a had one. That concerns those who have the votes here. They are evidently agreed on a definite policy. Apparently Brand has not awakened to that fact as yet. It has been called to his attention several times, and he still attempts to talk against the proposition. I recognize the futility of talk when the votes are on the other side; hut I think, in all fairness, you should allow this matter to remain on the table until the next meeting and then, if you wish, defeat Coun. Buckley's amendment. Do not, in all fairness, lay his amendment on the table until the next meeting and then immediately dispose of the proposition as it is reported here, leaving his amendment with nothing to attach itself to when it comes up for consideration. It is the purpose of the majority here to pass the ordinance as submitted for the minority of the committee by Mr. Attridge. We all recognize that except Brand, and he will wake up when the roll is called. I question if he will h Board to adopt the minority report as submitted by Mr. Attridge, regardless of right, reason or anything of the sort. They come in here with a definite, et policy, and—like the well regulated, well oiled

machine that the Good Government membership of the body is—propose to carry this through in their own way, by the steam roller process—which I recognize is the proper thing. There is nothing like a machine. But why not be fair when you are running the machine?

are running the machine?

Reconsideration of the vote to lay Coun. Buckley's substitute on the table was declared lost. Coun. BUCKLEY doubted the vote and asked for the yeas and nays.

Reconsideration was refused, yeas 3, nays 5: Yeas—Coun. Brand, Buckley, Curley—3. Nays—Coun. Attridge, Ballantyne, Collins, Kenny, MeDonald—5.

The amended ordinance, as submitted by Coun. Attridge for the minority of the committee was

Attridge for the minority of the committee was declared adopted. Coun. CURLEY doubted the vote and asked for the yeas and nays.

The amended ordinance was adopted, yeas 5,

nays 3: Yeas-Yeas—Coun. Attridge, Ballantyne, Collins, Kenny, McDonald—5.
Nays—Coun. Brand, Buckley, Curley—3.
Later in the session Coun. BRAND said:

Mr. President, I want to move reconsideration of the passage of the order submitted by the minority of the Committee on Ordinances, wherehy you voted to establish a commission of public works. In doing so I want to call your attention to another inaecuracy which I have just noticed in section 15, which is in conflict with an order or ordinance that we have previously passed. I will read this to you. Section 15, says in regard to the location of poles, section 10, says in regard to the location of poles, wires, etc., in the tenth line, that the commissioner "shall place the wires on said poles not less than twenty-five feet from the ground; shall keep the name of the person owning the pole distinctly painted on the crossbars used and occupied by

him."

It should not be "him" hut "them," as public

It should not be "him" hut "them," as public service corporations are referred to.

"Shall keep the name of the person owning the pole distinctly painted on the erosshars used and occupied hy him on the pole, and also on the pole at a point not less than six feet nor more than eight feet from the ground."

Now, here is the part that conflicts with the

Now, here is the part that conflicts with the order or ordinance which we passed very recently: "Shall allow the departments of the city the exclusive use of the upper crossbar and top of each pole."

We have just passed an order or ordinance

each pole."
We have just passed an order or ordinance requiring the telephone or electric light people to allow the City of Boston the use of the lower cross-bar on the poles for the fire-alarm system of the city because of the danger of climhing up through a network of high voltage wires, especially in the suhurhs, where the fire-alarm system is on top of the poles. We passed an ordinance changing the crosshars to be used to the lower ones, and now this is contrary to that

erosshars to be used to the lower ones, and now this is contrary to that.

President BALLANTYNE—The Chair would like to state here, if Coun. Brand will pardon him, that if he is not very much mistaken, the ordinance as amended, presented by Coun. Attridge and adopted here to-day, makes provision for this very point that Coun. Brand refers to. I think there is one section that says that "all ordinances inconsistent with the above are hereby repealed."

Coun. BRAND—Yes, it repeals the order or ordinance that we previously passed and compels a return from the use of the lower crossbars to the upper ones. There is another inconsistency.

Coun. KENNY—Mr. Chairman, I move that the motion of the gentleman from Dorchester lie on the table.

the table

the table.

Coun. Kenny's motion was declared carried.

Coun. BRAND—Mr. President, I doubt the vote. I would say——

Coun. KENNY—Mr. President, I rise to a point of order, that pending verification of the vote no further remarks are in order.

President BALLANTYNE—The point of order is well taken.

well taken Coun. Kenny's motion to lay on the table Coun.

Coun. Kenny's motion to lay on the table Coun. Brand's motion was carried, yeas 5, nay 1:
Yeas—Coun. Attridge, Ballantyne, Collins, Kenny, McDonald—5.
Nay—Coun. Brand—1.
Coun. BRAND—Mr. President, I move a reconsideration of the vote just taken, and on that motion I would simply like to say this—
President BALLANTYNE—The Chair will rule that the councilor is out of order.
Coun. BRAND—Mr. President, I move a reconsideration of the vote just taken, whereby my

consideration of the vote just taken, whereby my motion was tabled.

President BALLANTYNE-The question is on

President BALLANTYNE—The question is on reconsideration.

Coun. BRAND—Mr. President, of course it is apparent that Coun. Kenny's motion was simply to dispose of this thing and allow the vote we have taken to stand. It seems to me the most unwise thing that could be done. The inaccuracies of this thing are constantly coming out. If you want to vote me down, all right, but the responsibility is on the shoulders of the members. If they wish to defeat the motion I have made I am perfectly satisfied, but it is perfectly apparent what the motive for laying on the table is. I could call the attention of the members to other inaccuracies. This seems to me to be the most imperfect ordinance ever passed, as it is the most important one, as I stated earlier, upon which this Council has been called to

pass. I ask that the action on the motion I made be reconsidered and the motion disposed of properly. Coun. Brand's motion to reconsider was lost.

#### GENERAL RECONSIDERATION.

On motion of Coun. COLLINS the Council refused a general reconsideration of all action taken

The Council voted, on motion of Councilla Councilla Council voted, on motion of Councilla Counci

Adjourned, on motion of Coun. COLLINS, at 6.36 p. m.



## CITY OF BOSTON.

# Proceedings of City Council.

Monday, November 21, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE presiding. Absent—Coun. Attridge and Hale.

The Council voted, on motion of Coun. CURLEY, to dispense with the reading of the records of the

last two meetings.

#### JURORS DRAWN.

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894, as follows: Four grand jurors, United States District Court, to appear December 6, 1910, viz.: Axel Johnson, Ward 23; Cornelius Ryan, Ward 3; Herbert F. Randell, Ward 1; Louis O. Meyers,

3; Herbert F. Randell, Ward 1; Louis O. Meyers, Ward 1.
Forty-one traverse jurors, Superior Criminal Court, to appear December 7, viz.:
James F. Titus, Ward 15; George A. Carson, Ward 14; Joseph Klaus, Ward 13; Charles J. Fox, Ward 14; Joseph Klaus, Ward 13; Charles J. Fox, Ward 17; Martin F. Kelly, Ward 12; James R. McLaughlin, Ward 23; William H. Norton, Ward 2; Philip J. Attridge, Ward 24; Daniel McLaughlin Ward 6; Edwin R. Spinney, Ward 15; Reuben F. Honen, Ward 17; John H. O'Connor, Ward 17; Elemer H. Morse, Ward 22; Robert McKenzie, Ward 13; Richard J. Conboy, Ward 24; Richard King, Ward 20; Henry Hazen, Ward 24; Richard King, Ward 20; Henry Hazen, Ward 2; Ralph A. Ostburg, Ward 6; Üliver Clark, Ward 2; Ralph A. Ostburg, Ward 6; Harry H. Bennett, Ward 1; Joseph M. Lyons, Ward 22; Edward F. Carey, Ward 16; John H. Power, Ward 15; William S. Kenny, Ward 2; Mellen E. Hersey, Ward 22; Burton O. Wetmore, Ward 20; William Tuck, Ward 19; Charles L. Hallett, Ward 24; Martin Kane, Ward 15; Henry H. Stroth, Ward 21; Stephen Prunty, Ward 18; Charles H. Stanton, Ward 15; Ernest Schwender, Ward 23; Sylvander S. Holt, Ward 25; Henry E. Foster, Ward 8; Joseph B. Daly, Ward 24; William Buckley, Ward 3; John A. Ryan, Ward 6.

#### APPOINTMENTS BY THE MAYOR.

The following appointments were submitted by

The following appointments were submitted by the Mayor, subject to approval by the City Council, viz.:

(1) Francis H. Hughes (93 Tudor street, Ward 13), Henry J. O'Reilly (40 Norfolk avenue, Ward 17), Joseph F. Quinton (278 Dudley street, Ward 17) and George W. Wells (8 Mills street, Ward 21), Weighers of Coal for the term ending April 30, 1911.

(2) John A. McWilliams (23 Cortes street, Ward 10), a Constable of the City of Boston for the term ending April 30, 1911.

Severally laid over under the law.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz .:

Estate of John T. O'Lalor, to be paid expense

Estate of John T. O'Lalor, to be paid expense incurred in defending a suit against him on account of his acts as a police officer.

Samuel Albert, for compensation for injuries received on Auburn street.

Cliarles Tehan, for compensation for injuries caused by a defective manhole cover in Randolph street, December 24, 1908.

Fred W. Bossom, for a hearing on his claim on account of an accident.

account of an accident.

Mrs. E. Maude Dougan, for a permit for children under fifteen years of age to appear at Chipman Hall on the evening of November 29. Petitions for sidewalks as follows:

(Gravel with Granite Edgestone.) John Gilbride, 53 Vale street, Ward 22,

#### (Brick.)

J. Eugene Favart, 458 East Third street, Ward 14. L. J. Curley, 46 Dennis street, Ward 17. William W. Doherty, 82 Burrell street, Ward 17. Annie L. Killion, 180–182 Heath street, Ward 19. Martin Rutledge, 186 Heath street, Ward 19. Joseph Engel, 1180–1186 Blue Hill avenue, Ward

(Artificial Stone with Granite Edgestone.)

A. C. Forest, 210 Leyden street, Ward 1. John Beck, 195–209 Pleasant street, Ward 7. Boston Arena Company, 238 St. Botolph street,

Ward 10. W. H. Andrews, Trustee, 38 Westland avenue,

J. Sumner Draper, 811-813 Boylston street,

Ward 11.
James T. Wetherald, 915-921 Boylston street,

Arthur W. Cole, 291-293 Northampton street,

Arthur W. Cote, 201 200 Ward 12.
G. V. Wattendorf, 42–44 Edison green, Ward 16.
C. F. Whitehead, 80 Hancock street, Ward 20.
Annie I. Golden, 132–136 Elmo street, Ward 20.
C. M. Mowatt, 28 Tremlett street, Ward 20.
P. G. Henderson, Train street, corner Assabet street, Ward 24.

#### CLERK HIRE.

The Register of Deeds, in accordance with the provisions of section 33, chapter 22, of the Revised Laws, submitted a list certifying that certain persons had been employed in his office and that work had been performed to the amount of

\$3,520.08.

Referred to the Committee on County Accounts. (See action approving same, later.)

## CONSTABLE'S BOND.

The City Treasurer, after having duly approved of the same, submitted the constable's bond of Joseph E. Allen for the approval of the Council. Approved by the Council.

#### COAL AND COKE LICENSES.

A list of coal and coke licenses granted by the Secretary of the Commonwealth was received. Placed on file.

#### NOTICE OF GRANT.

Notice was received from the Board of Railroad Commissioners authorizing the West End Street Railway Company to maintain a crossing on Neponset avenue over the tracks of the New York, New Haven & Hartford Railroad Company. Placed on file.

### SALE OF LAND.

Coun. BRAND presented a letter from A. M. Johnson, stating that he had been offered \$4,000 for the two lots of land belonging to the City of Boston situated at the corner of Gibson street and Dorchester avenue.

Referred to the Committee on Public Lands.

#### CONFIRMATION OF APPOINTMENTS.

Coun. BRAND called up Nos. 1 to 6, inclusive,

unfinished business, viz.:
Action on appointments submitted by the Mayor

November 14, viz.:

1. George A. Hagerty, to be a Constable of the City of Boston for the term ending April 30, 1911.

2. John E. Gillen, to be a Weigher of Boilers and Heavy Machinery for the term ending April 30, 1911

30, 1911.

3. Alpheus R. Henderson, to he an Inspector of Pressed or Bundled Hay and Straw for the term ending April 30, 1911.

4. Howard L. Farwell, to be a Measurer of Wood and Bark for the term ending April 30, 1911.

5. Albert F. Lyons, George E. Welliugton, Ernest E. Nelson, George C. Davis, Mary B. Kirley, James McCarthy, John Drissoll, John H. Winsloe, Stella Rooney, Elliot E. Copeland, J. Irving Shultz, to be Weighers of Coal for the term ending April 30, 1911; Stella Rooney and John H. Winsloe, to be Measurers of Wood and Bark for the term ending April 30, 1911; Elliot E. Copeland, to be a Measurer of Grain for the term ending April 30, 1911.

6. Action on the appointment submitted by

6. Action on the appointment submitted by the Mayor October 24 of Nathan E. Bates to be a Constable of the City of Boston for the term end-

a Constant of the City of Boston for the term end-ing April 30, 1911.

The question came on confirmation. Committee, Coun. Brand and Kenny. Whole number of bal-lots east 6, yeas 6, and the several appointments were confirmed.

#### EXPENSES OF DAIRY INSPECTORS.

EXPENSES OF DAIRY INSPECTORS.

Coun. COLLINS offered an order—That there be allowed and paid to the secretary of the Board of Health the sum of \$1,000, the same being to enable him to advance to the dairy inspectors of the Health Department the amounts necessary to defray the traveling and other incidental expenses in connection with their official duties; these payments to be accounted for by vouchers filed with the City Auditor and to be charged to the appropriation for Health Department.

Coun. COLLINS—Mr. President, as will be seen by a reading of this order it does not contemplate any additional appropriation for the Health Department; but, as you all know, within the last few weeks there has been established a sub-branch of the Health Department, known as the Dairy Branch, and these inspectors are supposed to visit various parts of the country. It seems manifestly unfair to expect any member of the Board of Health to advance the money; furthermore, it seems unjust to ask the men to pay the money out of their own pockets. It would seem fair that they should be paid every week, but I understand that that would entail much confusion in the auditor's office. The auditor and the Health Commissioners net, and this order is the result. The order was passed.

The order was passed.

#### DINNER HOURS FOR FIREMEN.

President BALLANTYNE offered an order— That the Fire Commissioner be instructed, through his Honor the Mayor, to grant the members of the Fire Department two hours each for dinner on Thanksgiving and Christmas days, in accordance with the custom which has obtained for a long time in the department.

Passed.

## LIGHTS, DORCHESTER DISTRICT.

Coun. COLLINS offered an order—That the Superintendent of Streets be requested to locate and maintain electric lights at the following places: One at corner Edgewater drive and River street; one on Edgewater drive at or near stable of Mr. Bowman; one or more lights on Liversidge way, off Fremont street, all said locations being in Dorchester. chester. Passed.

# Coun. COLLINS offered an order—That the Superintendent of Streets make a sidewalk along Nos. 225, 245, 249, 253 Longwood avenue, and on the southerly side of said avenue at the Harvard Medical School, Ward 19, in front of the estates bordering thereon, said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of brick with granite edgestone, under the provisions of chapter 437 of the Acts of 1893. Passed

SIDEWALK, LONGWOOD AVENUE.

Passed.

#### REGISTRY OF DEEDS PAY ROLL.

Coun. KENNY—Mr. President, I have here the monthly pay roll of the Register of Deeds, in which the register states that it is for the four weeks ending November 19, and that there is no change in the ing Novemher 19, and that there is no change in the number of employees or in the salaries as covered by the preceding month. There is not a majority of the Committee on County Accounts here. In view of the fact that it is the pay roll and that we are not to meet for another week, I would like, on behalf of the committee, to offer a report recommending the passage of the order.

Report accounted the processing the processing the passage of the order.

Report accepted; pay roll approved and ordered

#### SALE OF UNCLAIMED BAGGAGE.

President BALLANTYNE, for the special Committee on Unclaimed Baggage, submitted a report on petition of Boston & Maine Railroad (referred October 31) for the sale of unclaimed baggage—recommending the passage of the following:

Ordered, That the Boston & Maine Railroad be hereby authorized to sell, at public auction, on or before January 1, 1911, and after publication of the time and place of sale, according to law, the articles left and remaining unclaimed in the passenger station of said company in the City of Boston. Boston.

Report accepted; order passed.

#### ARBITRATION DECISION.

A copy of the decision of the State Board of Conciliation and Arbitration in the matter of the joint application for arbitration between the Upholsterers' International Union of North America, Local 53, and the Furniture and Interior Decorators' Association of Boston, was received and placed on file.

#### MINORS' LICENSES.

President BALLANTYNE submitted reports on petitions of five newsboys and one bootblack for minors' licenses, recommending the approval of the same by the Council.

Reports accepted; licenses granted on the usual

conditions.

#### CLAIMS.

Coun. BUCKLEY, for the Committee on Claims, submitted the following:

(1) Report on message of Mayor and order (referred October 24) to reimburse employees for losses at Albany street fire—that the order ought to

pass.

Report accepted; order passed.

(2) Report on petition of Elias J. Stewart (referred September 12) for a hearing on his claim on account of injuries received while he was a member of the Fire Department—recommending reference of the same to his Honor the Mayor.

Report accepted; said reference ordered.

#### TRANSFER TO MAYOR'S OFFICE.

Coun. KENNY called up No. 8, special assign-

Coun. KENNY called up No. 8, special assignment, viz.:

8. Report of the Executive Committee, ought not to pass on the following:
Ordered, That in accordance with the provisions of chapter 261 of the Acts of 1893, the City Auditor be, and hereby is, authorized to transfer the sum of one hundred dollars (\$100) from the appropriation for Reserve Fund to the appropriation for Mayor, office expresses, etc. office expenses, etc.

office expenses, etc.

The question came on the passage of the order.

Coun. KENNY—Mr. President, I desire to say just a word on this matter. While the Mayor, who has just left the Chamber, was here I conferred with him, and he said that this money was spent in rather an emergency manner. He was ealled up early in the morning the day of the meet and was asked on behalf of the city to make some contribution towards the entertainment that day. He felt that under the circumstances it was an appropriation that the city itself should make; otherwise he would have been quite willing that it should have come out of his office fund. In

view of what the Mayor has stated, I think we should pass the order and authorize the appro-

priation.

Coun. COLLINS—Mr. President, last week when this came before the Board, as I remember it, Coun. CULLINS—Mr. President, last week when this came hefore the Board, as I remember it, Coun. Curley spoke in favor of the passage of the order and I moved assignment for one week in order that the members might look into the matter, so that no injustice might be done members of the Council, the aviators or Mayor Fitzgerald. It seems unfortunate that during the past week the Council should have heen so roundly scored by the chief executive, as I helieve somewhat unfairly. I am glad that Coun. Kenny has made an investigation. If this was an emergency, I helieve the Mayor was acting within his rights, but I helieve the Council should have known about it. Under the circumstances, if this is an emergency order, I shall earnestly favor its adoption; but if it were a matter of mere routine, such as we are frequently called to vote upon, I helieve we should have been consulted. Under the circumstances, I hope the order will prevail.

The order was passed, yeas 7, nays 0.

#### PAYMENT TO GEORGE W. BROWN.

The Council proceeded to take up No. 7, special

The Council proceeded to take up No. 7, special assignment, viz.:

7. Report of the Committee on Claims, ought to pass on the following:

Ordered, That there be allowed and paid to George W. Brown the sum of \$175, for expense incurred by him in settlement of a claim against him as driver of the prison van, said sum to he charged to the appropriation for County of Suffolk. Report accepted; order passed.

#### PAYMENT TO MECHANICS.

Coun. CURLEY offered an order—That in accordance with recommendation of former Mayor Hihhard the union scale of wages he paid mechanics employed by the eity.
Passed.

#### RENT FOR PLAYGROUNDS.

Coun. BRAND called up No. 10, special assign-

Coun. BRAND canced up No. 20, special assignment, viz.:

10. Ordered, That the Superintendent of Public Grounds he authorized to pay to the estate of Woodman-Jones the sum of two hundred dollars for rent of land for playground on River street, Mattapan, for the year 1909, said amount to he charged to the appropriation for Public Grounds Department. Department.
Passed.

#### MAIL DELIVERY.

Coun. CURLEY offered the following: Coun. CURLEY offered the following:
Resolved, That in the opinion of the Boston
City Council the host interests of Boston residents
will be served by a restoration of the system of
four deliveries of mail daily; he it further
Resolved, That copies of this resolution be forwarded the Postmaster General and the Boston

postmaster.

Resolved, That copies of this resolution be forwarded the Postmaster General and the Boston postmaster.

Coun. CURLEY—Mr. President, I would say that this order is introduced at the request of men employed in the Post Office Department. With a desire to economize, the number of deliveries in Boston has been reduced from four to two and three daily in certain sections. The delivery of mail to the ordinary family takes the place of the telephone or telegraph for those who cannot afford the telephone or telegraph. In view of the fact that the most expensive system of rapid delivery that is to he found anywhere in the country, obtains here in Boston,—that is to say, the pneumatic tube system,—it would seem that if that system, installed at considerable expense and maintained at great expense, is for the rapid delivery of mail, the mail should not be permitted to accumulate and to remain in the post office from three, four, five or six to eight or ten hours, but that the public of Boston are entitled to rapid delivery of mail. While I recognize the fact that it may seem a hit far-fetched for the members of this Board to adopt resolutions of this character, I would simply say that after the adoption about two months ago of the order with relation to the work done at the navy yard heing done hy mechanics, residents of Boston, the Secretary of the Navy saw fit to issue an order within forty-eight hours of the receipt of that resolution from this Council prohibiting work of that character heing done in future hy men from off the ships who had enlisted as sailors, marines or mechanics on the ships. I feel, therefore, that if this resolution is adopted hy the Board it will be of benefit generally to the public of Boston, as well as to men in the postal service.

The resolutions were adopted.

#### PERMIT GRANTED.

Coun. BALLANTYNE, for the Executive Committee, suhmitted a report on petition of Mrs. E. Maude Dougan (referred to-day) for permit for children under fifteen years of age to appear at Chipman Hall on the evening of November 29—that a permit be granted.

Report accepted; permit granted on the usual

conditions.

Adjourned at 3.53 p. m., on motion of Coun. KENNY, to meet on Monday, November 28, at three o'clock p. m., unless sooner called together by the President.



## CITY OF BOSTON.

# Proceedings of City Council.

Monday, November 28, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent—Coun. Buckley, Curley, Hale and McDonald. The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the last meeting.

#### APPOINTMENTS BY THE MAYOR.

The Mayor submitted the following appoint-The Mayor submitted the following appointments, subject to the approval of the City Council.

Mary E. Daley (38 Dix street, Ward 24),
Michael F. Daley (44 Rochester street, Ward 24),
Michael F. Daley (44 Rochester street, Ward 9),
Joseph A. Kirchgassner (11A Carter street, Newtonville), Robert McKenzie (1 James street, Ward 12) and Harold D. Page (89 Jefferson avenue,
Everett), Weighers of Coal for the term ending
April 30, 1911.

Patrick R. Dunn (539 Fourth street, Ward 15), a
Measurer of Grain for the term ending April 30,
1911.

Harold D. Page (89 Jefferson avenue, Everett), a Measurer of Wood and Bark, Measurer of Grain, Weigher of Boilers and Heavy Machinery and Weigher of Beef for the term ending April 30, 1911. Laid over under the law.

#### FEES FOR COAL HOLES, ETC.

The following was received:

The following was received:

City of Boston,
Office of the Mayor, November 26, 1910.

To the City Council:
Under section 28 of chapter 486 of the Acts of 1909 "the Mayor and City Council shall have authority to fix by ordinance the terms upon which permits for . . . the construction or use of coal holes, vaults, bay windows and marquises in, under or over the public ways shall be issued."

This authority has not as yet been exercised, although applications for each class of permits have been filed with the Street Commissioners. At the meeting of your honorable body, held May 9, an ordinance fixing the schedule of charges for these permits was reported by the Committee on Ordinance, differing in important respects from the first, was introduced by Couu. Hale. Owing, perhaps, to the opposition developed at a hearing given by your Executive Committee on May 23 no action has been taken on either of these proposed measures. In my opinion the adoption of a reasonable schedule of fees is urgently required for the convenience of the public. The problem of devising such a schedule is much less difficult than others which have been solved with conspicuous success by your honorable body.

I trust you will soon be able to agree upon a measure which shall be fair to property owners, while insuring a suitable return to the city for the special privileges received by them.

Respectfully,

The Committee.

Coun. BRAND—I think if that were referred to the Executive Committee.

The communication was declared reterred to the Executive Committee.

Coun. BRAND—I think if that were referred to the Committee on Ordinances they would take action on it more hastily.

President BALLANTYNE—If the Chair is not mistaken the ordinance has been reported on by the Committee on Ordinances and is now in the hands of the Executive Committee.

Committee on Ordinances and is now in the hands of the Executive Committee.

Coun. BRAND—The matter had been referred back, as I understand it, to the Committee on Ordinances. I move reconsideration of the reference to the Executive Committee.

Reconsideration was refused, and the matter stood referred to the Executive Committee.

#### SALE OF MATERIAL.

The following was received:

City of Boston,
Office of the Mayor, November 26, 1910.
To the City Council:
I transmit herewith a communication from the Superintendent of Streets, requesting authority to sell certain paving material located at the lot on Chelsea street, East Boston. The accompanying order has my hearty approval.

Respectfully, John F. Fitzgerald, Mayor.

Street Department, City Hall,
Boston, November 23, 1910.

To the Honorable the Mayor:
Authority is respectfully requested from the city
government to sell or exchange about 20,000 old
paving blocks (second-hand), located at the lot on
Chelsea street, East Boston, formerly used as a
paving yard, and recently sold. The estimated
value of these blocks is \$650. These blocks are not
available for present use in this department, and
the city will be liable for wharfage if they remain in
their present location. The value of these blocks
to the department is not sufficient to justify the
expense of hauling them to some other location and
of storing them indefinitely for possible future use.
Respectfully,

Respectfully,
L. K. ROURKE,
Superintendent of Streets.

Ordered, That the Superintendent of Streets be, and hereby is, authorized to sell at public or private sale to the highest bidder or to exchange about 20,000 old paving blocks, located at the lot on Chelsea street, East Boston, the estimated value of these blocks being \$650.

#### CURFEW BELL, DORCHESTER.

The following was received:

City of Boston,
Office of the Mayor, November 21, 1910.
To the City Council:
I beg to transmit the very interesting suggestion in regard to the ringing of the bell at Engine House 21 as a curfew bell for children of the old Dorchester district, contained in the appended letter from Mrs. John A. Fowle.

Respectfully

Respectfully, John F. Fitzgerald, Mayor.

Boston, November 14, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston:

Dear Sir,—What means could I use to ask for a curfew bell to be rung for old Dorchester? What I would like is a "touch" from our engine house at nine o'clock. We have a fine bell on No. 21—never used. Could it be disconnected and made useful, at least a trial for the winter? I am sure it would help our police and be very gratifying to all interested.

Most respectfully,
Mrs. John A. Fowle.
Referred to the Executive Committee.

#### TRANSFER FROM HOSPITAL DEPARTMENT.

The following was received:

City of Boston,
Office of the Mayor, November 21, 1910.
To the City Council:
I beg to recommend the passage of the accompanying order authorizing the City Auditor to transfer a sum not exceeding \$1,000 from the appropriation for Hospital Buildings, Improvements, to the appropriation for Estate, Massachusetts avenue and Northampton street.
A letter from the president of the Board of Hospital Trustees, appended hereto, explains the reason for this transfer.

Respectfully.

John F. Fitzgerald, Mayor.

The Boston City Hospital,
Boston, November 18, 1910.
Hon. John F. Fitzgerald,
Mayor of Boston:
My dear Sir,—In compliance with your request,
as expressed in your letter of November 17, it
was to-day voted by the Board of Trustees of the
Boston City Hospital to ask you to recommend to
the City Council that they authorize the City
Auditor to transfer a sufficient sum, not exceedings, Improvements, to the appropriation for
Estate, Massachusetts avenue and Harrison avenue, known as the Paine estate, in order to cover
extra expenses incurred in the transfer of the
latter property to the City of Boston.
Also for guidance in the matter I inclose the
form of order received from Mr. Charles F. Day,
the City Conveyancer.

Very sincerely yours,
A. Shuman,
Precident Dearled Trustees

A. Shuman, President, Board of Trustees.

Ordered. That the City Auditor be and hereby is authorized to transfer a sum not exceeding \$1,000 from the appropriation for Hospital Buildings, Improvements, to the appropriation for Estate, Massachusetts avenue and Northampton street. Referred to the Executive Committee.

#### SALE OF PUMP.

The following was received:

The following was received:

City of Boston,
Office of the Mayor, November 28, 1910.
To the City Council:
Complying with the request of the Superintendent of Streets, contained in the accompanying letter, I have prepared and hereby recommend for passage an order authorizing him to sell one old Worthington pump, of which the estimated value is one thousand dollars (\$1,000).

Respectfully,
John F. Fitzgerald, Mayor.

Street Department, City Hall,
Boston, Mass., November 26, 1910.
To the Mayor of Boston:

To the Mayor of Boston:

I respectfully request that an order be presented to the City Council for permission to sell one old Worthington pump, the property of the Sewer Division of this department, at the pumping station, Calf Pasture. Estimated value, \$1,000.

The department has now no further use for this pump, having purchased and being about to install a new pump with a greater capacity.

Respectfully,

L. K. ROURKE,

Superintendent of Streets.

Ordered, That the Superintendent of Streets be, and hereby is, authorized to sell at public or private sale to the highest bidder one old Worthington pump, now the property of the Sewer Division.

#### BUILDING PERMITS.

The following was received:

City of Boston, Office of the Mayor, November 28, 1910.

Office of the Mayor, November 28, 1910.

To the City Council:

I beg to request your honorable body to investigate the conditions revealed by the accompanying correspondence, consisting of two letters addressed by the Fire Commissioner to the Board of Appeal and to inyself. The fact that the Building Commissioner has refused a permit to rebuild to the owner of the property in question seems to prove that in his opinion its existence is a menace not only to the valuable buildings of the Fire Department but to other property in that vicinity. Should the recommendations of the Fire Commissioner be accepted an appropriation would have to be made of the amount specified in his letter.

The results of your investigation will determine whether, under all the circumstances, the purchase of this property and the erection upon it of a building adapted to the uses of the Fire Department might not be the best solution of a somewhat vexatious problem.

Respectfully,

Respectfully, John F. Fitzgerald, Mayor.

Fire Department,

Fire Department,
Boston, November 28, 1910.

Hon. John F. Fitzgerald, Mayor:
Sir,—Following my recommendation that steps be taken to purchase the property adjacent to this department, at the corner of Dover and Albany streets, I beg to state that I now hold an option on this property for \$38,000, said option holding for one week with the privilege of renewal for an additional three weeks, provided the city government takes some favorable action.

This department has rented for some years the so-called fire alarm building adjacent to these headquarters for \$1,800. This building is used for the storage of our fire-alarm material, cable, boxes, horses, teams, etc. The department has also rented for several years a portion of the Beebe property on Dover street for the sum of \$1,550. This building has been used for the storage of reserve apparatus, and since the repair shop fire it has been used as a temporary repair shop.

It would concentrate the administration of this department, furnishing more adequate quarters for its various divisions and, in the long run, unquestionably save money, if the city purchased the Dover and Albany street land and erected a suitable building thereon.

Very respectfully,
Charles D. Daly, Commissioner.

Board of Appeal, City Hall,
Boston, November 21, 1910.
Gentlemen,—I have been informed that application will be made to your Board for permission to restore the wooden building on the corner of Albany and Dover streets. This building was seriously damaged by fire on August 9, is immediately adjacent to our repair shop, and this department thinks it very undesirable to re-erect a wooden building in such close proximity to our property.

It often happens that the repair shop holds large amounts of supplies, equipment and apparatus. It results that the fire hazard is a very serious matter for the department and the community.

Very respectfully,
Charles D. Daly, Commissioner.
Referred to the Committee on Finance.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named:

#### Claims.

Frederick W. Stoek, to be paid for damage to his automobile by a city team.

Maria McDonald, to be paid for goods carried off from 147 Magnolia street by the ash man.

Katherine I. Kelley, for compensation for injuries caused by an alleged defect in Washington street, near Avon.

#### Police.

A communication was received from Alexander McGregor, treasurer of the Houghton & Dutton Company, protesting against fakirs displaying their wares for sale on Tremont street, from Park to Beacon streets, during the holiday season.

#### Executive.

Petitions for permits for children under 15 years of age to appear as follows: Myra E. Fiske et al., for children to appear at Copley Hall, December 1; A. T. Smith, permit for children to appear at Dudley School, December 2.

#### COAL AND COKE LICENSES.

A list of coal and coke licenses granted by the Secretary of the Commonwealth was received. Placed on file.

#### NOTICES OF HEARINGS.

Notice of hearing was received from the Harbor and Land Commissioners, on petition of New York Central & Hudson River Railroad Company, on November 30, for license to widen bridge at Cottage

Notices were received from the Railroad Commissioners of hearings as follows:

On November 23, on petition of West End Street Railway Company for approval of 333d location. On November 29, on petition of West End Street Railway Company, for approval of 334th, 335th, 336th and 337th locations. On December 12, on petition of Boston Elevated Railway Company, on question of locating stations in Piverbark Subreach

in Riverbank Subway.
Placed on file.

#### TRACK LOCATIONS, ETC.

Copies of orders of the Street Commissioners were received as follows: West End Street Railway Company, granting alteration of location on Centre street, from Eliot

square to Columbus avenue, 337th location.

square to Columbus avenue, 337th location.
West End Street Railway Company, granting alteration of location on Meridian street, from Central square to Chelsea line, 336th location.
West End Street Railway Company, granting alteration of location on Mystie avenue, Charlestown, 335th location.
West End Street Railway Company, granting alteration of location on Causeway street, between Canal and Portland streets, 334th location.
West End Street Railway Company, granting alteration of location on Massachusetts avenue, from Boylston street to Huntington avenue, 333d location. location.

Edison Electric Illuminating Company, granting permission to acquire pole on Forest Hills street,

permission to acquire pole on Forest Hills street, near Morton street.

New England Telephone and Telegraph Company, granting permission to erect and to remove one pole on Crawford street, Ward 21.

New England Telephone and Telegraph Company, granting permission to erect and to remove one pole on Bennington street, Ward 1.

Placed on file.

#### SIDEWALK SCHEDULE.

Communication was received from the Superintendent of Streets, concerning the cost of construct-ing brick sidewalks with granite edgestones in front of estates on Round Hill street, with the following

That the persons named in the within schedule be and they hereby are charged and assessed with one-half the sums set to their respective names as their proportional parts of the cost of constructing brick proportional parts of the cost of constructing brick sidewalks with granite edgestones in front of their estates, on said street, and the same is ordered to be certified and notice given to the parties aforesaid, under the provisions of chapter 437 of the Acts of 1893, said amount being \$1,237.06.

The order was passed.

#### MINORS' LICENSES.

The President submitted petitions for minors' licenses for eight newsboys and one vendor, and asked the approval of the Council on the same. Licenses were granted on the usual conditions.

#### EXECUTIVE REPORTS.

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Reports on petitions (severally referred November 21) recommending the passage of orders that the Superintendent of Streets make sidewalks as hereinafter specified, said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built as hereinafter specified, the owner to furnish said material.

Gravel with Granite Edgestone. John Gilbride, 53 Vale street, Ward 22.

J. Eugene Favart, 48E ast Third street, Ward 14. L. J. Curley, 46 Dennis street, Ward 17. William W. Doherty, 82 Burrell street, Ward 17. Annie L. Killion, 180–182 Heath street, Ward 19. Martin Rutledge, 186 Heath street, Ward 19. Joseph Engel, 1180–1186 Blue Hill avenue, Ward 24.

Artificial Stone with Granite Edgestone.

A. C. Forest, 210 Leyden street, Ward 1. John Beck, 195–209 Pleasant street, Ward 7. Boston Arena Company, 238 St. Botolph street,

Ward 10. W. H. Andrews, trustee, 38 Westland avenue,

J. Sumner Draper, 81I-813 Boylston street, Ward 11.

James T. Wetherald, 915-921 Boylston street,

Arthur W. Cole, 291-293 Northampton street,

Arthur W. Cole, 291–293 Northampton street, Ward 12.
G. V. Wattendorf, 42–44 Edison green, Ward 16.
C. F. Whitehead, 80 Hancock street, Ward 20.
Annie I. Golden, 132–136 Elmo street, Ward 20.
C. M. Mowatt, 28 Tremlett street, Ward 20.
P. G. Henderson, Train street, corner Assabet street, Ward 24.

Reports accounted orders severally passed.

Reports accepted; orders severally passed.

(2) Reports on petitions (severally referred to-day) for permits for children under fifteen years of day) for permits for children under fifteen years of age to appear at various places of amusements—that permits be granted, viz.:

Myra E. Fiske et al., for permit for children to appear at Copley Hall on December 1.

A. T. Smith, for permit for children to appear at Dudley School on evening of December 2.

Reports accepted; permits granted on the usual conditions

eonditions.

#### RESOLUTION CONCERNING MRS. BUCKLEY.

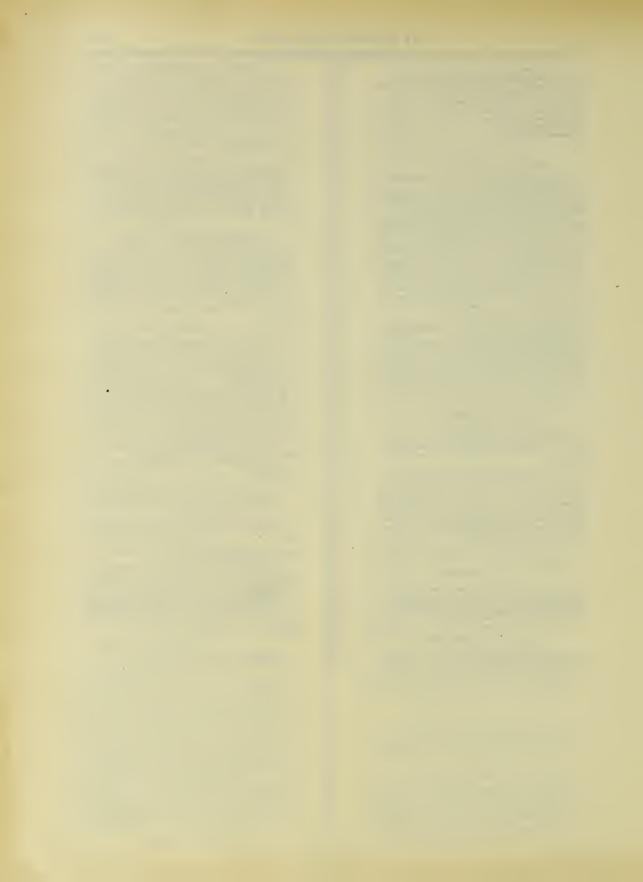
President BALLANTYNE submitted the follow-

whereas, The members of the City Council have learned with unfeigned regret of the death of the mother of Coun. Timothy J. Buckley;
Resolved, That the sympathy of the members of the City Council is hereby extended to the family of the deceased.

Adopted by a unanimous rising vote.

Coun. BRAND—If there is no further business to come before the Board at this time, I move, as a further mark of respect to Coun. Buckley, that the Council do now adjourn, subject to the call of the Chair.

Adjourned at 3.49 p. m., subject to the call of the Chair.



## CITY OF BOSTON.

## Proceedings of City Council.

December 5, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at two o'clock p. m., President BALLANTYNE in the chair. Absent—

Coun. Curley and Hale.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the

last meeting.

#### JURORS DRAWN.

Jurors were drawn in accordance with chapter

Jurors were drawn in accordance with chapter 514, Acts of 1894, viz.:

Eight petit jurors, United States District Court, to appear December 20, viz.:

James Roe, Ward 1; John P. Mannix, Ward 25; James BcVoy, Ward 15; Henry Grossman, Ward 20; James B. Forsythe, Ward 11; Peter F. Assmus, Ward 17; Patrick H. Comer, Ward 19; Frederick W. Coulman, Ward 22.

Six petit jurors, Supreme Judicial Court, to appear December 13, viz.:

William B. Merrill, Ward 20; John Hammell, Ward 19; Louis Daniels, Ward 8; James Slattery, Ward 20; John J. Farracy, Ward 25; Michael A. O'Neil, Ward 14.

#### APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the City Council the Mayor submitted the following appointments:
(1) Frederic J. Lundy, 2 Union Park street, Ward 9, a Constable of the City of Boston for the term ending April 20, 1911.
(2) Patrick R. Dunn, 539 East Fourth street, Ward 15, an Inspector of Pressed or Bundled Hay and Straw for the term ending April 30, 1911.
Severally laid over under the law.

#### HOURS FOR CHILDREN.

The following was received:

City of Boston,
Office of the Mayor, December 5, 1910.

To the City Council:
I beg to transmit the accompanying communication from a committee of the Boston Home and School Association, requesting the establishment of an ordinance which will prohibit children under fourteen years of age from frequenting the business district of the city as defined in the Police Manual after nine o'clock in the evening.

Various letters accompanying the petition of the committee are forwarded for your information.
The entire correspondence has been laid before the Police Commissioner, in whose province the subject would seem particularly to lie, and I shall be pleased to forward his report and recommendations, should he feel disposed to make any, to your Acspectfully,

John F. Fitzgeraln, Mayor.

Boston Home and School Association.

Boston, December 3, 1910.

To His Honor the Mayor and the Members of the Boston City Council, City Hall, Boston, Mass.:

Gentlemen,—The Boston Home and School Association, which is composed of twenty-seven parents' associations, representing practically every section of the city, unanimously passed a resolution at its annual meeting in June, 1910, petitioning the Mayor and City Council to establish an ordinance which will prohibit all children under fourteen years of age from frequenting the business district of the city as defined in the Police Manual after nine o'clock in the evening.

The following committee was appointed to investigate conditions and report to the Mayor and the

City Council: Philip Davis, Supervisor of Licensed Minors, School Committee Building, Mason street, chairman; Mrs. Fannie Fern Andrews, Secretary Boston Home and School Association; Alvin E. Dodd, Director of North Bennet Street Industrial

School.

This committee, which has been investigating this matter, begs to submit the inclosed reports. The committee deems it advisable to try this experiment for six months in order to ascertain the value of such an ordinance.

Yours very truly,

PHILIP DAVIS, Chairman.

ALVIN E. Donn.

FANNIE FERN ANDREWS.

FIVE PERSONS PROMINENT IN SCHOOL ASSOCIATIONS WHO ARE ADVOCATING A CURFEW LAW FOR BOSTON.

Launch the Movement for Curfew in Hub.

Lawrence School Parents' Association Initiates Plan that Meets with Considerable Diversity of Opinion.

Plan that Meets with Considerable Diversity of Opinion.

Following the example of Monsignor George J. Patterson, in "rounding-up" the school children at nine o'clock, the Lawrenee School Parents' Association, of which Dr. Herbert J. Kcenan, former member of the school committee, is president, has launched a movement in favor of a curfew which may result in the city government enacting a special ordinance. The organization suggests that the church and fire bells throughout the city be sounded at a certain hour every night, and if any children under the age of fifteen years are found wandering on the public thoroughfares after the time, unless they can give a sufficient explanation or are with a guardian, they will be taken into custody by the officer and taken either to their homes or to the police station.

At the annual meeting of the Home and School Association at the Twentieth Century Club rooms the suggestion was offered by Philip Davis of the Civic Service House that a curfew law be established in Boston to apply to children under fourteen years of age in the central districts, which shall keep them off the streets after nine p. m. unless accompanied by a parent or guardian.

After several had expressed their views a committee was appointed, consisting of Mrs. Fannie Fern Andrews, Philip Davis and Alvin E. Dodd, to interview Mayor John F. Fitzgerald and ascertain what could be done toward such a city ordinance.

When Monsignor Patterson was rector of St. Vincent's Church, corner West Third and E streets, South Boston, it was his custom to make a tour of the parish every night and urge the young to go home. The result was that the police had practically nothing to do in that parish during the late hours of the evening. It is a well known fact that the policemen dislike the few hours just previous to midnight, not because of any serious crime, but because of the mischievous dorsed the project.

Dr. Keenan Believes Curfew of Benefit to School Children.

Children.

"If the practice of the curfew became general throughout greater Boston there is no doubt as to the benefits the children of grammar school age would derive from it." declared Dr. Keenan to a Journal reporter, yesterday.

"It certainly is something that appeals to the parents," went on the former school committeeman, "and would, I believe, get their indorsement and co-operation. The notable success of Monsignor Patterson and his successor at St. Vincent's would warrant the extension of the old-fashioned custom in new territory. I suppose some form of city ordinance would aid in its enforcement. It is a well recognized fact that the children do not learn much that is for their good on the streets after nine o'clock at night, and that the home is the safe and proper place." safe and proper place."
"Pretty good thing," declared the Rev. Charles
H. Washburn, rector of Trinity Congregational

Church, Dorchester. "There is evident need of keeping the young children off the public streets after dark.

after dark."

James B. Connolly, the author, explained that he was not in favor of municipalities interfering in eases of this character. "I am in favor of parents exerting their own authority over their own children as much as possible," said Mr. Connolly.
"No objection to trying," was the substance of what Councilor Thomas J. Kenny, for years a member of the School Committee, said.

Sceretary Eastman of the Public Franchise League Approves.

Secretary Eastman of the Public Franchise League said: "It's an excellent idea to keep the children off the streets at night. Such a curfew law as proposed should be established in every large city. I expect, however, that it would be found difficult to enforce it."

Superintendent of Schools Brooks Does Not Approve the Suggestion.

Approve the Suggestion.

Superintendent of Schools Stratton D. Brooks was opposed to any such law. He said: "I do not think it is within the province of the city to say when ebildren shall be in the house. Undoubtedly such a law would result in many children who now frequent the streets late at night being in their homes, but I think that this is a responsibility that devolves on the parents and not on the city. The whole idea I consider antiquated and one that is not applicable to a city like Boston."

Chairman David A. Ellis Sees Arguments for Both Sides.

David A. Ellis, ebairman of the School Committee, preferred not to commit himself to any definite statement of opinion regarding this matter at the present time. He said: "It is a big question and one that should be viewed from all sides. Many arguments for the proposition and many against it immediately occur to one, but before expressing a definite opinion I should prefer to consider the question from all sides. This is the first time I have heard such a proposition advanced time I have heard such a proposition advanced

James A. McKihben among Those not Favorably Impressed.

Impressed.

James A. McKibben, secretary of the Chamber of Commerce, was another of those not favorably impressed by the proposition. He said: "I do not believe such a curfew law would be enforced even if enacted, principally because I believe public sentiment would be against it. If parents really want their children at home hy ninc o'clock, I believe that they will experience little trouble in having their wishes complied with. If they do experience trouhle, why then of course the city should co-operate with them, but I do not believe there is any large amount of public sentienty should co-operate with them, but I do not believe there is any large amount of public sentiment demanding this law. If public sentiment does not demand this law, then the law should not be passed, for it would not be enforced, and I do not helieve in putting laws on the statute books that will not he enforced."

A. Lincoln Filene Unwilling to Commit Himself on Subject.

A. Lincoln Filene stated that, although he was a memher of the Lawrence School Parents' Association, this was the first he had heard of the proposition. He declined to commit himself in any way regarding the matter beyond saying that the curestions at issue was altered one. question at issue was a large one.

Mrs. Julia Duff Puts Blame on Evening Entertainments.

tainments.

Mrs. Julia Duff said: "I am most decidedly in favor of a curfew or any method that will tend to keep the children in their homes at night, as it is for their hest interests. Boston has done the children a grave injury in enticing them out at night by means of evening clubs, nightly entertainments, etc., and in ten years I think we will see the result of desertion of the homes by the children. It is a good thing to keep them off the streets at night, and I would be much pleased if we had some regulation here, and I think our philanthropic and business people would also favor it."

Rev. Everett C. Herrick Wishes it Might be Tried.

The Rev. Everett C. Herrick, pastor of the First Baptist Church, Charlestown, said: "It would be an excellent movement to establish a curfew in

Charlestown. Wherever the order has been enforced it has been regarded as a wise measure, and I think to establish it in this community would also be a wise measure. I wish it might be tried

Rev. C. L. Page Says Parents' Carelessness is Awful.

The Rev. C. L. Page, of the Dudley Street Baptist Church, Roxbury, when seen at his home last night said: "I think that a curfew law for children is in tremendous demand, if we are to take care of the children of to-day. The carelessness of parents is something awful, and if they do not take proper care of their children, I think it devolves on the government to see that they are safeguarded and looked after." safeguarded and looked after.

Police Lieutenant Would Send Them Home at Eight O'Clock.

Lieut. Rufus Fessenden said: "A eurfew law Cliedt. Rulius ressenden said: A curiew law would be the best, the greatest thing in the world. Children under sixteen years of age should not be allowed on the street after eight o'clock, and if their parents are negligent, I think there should be a law to censure and punish them."

Pastor Offers Use of New Clock Bell in East Boston.

Boston.

The Rev. A. R. Williams, pastor of the Maverick Congregational Church, Central square, East Boston, said: "It is a good plan to get the children off the street. Unfortunately, it is true, some of them have no homes that they may rejoice to go into. We are baving a new clock on the Maverick Church and pretty soon the big bell will be striking the hours. The old clock went wrong and made the old bell run the people wrongly, hut we are going to have it run right now and I think it would be a good plan to have a curfew struck on it."

Boston Juvenile Court, Courtbouse, Pemberton Square Boston, July 21, 1910.

Mr. Philip Davis, School Committee Building,

Mr. Philip Davis,
School Committee Building,
Mason Street, Boston:
Dear Mr. Davis,—On June 23 I watched in the neighborhood of Court and Howard streets for children under fourteen who were out after 9.30 p. m., and found in all twenty (20) children, all but ahout six (6) of whom seemed to be going somewhere,—apparently to their homes. Only four (4) of them were out after ten o'clock. Of these four two were a brother and a sister, aged eight and six years, respectively, who lived in Charlestown. These two I took to their home. They were out at eleven o'clock, and had been away from home, apparently, all day. A later investigation into the case of these two children, made by the agent of the St. Vincent de Paul Society, revealed the fact that they had left home carly in the day, and bad begged money from people on the street, so that they had secured quite a considerable amount, which they spent for candy, fruit, etc.

In my opinion the night chosen for making this observation was not a typical night. As I remember the situation, there are usually more boys on the street after 9.30 p. m. in this locality than there were then. The fact that the Howard Theater was closed, and the Bowdoin Square Theater was not running its usual type of show, probably explains to some extent the fact of there being such a small number of boys out late.

A little after ten o'clock I took a walk down

number of boys out late.

number of boys out late.

A little after ten o'clock I took a walk down through Pie alley, and stood there for ten minutes or so, but did not see a single boy under fourteen.

Very truly yours,

R. M. Cushman,

Probation Officer,

par F. G.

per E. G.

Boston Juvenile Court. Courtbouse, Pemherton Square. Boston, July 29, 1910.

Mr. Philip Davis,
School Committee Building,
Mason Street, Boston, Mass.:
Dear Sir,—My observations of boys under fourteen years of age out at night, on the evening you suggested, are as follows:

W2 11 N2	
Dedham to Dover street, on Washington.	4
In the vicinity of Washington and D	
streets	
Dover to Tremont, to Castle square	
Tremont street, railroad bridge to Boy	lston

street .....

ashington street. Very truly yours,

CLARENCE E. FITZPATRICK,

Probation Officer. Washington street, railroad bridge to Eliot

Massachusetts Society for the Prevention of Cruelty to Children, Boston, September 3, 1910.

Mr. Philip Davis, Civic Service House.

Mr. Philip Davis,
Civic Service House,
Salem Street, Boston:
Dear Mr. Davis,—In accordance with your
suggestions two of our agents made an investigation, on two different evenings, of the frequency
with which boys and girls could be found on the
streets in the heart of the City of Boston after
nine o'clock, with the following results:
Mr. Charles Holbrook reports:
On Saturday evening, August 13, in accordance
with arrangements made with Mr. Davis, 1
"patrolled" the district bounded by Bowdoin
square, Hanover street, Scollay square, Blackstone street, North street and Brattle street,
between the hours of 9.30 and 11 p. m. The
following report, arranged according to time, will
indicate the result of the investigation: Between
10 and 10.30 p. m., 27 boys — 13 of whom were
with the hucksters—and 6 girls; between 10 and
10.45 p. m., 15 boys; between 11 and 11.15 p. m.,
24 boys,—17 of whom were employed by the
hucksters,—making a total of 107.
District occupied by Blackstone and North streets
included the markets, and the streets were blocked
with hucksters' wagons. I made two trips during

District occupied by Blackstone and North streets included the markets, and the streets were blocked with hucksters' wagons. I made two trips during the course of the evening in that neighborhood aud consequently the number of boys found working there would be repeated. On the occasion of the last trip the boys showed signs of weariness and looked as if they ought to be at home. No account is made in the above of newsboys, of whom there was a large number. I saw several groups of three or four boys wandering simlessly around the streets, but, as a rule, they were single. One little fellow, who could not have been more than five years old, stood looking in a window and, suddenly turning, eaught a ride on the rear of a hack which was passing. A little later three others, all about the same age, eaught a fide on the rear of a hack which was passing. A little later three others, all about the same age, did likewise. I questioned several of the boys and found that they did not live very near there and had not been engaged in any specific activity that evening. As will be noted, there were not many girls on the streets. Most of these were with the hucksters, but there were a few who appeared to have no specific destination.

have no specific destination. Eliminating all possibility of counting children twice, I must have seen at least seventy-five different children during my two hours in the district, and at least fifty of these were idle. I was surprised to find as many as that, and feel very strongly that a curfew, or some ordinance, properly directed, would mean a great deal in keeping the boys at home and ultimately bettering the citizens of Boston.

Mr. James Norman Hall reports:

TIME.	Girls.	Newsboys.	Other Boys.	Remarks.				
9-9.30	12		30	Newsboys not separately counted until 9.30 p. m.				
9.30-10	8	18	25	Large majority gathered about moving picture shows on Washington street.				
10-11	4	21	6	Does not include several groups of boys met ear- lier in evening.				
11-11.30	1	25	4	All newsboys counted dur- ing evening appeared to be well below 14 years.				
9-11.30	25	52	65	Total number of children, 142.				

At the request of Mr. Davis, on Saturday evening, August 6, I "patrolled" Chinatown and the adjoining districts between the hours of 9 and 11.30 p. m. The territory covered extended along Harrison avenue from Chauncy street to Harvard, Harvard to Washington, Washington to Summer, Summer back through Chauncy street to Harrison avenue

avenue. The majority of children counted were considerably below fourteen years of age. Exclusive of the newsboys, who were selling the Sunday American the boys were for the most part wandering idly about, going apparently nowhere. The moving picture shows on Washington street were the chief attractions for most of them. Others were collected in groups in the alleyways and side streets. In some cases I followed children with a view to learning where they were going. Most of the girls were evidently employed on errands to various fruit and grocery stores. I followed some of them long enough, however, to find that they were out merely to see what could be seen on the streets. One group of four children, two boys and two girls,

One group of four children, two boys and two girls, One group of four children, two boys and two girls, the oldest not over ten, when questioned, said that they lived in the West End. Being warned, they scampered off and mingled with the crowd. Later in the vening I met them again; the girls were about seven or eight years old.

Although effort was made not to recount those once enumerated, this was not altogether successful. The newsboys were everywhere and some of them were probably included in subsequent counts.

tul. The newsboys were everywhere and some of them were probably included in subsequent counts. One hundred and twenty-five would perhaps be a conservative estimate of the actual number of children met during the course of the evening.

Perhaps, if you think it advisable, Mr. Holbrook, Mr. Hall, and you and I might get together to discuss some conclusions that might very readily be drawn from this report.

drawn from this report.

Very truly yours,

C. C. CARSTENS,

Secretary and General Agent.

A communication was also received from Philip Davis, Supervisor of Licensed Minors, showing the importance of keeping children off the streets late at night.

Referred to the Committee on Ordinances.

#### POLL TAX COLLECTIONS.

The following was received:

City of Boston,
Office of the Mayor, December 5, 1910.
To the City Council:

I beg to transmit an important communication from the City Collector, with a copy of the order which he believes should be passed by your honorable body.

Respectfully, John F. Fitzgerald, Mayor.

Collecting Department, December 1, 1910.

Hon. John F. Fitzgerald, Mayor:
Sir,—Herewith I inclose a draft of an order for
the abatement of the outlawed and uncollectible
poll taxes from January 31, 1899, to January 31,
1906, with a statement annexed of the amounts
uncollected for each of the several years included in the order.

All of the poll taxes prior to January 31, 1899, have already been abated, but for some reason unknown the later poll taxes, although more than six years outstanding, have not been abated. The draft of the order proposed is the same as heretographical and is in the form approved by the Correct way of the control of the

six years outstanding, nave not been abated. The draft of the order proposed is the same as heretofore used, and is in the form approved by the Corporation Counsel.

None of the poll taxes for 1899-1900, 1900-1901 and 1901-1902 have been collected during the present year, and only \$26 in all for the other four years included in the order, to wit, for 1902-1903, \$2; 1903-1904, \$4; 1904-1905, \$18, and 1905-1906, \$2. The benefit of having these uncollectible polls discharged from the books is for several reasons advisable; first, because it represents a misleading statement of the assets of the city; second, because the expense of collecting and carrying open accounts for so many years is not warranted by the amount received; third, it is generally believed by accountants, as well as by those familiar with the practice of this department, that a majority of the old poll taxes paid are liquidated through the agency of other towns and cities with the object of relieving said places from pauper settlements and fastening the same upon the City of Boston—thus

it is believed that the city actually loses through pauper settlements a much larger sum than can possibly be collected from these old outstanding

taxes.

I trust that you will find it expedient to recommend the passage of this order and will place the same before the City Council. From a careful investigation of this subject 1 believe it will be for the interest of the city generally, and for the Collecting Department particularly.

Note.—The total amount of outstanding taxes, a large percentage of which are uncollectible, owing to death, poverty, insolvency, emigration and other causes, dating from 1895 to January 31, 1910, was \$6,374,901.56.

# Statement of Outstanding Poll Taxes, December 1, 1910.

For	1899-19	00										\$229,972	00
	1900-01												
	1901-02												
	1902-03												
	1903-04 1904-05												
	1905-06												
1.01	1000 00		i	٠	•		i	Ì					_

It will be seen from the foregoing that the bulk of these assessments have been outstanding and uncollected for more than six years, and it is believed all are practically uncollectible and worthless as assets of the city.

Respectfully submitted,

Bownoin S. Parker,

City Collector.

Making a total of . . . . . . . . . . \$1,674,880 00

Ordered, That the City Collector be hereby authorized and directed to cancel the balances standing upon the books of his department for money due on account of the poll taxes for the years from January 31, 1899, and ending January 31, 1996, inclusive, which on December 1, 1910, amounted to \$1,674,880, specified in his account thereof, herewith transmitted to the City Council, and the collector and the sureties on his bonds are hereby relieved from all liability for the collection of such taxes. of such taxes

Referred to the Executive Committee.

#### PARKMAN FUND INCOME.

The following was received:

City of Boston, Office of the Mayor, December 5, 1910.

To the City Council:

I beg to inclose for your information a statement of the actual income of the Parkman Fund on October 31, 1910, and the probable income ou December 31, 1910. I believe this information will be valuable and indeed necessary for you in your consideration of the most profitable expenditure of the income for this year, and would respectfully urge that actiou be taken looking to this expenditure before the close of the calendar year, as otherwise the unexpended balance would be added to the principal added to the principal.

Respectfully. JOHN F. FITZGERALD, Mayor.

#### GEORGE F. PARKMAN FUND, STATEMENT OF INCOME.

1910.	Dr.						$C_7$	٠.			
May.	To transfer to Franklin Park Zoological Garden	\$5,000	00	Balance, By cash						ı. 1.	\$7,704 22
May.	To transfer to Marine Park Aquarium	5,000	00								190,195 84
June.	To transfer to Boston Common and Public Garden Irriga-	-,									
July.	tion System	50,000	00								
	Improvement	20,000 117,900									
Oct. 31.	To balance	117,900									
		\$197,900	06								\$197,900 06
Octo	ober 31, 1910, Balance of income	э									\$117,900 06
1	Estimate of income to December	31, 1910									
	31, cash on hand										\$117,900 06
Novemb	er 1, received interests on bank	deposits									435 28
	er 1, received interests on invest										1,003 88 400 00
Decembe	er 1, interest on deposits (estima er 1, interest on investments (est	timated)			•				•	•	5,565 00
Decembe	1, meerest on myestments (es	ommed (I)								•	
Esti	mated income December 31, 193	10 .				. '.					\$125,304 22

Referred to the Committee on Parkman Fund.

#### AMENDMENTS TO PUBLIC WORKS ORDI-NANCE.

City of Boston,
Office of the Mayor, December 2, 1910.
To the City Council:
I beg to recent

To the City Council:

I beg to recommend for passage by your honorable body the accompanying ordinance, which amends the ordinance establishing a Department of Public Works. The changes in section 15 of the latter ordinance are recommended by the Wire Commissioner and approved by the Superintendent of Streets and would seem, therefore, to be in the public interest. The amendments to section 4 of the original ordinance are merely perfecting amendments, which tend to greater clearness by the insertion of references outited in the draft of the measure as passed by your honorable body.

Respectfully,

JOHN F. FITZGERALI, Mayor.

An Ordinance
To Amend the Ordinance Establishing a Department of Public Works.
Be it ordained by the City Council of Boston, as

follows:

Section 1. Section four of said ordinance is hereby amended by striking out in the tenth and eleventh lines thereof the words "and the Craigie bridge conferred by chapter three hundred and two of the Acts of the year 1870," and inserting the following: Cambridge bridge and other bridges conferred by chapter three hundred and two of the Acts of the year 1870, chapter one hundred and fifty-five of the Acts of the year 1882, chapter four hundred and sixty-seveu of the Acts of the year 1898, and other acts and ordinances relating to the so-called Boston and Cambridge Bridge Commission,—so that said section as amended shall read as follows: Section 4. Said commissioner shall have the care and management of all bridges which are used as highways and are in whole or in part under the charge of the city, and of so much of Harvard bridge and Prison Point bridge as are under the charge and control of the city; shall be the commissioner to act with another commissioner for the city of Cambridge and as such commissioner shall have and exercise all the powers in relation to West Boston bridge, Cambridge bridge and other bridges conferred by chapter three hundred and the Acts of the year 1870, chapter one hundred and fifty-five of the Acts of the year 1882, chapter four hundred and Section 1. Section four of said ordinance is Acts of the year 1882, chapter four hundred and

sixty-seven of the Acts of the year 1898 and other acts and ordinances relating to the so-called Boston and Cambridge Bridge Commission; shall keep the railings and wearing surface in good order and shall remove all dirt, snow and ice from the side-walks; shall keep all said hridges, or those parts thereof under his care, and the abutments, guards, draws and wharves thereof clean and in good condition and repair; shall appoint drawtenders for the draws in bridges of which he has the care, and see that they properly perform their duties and may remove them for such cause as he shall deem sufficient and shall assign in his order of removal. Each drawtender so appointed shall take charge hy night and by day of the draw of which he is drawtender; shall require from the person in charge of a vessel applying to pass through the draw a true statement of the name, extreme width and draught of the vessel; shall determine the order in which vessels may pass through the draw, and may direct the placing of warping-lines, anchors and cables, and the use of any warping apparatus provided hy the city; shall cause the draw to be opcoed for the passage of vessels in accordance with the regulations of the War Department approved May twelfth, 1910; shall cause the draw to be closed with all possible expedition after a vessel has passed through, not permitting more than one vessel to pass through at one opening of the draw, except that, when the draw is open and the bridge is free from persons desiring to cross, he may, in his discretion, permit other vessels to pass through before causing the draw to be closed; he shall perform such additional duties as said commissioner may require.

Section 2. Section fifteen of said ordinance is hereby amended by striking out the word "twenty-five" in the eleventh line thereof and substituting therefor the word "twenty-one" and hy striking out in the eighteenth line thereof and substituting therefor the word "twenty-one" and inserting in place thereor, sisses such a permit to a responsible per shall remove the poles at the expense of the person

term of these conditions the said commissioner shall remove the poles at the expense of the person owning them.

Coun. BRAND—Mr. President, while the Clerk did not read the ordinance—only referred to it—I presume it is in relation to the placing of wires 21 feet instead of 25 feet from the ground, and placing a crossbar on the telegraph and electric light poles helow rather than above, for the use of the city's wires. Am I right?

President BALLANTYNE—Yes.

Coun. BRAND—That being the ease, I raise the point of order that, in the first place, the ordinance passed here in this Council two weeks ago was illegal, for the reason that this Council has no jurisdiction whatever, as provided by the new charter, over the placing of these wires. The ordinance which the Mayor submits to-day is illegal and is out of order, as we have nothing whatever to do with the matter. I will read an extract from a letter of the Corporation Counsel:

"As to the Wire Department: The letter of the Commissioner of Wires and the sending of it hy the Mayor to the City Council seems to have been written and done in ignorance of the change made in the city charter hy section 28 of the charter amendments of 1909. That section, as far as this

subject goes, transfers to the Street Commissioners

subject goes, transfers to the Street Commissioners the jurisdiction exercised by the Board of Aldermen concerning the use of public ways for the locations of conduits, poles and posts for telephone, telegraph, street railway or illuminative purposes."
Therefore, referring to the Act of 1909, chapter 486, as emhodied in Document 118, you will find that the City Council has nothing whatever to do with this. It does not helong to us. It ought not to have been in the ordinance, and that is simply one of the reasons why I objected to the hurried passing of that ordinance. It is full of imperfections, inconsistencies, errors, omissions and matters that do not belong in there. Therefore I raise this point, that this is no place for the communication, that the amendment to the ordinance should not be entertained and that the ordinance which we have already passed is illegal.

President BALLANTYNE—The Chair will rule the point not well taken, and will refer the communication to the Committee on Ordinances.

The matter stood referred to the Committee on Ordinances.

Ordinances.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

Emily Cohurn, for compensation for injuries caused by her heing struck by an automobile of the Bath Department.
Willard Welsh, offering to surrender an alleged invalid tax deed of estate 263 West Third street.

H. S. Wheeler, for compensation for a hat ruined by a plank in temporary bridge on Shawmut

Armstrong Transfer Express Company, for compensation for damage to auto by a defect in Friend

George Freece, for personal injuries caused by a defective highway on Harvard street, East Boston. Augusta Walsh, for compensation for injuries eaused by an alleged defect at 685 Tremont street.

#### Parkinan Fund.

Pctition of the United Improvement Association that the relation between the Parkman and other funds be taken up.

#### Executive.

Petitions for sidewalks, viz.:

#### (Artificial Stone.)

Wood Machine Company, Damrell street, Ward

William A. Gaston, 70–74 Harrison avenue and 9–11A Tyler street, Ward 7.
Boyd & Berry, 10 Draper street, Ward 20.

#### (Brick.)

Domenico Bonanni, 960 Saratoga street, Ward 1. R. H. Allen, 421, 420 and 423 Tremont street and 2-22 Chandler street, Ward 10. Israel Flink, 18-20-22 Lynde street, Ward 8.

Petition of Rev. L. P. McCarthy for permit for eertain children under fifteen years of age to appear at Fitton Hall on December 30.

## MINORS' LICENSES.

President BALLANTYNE submitted reports on petitions for minors' licenses for five newsboys and one vendor—recommending that the same

he granted.

Licenses were granted on the usual conditions.

#### COAL AND COKE LICENSES.

Copies of eoal and coke licenses granted by the Secretary of the Commonwealth were received. Placed on file.

## NOTICES OF HEARINGS.

Notices were received from the Harbor and Land Commissioners of hearing on December 7, on petitions of City of Boston for license to dredge

herth and drive piles east of Fireboat Wharf, and to extend wharf at North End Paving Yard. Placed on file.

#### RAHLROAD POLICE.

Notice was received from the New York, New Haven & Hartford Railroad that Robert Walsh were no longer employed as railroad police . officers

Notice was received from the Police Commissioner of the appointment of Antonio Capoano as railroad policeman on the New York, New Haven & Hartford Railroad.

Placed on file.

#### POLE LOCATIONS, ETC.

Copies of orders were received from the Street Commissioners as follows: Transfer of one pole of New England Telephone and Telegraph Company to Edison Electric Illu-minating Company, on Ruggles street, near Huntington avenue

tington avenue.

To attach wires of Edison Electric Illuminating Company to two poles on Pearl street, Ward 20.
To attach wires of Edison Electric Illuminating Company to five poles on Geneva avenue, Ward 20.
To attach wires of New England Telephone and Telegraph Company to four poles on Arlington street, Ward 25.

To attach wires of New England Telephone and Telegraph Company to five poles on Harvard street, Ward 24.

To erect three poles of New England Telephone and Telegraph Company on Faulkner street, Ward

To attach wires of New England Telephone and Telegraph Company to two poles on Lamson street, Ward 1

To attach wires of New England Telephone and Telegraph Company to one pole on Massachusetts avenue, Ward 16.

To attach wires of New England Telephone and Telegraph Company to two poles on Polk street,

To erect and to remove three poles of New England Telephone and Telegraph Company on Dunhoy street, Ward 25.

To erect one pole of New England Telephone and Telegraph Company on Fort avenue, Ward 19.
To erect two poles of New England Telephone and Telegraph Company on Howard avenue,

Ward 16.

Ward 16.

To erect three poles of New England Telephone and Telegraph Company on Harold street, Ward 21.

To erect nine poles of New England Telephone and Telegraph Company on Poplar street, Ward 23.

To erect twelve poles of New England Telephone and Telegraph Company on Talbot avenue, Ward

24.
To erect seven poles of New England Telephone and Telegraph Company on Bernard street, Ward

24.
To erect two poles of New England Telephone and Telegraph Company on Bayard street, Ward

To creet one pole of New England Telephone and Telegraph Company on Myrtle street, Ward 11.

Placed on file.

#### THANKS TO CITY COUNCIL.

The following was received:

City of Boston, City Council, Boston, December 5, 1910. To the City Council,

To the City Council,
Boston, Mass.:
Dear Sirs,—Please allow me to express my sineerest thanks for the expressions of sympathy manifested by the City Council and officials in my recent bereavement in the death of my mother.

Yours sincerely,
Timothy J. Buckley.

#### STORAGE OF EXPLOSIVES.

Notices were received of the keeping of explosives at the following locations, and of intention to use said premises for same purpose for the ensuing year, viz.:

Edison Electric Illuminating Company of Boston,

74 Stanhope street, Ward 10.
Chauncey Thomas & Co., Inc., 101 Chestnut street, Ward 11. Placed on file.

#### PEDDLERS ON TREMONT STREET.

The following was received:

City of Boston, Police Department December 5, 1910.

To the Honorable the City Council:

Gentlemen,—I beg to acknowledge the receipt, through the Superinteudent of Police, of a communication addressed to you and by you referred to him, in which the Houghton & Dutton Company, by its treasurer, Alexander McGregor, makes protest against the presence of peddlers in a certain part of Tremont street in the holiday season.

For a many vars it has been the custom to

test against the presence of peddlers in a certain part of Tremont street in the holiday season.

For so many years it has been the custom to allow peddlers of toys and similar small articles suitable for the holidays and especially as gifts for children to stand for the six week days immediately preceding Christmas outside the curbstone at the Granary Burying Ground, but not in front of any private property. Their presence is a source of interest and anusement to the public. The goods which they sell are bought largely by persons who would not take the trouble to go to the stores for them, and the privilege of selling at that time and place puts a little money into the pockets of hundreds of poor people who prove their desire to carn rather than to beg by standing for many long hours daily exposed to frost and storms. They are permitted to make their sales on those particular days in full conformity with the law and under the supervision of the police.

For these reasons I do not feel justified in exercising the authority which the law gives to the Police

ing the authority which the law gives to the Police Commissioner for the suppression of a privilege of sueb a character and of so many years' standing.

Respectfully,
STEPHEN O'MEARA,
Police Commissioner for City of Boston. Placed on file.

#### DEPARTMENT CONSOLIDATIONS.

The following was received:

DEPARTMENT CONSOLIDATIONS.

The following was received:

Boston, December 3, 1910.

To the Honorable the Mayor and City Council:

Gentlemen,—The Mayor on Oetoher 14, 1910, sent a message to the City Council recommending the passage of an ordinance providing for the consolidation of the Park, Public Grounds, Music and Bath Departments, and later forwarded a copy of the same to the Finance Commission.

In a report dated February 29, 1908, nearly three years ago, the former Finance Commission recommended the consolidation of the Park and Public Grounds Departments, as "the present division of authority between these two departments is illogical, confusing and expensive," and "the similarity of purpose and duties points inevitably to the necessity for their control hy one head." (Finance Commission Report, Vol. 1., page 214.)

On November 17, 1908, more than two years ago, the former commission recommended the abolition of the Music Department, stating that "the summer concerts in the open air sbould be placed in charge of the Park Department in the same way as the state concerts are provided by the Metropolitan Park Commission. If musical direction is desired it can be furnished by unpaid advisers to the Park Department, and the expense of a separate office force saved. The winter concerts should be given, if at all, by the School Department, under the direction of its paid musical director." (Finance Commission Report, Vol. I., page 490.)

The present commission believes that the merger of the Park, Public Grounds and Music Departments should have heen effected at the time the former commission made its recommendations; and that the city has suffered considerable loss by the failure to accomplish the consolidation. The commission also believes that the Bath Department should be included in the consolidation. The commission also believes that the Bath Department should be included in the consolidation, in the preventing a recurrence of the friction which has occurred at times between the Bath and Park Departments.

Departments.
Placing control of the four departments in one governing body would simplify the administration of duties, concentrate responsibility and make possible large economics through the reduction of

the force. Under separate control the four depart-

the force. Under separate control the four departments spend much more than is necessary for the work that is accomplished.

It is essential that no mistake be made in the form of government for the new department. Some advantages would be secured by placing it under the control of a single executive, but the disadvantages seem to outweigb the advantages. For example, if a single executive were given the existing powers of the Park Commission to take land by eminent domain, to award damages, and to assess betterments, it might lead to dangerous consequences. A single executive should not have such large powers. Precedent and reasons of policy are both opposed to it; and the fact that the action of the executive would be subject to the Mayor's approval would not remove the objection. The danger could be avoided by taking away the Park Commissioners' power to take land by eminent domain, thereby rendering it necessary to request the Street Commissioners to make the taking. The Finance Commission believes, however, that it would be better to transfer the powers and duties of the other three departments to the Park Department, the powers to be administered by three unpaid commissioners appointed by the Mayor, and to leave the Park Department its present powers with respect to land-takings. This form of government has proved successful on the whole in the case of the Park Commission for the last thirty-five years, and the Finance Commission believes that the larger powers of the new department may safely be intrusted to the present Board of Park Commissioners or to those who, appointed and approved under the cbarter amendments, shall succeed them in office. and approved under the charter amendments, shall

of Park Commissioners or to those who, appointed and approved under the cbarter amendments, sball succeed them in office.

The Park Commissioners sbould have the assistance of a general superintendent, an assistant superintendent who sbould bave immediate charge of the parks, public grounds and playgrounds, and another assistant superintendent who should have immediate charge of the baths. A musical director should be specially engaged to frame the program of concerts, and to observe and report upon the manner in which concerts are given.

The Finance Commission has consulted the chairman of the Park Commission as to the necessity of having a Board of more than three members and has received from him a letter, dated November 28, 1910, a copy of which is hereto annexed, in which he states that: "The Board believes that a commission of three members could transact its business more quickly and efficiently than a Board of five," and that a commission like theirs could "without any very serious addition to their burdens direct an expenditure of twice the amount we now spend and that we understand would be approximately the expenditure of the four departments." The letter further states that: "The city indoor baths and gymnasia seem at first thought to be more intimately connected with sanitary work than with ours," and it is apparent that the Park Commissioners are not anxious to assume control of the indoor baths and gymnasia. The Finance Commission, through competent assistassume control of the indoor baths and gymnasia. The Finance Commission believes, however, that the Park Commission, through competent assistants, could perform this work as well as any other city department; and that many advantages would accrue under a system which places the entire control of indoor and outdoor bathing establishments and gymnasia under the jurisdiction of one Roard Board.

The Finance Commission recommends: That an ordinance be passed transferring the owers and duties of the Public Grounds, Bath and

Music Departments to the Park Department.
Respectfully submitted,
THE FINANCE COMMISSION,
by JOHN A. SULLIVAN, Chairman.

City of Boston, Board of Commissioners of the Department of Parks, Jamaica Plain, Novemher 28, 1910.

To the Finance Commission,

To the Finance Commission,

410 Tremont Building, Boston:

Dear Sirs,— You have asked the opinion of the
Park Department as to the proposed merging of
the Public Grounds, Music, Bath and Park
Departments into one Recreation Department.

We, being an unpaid commission, think that we
should not express an opinion as to whether paid
or unpaid commissions can be relied on best for
the service of this city.

We can, bowever, say that we think a commission
of three members can transact such business as we

have had to do more quickly and efficiently than if

nave had to do more quickly and efficiently than it we were a Board of five members.

We also think that a commission like ours could, without any very scrious addition to their burdens, direct an expenditure of twice the amount we now spend and that we understand would be approximately the expenditure of the four departments.

approximately the expenditure of the four departments.

As to the gain by uniting the four departments specified we are unwilling to express a fixed opinion at such short notice. It seems tolerably clear, however, that the Public Grounds Department and the Park Department could be administered by one body with economy in the administrative force. Our present Board would welcome now the control of the shore baths which now occupy park lands and the work on which is intimately connected with the park work. The city indoor baths and gymnasia seem at first thought to be more intimately connected with sanitary work than with ours and we are not much informed as to the duties of the Music Department. The Park Department has not looked with any anxiety on the proposed additions to its duties of the management of a zoological garden, and were other duties added to those they now perform it would seem to involve mainly the employment of efficient directors of the different departments. agement of duties added to those the duties added to those the different departments. Some to involve mainly the employment of directors of the different departments.

Yours very truly,

For the Park Department,

ROBERT S. PEABODY,

Chairman.

Referred to the Committee on Ordinances.

#### CONFIRMATION OF APPOINTMENTS.

The President ealled up unfinished business, viz.: Action on appointments submitted by the Mayor

November 21, viz.:

1. John A. McWilliams, to be a Constable of the City of Boston for the term ending April 30,

the City of Bosson 1.

1911.

2. Francis H. Hugbes, Henry J. O'Reilly, Joseph F. Quinton and George W. Wells, to be Weighers of Coal for the term ending April 30, 1911.

Action on appointments submitted by the Mayor

Action on appoint November 28, viz.:

3. Mary E. Daley, Michael F. Daley, Joseph A. Kirchgassner, Robert McKenzie and Harold D. Page, to be Weighers of Coal for the term ending

Kirchgassner, Robert McKenzie and Harold D. Page, to be Weighers of Coal for the term ending April 30, 1911.

Patrick R. Dunn, to be a Measurer of Grain for the term ending April 30, 1911.

Harold D. Page, to be a Measurer of Wood and Bark, Measurer of Grain, Weigher of Boilers and Heavy Machinery and Weigher of Beef for the term ending April 30, 1911.

The question came on confirmation. Committee, Coun. Kenny and Brand. Whole number of ballots cast 6, yeas 6, and the appointments were confirmed.

confirmed.

#### SALE OF UNCLAIMED BAGGAGE.

President BALLANTYNE offered an order—That the order passed by the City Council November 21, 1910, and approved by the Mayor November 22, 1910, authorizing the sale of unclaimed baggage by the Boston & Maine Railroad, be hereby resended.

Ordered, That the Boston & Maine Railroad be bearby authorized to sall at public auction on be

ordered, I hat the Boston & Maine Rainbad be hereby authorized to sell, at public auction, on or before May 1, 1911, and after publication of the time and place of sale according to law, the articles left and remaining unclaimed in the passenger station of said company in the City of Boston.

## OLD SOUTH ASSOCIATION MANAGERS.

Coun. ATTRIDGE offered an order—That Walter Ballantyne and Walter L. Collins be hereby elected as managers of the Old South Association in Boston for the present municipal year.

#### SALARY INCREASE FOR FIREMEN.

Coun. ATTRIDGE offered the following: Whereas, The high efficiency of the Boston Fire Department deserves appreciation and recognition

that is consistent with the enlarged scope of its duties and its service in a great and wealthy metropolitan area; and
Whereas, There has been no increase in salaries

of incinbers of the Fire Department for twenty-three years; be it therefore Resolved, That the Fire Commissioner be requested to consider the advisability and expedirequested to consider the advisability and expediency of increasing the salaries \$200 annually of all members of the Fire Department who have served five years or more, if sufficient appropriation therefor should be made; and be it further Resolved, That the Fire Commissioner he requested to consider the advisability and expediency of including in his estimates for the next fiscal year a sum sufficient to allow for the above increase. The preambles and resolutions were read a second time, and the question came on their adoption.

adoption.

Coun. ATTRIDGE—Mr. President, in reference to these resolutions I have prepared a few facts which may be of assistance to the new Fire Commissioner of Boston, for any increase in the salaries in his department would have to be suggested by himself and contained in his estimates for the fiscal year, whether for 1911 or the years to come. The estimates are submitted by him, as head of the department, to the Mayor, and then submitted by the Mayor to the City Council for approval; and under the new charter the City Council cannot increase any item or items in any of the estimates, nor increase the total of an appropriatiou, without the approval of the Mayor. These facts which I have gotten together are for the benefit not only of the members of the Council, These facts which I have gotten together are for the benefit not only of the members of the Council, but also of the Fire Commissioner of the city and the Mayor. It is not necessary for me to go into any extended praise of the Fire Department. Suffice it to say that this department is one of the most important departments in our city, and the men upon whom great responsibility rests should be, of course, well paid, and it is good economy to pay men properly for their services. Our city has increased in size by the addition of Charlestown, West Roxbury and Brighton, and our population has also greatly increased, until we boast to-day of a population, I believe, of 670,000 persons, according to the last census. The Dorchester district of our city has made wonderful strides in building operations and in population, Ward 20 alone boasting more inhabitants than many of the se-called ing to the last census. The Dorchester district of our city has made wonderful strides in building operations and in population, Ward 20 alone boasting more inhabitants than many of the so-called large cities of the state. In Boston, which ranks fourth among the cities of the United States as to valuation of property, to-day the value of real and personal property is very great. The value is much greater by \$646,122,906 than it was in 1887, the date when the firemen received their last increase in salary. These figures may be of benefit, and I think should be incorporated in the record. In 1887 the real property of the city was valued at \$347,171,75; personal property was valued at \$347,171,75; personal property was valued at \$1,118,989,100; the personal property in 1910 is valued at \$247,776,323. The total property valuation, both real and personal, in 1887, twenty-three years ago, was \$747,642,517, and the tax rate at that time was \$13.40 on a thousand. The total real and personal valuation in 1910 is \$1,393,-765,423, and the tax rate is \$16.40 per thousand. The difference in value of both real and personal estate in favor of 1910 is \$646,122,906. Thus it can be seen that this is an important department, and the importance of the department can be appreciated. I think it is true that the loss of property by fire has not been very great in our city, and that is one fact which demonstrates the efficiency of the department. The salaries which have been paid and which are paid for like services in other cities, which I will compare with Boston, are far greater than those paid here. In the last few years there has been a great increase in the cost of living. The last election in this state and the elections were decided November 8 of this year, in the majority of these eases, in favor of the Democrats, who were opposed to present conditions in the matter of high prices, with the assistance of the votes of Republicans who were also dissatisfied with the present high prices. There has been besides the increased cost has been besides the increased cost of living and high prices an increase in the cost of labor in other lines. That is, labor has been paid more for its services. Mr. Harvey of the Harvey Construction Company, who appeared before the Committee on Public Lands last week, stated to the committee that there had been an increase of 50 per cent in

the cost of lahor and materials in the building line since 1906. But, while there has heen an increase of 50 per cent in the pay of men in some other lines since 1906, there has been no increase in the pay of the inen of the Fire Department since 1887, twenty-three years ago, and there has been a tremendous increase in the cost of living. I think our President, Mr. Ballantyne, stated at the hearing before the Committee on Public Lands last week as an expert, as Mr. Harvey was, that labor and materials in the building line has increased in cost within the time referred to ahout 50 per cent. It might be interesting to go back to the records the cost of lahor and materials in the building line and materials in the building line has increased in cost within the time referred to ahout 50 per cent. It might be interesting to go back to the records of 1887 and immediately preceding that time and make inquiry in reference to the increase which was then granted. In 1886, the latter part of the year, December 20, the Board of Fire Commissioners in a letter directed to his Honor Hugh O'Brien, Mayor of the City of Boston, stated that "the Board contemplates a change in the rate of pay of certain classes of the force, in order to place them on an equal footing with like positions in other departments." This can be found in the minutes of 1887, pages 13 and 14. On March 14 of 1887, Alderman William P. Carroll, of the Sixth District, offered an order, which was reported upon favorably by the Committee on Fire Department and which was passed: That the Board of Fire Commissioners be requested to establish the salaries of the permanent members of the Fire Department as follows: engine men (known as engineers at the present time), \$1,300 per annum; assistant engine men, \$1,200 per annum, and perassistant engine men, \$1,200 per annum, and permanent men (hose and ladder men) at the rate of \$1,200 per annum. This order was then sent down to the Common Council for action, and later in the session the Committee on Fire Department reported that no further action was necessary, because the Board of Fire Commissioners included in their Board of Fire Commissioners included in their estimates a sum sufficient to allow for the increase of the pay of the members of the department, and because the appropriation therefor was made by the City Council. This can be found on pages 252 and 541 of the records of the Board of Aldermen, in the minutes of 1887. When the matter of the proposed increase was presented in 1887 there

of the proposed increase was presented in 1887 there was heard the ery of economy. One member of the city government of that year said:

"This is not a time for increases of salary. The city is in an impoverished condition and cannot go into any extravagance of this nature. We are in an impoverished condition, and this is no time to increase salaries."

increase salaries.

increase salaries."

This statement, which was made by Mr. George P. Sanger, Jr., of Ward 11, a member of the Common Council at that time, can be found in the Council Minutes on page 558, 1887. As "economy" was the cry then so I expect it will be now, and I expect that much will be said about the "impoverished condition" of the city to-day. Notwithstanding the cry of economy and impoverishment, the Mayor, Hugh O'Brien, the Board of Fire Commissioners and the City Council joined in granting the desired increase. Referring to the annual reports of the Board of Fire Commissioners, we find that for the fiscal year ending April 30, annual reports of the Board of Fire Commissioners, we find that for the fiscal year ending April 30, 1887, the salaries of the men were as follows: Hose and ladder men, \$1,000 per annum. There were some lose and ladder men receiving that salary, and other hose and ladder men receiving \$3 per day, or \$1,095 per annum. The engineers received \$1,200 per annum and the assistant engineers, \$1,100 per annum. When the increase was granted we find from the report of the Board of Fire Commissioners that the rate of pay was changed, being increased as follows: The hose and ladder men from \$1,000 and \$1,095 to \$1,200 per Fire Commissioners that the rate of pay was changed, being increased as follows: The hose and ladder men from \$1,000 and \$1,095 to \$1,200 per annum: other hose and ladder men, who had not served so long as the regular or permanent men, as they were called, were granted \$1,100 per annumand others still were granted \$1,100 per annumand agraduated scale. The engineers received \$1,300 per annum, an increase from \$1,100 and \$1,200. An irquiry may be made as to the additional amount required to carry out the purpose of a resolution such as this. If the Fire Commissioner sees fit to include in his estimates a sum sufficient to grant the proposed increase in salaries, the total amount required would be about \$142,800. It will not be necessary for the Mayor and Fire Commissioner to consider the two deputy chiefs, as Deputy Chief Grady has lately received an increase under acting Fire Commissioner Carroll from \$2,400 to \$3,000, a \$600 increase, and Junior Deputy Chief McDonough from \$2,200 to \$2,500, a \$300 increase. But the men who would be affected if the Fire Commissioner sees fit to in-

crease the salaries would be 14 district chiefs, 56 captains, 91 lieutenants, 46 engineers, 46 assistant engineers, including the marine engineers, and 465 captains, 91 lieutenants, 4b engineers, 4b assistant engineers, including the marine engineers, and 465 privates or regular permanent men, making 719 men affected in all. There would be remaining in the Fire Department 173 men, all privates, who would not be affected by this proposed increase, not being affected until they are five years in the service. The rate of pay per day for a permanent man in the Fire Department is now \$3.28; if the proposed increase were granted he would receive \$3.83, an increase of 55 cents per day, and \$3.84 per week. The increase would not affect the city debt, but it would affect the tax rate; and Mr. Mitchell, the City Auditor, has informed me that the addition to the tax rate would be about 10 cents or 7½ cents per \$100,000. The increase, if granted by the Mayor and the Fire Commissioner, will not affect the matter of pensions already granted. Chapter 39, section 10, of the Statutes relating to the City of Boston, page 152, says that a man shall receive when pensioned "one-half of annual salary for compensation of the office from which said receive when pensioned "one-half of annual salary for compensation of the office from which said members are retired." So I don't think if an increase were granted it would affect the men who have already been pensioned. The two-platoon system, such as is in vogue in Omaha and has been advocated for some of the cities of the country, would be a greater expense to the city. It would mean a greater expense than an increase such as is proposed, and I think that an increase in salaries at this time would do much to prevent the introduction of the two-platoon system. It may be said that the members of the Fire Department are fairly well treated at the present time. It may be said that they have one day off in five. That is true, but the firemen in other cities are treated nearly as well as the firemen in Boston in that regard, and in some cases are treated better. regard, and in some cases are treated better.

said that they have one day off in five. Inat is rue, but the firemen in other cities are treated nearly as well as the firemen in Boston in that regard, and in some cases are treated better.

In Chicago the men receive one day off in three, or ten days every month. In Cleveland they receive one day off in four, and there are nine other cities besides Boston that grant a day off in five—New York, San Francisco, Cincinnati, Detroit, Washington, D. C., Denver, Dayton, Ohio, Camden, N. J., and Akron, Ohio. There are tweuty other cities that grant one day in every six. A comparison of the salaries paid for like services in other cities may also be of some importance and of some use to the Fire Commissioner of Boston. The captains in Boston receive \$1,600 per year. In New York they receive \$2,500; in Chicago they receive \$1,815; in San Francisco they receive \$1,816; in San Francisco they receive \$1,816; in San Francisco they receive \$1,816; in New York they receive \$2,100; in Chicago, \$1,529; in San Francisco, \$1,710; in Newark and Jersey City, \$1,400, the same as in Boston. The lieutenants in Boston are paid \$1,400. In New York they receive \$1,600; in Chicago, \$1,529; in San Francisco, \$2,100; in New Orleans, \$1,500; in Detroit, \$1,400, the same as in Boston; in Portland, Orc., \$1,500; and in Neartle, Wash., \$1,500; in Detroit, \$1,400, the same as in Boston; in Portland, Orc., \$1,500; and in Seattle, Wash., \$1,500. I believe this is a fair comparison, because some of these cities are about the size of Boston. Taking the engineers of steamers, in Boston they receive \$1,300, and the assistant negineers receive per year \$50 more than the engineers receive \$1,200. In Brookline, Mass., the engineers receive \$1,200. In Brookline, Mass., the engineers receive \$1,200, and the assistants, \$1,200, about the same as in Boston; in Sun Francisco, the engineers, \$1,300, and the assistants, \$1,400, about the same as in Boston in Bridgeport, Conn., the engineers, \$1,300, and the assistants, \$1,200, and the assistants, \$1,200, the

\$1,100. In New York they are paid \$1,200; in Chicago, \$1,155; in San Francisco, \$1,320; in Jersey City, \$1,200; in Seattle, Wash, \$1,140; and in Newark, N. J., Bridgeport, Conn., and Hoboken, N. J., \$1,100, the same as in Boston. Firemen of the third grade are paid, in Boston, \$1,000. In New York they are paid \$1,100; in Chicago, \$1,056; in San Francisco, \$1,200, as much as Boston pays to first grade men; in Jersey City, \$1,100; in Los Angeles, \$1,020; in Seattle, \$1,020; in Newark, N. J., Bridgeport, Conn., and Hoboken, N. J., \$1,000, the same as in Boston.

The firemen of the fourth grade in Boston are paid \$900. In New York they get \$1,000, in Jersey City, \$1,000, in Los Angeles, \$960, and in St. Paul and Hobokeu, \$900, the same as in Boston. The substitute firemen of Boston receive \$720. They are what might be called the fourth grade. New York has no substitute men, but a man entering the department receives \$1,000. In Chicago a substitute receives \$900; in San Francisco, \$1,200, as much as our permanent men; in Newark, \$800; in Jersey City, \$1,000; in Seattle, \$1,020; in Bridgeport, Conn., \$1,000; in Oakland, Cal., \$1,200, as much as our permanent men; in Hohoken, \$900—and there are forty-five other cities in addition to those above mentioned which pay more than Boston; there are twenty-two cities that pay the same as Boston, and nineteen cities, smaller in size and population than Boston that pay less than our city. The right to increase salaries rests with the Mayor and the Fire Commissioner, and the City Council has the right to furnish the money by appropriation; but the City Council has no right or authority to increase appropriations except with the approval of the Mayor. These resolutions are offered simply to request the Fire Commissioner to consider the advisability and expediency of increasing the salaries and to consider the advisability of including in his estimates for the next fiscal year a sum to allow for the increase, if he deems it advisable and expedient. Mr. President, in order that the

The resolutious were assigned for two weeks.

#### TEMPORARY CHAIRMAN, PARKMAN FUND COMMITTEE

Coun. COLLINS—Mr. President, I am not a member of the Parkman Fund Conmittee, but, in the absence of our esteemed associate, Coun. Hale, whose illness has been more protracted than the members of this Council had any idea it would be, I move you, sir, in order that the catastrophe which happened last year—when a substantial proportion of the interest of the Parkman Fund reverted to the principal—may not occur again this year, that the President designate another member of that committee as chairman pro tem. of the committee, so that the committee may meet and act on matters before it.

The motion was carried, and President BALLAN—

and act on matters before it.

The motion was carried, and President BALLAN-TYNE designated Coun. Brand as chairman protem. of the Committee on Parkman Fund Income.

Coun. BRAND—Mr. Chairman, it is in accord with my desires and wishes to have a meeting of the committee. I and the other members have hoped for Coun. Hale's return before this; but, as the year is fast passing, some steps should be taken as indicated by his Honor the Mayor. I shall be very glad to call the committee together as early as possible this week.

#### RECESS TAKEN.

The Council voted at 3.17 p. m., on motion of Coun. COLLINS, to take a recess subject to the call of the President.

The members of the Council reassembled in the Council Chamber and were called to order by the President at 4.39 p. m.

#### EXECUTIVE.

Coun. ATTRIDGE, for the Executive Commit-

tee, submitted the following:
(1) Report ou message of Mayor and order (referred November 28) for transfer of \$1,000 to

appropriation for estate, Massachusetts avenue and Northampton street—that the order ought to

pass.
Report accepted; order passed, yeas 7, nays 0.
(2) Report on message of Mayor and order (referred October 31) to transfer \$262.50 to appropriation for Mayor, office expenses—that the order ought to pass.

ought to pass.

Report accepted; order passed, yeas 7, nays 0.

(3) Report on petition of Rev. L. P McCarthy (referred to-day) for permit for certain children under fifteen years of age to appear at Fitton Hall on December 30—that a permit be granted.

Report accepted; permits granted on the usual

eonditions.

eonditions.

(4) Reports on petitions (severally referred to-day) for sidewalks — recommending the passage of orders that the Superintendent of Streets make sidewalks in front of the following-named estates; said sidewalks to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built as hereinafter specified, the owner to furnish said material, viz.: to furnish said material, viz.:

#### Artificial Stone.

Wood Machine Company, Damrell street, Ward

William A. Gaston, 70–74 Harrison avenue and 9–11A Tyler street, Ward 7.
Boyd & Berry, 10 Draper street, Ward 20.

Domenico Bonanni, 960 Saratoga street, Ward 1. R. H. Allen, 421, 420 and 423 Tremont street and 2-22 Chandler street, Ward 10. Israel Flink, 18, 20, 22 Lynde street, Ward 8. Reports severally accepted; orders passed.

#### ANNUITY FOR MRS. NEEDHAM.

ANNUITY FOR MRS. NEEDHAM.

Coun. BRAND offered an order—That an annuity of \$300 be allowed and paid as long as she remains unmarried to Mrs. Jennie M. Needham, widow of Charles T. Needham, late a member of the Fire Department, who died from injuries received while in the discharge of bis duties as a member of said department; the amount paid under the authority of this order to be charged to the appropriation for Fire Department.

Coun. BRAND—Mr. President, this fireman, Needbam, was attached, I think, to Engine 16, at Dorchester Lower Mills, and in the performance of his duty he was injured at the house and died from the effects. I brought the matter to the attention of the Fire Commissioner, and be advised the passage of this order, and it is on his recommendation that it is presented. The matter will have proper investigation, although he is thoroughly informed as to the details and all the facts in connection with it. So I trust that the Council will act favorably upon the matter.

Coun. KENNY—Mr. President, I am not adverse to this order so far as I know, but I presume I am in the same position as other members of the body. I would like another opportunity to look into it. The order was assigned for one meeting.

over for one week.

The order was assigned for one meeting.

#### A QUESTION OF PRIVILEGE.

Coun. BRAND—Mr. President, I arise at this time to a question of personal privilege, and I want to ask the indulgence of the Council for just a few moments

President BALLANTYNE—Coun. Brand will

President BALLANTINE—Coun. Brand win proceed.

Coun. BRAND—Mr. President, I bold in my hand a copy of a pamphlet called "City Affairs," published in the City of Boston under date of November, 1910. It says at the head of the pamphlet that it is published by the Good Government Association, II Pemberton square. It is not my intention to attack any association or any citizen, but in justice to myself I feel compelled at this time to make this statement. This pamphlet contains in the first place, under the head of "Department of Public Works," the vote of the Council under date of November 14, 1910, whereat this Council considered the passage of an ordinance creating the Department of Public Works. It gives the vote of the Council and then, after giving the vote on the ordinance, says:

"It will be noticed that all the so-called Fitzgerald councilmen were ranged on the opposition. Council or Hale was absent on account of illness."

It further goes on to state in regard to the amend-

ments as follows:
"The members of the Council whose election was

It further goes on to state in regard to the amendments as follows:

"The members of the Council whose election was recommended by this association made a study of the whole problem. In the first place they provided for an amendment giving the commissioner authority to create such divisions as he might find necessary for the proper conduct of his duties."

The statement of the vote on the ordinance and the comments all through are a reflection on at least one member of this Council, and that is myself. They have tried from beginning to end to reflect upon my intentions and upon my judgment, and to make it appear, not only directly but by inference, that I am opposed to this ordinance and, as a further mark of condemnation, in their eyes and in their opinion, I am dubbed "a Fitzgerald councilman." If my attitude on this ordinance entitles me to that distinction, I consider it an bonor. If because I stand in this Council and speak against any measure coming before the Council which I believe is wrong I am to be called a Fitzgerald councilman, or anything else, I am willing to be so called. I reserve the right as a member of the city government to oppose or uphold any measure that comes before this Council. The man or men, the author of this pampblet, is guilty of a most unjust, unwarranted, unfair, and, I consider, villainous-misrepresentation. They have garbled the facts in their report, they have misrepresented in every sentence. In the first place, when they say that "the members of the Council whose election was recommended by this association made a study of this whole problem" they deny to the three councilors who objected to this on reasonable grounds even the slightest semblance of fairness or the right to say whether it was right or wrong. As a matter of fact, the Committee on Ordinances, of which I am a member, discussed this subject thoroughly before Superintendent Rourke; and I want to say here—and the members of this Council will bear me out—that because of the questions which I asked Superintendent because of the questions which I asked Superintendent Rourke in regard to the salaries to be paid the deputy commissioners the ordinance was amended in that particular point. When be came before us first I asked bim who he intended to appoint as bis deputies and what their salaries were to be. He said that the salaries were to be be the salaries were to be. He said that the salaries were to be, as long as be had stated what his salary, was to be, namely, \$9,000. He finally said he thought possibly it should be so stated, and then he said be rather thought it would be just as well not to include it, because he doubted whether perhaps he could get efficient men for that salary. But he finally agreed that it should be so stated. Then the various other errors embodied in that ordinance were corrected among ourselves, a great many of them. The members whose election was not recommended by this so-called Good Government Association, and who have therefore been condemned or have had aspersions cast on them, were just as much interested in the passage of an ordinance which would be neft the City of Boston, increase its efficiency and permit the work to be done more economically as the members of the Council whose election was recommended by this association. I want to call your attention to what I said on November 14, which is printed in the done more economically as the members of the Council whose election was recommended by this association. I want to call your attention to what I said on November 14, which is printed in the Minutes, and if this association saw fit to read my remarks it would certainly seem, in a spirit of fairness—if they have any spirit of fairness—in them at all,—that they should have given me credit for my attitude at that time. But for reasons best known to themselves they have been and they are unfair to every man to whom they do not take a particular fancy. They are dominated by personal likes and dislikes and prejudices. To further prove my statement I want to show you how blindly they have gone about their criticism. I called the attention of this Council on November 14 to an error which I discovered at the last minute, asking that the passage of the ordinance be delayed on account of that and other errors. I referred to the matter of changing the height of wires from 21 to 25 feet and to the clanging of the crossbar for the use of city wires from the top of the poles to the lower part of the poles. To show you bow ignorant they are in regard to the charter provisions, I point to Section 28, which provides that this shall be done by the Street Commissioners; and I contend, if there were nothing else, that this one item alone justifies my conduct and my action, that this Council has nothing whatever to do with

that part of the ordinance and it should not have been brought into it. I claim that the ordinance is defective and illegal. The Mayor overlooked this fact also in sending the ordinance to the Council to-day. Section 28 of the Revised Charter provides that all these matters shall be attended to by the Street Commissioners; therefore we have nothing to do with that whatever. Still, they did not look at that. They have not read the charter, they don't know what they are talking about. Their attitude is simply this, that at this season of the year, if there is any man a candidate for office of whom they do not approve, they will resort to any unfair, underhanded and dishonorable means of defeating him, if they can do so. A few days ago another association,—calling itself the Municipal League, through the chairman of one of its committees referred to men opposed to them as conducting a vendetta here in this city. That word especially fits this case in point. A more underhanded and contemptible vendetta was never conducted in the City of Boston than is being conducted to-day by this so-called Good Government Association. Even in Kentucky and Tennessee, where that relic of barbarism is still practised,— yes, I might even say in Corsica, where it originated,—there is nothing more contemptible or more villainously conducted than this vendetta conducted here in the City of Boston. I want to say that since I have been a member of the city government I have endeavored in every way to be fair and honest in all my transactions. I came to this city government with clean hands, under obligations to mo organization, whether Good Government Association so called, business organizations or anything else. I came here with the esteem and confidence of my neighbors, of my associates in business,— I came here with a chean record, and I have conducted myself in a manner which I think should that part of the ordinance and it should not have fidence of my neighbors, of my associates in business,— I came here with a clean record, and I have conducted myself in a manner which I think should conducted myself in a manner which I think should at least have the commendation of every fairminded man. I challenge comparison of my record with that of any member of the Board of Aldermen in which I served,—or with any member of this Council, and I invite comparison with the work that I have done here with the work that any man has done. If I have not neasured up to the high standard set by the Good Government Association,

it has not been because I did not desire to do so. I have always been free and ready to express myself on all occasions, and I want to say that the specter of the Good Government Association or of the Municipal League never confronted me when I was going to vote on any subject. I have never hoped to retain a seat in this Chamber through the commendation of recommendation of this association or any other. I feel it my duty to-day to make this statement and to show to the citizens of Boston how unfairly this association is treating at least one member here. It is the only opportunity I have to defend myself against this publication, circulated among all classes of citizens and especially among a class of citizens who do not know me personally and who would be influenced by what they read. It is one of the greatest injustices that can be done to any citizen of Boston. These men who claim to be a Good Government Association are trafficking in the most precious things in life, the reputations and characters of men. A man may spend his entire life in building up a reputation in business, socially, in city life and in the work of the city government, and with the stroke of a pen his character and reputation can be smirched and he can be degraded in the eyes of his fellowmen who do not know him personally. I say it is the most outrageous thing ever perpetrated in any civilized community. I do not expect to receive any justice or fairness at their hands, and I simply take this method of laying the matter before this Council and the public.

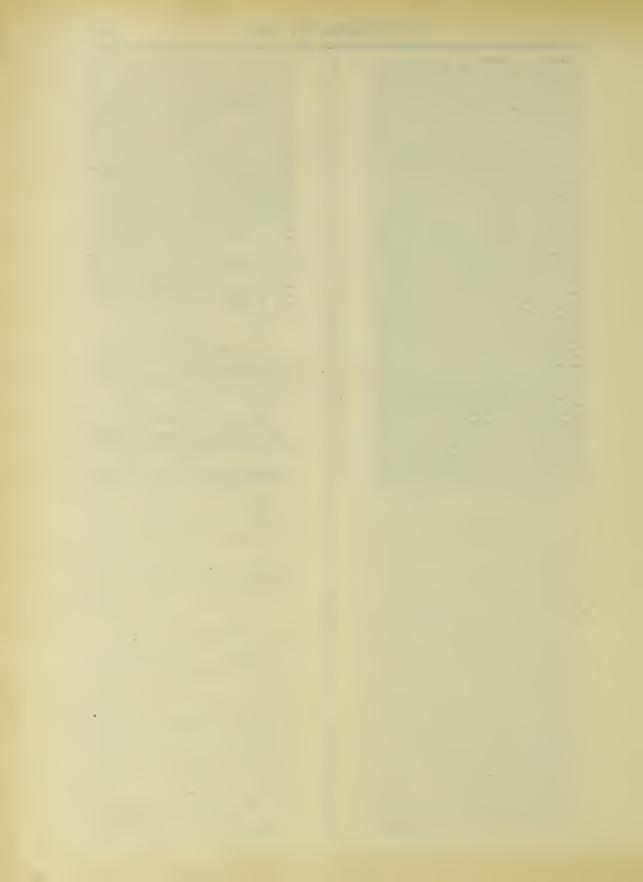
#### NEXT MEETING.

It was voted, on motion of Coun. KENNY, that when the Council adjourn it be to meet on Monday, December 12, at three o'clock p. m., unless called together before that time by the President.

#### GENERAL RECONSIDERATION.

Coun. BRAND moved a general reconsideration on all business transacted at the meeting, hoping that the same would not prevail. Lost.

Adjourned at five o'clock p. m., on motion of Coun. McDONALD.



## CITY OF BOSTON.

# Monthly Conference City Council and Heads of Departments.

Boston, December 5, 1910.

Monthly conference between the Mayor, City Council and heads of city departments, in the Mayor's hearing chamber, City Hall, at three

o'clock p. m.
Mayor FITZGERALD presided, and in calling

o'clock p. m.
Mayor FITZGERALD presided, and in calling the mecting to order said:
Gentlemen, you will please come to order. The first business is the reading of the minutes of the last meeting. (The records of the last conference meeting, of October 3. 1910, were read by Mr. Doyle, assistant City Clerk.) If there is no objection to the records as read by the secretary, they will stand approved. (No objection.) Are there any communications to be read? Any reports of committees? Unfinished business?

Superintendent ROURKE—Your Honor, the committee for the standardizing of wages of men employed by various heads of departments have met and decided that we had better leave the mater as it stands at present, leaving each head of a department to work out his own salvation in that respect. There are various clauses, for example, in our Street Department contracts, particularly where a contractor is called upon to do extra work. We allow him cost and 15 per cent. That is a very important clause, and there are heads of departments who do work on another basis. For instance, they will send for mechanics and employ them by they will send for mechanics and employ them by they will send to incentains and employ deal by the day; and in many cases contractors will not send a man out to work by the day for cost and 15 per cent. The result of the whole thing is that we have decided to leave it as it is.

Mr. Rourke's report was accepted.
Prof. F, SPENCER BALDWIN submitted the

REPORT OF SPECIAL COMMITTEE ON PENSION AND RETIREMENT SYSTEM FOR CITY EMPLOYEES.

Boston, December 5, 1910.

To the Monthly Conference of Members of the City Council and Heads of Departments:

Your committee, appointed to inquire into the effect on the city finances of the acceptance of chapter 619 of the Acts of 1910, entitled "An Act to Authorize Cities and Towns of the Commonwealth to Establish Retirement Systems for their Employees," report as follows:

#### Synopsis of Act.

The act in question authorizes cities and towns to establish retirement systems for their employees on a basis of substantially equal division of the expenses between the beneficiaries and the municipality. The employees are to be assessed regularly on their wages and salaries at the rate of not less than one, and not more than five per cent, to provide a fund out of which annuities shall be paid to those retired from the service. Exception is made, however, in the case of employees receiving more than \$30 per week. Such persons are not to be assessed on the excess above that amount. That is, employees of this class are all assessed on the flat basis of \$30 per week. Each employee retired under the provisions of the act is to receive an annuity of such amount as his contributions during his period of service, accumulated with interest at 3 per cent compounded semiannually, will provide for him according to actuarial computation. The city is to supplement this annuity in each case with a pension of equivalent amount. In no case shall the combined amount of annuity and pension be less than \$200. The age of voluntary retirement is fixed at sixty years. That is, employees who have reached that age may retire or may be retired by the Board intrusted with the administration of the act. The age of compulsory retirement is fixed at seventy years. That is, employees who have reached that age must retire or be retired. An additional requirement of fifteen The act in question authorizes cities and towns

Years continuous service is laid down for employees retiring or retired at the age of sixty. Further-more, employees who have served thirty-five years continuously may retire or be retired at any age.

continuously may retire or be retired at any age. Participation in the retirement system is optional for present employees. It is obligatory for future employees—those entering the service after the establishment of the retirement system—with these exceptions: Officers elected by popular vote, and employees eligible for a pension from the city for any reason other than membership in the association, are debarred from participation.

In addition to pensions for subsequent service.

ciation, are debarred from participation.

In addition to pensions for subsequent service, pensions for prior service are also provided. That is, employees in the service of the city when the pension scheme is established are to receive, in addition to the pension which they may secure through their contributions to the annuity fund, an extra allowance equal to the annunt of the annuity that they might have carned for themselves had the scheme been in operation when they entered the service and had they made contributions to the fund from that time in proportion to their current wages or salaries. It should be noted, further, that employees who had reached the their current wages or salaries. It should be noted, further, that employees who had reached the age of sixty years when the retirement system was established, and employees who had reached the age of fifty-five years at that date and also became members of the association, may be retired with pensions for prior service without having completed the otherwise required service period of

The administration of the system is intrusted to a Board of Retirement, consisting of the City to a Board of Retirement, consisting of the City Treasurer, ex officio, another member chosen by the Retirement Association composed of the participating employees, and a third member selected by the first two or appointed by the Mayor in case of their failure to agree. The Insurance Department of the Commonwealth is given adequate powers of supervision with reference to the actuarial and administrative features of the system.

A referendum clause provides that the system shall not go into operation until it has been accepted first, by the City Council, and, later, by the voters at a regular municipal election.

#### METHOD OF CALCULATION.

Method of Calculation.

It is obvious that the cost of such a scheme cannot be calculated accurately in advance. Any estimate can be only approximate. There are several elements of uncertainty that necessarily enter into the calculation. In the first place, it is impossible to tell exactly how many of the present employees would elect to participate in the scheme, as participation is voluntary. Again, the percentage of assessment on wages and salaries is not fixed definitely, but may range from 1 to 5 per cent, according to the decision of the Board of Retirement. Also, employees may be classified, with different percentages of contribution for the various classes. Furthermore, the number of employees in the age group sixty to seventy years—that is, between the age of voluntary and that of compulsory retirement—who will retire or be retired cannot be determined. There are uninor indeterminable factors that enter into the calculation which need not here be enumerated.

Under the conditions any calculation of cost was the based on vectoria wages of such search in the case whitered.

indeterminable factors that enter into the calculation which need not here be enumerated.

Under the conditions any calculation of cost must be based on certain more or less arbitrary assumptions. For the purpose of making a preliminary calculation it may be assumed, first that all present employees will participate. While participation for this class is voluntary, the advantages held out are so attractive that it may reasonably be assumed that all persons now in the service of the city would become members of the Retirement Association. Second, the calculation may be based on the assumption that either the minimum rate of 1 per cent, or the maximum rate of 5 per cent, assessment on wages and sularies will be chosen; it seems unnecessary for purposes of a preliminary estimate to calculate the cost for the intervening rates of 2, 3 and 4 per cent. Third, let it be assumed, finally, that all employees of the age of sixty-five or over would retire or would be retired when the system went into operation. This assumption is not altogether arbitrary but is a reasonable forecast of the probable scope of the retirement system during the first year of operation. A further question arises regarding the method of calculation to be adouted. The cost for the first

A further question arises regarding the method of calculation to be adopted. The cost for the first year would be comparatively small; the expense would then increase gradually until the system had come into full operation. Your committee has thought it sufficient for purposes of preliminary

forecast to indicate the probable cost for the first .

year and for the sixth year of operation.

The contributions to be made by the city are defined in the act as follows:

"Every month the city or town shall contribute such amount as the Board of Retirement may determine the state of the st mine to be necessary to pay current pensions for subsequent service

be determined to be necessary to pay current pen-

up a surplus or a defect arising from annuity de-posits cannot be determined in advance. There would be no payment whatever on this account for the first year, as there would be no previous annuity deposits to give rise either to a surplus or a deficit.

the first year, as there would be no previous annuity deposits to give rise either to a surplus or a deficit. For the fifth year, moreover, the amount would be small in any event. This element in the cost may then be left out of account as practically negligible for purposes of the present calculation.

Furthermore, in calculating the cost of the system it is not necessary to distinguish between payments on account of pensions for prior service and for subsequent service. The obligation entailed upon the city is the same in both cases. That is, in the case of persons having a claim for pensions for subsequent service the city pays an amount equal to the annuity earned by the employees. In case of persons having a claim for pensions for prior service the city pays an amount equal to the annuity that would have been earned by the employee had the system been in operation when he entered the service. It is not necessary, therefore, in calculating the expense of the act for the first year or for later years to distinguish between prior and subsequent service.

The first step in estimating the cost of the system is to obtain getting data revarding the employees.

prior and subsequent service.

The first step in estimating the cost of the system is to obtain certain data regarding the employees of the city. It is necessary to know the number of persons on the pay roll, their ages, wages or salaries and periods of service. In February, 1909, an enumeration of the persons then employed by the city who were not eligible for pensions under existing legislation was made by the department of statistics. The returns of this census, comparatively recent as it was, furnish a basis for calculating the probable cost of the proposed retirement system, according to the assumptions previously indicated.

indicated.

indicated.

The total number of such employees on the pay roll at the time of this enumeration was 5,767. The number, sixty-five years of age and over, who would be retired during the first year of operation, according to the assumption that has been made, was 477. The additional number, sixty to sixty four years of age, who would be retired during the first five years of operation was 522.

Pensions for prior service Minimum payments Expenses of administration

Totals.

#### COST FOR SIXTH YEAR.

Cost for Sixth Year.

The cost after five years may be calculated, according to similar assumptions, as follows:

The number of employees in the age group sixty sixty-four who would retire or be retired during the first five years of the operation of the system is 522. The amount of wages and salaries of this group is \$390,991.01. A 1 per cent assessment on this would amount to \$3,909.91. Accumulated at 3 per cent interest, compounded semiannually, this would yield \$114,931.53 after twenty-one years. This would provide annuities amounting to \$13,714.98. At the maximum rate of 5 per cent the amount would be \$68,574.90.

COST FOR FIRST YEAR.

Cost For First Year.

The number of employees sixty-five years of age and over, to be retired during the first year, is 477. The total amount paid this group in wages and sularies—exclusive of all amounts exceeding \$30 a week, or \$1,560 per year, which are not assessable for annuity and pension purposes under the act—is \$321,956.74. The annual contributions of the employees to be retired under the act would then amount to \$3,219.56 at the rate of 1 per cent. The average period of service of this group is twenty-one years. The annual contributions accumulated at 3 per cent interest, compounded semiannually, would amount in twenty-one years to \$94.638.96. The average age of this group is sixty-eight years. The accumulated contributions would at that age provide annuities, according to the American mortality, tables, at contributions would at that age provide annuities, according to the American mortality tables, at 3 per cent, amounting to \$11,293.43. If the maximum assessment rate of 5 per cent were chosen the amount would be \$56,467.15. These totals represent the amounts required to pay pensions for prior service, proportionate to the annuities hypothetically earned on the 1 per cent and 5 per cent basis, respectively.

The additional amounts required to insure the

cent basis, respectively.

The additional amounts required to insure the minimum payments provided for in the act, at the rate of \$200 for each retired employee, must next be calculated. If the rate of assessment were only 1 per cent, the additional amount would be very large proportionately, as only a few of the annuities would reach the minimum figure. It appears, indeed, that only three of the 477 retired employees would have contributed a sum sufficient to provide an annuity of \$200. The amount due the other 474, on the minimum basis of \$200 each, would be \$94,800. Their accumulated contributions would provide only \$11,135.02. This would leave a deficit of \$83,664.98, representing the amount required to insure the minimum payments on a 1 per cent basis.

the amount required to insure the minimum payments on a 1 per cent basis.

If the rate of assessment were 5 per cent the additional amount would be much smaller, as a larger proportion of the annuities would reach the minimum figure. The number who would have contributed enough to provide an annuity of \$200 would be 141. The sum required to cover the minimum allowances for the remaining 336 would be \$67,200. This group would have earned, on a 5 per cent basis, annuities amounting to \$22,-856,70. The deficit to make up the minimum payments would then amount to \$44,343.30.

The expenses of administration may be estimated approximately as follows:

One actuary	\$3,000
Clerks and stenographers	14,000
Rent of offices	
Office furnishings	1,000
Printing, books and stationery	3,000
Contingent	
Contingential	

\$25,000

According to these estimates, the total amount which the city would pay in the first year of operation of the pension system would be as follows:

At 5 Per Cent. \$56,467 15 44,343 30 At 1 Per Cent. \$11,293 43 83,664 98 25,000 00 25,000 00 \$119,958 41 \$125,810 45

The additional amounts required to provide minimum payments, calculated according to the methods used in making the estimates for the first year, allowance being made for the contributions to the annuity fund by this group during the average period of service subsequent to the establishment of the pension system, would be, on a 1 percent basis, \$92,192.06, on a 5 per cent basis, \$46,560.30. Adding to the foregoing totals for pension and minimum payments the amounts payable for pensions entered upon the first year, previously calculated, we should have as total pension and minimum payments for the sixth year, on a 1 per cent basis, \$200,865.45, on a 5 per cent The additional amounts required to provide

basis, \$215,945.65. But in estimating the expense for the sixth year allowance should be made for the reduction of the pension roll by mortality. At the age of sixty-five the average mortality is forty per 1,000, according to the American mortality tables. Making allowance at this rate, which is obviously the minimum that could be taken, we should have a reduction in the pension roll in five

years of five times 4 per cent, or 20 per cent. This would amount to \$40,173.09 for the 1 per cent total and \$43,189.13 for the 5 per cent total. Finally, it may be assumed that the expense of administration would increase, perhaps, 10 per cent in five cent. cent in five years.

On the basis of the foregoing calculations, the cost for the sixth year would be as follows:

Pensions and minimum payments as previously calculated for first year Additional pension payments calculated for all persons retired during next	At 1 Per Cent. \$94,958 41	At 5 Per Cent. \$100,810 45
five years Additional minimum payments calculated for all persons retired during next	13,714 98	68,574 90
five years	92,192 06	46,560 30
Allowance for reductions of pension roll by death	\$200,865 45 40,173 09	\$215,945 65 43,189 13
Expenses of administration	\$160,692 36 27,500 00	\$172,756 52 27,500 00
Total	\$188,192 36	\$200,256 52

#### "Gross" AND "NET" COST.

It should be remembered that these amounts are

"Gross" and "Net" Cost.

It should be remembered that these amounts are only approximations of the probable cost, based on certain assumptions and on certain averages. We believe, however, that they represent with reasonable closeness the pecuniary outlay that would be entailed by the adoption of the proposed retirement system.

The foregoing figures, it should further be remarked, show only the gross expenses of the retirement system, as it may be termed. In order to determine the net effect of the system on the city's finances it would be necessary to take account of the savings that might be expected to result from the establishment of the system. These savings might be effected in three ways: First, through elimination of the direct waste of money paid in wages and salaries to aged employees who have outlived their usefulness; second, through stoppage of the indirect loss entailed through the slow pace forced upon the rest of the workers by the presence of inefficient veterans; third, through the positive gain resulting from the substitution of younger men for the retired veterans and the increase of efficiency that might be promoted by the retirement system. Obviously the effects of the system in these various directions cannot be measured in advance. To what extent the economies indicated would actually be realized in practice must remain a matter of opinion until the experiment has been tried. Your committee is unable, therefore, to present an estimate of the net cost of the proposed retirement system.

#### Amount of Pensions.

Inquiries have been made by interested parties regarding the amounts of retirement allowances that would be received by pensioners. The following examples throw light on this question:

ing examples throw light on this question:

1. A person entering the employment of the city at age of twenty-five, serving thirty-five years, at an average salary of \$600, and retiring at age of sixty, would be entitled, on the basis of a 1 per cent rate of contribution, to an annuity of \$32.38. As this amount doubled by the pension would be less than the minimum, \$200, fixed in the act, such a person would receive that minimum. On the basis of a 5 per cent rate he would be entitled to an annuity of \$161.90, which, doubled by the pension, would make an allowance of \$323.80.

2. For a salary of \$900, under similar conditions as regards age and service, the allowances would be as follows:

AnnuityPension,	1 Per Cent Basis. \$48 57 48 57	5 Per Cent Basis. \$242 85 242 85
Totals	\$97 14	\$485 70
3. For a salary of \$1,200:  Annuity	1 Per Cent Basis. \$64 76	5 Per Cent Basis. \$323 80
Pension	64 76	323 80
Totals	\$129 52	\$647 60

#### For a salary of \$1.500:

	1 Per Cent	5 Per Cent
Annuity	Basis, \$80 95	Basis.
Pension	80 95	404 75
Totals	\$161 90	\$809 50

It should be noticed that the minimum contribu-tion rate of 1 per cent would not in any ease yield a sufficient amount of annuity to cover the minimum payment.

F. SPENCER BALDWIN, CHARLES H. SLATTERY, J. ALFRED MITCHELL, Committee.

Mayor FITZGERALD—Gentlemen, you have heard the report rendered by Mr. Baldwin. What is your pleasure? The customary way to handle matters of this kind is to have them presented to the City Council and printed as public documents. There is so much matter of importance in this report, so much that needs thorough study, that it seems to me that would be a proper disposition to make of it.

It was moved by Coun. BRAND, and seconded, that the report be printed as a public document and submitted to the City Council.

Coun. BRAND—Mr. Mayor, I would ask Professor Baldwin if he contemplates the limit of age at which a man may enter the employ of the

age at which a man may enter the employ of the

Professor BALDWIN—The only restriction in eity.

Professor BALDWIN—The only restriction in regard to the age at which a man may enter the employ of the eity might in practice develop out of the provision that an employee fifty-five years of age and over shall not participate in the pension system. The reason for that obviously is that such an employee could not give the fifteen year period of service requisite for retirement prior to compulsory retirement at seventy; and the practical effect of that would be, I should suppose, to discourage the employment of men of fifty-five years of age and over. They would be debarred in that way from the retirement system because of that provision.

Coun. BRAND—Another question: Would you suggest compulsory retirement at a certain age, rather than making it a matter of choice?

Professor BALDWIN—That is provided for in the bill, at seventy years of age. Practically all retirement systems embody that provision. That was adopted by the commission without any question.

Coun. BRAND—You have said, I understand, that they would be retired at seventy.

Coun. BRAND—You have said, I understand, that they would be retired at seventy. Professor BALDWIN—That is the age for compulsory retirement, seventy. They may retire at sixty, if they have served the fifteen years and have uset the conditions.

Coun. BRAND—I would ask Professor Baldwin if he heard Mr. Emerson on this subject when he appeared before the committee at the State House? There was a committee appointed as you remember, perhaps, to hear different organizations and persons interested in this old age pension. I think it was a year ago last spring, and Mr. Emerson, who was then Superintendent of Streets, presented quite an

exhaustive statement in regard to conditions here in the city. He showed at that time that in his department alone, the Street Department, the City of Boston was paying \$205,000 per year for which it received no return whatever, owing to extreme old age and inefficiency in the department; which it received no return whatever, owing to extreme old age and inefficiency in the department; and Water Commissioner Hannan, when he spoke on the subject, said that the conditions were even worse in his department. For that reason I should like to ask if you have consulted or communicated with Mr. Emerson at all on this subject and have been benefited at all by his research?

Professor BALDWIN—Yes. I might say that I was serving at that time as secretary of the commission hefore which the meeting was held at which Mr. Emerson appeared. I heard Mr. Emerson and Mr. Hannan, and had some later conferences with Mr. Emerson.

Coun. BRAND—Is your estimate submitted to-day based on some of his figures?

Professor BALDWIN—Not directly, no. I have not made any use of his figures in that estimate submitted by the committee to-day.

Mayor FITZGERALD—Is there any other member of the Council present who wishes, or are there any of the heads of departments who wish, to ask Professor Baldwin any questions?

member of the Council present who wishes, or are there any of the heads of departments who wish, to ask Professor Baldwin any questions?

Election Commissioner MINTON—Mr. Mayor, I wonder if the committee had in mind certain facts in connection with this matter. The act provides that it must be accepted by the City Council and then adopted by the people, and that the Insurance Commissioner shall issue a certificate on certain days. It provides that every employee may hecome a member of the association, but that those who do not wish to join may signify their intention in writing to the Election Commissioners within sixty days. It then provides that within thirty days an election shall be held to elect a second member of the Board of Retirement. It scems as though those provisions ought to have been reversed—that the election of this second member can hardly be done by members of an association when that association has not been established. In other words, there is no qualified voting list from which to elect the second member of this Board. I wonder if the committee had that in mind?

Professor BALDWIN—That matter was taken

that in mind?

Professor BALDWIN—That matter was taken under consideration by the committee. There appears to be a real inconsistency in the act at that point. Either the time for qualification or disqualification under the act-must be shortened, or the time within which the meeting for organization must be held must be lengthened. It will be necessary to amend the act in that respect. That is an inconsistency which escaped the attention of the commission which sat for months on this measure.

an inconsistency which escaped the attention of the commission which sat for months on this measure, the Committee on Legal Affairs and the Committee on Ways and Means, at the State House. It is one of those mistakes which frequently erop up in matters of this kind.

Mayor FITZGERALD—Will you call it to the attention of Mr. Babson so that a suitable amendment can be drafted?

Professor BALDWIN—I will.
Coun. COLLINS—Mr. Mayor, I would ask, through you, whether or not there is any precedent for this act? That is to say, is there any American eity about the size of Boston, or of similar size, where the practical working out of this act has been tried? If not in this country, I would ask whether or not it has been tried in Germany? If so the

eity about the size of Boston, or of similar size, where the practical working out of this act has been tried? If not in this country, I would ask whether or not it has been tried in Germany? If so, to what extent and with what suecess?

Professor BALDWIN—There is no precedent so far as the practice of American cities is concerned. The pension systems of American cities have dealt with only certain classes of employees, such as firemen, policemen and teachers—such pension systems as we already have in Boston. Every European city of any size, however, has a pension system for the general employees. Details vary very widely. Some of them are supported in whole by the contributions of the employees, and no general synopsis could be given. You will find in the report of the State Commission on Old Age Pensions a synopsis of the workings of such pension systems, generally. The results of these pension systems, as I have been able to find partly by correspondence and partly by observation on the ground, have been wholly satisfactory. That also applies to pension systems of railroad and general industrial corporations; that is, no such system once adopted has ever been reduced in scope or abandoned. I think that is all I can say in answer to that question. to that question.

Coun. COLLINS—I would like to ask specifi-cally in regard to this type of statute, whether or not a statute substantially like this is in operation

cally in regard to this type of statute, whether or not a statute substantially like this is in operation either here or abroad.

Professor BALDWIN—No. This plan is new in this respect; it provides for the accumulation of a fund by the employees' contributions, out of which annuities shall be paid on a strictly actuarial hasis. That is a new feature. Those amounts are then to be supplemented by bonness of an equivalent amount paid out of the city treasury. There are in existence pensions which are horne on a co-operative hasis, partly by employees and partly by the nunicipality, but there is no system based on actuarial computation, as this is here.

Coun. KENNY—May I inquire, Professor, if this act has yet been accepted by any city or town in the state?

Professor BALDWIN—I don't know. I think not. Mayor Ashley, of New Bedford, stated at a recent conference that that city probably would accept the act. They have it under consideration and the committee has reported. I know of one town that will, without doubt, accept the act later; but, so far as I know, no city or town has yet accepted it.

accepted it

accepted it.

Coun. COLLINS—I would like to ask the professor one more question, Mr. Mayor, and that is this, whether or not he has in mind any perfecting amendments which he thinks desirable to offer to the next Legislature on this act, in preference to having the city accept it this year. That is to say, whether or not he has in mind any amendments to this present statute which he thinks would be desirable, and whether he would accordingly suggest nostronement of action until some

ingly suggest postponement of action until some further date.

Professor BALDWIN—No. The only amendment is the one of minor detail which has already been mentioned. That is the only amendment which has been brought to my attention, the only amendment that I think it would be necessary to

Coun. KENNY—I suppose, after all, Mr. Mayor, that this is a matter that must be taken up by the City Council and threshed out, because under the statute we must accept it before it may be submitted to the people. It need not necessarily be submitted this year; it may be submitted any submitted to the people. It need not necessarily be submitted this year; it may be submitted any time subsequent to our acceptance or adoption of it. I would like to say just this, that this pension act really does not reach the point of retiring the supersanuated employees, so called, and I supposed that the object of a pension act was to do that. Under the language of the act any employee who is affected, or who may be affected by it, can simply notify the Election Commissioners within two months after the act has become operative, and he is exempt from becoming a participant under the act. It is quite reasonable to suppose that a great many men who are reaching the point where they will perhaps he termed superannuated will decline to accept the provisions of this act, and the statute, therefore, so far as it may affect those men, has not accomplished anything at all. As I say, that is a matter that I presume must be threshed out before the City Council, and I presume we will have the report and the professor before us.

before us.
Mayor FITZGERALD—Of course Mr. Kenny

will realize that, in the case of any man who is becoming superannuated and in a condition where he cannot do good work, if he would not accept the provisions of this act the Superintendent of he cannot do good work, if he would not aeeept the provisions of this act the Superintendent of Streets, the Water Commissioner, or the head of any department, would not feel the same pangs of conscience in separating such a man from the service that he might now feel with no pension act or means of relief possible. Mr. Rourke has wrestled with the problem of inefficient service in his department, and it is a problem which has faced the Water Department. Every one of us knows that there are some hundreds of men in the employ of the City of Boston who do not give adequate scrvice, yet nobody feels like discharging them, because it means leaving them without any income and helpless. If these men, however, should refuse to take advantage of this act, their future would then, of course, be in their own hands. I believe this matter was first broached when I was mayor before. I went before the Legislature and they deferred legislation until the next year. The next year I appeared again and action was deferred again. Mayor Hibbard went to the Legislature in 1908 in regard to the matter and an act was passed that year ealling for the appointment of a commission to investigate the subject. They went into the matter very closely and very intelligently, I think, for two years. Men like Professor Baldwin and like Mr. Hale, who unfortunately is ill at the present time, spent a great many days and nights on this matter,

wears. Men like Professor Baldwin and like Mr. Hale, who unfortunately is ill at the present time, spent a great many days and nights on this matter, and the act represents the sum and substance of their labors. It seems to me that, unless there are more powerful reasons against it than have appeared at the present time, the present City Council and city government, of which I am a member, should accept this act.

Coun. KENNY—Of course, it is not a matter for discussion here this afternoon, but it seems to me this act should not be accepted by the City Council as at present drawn, and I think we might well address ourselves to the proposition of looking for some amendments. Personally, as one member of the City Council, I have made up my mind not to vote for it. As I have already said, it is very easy to say we get rid of the superannuated employees, but we don't do it. We never have, and I don't see that this will accomplish the result. We are told that the result may be this, that an employee will be brought up and you will say to him, "Here, you have not taken advantage of this pension act; now you are going to be discharged." I don't think that is likely to result as a cousequence of his not having accepted membership in the association to which he would be entitled under this act. There are several phases of this act which really should be amended if you are going to have a pension act which will work satisfactorily—one of which was pointed out by the Election Commissioner a moment ago. A man sixty years of age, who has given the city fifteen years of service, may be retired under this act. Gentlemen who are sitting here this afternoon, drawing salaries of a substantial amount, are also entitled to pensions under this act. I think that is clearly wrong. I don't think any man who has received a large salary, which has allowed him to put by or save a comfortable amount for the days when he has lost his earning power, should be allowed to come under the provisions of this act and received is hencefits. Theref but by or save a comfortable amount for the days when he has lost his earning power, should be allowed to come under the provisions of this act and receive its benefits. Therefore, I hope, as one member of the Council, that the Legislature will be called upon to amend this act before it is accepted. Mayor FITZGERALD—You are aware, are you not, that the officeholders are not pensioned on the besie of their prepart calaries?

on the basis of their present salaries?

Coun. KENNY—I understand that any man who is not an elective officer of the city may take advantage of this legislation.

Mayor FITZGERALD—To what amount?

Coun. KENNY—Up to the salary basis of \$30

a week.

Mayor FITZGERALD—That would be about

Mayor FIF2CEITED
\$1,500 a year.
Coun. KENNY—Yes.
Coun. BRAND—Mr. Mayor, I think Coun.
Kenny is a little wrong in his theory of this proposed pension system. As a matter of fact we must accept the act first, and I understand that such matters of detail as have been submitted by Profesinatters of detail as have been submitted by Professor Baldwin are subject to the limitations that may be placed upon them by the City Council and your Honor. I think it is perfectly proper, as you suggest, your Honor, that we accept the act first and then work out the plan, either on the line that has been outlined by Professor Baldwin, or in some amended form

been outlined of amended form.
Mayor FITZGERALD—What is the maximum amount, Professor Baldwin, that officials of the

amount, Professor Baldwin, that officials of the city can receive?

Professor BALDWIN—It depends, of course, on the period of service. On the basis of the highest assessment, the maximum rate of 5 per cent, for a person serving thirty-five years at an average salary of \$1,500,—and that is pretty close to the maximum under the operation of this act,—I think the total would be under \$800 per year, including the annuity and the pension.

Mayor FITZGERALD—That is, an official who, for instance, had received \$4,000 per year in the city's service, and who had been in the service for twenty years or more, could not receive more than \$800 a year pension?

twenty years or more, could not receive more than \$800 a year pension?

Professor BALDWIN—No, approximately that. Of course, if he had received a salary of \$4,000 a year for forty years, the amount might be somewhat larger, but it would still be under \$1,000, I think.

Mayor FITZGERALD—How much might it

amount to?

Professor BALDWIN—It might amount to \$1,000; but, as I say, \$800, I think, represents the maximum amount likely to be paid, taking the

salaries paid in Boston and the 5 per cent rate

sataries paid in Boston and the 5 per cent rate referred to in the act.

Mayor FITZGERALD—So, if a man receives \$4,000 a year for forty years, he could not receive over \$1,000 a year under the act, and he would probably have to wait until he was seventy years cell to ret thet?

probably have to wait until he was seventy years old to get that?

Professor BALDWIN—That is approximately so. Then, of course, only half of that is contributed by the city.

Mayor FITZGERALD—I want to say, for the benefit of the City Councilors, that they were all invited to appear at these hearings that were held at the State House. A great deal of time was spent upon the matter last spring and a great deal of work was put into the perfecting of the act. While that of course does not take away from anybody that, of course, does not take away from anybody the right to act at this time, I would suggest that that was the time for members of the City Council to go to the Legislature and submit whatever views they had. The City Council and all officials of the to go to the Legislands and all officials of the they had. The City Council and all officials of the city have had information in regard to the matter. It has been up for consideration four years, and this act has now been passed. It would be too bad now, when it has arrived at the present stage, to refuse to permit the act to come properly before the people.

Coun. KENNY-Of course, between the present

the people.

Coun. KENNY—Of course, between the present time and election day there is hardly time to properly set before the people the nierits, or otherwise, of the act. The merits of the act should be set forth before the people before they pass upon it. The City Council, even if it refuses to act upon the matter at the present time, may do so next year. It does not necessarily follow that this would end it. Mayor FITZGERALD—It puts the matter over for a whole year.

Coun. KENNY—Yes.

Mayor FITZGERALD—And there has been nothing to prevent the City Council from acting upon the matter during nearly the whole year and giving the people all the chlightenment they wish. Coun. KENNY—Well, there is no obligation resting on the Council to act on this, Mr. Mayor. Mayor FITZGERALD—I think there was a moral obligation on them, Mr. Councilor, to act upon this matter just as soon as it came before them. I think there was certainly such a moral obligation on the Council. The Legislature did not state specifically that this must be acted upon by the Council, but I think if there had been in the mind of the last Legislature any doubt that the Council of this year would refuse to act, it would have provided that action must be taken on the matter.

Coun. KENNY—We are not obliged to act upon a matter that we don't believe in. We are not

matter.

Coun. KENNY—We are not obliged to act upon a matter that we don't believe in. We are not required to act upon matters without proper discussion and reflection, and I do say positively that the City Council should not be called upon to act on and accept a proposition in which it does not

Mayor FITZGERALD-The City Council may, Mayor FITZGERALD—The City Council may, of course, refuse to permit the people to vote on the proposition; but the City Council, by refusing to act upon the matter, simply denies to the people an opportunity to pass by referendum on a matter which it was intended by the Legislature that they should have a right to pass upon by referendum. That is the responsibility of the City Council, of courses.

Coun. KENNY—Well, the Legislature have practically said, "Let the City Council thresh this out and decide whether it is a good thing to submit to the people. If it is, let them put it up to the people." Now, if the City Council does not wish to so decide, it is not obliged to do so, and I have not, as one member, decided that it is a good thing.

not, as one member, decided that it is a good thing.

Mayor FITZGERALD—My point is that the objections that you have raised are not well taken. When you say that there is not sufficient time elapsing between the time the City Council will act on the matter and the time it will be decided by vote of the people, I say that the City Council will has had nearly the whole year to thresh this thing out, to air its views before the people of Boston. The intention of the Legislature was that this matter should be acted upon this coming January.—providing, of course, the City Council passed it; and in view of the fact that the members of the City Council were officially notified of what was being done in the nuatter, that Mr. Hale, one of the members of the Council, took an active part in the framing of this act, that it is a matter which the City Council has discussed for the last two or three years, and that it is, after all, a matter that is to be submitted to the vote of the people, by referen-

dum, action should be taken without unnecessary

dum, action should be taken without unnecessary delay. Of course, nobody would urge that the City Council pass something clearly not in the interests of the city; but, as I say, this, after all, is to be submitted to referendum, and the vote of the people is to finally decide it.

Coun. KENNY—If the City Council is in doubt about the advisability or expediency of passing this act, isn't it better to defer action for a while and not turn it down definitely at this time,—not kill it, but let the matter lie over? It may well be that when I come to look into it later I will approve of it, but if I have to act now, I will vote to kill it. I would do so, personally.

I would do so, personally.

Mayor FITZGERALD—I can myself see no substantial reason that has been advanced here this afternoon that would justify the City Council

this afternoon that would justify the City Council in refusing to permit the people to vote on this question this year.

Coun. BRAND—Your Honor, I would like to say that this order has been on our calendar every week for the past three months, and it is only out of deference to Coun. IIale, who has been absent by reason of illness, that we have not acted upon it. We have let it remain on the calendar, thinking from week to week that he would return. But I think the matter should be taken up.

Mayor FITZGERALD—Mr. Kenny's opinion is that the people ought to be saved from them

selves, that they haven't the intelligence to say whether it is a good thing or not. Coun. KENNY—Mr. Mayor, I cannot allow that statement to go unchallenged. I said nothing

that statement to go unchallenged. I said nothing of the kind.
Mayor FITZGERALD—That is my interpretation of it, nevertheless.
Supt. HANNAN—Mr. Mayor, at the present time the heads of departments are making up the estimates for next year. I would like to ask Coun. Kenny if he will vote for a sufficiently large appropriation for the street and water departments to carry the same number of superannual men that

priation for the street and water departments to carry the same number of superannuated men that we have at the present time? Coun. KENNY—I will cross that bridge when I come to it, Mr. Mayor. Mayor FITZGERALD—The question comes on Coun. Brand's motion that this be printed as a

Coun. Brand's motion that this be printed as a city document.

The motion was carried.

Mayor FITZGERALD—The Chair will state that after this is printed as a city document he will take the liberty of calling a special meeting of the heads of departments, with the members of the City Council to discuss this matter further, after we have had an opportunity to read the report of Professor Baldwin.

Professor Baldwin.

There being no further business before the conference, it was adjourned at 4.30 p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Monday, December 12, 1910.

Regular meeting of the City Council, held in the City Council Chamber, City Ha.l, at three o'clock p. m., President BALLANTYNE in the chair. Absent—Coun. Curley and Hale.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the last meeting.

#### JURORS DRAWN.

Jurors were drawn in accordance with the provisions of chapter 514 of the Acts of 1894, viz.:

Thirty-five traverse jurors, Superior Civil Court, First Session, to appear January 2, 1911.

Thirty-five traverse jurors, Superior Civil Court, First Session, to appear Janua.y 2, 1911.

Henry Gray, Ward 19; Erie W. Johnson, Ward 1; Thomas J. Terrell, Ward 1; Ernst A. Giesser, Ward 16; William J. Buckner, Ward 16; Michael Butler, Ward 2; George H. Martin, Ward 16; John McNeice, Ward 5; Michael J. Cotter, Ward 22; Solomon Levy, Ward 16; Amos B. M. Kingsley, Ward 21; Frank A. Winterson, Ward 25; William P. Ferguson, Ward 15; Daniel J, Tobin, Ward 15; James A. Stewart, Ward 15; Raymond M. Croshy, Ward 11; Joseph E. Burke, Ward 16; Jacob Holt, Ward 23; Charles A. Adams, Ward 24; Jeremiah J. Walsh, Ward 19; Williord H. Cushing, Ward 8; Oscar R. Burkett, Ward 17; Edward F. Waldron, Ward 15; Edward Howard, Ward 9; William W. Nickerson, Ward 14; George Penshorn, Ward 22; Michael A. Driscoll, Ward 1; William J. Thompson, Ward 20; James L. Cook, Ward 24; George H. Gihhy, Ward 1; Patrick Murphy, Ward 25; Albert C. Haley, Ward 13; Simon J. Gerroir, Ward 15; John S. Bradhury, Ward 16; Adam Schneider, Ward 7; Edward P. McFarland, Ward 19; William O. Taylor, Ward 11; Frank W. Brown, Ward 8; Frederick C. Dawson, Ward 21; George A. Mitten, Ward 16; Thomas W. Little, Ward 5; Louis Gordon, Ward 9; John Higgins, Jr., Ward 5; John McGaffigan, Ward 6; William H. Carroll, Ward 21; John V. Ronan, Ward 24; Henry Burnett, Ward 1; Patrick Edmond Fogerty, Ward 19; Louis Pinansky, Ward 16; David Hannigan, Ward 21; Charles R. Young, Ward 24; David H. Posner, Ward 24; Honry Burnett, Ward 1; Patrick Edmond Fogerty, Ward 19; Louis Pinansky, Ward 16; John S. Braddall Goodough, Ward 23; William J. Martin, Ward 2; Charles R. Young, Ward 24; David H. Posner, Ward 6; John S. Seannell, Ward 15; Eugene H. Buckley, Ward 21; John J. Broderick, Ward 23; George W. D'Arcy, Ward 24; Don A. Kennedy, Ward 25; George S. Eifler, Ward 16; Harry W. Moore, Ward 8; Edward J. Dowling, Ward 17; George A. Haley, Ward 29; John A. Holland, Ward 21.

Holland, Ward 21.

Thirty-five traverse jurors, Superior Civil Court, Third Session, to appear January 2, 1911.

William J. Killion, Ward 21; Hugh B. Clancy, Ward 23; Michael C. A. Guiney, Ward 5; Fred G. Fish, Ward 23; James Meade, Ward 3; Bernard, Dorcey, Ward 24; Charles F. W. Oedel, Ward 23; George W. Vaillant, Ward 11; George C. Powers, Ward 16; Richard H. Rogers, Ward 24; Charles S. Barker, Ward 24; William H. Robinson, Ward 7; Patrick J. Callan, Ward 18; Thomas J. McMorrow, Ward 22; Thomas F. Kean, Ward 24; Walter H. Sanderson, Ward 14; John W. Saladine, Ward 20; William Adler, Ward 22; Arthur Hoyt, Ward 23; George W. B. Breed, Ward 17; James F. Walker, Ward 15; William Bennett, Ward 2; George A. Kelley, Ward 19; Horace F. Thompson, Ward 20; Richard S. Donlan, Ward 24; William Coakley, Ward 9; Patrick J. Ryan, Ward 15; George F. Myer, Ward 24; James V. Whidden, Ward 20; Max Simon, Ward 11; Henry G. Weiler, Ward 7; Patrick Wall, Jr., Ward 14; William G. Waterhouse,

Ward 24; George W. Cobleigh, Ward 23; Charles E. Morris, Ward 24.

Thirty-five traverse jurors, Superior Civil Court, Fourth Session, to appear January 2, 1911.

Fourth Session, to appear January 2, 1911.

Hyman Simon, Ward 6; Edward Wormser, Ward 10; John T. Hannon, Ward 20; Henry L. Weinz, Ward 21; William White, Ward 22; Roswell D. Gerrish, Ward 14; Francis Phillips, Ward 11; Samuel R. Field, Ward 16; Willard Fernald, Ward 10; William A. Carrier, Ward 1; Lewis A. Belyea, Ward 24; Daniel F. Coleman, Ward 20; John Driscoll, Ward 24; William T. Tegan, Ward 11; Henry F. Coles, Ward 21; James G. Walsh, Ward 16; Adolph Gottesman, Ward 18; John H. Gavin, Ward 24; Edward Graham, Ward 7; Morrill A. Smith, Ward 11; Frank W. Dunn, Ward 25; Rohert C. McDonald, Ward 21; Thomas Haddock, Ward 20; Thomas Boyd, Ward 2; Edward W. Ryan, Ward 20; John J. Garrity, Ward 4; Thomas H. Mitchell, Ward 23; Harlow B. Daly, Ward 24; James H. Robinson, Ward 18; Peter F. Tobin, Ward 3; Conrad G. Hampe, Ward 15; Harry E. Buckland, Ward 25; Nicolay C. Plett, Ward 22.

Thirty-five traverse jurors, Superior Civil Court,

Thirty-five traverse jurors, Superior Civil Court, Fifth Session, to appear January 2, 1911.

Fifth Session, to appear January 2, 1911.

Alhert Stone, Jr., Ward 11; Louis E, Keenan, Ward 14; Anders G, H. Stenherg, Ward 24; James D. McGrady, Ward 19; Everett E. Pierce, Ward 19; Horatio L. Gould, Ward 3; Harold H. Fogg, Ward 24; Thomas F. Wall, Ward 2; Elmer E. Brown, Ward 10; George F. Mullen, Ward 23; Michael A. O'Leary, Ward 22; Daniel J. Moynihan, Jr., Ward 13; James H. Dowd, Ward 9; Louis Ohrenberger, Ward 14; Thomas W. Brenn, Ward 19; Arthur F. Austin, Ward 25; Edmond L. Smith, Ward 18; Robert E. Sargent, Ward 24; Theodore A. Finn, Ward 3; Edwin M. Marden, Ward 1; James E. Young, Ward 17; Alton H. Sherman, Ward 25; Edwin D. Mead, Ward 11; Dwight R. McNeil, Ward 9; Pasquale Romano, Ward 6; Algernon H. Draper, Ward 24; George W. Mooney, Ward 3; Stephen C. Wells, Ward 1; Peter H. Galligan, Ward 14; James Walsh, Ward 14; Alhert E. Barnes, Ward 4; Jacob J. Young, Ward 23; Michael D. Shea, Ward 15; G. Anton Hirschauer, Ward 22; George Vezina, Ward 19.

Thirty-five traverse jurors, Superior Civil Court, Sixth Session, to appear January 2, 1911.

Sixth Session, to appear January 2, 1911.

George W. Pope, Ward 20; Lewis S. Hodgdon, Ward 19; Thomas McGovern, Ward 24; George A. Dean, Ward 1; Willard H. Dresser, Ward 20; Perley P. Ray, Ward 20; Thomas Devine, Ward 16; James B. Perkins, Ward 9; William J. Rose, Ward 20; Peter Granara, Ward 6; William R. Morrissey, Ward 20; Harry Harris, Ward 25; Bernhard Nustedt, Ward 22; Thomas Curwen, Ward 19; Henry H. Berry, Ward 20; James T. Gallagher, Ward 20; Francis P. Keenan, Ward 3; John A. McGowan, Ward 18; George M. Layden, Ward 25; Lawrence A. Fregeau, Ward 18; Joseph J. Griffin, Ward 18; William Boyd, Ward 20; Edward A. Williams, Ward 15; Frank P. Dacey, Ward 8; Thomas E. Havey, Ward 23; Joseph T. McGahie, Ward 1; Fred W. Bailey, Ward 11; Franz H. Kamp, Ward 22; William H. Sanders, Ward 9; Charles P. Renfrew, Ward 20; Martin E. Touhy, Ward 15; Arthur R. Johnson, Ward 23; Charles H. Pierce, Jr., Ward 9; Rohert Peterson, Ward 2; John J. McCaffrey, Ward 16.

Thirty-five traverse jurors, Superior Civil Court,

Thirty-five traverse jurors, Superior Civil Court, Seventh Session, to appear January 2, 1911.

Seventh Session, to appear January 2, 1911.

George Williams, Ward 17; Harry B, Hammond, Ward 25; Haven J, Hillard, Ward 22; Henry P. Brady, Ward 23; John J. Holoham, Ward 21; Joseph Lichtenstein, Ward 21; Eugene R, Glass, Ward 20; Harry Spring, Ward 15; David J. Delany, Ward 24; Daniel Rooney, Ward 15; David J. Delany, Ward 24; Daniel Rooney, Ward 16; Ward 14; Daniel McDonald, Ward 20; George R, Clark, Ward 24; Thomas McLaughlin, Ward 17; Frank E, McDowell, Ward 24; Alvah H Whitten, Ward 24; Samuel Gugenheimer, Ward 10; William F, Stewart, Ward 11; Michael Vaughan, Ward 17; James E, Pray, Ward 15; John P, Bagley, Ward 20; Joseph M, Mahoney, Ward 1; Thomas F, Finneran, Ward 3; William H, Steadfast, Ward 2; Edward McIntosh, Ward 14; John B, Kelley, Ward 17; John H, Hickman, Ward 13; Gustaf Lindquist, Ward 2; Harry A, White, Ward 16; James J, Shaw, Ward 15; Matthew Cunnmings, Ward 24; Charles J, Morton, Ward 24; Oscar H, Borgrette, Ward 20; George H, Rose, Ward 25.

#### LOAN FOR HOSPITAL BUILDINGS.

The following was received:

Office of the Mayor, December 7, 1910.

To the City Council:
I beg to transmit for your information a letter from the president of the Board of Hospital Trustees, requesting a loan appropriation of two hundred innety-seven thousand eight hundred dollars (\$297,800) for new buildings, changes and additions at the South Department. These buildings, as the letter states, will be constructed on the ground lately purchased from the Robert Treat Paine estate.

Respectfully, John F. Fitzoerald, Mayor.

The Boston City Hospital, Boston, December 2, 1910.

Hon. John F. Fitzgerald,
Mayor of the City of Boston:
Dear Sir,—At a meeting of the Board of Trustees
to-day the matter of an appropriation for the construction of buildings on the ground lately purchased from the Robert Treat Paine estate was eonsidered.

chased from the Robert Treat Paine estate was considered.

The constant increase in the population of the City of Boston necessarily increases the number of infectious diseases. During the past three years the city has suffered so much from these vexatious diseases that the South Department has been overcrowded for a portion of each year. Its normal capacity is 250 patients, but the stress has been so great that at times this number has been increased to 400 to the detriment of the welfare of the patients. In addition to this the city has been obliged to board out a great many patients at the Haines Hospital and other institutions during the time mentioned, which is not only detrimental to the public health, but adds materially to the expense of caring for the patients over the cost to the hospital management within its sphere.

It is therefore of the utmost importance that adequate provision should be made for the treatment of this class of diseases and to properly take care of all applicants ill with diphtheria, scarlet fever and ineasles.

It is a source of satisfaction to the trustees that Roston was the first city to establish a separate

eare of all applicants ill with diphtheria, scarlet fever and measles.

It is a source of satisfaction to the trustees that Boston was the first city to establish a separate hospital for infectious diseases. Your Honor may possibly remember that about three years ago, during your former administration, an appeal was made to you for a measles pavilion. You generously and with a full appreciation of the importance of this ward recommended the necessary sum for its crection. This Measles Pavilion has accomplished a great deal of good and has filled a long-felt want, for until its crection there was no place to send a patient ill with measles.

The trustees feel, therefore, that your Honor, as well as the honorable City Council, will recognize the importance of enlarging the accommodations at the South Department at the earliest possible moment. After carefully considering the matter and going over several plans that have been submitted for their inspection, the trustees most respectfully ask your Honor to recommend a loan appropriation of \$297,800 for new buildings, changes and additions at the South Department, approximated as follows:

\$6,000 6,000 14,800 196,000 33,000 20,000 Contingent and administrative expenses.. 14,000

\$297,800

The trustees, fully appreciating your Honor's great interest in the hospital and your eo-operation for the welfare and alleviation of the sick, and especially for those unfortunately stricken with contagion, ask you kindly to recommend to the honorable Council the appropriation of the above reputieved sum. mentioned sum.

I have the honor to remain, on behalf of the

trustees,

Respectfully yours, A. Shuman,
President Board of Trustees.
Referred to the Committee on Finance.

#### PETITION OF MRS. RYAN.

The following was received:

The following was received:

City of Boston,
Office of the Mayor, December 12, 1910.

To the City Council:
I beg to forward the inclosed communication from the Fire Commissioner, relating to the petition of Mrs. Margaret J. Ryan, widow of the late Chief Ryan, for a pension, with certain papers containing information necessary to the formation of a correct judgment in this case. Permit me to call your attention to section 3 of chapter 107 of the Acts of 1880, which provides that "for the purpose of carrying out the provisions of the foregoing sections the Fire Commissioner may, with the approval of the Mayor, expend such sums as may be specially appropriated therefor by the City Council for the relief of widows or children of members of the Fire Department who have been killed in the execution of their duty or have died from the effects of injuries received in the execution of their duty."

Respectfully,
JOHN F. FITZGERALD, Mayor.

City of Boston, Headquarters Fire Department, December 7, 1910.

December 7, 1910.

Hon. John F. Fitzgerald, Mayor:

Sir.—I have the honor to forward for the consideration of the City Council the papers in the case of Mrs. Margaret J. Ryan, widow of the late Chief Ryan of this department.

Mrs. Ryan has applied to this office for a pension. I find upon investigation that previous to any action by this office all nessions to widows of fixemen have

been ordered first by the City Council.

Very respectfully,

Charles D. Daly,

Commissioner.

27 Bennett State.

Charles D. Daly, Esq.,
Fire Commissioner, City of Boston:
Dear Sir,— I wish to make application for a pension, as I believe the death of my husband, District Chief John F. Ryan, was caused by injuries received while in discharge of his duty.

Respectfully yours,
MARGARET J. RYAN.

September 26, 1910.

(Annexed were the various doetors' reports on the subject of injuries to the late District Chief Ryan.)

Referred to the Executive Committee,

# WORK ON CHELSEA BRIDGE.

The following was received:

City of Boston, Office of the Mayor, December 7, 1910.

Office of the Mayor, December 7, 1910.

To the City Council:
I respectfully transmit the accompanying letter from Mr. Frederic H. Fay, assistant engineer, to Mr. Louis K. Rourke, Acting City Engineer, recommending that the sum of ten thousand dollars (\$10,000 be appropriated for preliminary work upon the proposed Chelsea North temporary laridge.

bridge.

The accompanying order has my hearty approval and that of the Aeting City Engineer.
Respectfully

JOHN F. FITZGERALD, Mayor.

Engineering Department, December 5, 1910.

Mr. L. K. Rourke,
Acting City Engineer:
Dear Sir,—In the matter of the proposed Chelsca
North temporary bridge I suggest that you urge
the immediate appropriation of ten thousand dollars
to cover preliminary engineering work, which
should be begun at once if the bridge is to be built
during the working season of 1911. The situation
is as follows:

is as follows:

The Secretary of War has notified the city that the needs of navigation require the widening of the passageway for vessels through the Chelsea North Bridge, connecting Charlestown and Chelsea. To comply with these requirements, and at the same

time to avoid interruption to highway travel at

time to avoid interruption to highway travel at this important river crossing, it is necessary to construct a temporary bridge at one side of the existing bridge. License to build a temporary bridge has been granted by the Secretary of War upon certain conditions, among which are those that the draw span shall be of the bascule type and that it shall afford a channelway for vessels 125 feet wide in the clear.

The bascule type of draw, which is prescribed, is much the most economical type for a single wide channel. The development of large span bascule draws has been due to engineers who have given years to the study of the problems involved and have patented the essential and economical features of their designs. To-day the only practicable and economical way to build a bascule draw of such size as is required for the Chelsea North temporary bridge is to make use of some patented design.

It is understood that an appeal will be made to the next Legislature for the early passage of an act

It is understood that an appeal will be made to the next Legislature for the early passage of an act apportioning the cost of the temporary bridge upon all communities and public service corporations benefited; but whatever the outcome of the appeal, the temporary bridge must be built. Unless the city has its plans and specifications ready and is prepared to place contracts as soon as legislation is secured it will not be possible to complete the bridge during the working season of 1911. The sum of ten thousand dollars is required to pay for the plans of the whole bridge and for the patent rights for the draw span. This expenditure of ten thousand dollars should be authorized at once that the plans may be prepared in season to permit the construction of the bridge during the coming year.

Respectfully.

Respectfully, FREDERIC H. FAY, Assistant Engineer.

Ordered, That the sum of ten thousand dollars (\$10,000) be, and hereby is, appropriated to be expended by the City Engineer for preliminary work upon Chelsea North temporary bridge, and that to meet said appropriation the City Treasurer be authorized, with the approval of the Mayor, to issue bonds or certificates of indehtedness of the city for said amount.

Referred to the Committee on Finance.

#### EXPENDITURES BY CIVIL SERVICE COMMISSION.

City of Boston,
To the City Council:
Undersection

To the City Council:

Under section 11, chapter 486, of the Acts of 1909, which refers to sections 9 and 10, "The Civil Service Commission is authorized to incur in carrying out the foregoing provisions such reasonable expense as may be approved by the Governor and Council, the same to be paid by the Commonwealth, which upon demand shall be reimbursed by the City of Boston." The accompanying order, which is forwarded with the necessary documents from the state departments, provides for the payment of a bill of four hundred dollars (\$400) incurred by the Civil Service Commission in the investigation of the qualifications of certain persons appointed by me as heads of city departments or nunicipal boards. As the statute is mandatory upon this point it would seem to be necessary for your honorable body to pass the order necessary for your honorable body to pass the order as approved.

Respectfully, John F. Fitzgerald, Mayor.

Commonwealth of Massachusetts, Boston, December 2, 1910.

Mr. J. Alfred Mitchell,

Mr. J. Alfred Mitchell,
City Auditor, Boston, Mass.:
Dear Mr. Mitchell,—I am in receipt of a letter from the Auditor of the Commonwealth certifying that, under the provisions of sections 9, 10 and 11, of chapter 486 of the Acts of the year 1909, four hundred dollars (\$400) has been expended from and charged to the appropriation for Civil Service Commissioners, clerks and expenses.

Therefore, as provided in section 11 of said chapter 486, I ask that the City of Boston reimburse the Commonwealth to the extent of \$400.

Please have check made payable to the Commonwealth of Massachusetts and mail to me.

Yours very truly,

ELMER A. STEVENS,

Treasurer.

Ordered, That the expenses incurred by the Ordered, That the expenses incurred by the Civil Service Commission under the provisions of sections 9, 10 and 11 of chapter 486 of the Acts of the Legislature of 1909, amounting to four hundred dollars (\$400), be charged to the Reserve Fund. Passed.

### AMENDMENT TO ORDINANCE.

The following was received:

City of Boston, Office of the Mayor, December 12, 1910.

To the City Council:

To the City Council:

1 beg to recommend the passage of the accompanying ordinance amending section 26 of chapter 9 of the Ordinances for 1910. This change is recommended by the Water Commissioner, whose letter on the subject is appended hereto.

Section 26 of chapter 9 of the Ordinances of 1910, as originally drafted was an exact copy of section 5 of chapter 42 of the Revised Ordinances, which contained the inaccuracy which the present amendment is intended to remove.

Respectfully,

JOHN F. FITZGERALD, Mayor.

City of Boston,
In the Year Nineteen Hundred and Ten.
An Ordinance Concerning Payments for Water.
Be it ordained by the City Council of Boston, as

follows:
Section 26 of chapter 9 of the Ordinances of 1910 is hereby amended by striking out the word "occupancy" in the fourth line and inserting in place thereof the word "ownership," and by striking out the word "occupant" in the sixth line and inserting in place thereof the word "owner," so that the first sentence of said section as amended shall read as follows: Said commissioner, whenever the water has been shut off from any premises because the bill for water has not been paid, and there is a change in the ownership of said premises, may let the water on again without waiting for may let the water on again without waiting for the payment of the amount due from the former

Referred to the Committee on Ordinances.

#### COST OF SUBWAY UNDER TRACKS.

City of Boston,

Office of the Mayor, December 12, 1910.

To the City Council:
In compliance with the request contained in an In compliance with the request contained in an order of your honorable body, passed at its meeting of November 14, "that the Superintendent of Streets, through his Honor the Mayor, make an estimate of the cost of constructing a subway under the New York, New Haven & Hartford Railroad Company's tracks, at the end of Bay street, making a public passageway through to Savin Hill Beach," the Superintendent of Streets has prepared an estimate, which is contained in the accompanying letter. panying letter.

Respectfully,
John F. Fitzgerald, Mayor.

Street Department, December 6, 1910.

December 6, 1910.

To the Honorable the Mayor:

Re inclosed order of the City Council, you are respectfully informed that the estimated cost of constructing a subway under the New York, New Haven & Hartford Railroad Company's tracks, at the end of Bay street, is \$4,500, not including any allowance for land damage. While the proposed subway would make a public passageway through to Savin Hill Beach, as suggested in inclosed order, it would also appear to he of decided value to the New York, New Haven & Hartford Railroad, for the reason that it would provide a connection between their station for out-bound travel and their station for in-bound travel.

Respectfully.

Respectfully,
L. K. Rourke,
Superintendent of Streets,
Referred to the Committee on Finance.

METHODS OF SETTLEMENT CLERKS.

The following was received:

City of Boston, Office of the Mayor, December 7, 1910.

To the City Council:

To the City Council:
At a meeting of your honorable body held November 14, 1910, it was ordered "4that his Honor the Mayor be requested to investigate the method of procedure pursued by settlement clerks in the Overseers of the Poor Department." Councilor Curky, who introduced this order, instances a letter written by Settlement Clerk W. E. Butler to Mrs. M. J. Toland. An explanation of the circumstances attending the writing of this letter and some facts actional to the means labeled was relieved. attending the writing of this letter and some faces pertinent to the general subject are given in the appended communications from Chairman William P. Fowler and Settlement Clerk Butler.

Respectfully,

JOHN F. FITZGERALD, Mayor.

City of Boston, Board of Overseers of the Poor, Boston, December 5, 1910.

Hon, John F. Fitzgerald,

Mayor of Boston:
Dear Sir,—The inclosed report from our settlement clerk at the City Hospital is forwarded for your information.

Very truly yours,
William P. Fowler,
Chairman.

The Boston City Hospital, Boston, November 28, 1910.

Benjamin Pettee.

Boston, November 28, 1910.

Benjamin Pettee,
Secretary Overseers of the Poor:
Dear Sir,—In the performance of their duties in determining the place of settlement of patients and applicants for admission to the Boston City Hospital, it is the custom of the settlement elerks to learn whether the applicant is able to pay for his own care and treatment. If they are able the executive assistant at the hospital is requested to give a bill to the applicant if he has no settled residence; and in ease he has the superintendent has ordered that bill shall be sent to his place of domicile. If they fail to pay within a reasonable time they are communicated with in regard to payment. If it appears to the settlement clerks that the person has sufficient means, and he refuses payment, he is informed that in default of payment within a certain time his bill will be placed in the hands of the City Collector. A majority of such instances are state cases.

In the case of Charles Harrigan: He was admitted October 1, 1910; his history was taken and he was found to be a "U. S. ease," and as he stated he was unable to pay his bill the State Board of Charity was notified as required by law. Under date of October 7, 1910, the following communication was received from them:

State Board of Charity, Boston, October 7, 1910.

Mr. W. E. Butler,

Aff. W. E. Butter,
Agent Overseers of the Poor,
Boston City Hospital, Boston:
Dear Sir,—We are informed by the U. S. Commissioner of Immigration that Mrs. M. J. Toland,
54 Myrtle street, Boston, aunt of Charles Harrigan,
notice of October 3, will pay his hospital bill.
Kindly advise me if arrangement has been made to that end.

Respectfully yours, J. F. Lewis, Superintendent.

We therefore requested a bill sent to Mrs. Toland, which was done. After waiting for several days, during which time no payment was made, Mrs. Toland was visited and promised to make arrangement at the hospital for the payment of her nephew's bill. It is also understood that her written undertaking to pay this bill is in the hands of the Immigration Office. Shortly after this visit the following letter was sent, to avoid any misunderstanding: understanding:

Bostou City Hospital, November 4, 1910.

Mrs. M. J. Toland,
54 Myrtle Street, Boston:
Dear Madam,—I trust you will be able to make a substantial payment ou account of your nephew,

Charles Harrigan, admitted to this hospital October 1, 1910, to-morrow, or Monday at the latest, as otherwise the immigration officials are likely to deport him.

Yours very truly, W. E. Butler, Settlement Clerk.

After receiving this letter Mrs. Toland came to this office and gave us to understand at that time that she was unable to pay, and denied that she had made the statement that she would pay Charles Harrigan's hospital bill. She was referred to William W. Henderson, assistant visitor of the State Board of Charity, who has charge of the U. S. cases. She has never since called upon him. Biaggio D'Agostino, another U. S. case, was admitted October 26, 1910. The immigration office requested to be informed when he was ready to be discharged as they were to denorth him. We

office requested to be informed when he was ready to be discharged as they were to deport him. We are informed by Dr. Holt, the Assistant Superintendent of the City Hospital, that he was discharged to them November 25; 1910. This is only a sample case to show that it is necessary for the settlement clerks to have a direct understanding with the parties who agree to pay for U. S. eases in order that they may have no opportunity for complaint against this office. against this office.

against this office.

It is imperative that the settlement clerks have the support of the Overseers of the Poor Department, as well as of the Mayor and the City Council, as in order to determine the exact legal status of applicants it is occasionally necessary to ask more or less embarrassing questions relative to the legitior less embarrassing questions relative on the legiti-nacy of children, marriages, etc., which would often put the city to large and unnecessary expense unless truthfully determined.

I am in receipt of the following communication from the State Board of Charity:

State Board of Charity, Boston, November 25, 1910.

Mr. W. E. Butler, Settlement Clerk, City of Boston, Boston City Hospital, Boston:

Boston City Hospital, Boston:

Dear Sir,—In the future in all United States charges where there is a promise made by relatives or friends to pay, will you kindly cause an investigation to be made at the home of alleged party who is to pay, at an early date, and advise me immediately of the result. This division is of opinion that etters requesting payments are not a sufficient effort to collect, especially in the eases of kindred liable, as you cannot in this way determine their ability to pay, and that is the point to be determined before payment should be made from public funds. public funds.

Respectfully yours,
J. E. Lewis,
Superintendent.

This has no bearing on the above matter, but it is the desire of this office that you may know under what difficulties we labor with the State Board of Charity and the increased amount of work which this means for the settlement office.

Very respectfully yours, W. E. BUTLER, Settlement Clerk.

Placed on file.

#### APPOINTMENT BY THE MAYOR.

The following was received:

City of Boston,

Office of the Mayor, December 12, 1910.

To the City Council:
Subject to confirmation by your honorable body,
1 hereby appoint George P. Thomas (94 Albion street, Ward 9) a Weigher of Coal for the term ending April 30, 1911.

Respectfully.

Respectfully, John F. Fitzgerald, Mayor. Laid over under the law.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Claims.

William J. Ryau, for compensation for damages

by a fire engine.

L. H. Daloz, for compensation for damage to automobile caused by an alleged defect in Hancock

street.

Catherine Crosbie, for compensation for dumage to property, 86 Devon street, by break in water main on Geneva avenue, November 18, 1907.

Mrs. Richard Power, for compensation for injuries and death of her husband, formerly employed in the Sanitary Division.

Louisa C. Biggio, for compensation for injuries caused by an alleged defect in front of 7 Boardman street. East Boston.

street, East Boston.

#### Executive.

Mary H. Burgess, for permit for children under fifteen years of age to appear at Roxbury Neighbor-hood Home Hall on evenings of December 13 14.

Massachusetts Homœopathic Hospital, to be refunded \$140 paid for entrance to sewer.

#### SIDEWALK SCHEDULE.

A communication was received from the Super-

A communication was received from the Super-intendent of Streets concerning the cost of con-structing brick sidewalks in front of estates on Wenham street, Ward 23, with the following order: That the persons named in the withiu schedule be, and they bereby are, charged and assessed with one-half the sums set to their respective names as their proportional parts of the cost of constructing brick sidewalks in front of their estates on said street, and the same as ordered to be certified and notice given to the parties aforesaid, said amounts being \$517.87.

The order was passed

The order was passed.

#### APPROVAL OF CHANGES.

Notices were received from the Board of Rail-road Commissioners of approval of plans 28042 and 28044 of Boston Elevated Railway Company, showing proposed changes at Sullivan Square Station, and of approval of plan 35067 of Boston Elevated Railway Company, showing proposed changes in plan of station at Green street.

Placed on file.

#### POLE LOCATIONS.

Copies of orders were received granting permission to the New England Telephone and Telegraph Company to erect and to remove one pole on Morton street, Ward 24, and to creet and to remove one pole on Wasbington street, Ward 25. Placed on file.

#### APPROVAL OF APPOINTMENT.

Notice was received from the Civil Service Commission of approval of appointment of Louis B, Ginsburg as Children's Institutious Trustee. Placed on file.

#### COAL AND COKE LICENSES.

Copies of coal and coke licenses granted by the Secretary of the Commonwealth were received. Placed on file.

### STORAGE OF EXPLOSIVES.

Notices were received of the keeping of explosives at the following locations, and of intention to use said premises for same purpose for the ensuing year, viz.:

Max Brummel, 522 Commonwealth avenue.

J. C. Coleman & Sons Company, 1620 Tremont street, Ward 19. Placed on file.

#### · ABOLITION OF REGISTRY DEPARTMENT.

The following was received:

Boston Finance Commission,
Boston, December 10, 1910,
To the Honorable the Mayor and City Council:
Gentlemen,—The Finance Commission submits herewith a report upon the system under which the facts of births, marriages and deaths in the City of Boston are obtained, recorded and published.

published.

in the City of Boston are obtained, recorded and published.

The system is defective, as two departments, the Registry and Health Departments, are engaged in the work; one duplicates to a large extent the efforts of the other, and important parts of the work are badly done by both departments. By permitting a division between two departments of work which should be performed by one department the city has suffered financial loss through unnecessary duplication, and the readers of the conflicting reports of the two departments bave hecome hopelessly confused. The reports have heen further diminished in value by long delay in publication. Thus, the reports of the Health and Registry Departments for the year 1908, though required by ordinance to be published before March I, 1909, were delayed until March and May of 1910, respectively, the former having been overdue thirteen, the latter fifteen months, and the report of neither department for 1909 has yet been published, though now more than nine months later.

It is the duty of the Health Department to the receive the original returns of deaths. It is the

It is the duty of the Health Department to It is the duty of the Health Department to receive the original returns of deaths. It is the duty of the Registry Department to obtain and record the facts as to births, marriages and deaths and to publish in its annual report a statement of the number thereof recorded during the previous year. But instead of publishing a mere statement of the number, as the city ordinance requires, the Registry Department regularly publishes elaborate statistics of all three classes of vital phenomena, though statistics of one class (deaths) are also regularly published by the Health Department.

phenomena, though statistics of one class (deaths) are also regularly published by the Health Department.

The defects of a system which thus permits the duplication by the Registry Department of the mortality statistics published by the Health Department, and prevents the latter from taking full control of the work of receiving, recording, analyzing and publishing the facts as to hirths, marriages and deaths, were called to the attention of the city government nearly two years ago by the former Finance Commission, and also by a special committee which was appointed by that commission to study certain questions relating to the public health. (Finance Commission's Report, Volume II., pages 53–104, inclusive.) But beyond the pronised elimination of the elaborate mortality tables in the Registry Department's report for 1909 nothing has been done to remedy such defects.

The committee referred to consisted of the late Charles Harrington, M. D., secretary of the State Board of Healtb; John W. Bartol, M. D., John T. Bottonulcy, M. D., Mr. X. Henry Goodnough, chief, engineer of the State Board of Health, and Mr. Johu Koren, statistician. In its report the committee commented as follows upon the work of the Health and Registry Departments with respect to mortality statistics:

"In respect to vital statistics the local situation is made of deaths, one by the Board of Health and the other by the Registry Department. The statistical tale of deaths is twice-told, for it appears in the annual report of both departments, in both it is the same in substance if not in form. The sheer waste caused by such duplication is self-evideut. The double registration is nunecessary; but the double presentation of mortality statistics is singularly confusing as well as expensive." (Finance Commission's Report, Volume II., page 76.)

Another expert recently employed by the present Finance Commission, Mr. Frederic S. Crum, a statistician of the Prudential Insurance Commany, has made similar comments on the defects of the system, and has als

statistician of the Prudential Instrance Company, has made similar comments on the defects of the system, and has also pointed out numerous discrepancies in the reports of these two departments. In his report to the commission, dated August 29, 1910, a copy of which is hereto annexed, he points out the following discrepancies in the department eports for 1908 "as only a few of the many."

ITEMS.	Registry Department.	Health Department,
Fotal deaths.	11,756	11,776
Increase over 1907	48	90
Estimated population, 1908	628,483	617,075
Crude death rate	18,70	19,08
Deaths, 1872–1908		T
Male deaths, 1908	6,198	6,214
Female deaths, 1908	5,558	5,562
White deaths, 1908	11,389	11,439
Colored deaths, 1908	367	337
Native-born deaths	7,687	7,641
Foreign-born deaths	3,633	4,135‡
Decedents of native parentage	3,944	2,573‡ (6,489 or
Decedents of foreign pareutage	7,012	7,3931
Deaths by months:		(1,0004
January	1.058	1.048
February	977	977
March.	1.067	1.072
April	1.064	1.045
May	1.048	1.072
June	789	799
July	965	962
August	1,058	1,051
September	943	954
Oetober,	914	915
November	858	861
December	1,015	1,020
Deaths from phthisis	1,130	
Deaths from phthisis, laryngeal and general tuberculosis		1,094
Pneumonia	1,617	1,299
Bronchitis	262	226
Caucer	556	628
Apoplexy and cerebral hemorrhage	588	557
Congenital debility, etc	707	687
Violent deaths.,,	781	787

<sup>\*</sup> See pages 242, 243.

<sup>‡</sup> See Table 15.

In the tables of deaths from 1872 to 1908, inclusive, the two reports agree as to four and disagree as to the other thirty-three years.

Mr. Crum makes the following just comment on

these figures:

"There are so many discrepancies in the mortality returns of Boston as published in the annual reports of the Health and Registry Departments that it is impossible for an impartial critic to accept either set of facts as representing the truth. Certainly both reports are not accurate, and the differences are so numerous and various as to force one to conclude that both are inaccurate. The public must reach the same conclusion after paying twice for the printing of what should be the same statistics."

The Finance Commission believes that the present duties of the Registry Department with respect

ent duties of the Registry Department with respect to the returns and publication of deaths could be transferred to the Health Department with great transferred to the Health Department with great advantage to the public service. It is not enough to discontinue the publication of mortality statisties in the Registry Department's report. The reform should be carried farther so as to give the Health Department complete control of the return and registration of deaths as well as the publication of statistics; and the reform should not stop even there. The duties of the Registry Department in relation to births and marriages could with similar relation to births and marriages could with similar advantage be transferred to the Health Department. That department should have exclusive control That department should have exclusive control of the reception, registration and publication of the facts as to births, marriages and deaths, instead of being confined as at present to the publication of death statistics. The experts already referred to recommended the consolidation of these duties in the Health Department. Thus, the special committee appointed by the former Finance Commission recommended the creation of a division of vital statistics in the Board of Health, which "should be given all the duties relating to the registration of marriages, births and deaths now devolving upon the Registry Department." The recommendation was based upon the committee's belief that "the registration of vital statistics is the basis upon which the whole structure of sanitary science and practice the whole structure of sanitary science and practice must rest"; that "the death returns should be made to the Health Department, there to be recorded, tabulated and analyzed," because it is the

department charged with the study of disease and the means of prevention; that "the registration of births should likewise be in the hands of the Health Department, because it is in touch with the physicians who make the returns, because it can check returns of births of infants by returns of deaths of infants, and because it is in position accurately to separate stillbirths from deaths"; that the registration of marriages should also be in the hands of the Health Department, as "marriages belong quite as much as births and deaths in a consideration of the novement of population and in all our social problems a knowledge of this factor is demanded"; that these three factors "belong to the same group of vital phenomena and should not be considered apart"; and, finally, that "the experience of many important cities (such as New York, Rochester, Buffalo, Cincinnati, Providence, Atlanta, New Orleans and others) proves that the best results are obtained when marriages, births and deaths are registered by an official in the Health Department." (Finance Commission's Report, Volume II., pages 74-76, inclusive.)

Similar couclusions have been reached by Mr. Crum, as shown in his report to the Finance Commission. He says:

"Since the returns of sickness cases and of deaths yield the fundamental knowledge upon which intelligent health work must rest, it is inconecivable

yield the fundamental knowledge upon which intelligent health work must rest, it is inconceivable that a Health Department should simply turu them over to another department for compilation, analysis and eventual publication; and to charge two departments with the same functions is not only theoretically absurd but results, as has been shown, theoretically absurd but results, as has been shown, in waste and errors. . . . There is no theoretical reason why statistics of births and marriages should not (also) be collected, classified and compiled under the direct supervision and control of the Health Department. A strong burden of proof rests upon anyone who thinks otherwise, for all the best practice places this function with the Health Department."

Efficiency, not economy, is the principal advan-tage of the changes herein suggested: but a saving sufficient to merit the careful consideration of the city government could be effected by abolishing the Registry Department and transferring its powers and duties to the Health Department. The work

<sup>†</sup> Many differences (page 4).

of the Registry Department has been largely of the Registry Department has been largely in-creased by the present registrar, not by the addition of statutory duties, but by the voluntary assump-tion of the duty of presenting vital statistics in a series of tables, many of which are needlessly elaborate and some of which are altogether useless. As a result, the total expenses of the department have increased in the last ten years from \$25,951,53 to \$34,584 II and the new rull from \$16,541,37. to \$34,584.11, and the pay roll from \$16,544.37 to \$22,353.72.

The saving which could be effected by the consolidation is shown in a report made to the Finance Commission, under date of November 8, 1910, by Mr. F. R. Carnegie Steele, an expert employed by the commission to examine the organization and methods of the Registry Department. He states that the methods of the department involve unnecessary work, that more employees are retained than are needed, and that the abolition of the department and transfer of its duties would save the city \$15,000 a year. The saving which the elimination of mortality statistics in the report for 1909 should have effected has not been made, as the department's force has been reduced by only one clerk in the past year, and that by voluntary resignation. He calls particular attention to the wasteful method of copying entries over and over again in the various stages of the department's work; and also to the fact that the Health Department has recently installed a mechanical tabulating system (the equipment consisting of a hand punch, an automatic tabulating machine) by means of which vital statistics are classified and computed with "remarkable rapidity and simplicity and absolute accuracy." He, like the other experts, recommends the transfer of the departments. The saving which could be effected by the con-He, like the other experts, recommends the transfer of the department's duties to other departments.

The commission believes that the defects of the

The commission behaves that the detects of the existing system can be overcome; that the public will be better served, and that a needless waste of the city's money can be stopped by abolishing the Registry Department and transferring its powers and duties to the Health Department. The future and duties to the Health Department. The future reports of the Health Department should be free from such defects as have appeared in the reports of the Registry and Health Departments, and from which, as Mr. Crum states, "the general public, at whose expense both reports are published, can derive only one lasting impression . . . namely, that they typify needless municipal waste."

The commission concurs in his equipment that

of official "family records" of the citizens. They are important not only to genealogists, historians and conveyancers but to all the people. Questions concerning the devolution of personal as well as real property, the legitimacy of children, the enforcement of child labor laws, the disabilities of minors, the right of suffrage, the adjustment of misurance and pensions and numerous other relations of life depend upon these records for their solution. It is essential, therefore, that they should be kept with completeness and minute accuracy in regard to names and dates; that they should deal intelligently with the problems arising in connection with foreign names; that persistence should be shown in Illing up existing gaps, and that they should be thoroughly indexed and readily accessible. Considerable technical skill is necessary to meet these requirements, but there is no reason why the Health Department cannot keep up and care for

the official records in such a manner as to meet adequately all the important demands made upon these records for nonstatistical as well as for sta-

adequately all the important demands made upon these records for nonstatistical as well as for statistical purposes. Yet, in order to guard against a possible tendency to neglect those aspects of the records of births, marriages and deaths other than medical, the ordinance transferring the work to the Health Department should duly emphasize and adequately provide for this aspect of the work.

The commission recommends:

1. That an ordinance be passed providing for the abolition of the Registry Department and the transfer to the Health Department of its powers and duties relating to births, marriages and deaths, including the work of completing the records prior to 1849; and also the duty of keeping certain records described in section 4 of chapter 314 of the Acts of 1894 and in sections 12 and 13 of chapter 35 of the Revised Laws.

2. That a division of records and statisties be created in the Health Department, and that the powers and duties transferred to the Health Department, as above recommended, be excreised through transferred to the Levis (1998).

ment, as above recommended, be exercised through an official to be known as the Registrar of Records, who shall have direct charge of the division thus

who shall have direct charge of the division this created.

3. That the ordinance be made to take effect upon the first Monday in February, 1911, and that all arrangements for the transfers be completed. before that date.

nat date.
Respectfully submitted,
The Finance Commission,
by John A. Sullivan, Chairman.

REPORT OF FREDERICK S. CRUM ON VITAL STATISTICS OF BOSTON.

Report of Frederick S. Crum on Vital Statistics of Boston.

Duplication of effort almost invariably involves waste in one form or another. Large economies of energy, time and money in both business and administrative enterprises can often be effected by simplifying processes and weeding out all unnecessary functions and functionaries. This might not always be wise if the increase in economy were to be accompanied by a decrease in efficiency, but very often by avoiding duplication of efforts and functions a distinct gain in efficiency can be secured. Wherever, therefore, it can be proved that duplicate functions are being performed it is well to inquire if better results cannot be secured by the application of more sound business principles with a corresponding saving of time, energy and money. These observations apply with singular force to the Health Department and Registry Department of Boston. Both agencies are charged with similar functions, each having primarily to do with vital statistics. At the present time the Health Department concerns itself solely with sickness and mortality statistics, which, of course, form the basis upon which it must indge whether or not certain actions are necessary for the maintenance of the public health or whether certain recommendations looking toward future improvements are advisable. In the nature of the case the Health Department must keep in intimate touch with the returns of sickness cases and deaths. This being so, it seems almost unthinkable that the Health Department should not itself lave the contagious cases of sickness cases and cleaths, and that it should share the functions of collecting, classifying and compiling these returns with another department. But this is done in Boston. The classifying and compiling these returns with another department. But this is done in Boston. The Registry Department is the final custodian of mortality returns and these form the principal basis of the claborate statistics presented in its annual reports.

#### Duplications.

The most obvious result of having two departments attempt to perform the same function is useless and costly duplication. The Registry Department devotes about 200 pages of its annual report to mortality statistics, while the Health Department, necessarily using the same raw material, also presents mortality statistics, which although less extensive are supposed to meet reasonable wants. This is a condition for which no one has advanced even a plausible excuse and to which the Finance Commission already has called attention. But needless duplication is not the only deplorable consequence of charging the two departments with the same functions. The most obvious result of having two depart-

#### Discrepancies.

There are so many discrepancies in the mortality returns of Boston as published in the annual

reports of the Health and Registry Departments that it is impossible for an impartial critic to accept either set of facts as representing the truth. Certainly both reports are not accurate, and the differences are so numerous and various as to force one to conclude that both are inaccurate. The public must reach the same conclusion after paying twice for the printing of what should be the same statistics. Referring to the annual reports of the two departments for the year ending December 31, 1908, the following discrepancies may be specifically pointed out as only a few of the many:

ITEMS.	Registry Report.	Health Report.
Fotal deaths	11,756	11,776
ncrease over 1907		90
Estimated population, 1908	. 628,483	617,075
Crude death rate	. 18.70	19.08
Deaths, 1872–1908	. *	(p. 4.)
Male deaths, 1908	. 6,198	6,214
emale deaths, 1908	. 5,558	5,562
White deaths, 1908	. 11,389	11,439
'olored deaths, 1908	. 367	337
Native-born deaths	. 7,687	7,641
Foreign-born deaths	. 3,633	4,135†
Decedents of native parentage	. 3,944	2,573†
Decedents of foreign parentage	7.012	∫6,489 or
	. 1,012	\7,393†
Deaths by months:	1	
January		1,048
February		977
March		1,072
April		1,045
May		1,072
June		799
July		962
August		1,051
September		954
October	. 914	915
November	. 858	861
December.	. 1,015 . 1,130	1,020
Deaths from phthisis	. 1,130	1.004
Peatils from phthisis, laryngeal and general tuberculosis		1,094 1,299
Bronehitis.		226
ancer.	556	628
Apoplexy and cerebral hemorrhage	588	557
Congenital debility, etc.		687
iolent deaths	781	787

\* Many differences. (See pages 242 and 243.)

† See Table 15.

The above statistics make it quite apparent that some radical change is necessary in the present duplicate system of compiling mortality statistics in the City of Boston. The differences are such that it is impossible for the reader to surmise, much less determine, which report is, on the whole, the more accurate. When the variation is so great as in the case of pneumonia or bronchitis, one of the reports, at least, must be inaccurate and misleading.

The existing discrepancies alone are a sufficient reason for placing vital statistics under one department, and there can be no doubt that their proper custodian is the local health department, at least of all statistics that concern the health and mortality of the people. Since the returns of sickness cases and of deaths yield the fundamental knowledge upon which intelligent health work must rest, it is inconceivable that a health department should simply turn them over to another department for compilation, analysis and eventual publication; and to charge two departments with the same functions is not only theoretically absurd but results, as has been shown, in waste and errors. Moreover, medical knowledge is necessary in order to correct the returns, and is highly desirable, if not essential, in their classification.

There is no theoretical reason why statistics of their classification.

their classification.

There is no theoretical reason why statistics of births and marriages should not be collected, classified and compiled under the direct supervision and control of the Health Department. A strong burden of proof rests upon anyone who thinks otherwise, for all the best practice places this function with the Health Department.

In a large city like Boston there should be a special division of the Health Department for the statistical work, with an accomplished man at its lead. In other cities the problem has been solved by keeping the control of vital statistics within the health department without any conflict with its many other important and often arduous duties. Probably no American city keeps more complete vital statistics than the city of New York. The

work is directed by Dr. Guilfoy, who has the title of Registrar of Records, but he is a part, and a very essential part, of the health department of New York City. To deal competently with vital statistics one should be a physician or thoroughly familiar with nosological classification as well as with statistical methods.

tical methods.

A cursory examination of the health reports from a dozen American cities taken at random will disclose an absolute lack of uniformity in the statistical presentation of the facts which are intended to throw light upon the health and mortality of the respective communities. Many elaborate tables of little or no utility are printed, while data of the utmost practical value are omitted altogether. Faulty statistical methods of presentation are employed and authoritative interpretation of the figures is wanting. How far the Boston Health and Registry Departments show those and other shortcomings will appear from the following review of the reports of the two departments named for the year 1908.

### Health Department Mortality Statistics.

The annual reports of the Health Department of Boston contain much matter that could readily be omitted without impairing their value and, on the other hand, the statistics of mortality could be extended in several directions to undoubted advantage. For example, there is no map in the report to enable the reader to grasp clearly the political and sanitary divisions of the city. Nor are there any cartographs indicating the geographical location of the more important contagious diseases such as are used to good purpose in many foreign publications and in a few American reports. No mortality or morbidity statistics for subdivisions of the city are given. The Boston Health Report of 1908 contains only seven charts or diagrams, three of which are concerned with milk supply and one with a typhoid fever epidemic. In Chart 1 a com-The annual reports of the Health Department of

parative view of twenty-five of the principal causes of death is presented in clear manner, the only criticism being that the scale is not labeled "Actual number of deaths." Charts number 2 and 3 are based upon proportionate mortality and mean less than they would if based upon rates per 10,000 of population. No clear notion can be had from the charts whether there has been a reduction in the infant mortality of Boston during 1871–1908 in the first, or whether there has been a reduction in the first, or whether there has been a reduction in the mortality from consumption, pneumonia, heart disease and bronchitis in the second. The death rates per 10,000 of population of children under one year of age are, however, given in Table 2 for the period 1872–1908. In Table 13 the death rates from nine infectious diseases, including rates from mine infectious theeases, including con-sumption, are given for the period 1840-1908. Table 13 illustrates a common fault in the tabu-lations in this report, namely, the attempt to pre-sent too many columns on one page or sheet. This is a serious defect, as it impairs the utility of the tables and renders their use very difficult and liable to error.

liable to error.

Table 15 errs in the respect just referred to most inexcusably. Here is a fundamental table presented in such a way that its use is almost impossible and is always attended by a great liability to error. The table should have been divided into three or four and presented on regulation pages. That this can be easily done is evident from an examination of the New York reports, those of Washington, D. C., or the census reports on mortality.

Washington, D. C., or the census reports our mortality.

Twenty tables and as many pages in the Health Report of Boston for 1908 are devoted to a comparison of Boston mortality with that of New York, Philadelphia, Chicago, Brooklyn, St. Louis, London, Paris, Vienna, Glasgow, Liverpool and Berlin. No comment is made on the tables, and just why they should find a place in the Boston report, or what useful purpose they serve, it is not possible to guess. Better comparison with 'American cities are he made in the census reports on mortality, and guess. Better comparison with American etties can be made in the census reports on mortality, and foreign comparisons, without necessary explanations, are more likely to be misleading than useful. Foreign statistics, if introduced for purposes of illustration of special detail features, might often be of practical utility. For illustration, use might be made of the Berlin statistics of infant mortality by causes of death with distinction of methods of feeding.

feeding.

Every city the size of Boston should publish a fundamental table giving the deaths by single ages, with distinction of sex, color and principal nativities. Another very valuable table should give the mortality in detail during the first two years of life. The deaths by days during the first week, by weeks during the first month, and by months during the first two wears of life would almost certainly weeks during the first month, and by months auring the first two years of life, would almost certainly throw much light upon many of the problems of infant mortality. This table should make distinction of sex, and the principal causes of child mortality. It is a sad commentary on vital statistics that they have not been used to better purpose in a same effort to secure more knowledge concerns the factor of infortune that it in this country. At in a sane effort to secure more knowledge concerning the facts of infant mortality in this country. At the other extreme of life more detailed information should be presented. All the facts available should be given of deaths of centenarians. The ages should be given by single years, verified if possible, with full details of the causes of death. Some of the South American states and cities give better results than those of the United States in this respect. Sufficient emphasis is not given to morbidity statistics in the Boston health reports. Other things equal, an excessive mortality follows excessive morbidity. It is more important that causes of sickness be tabulated and kept to date in a health sickness be tabulated and kept to date in a health office than that a similar record be kept of deaths. Sickness precedes death from natural causes, and Sickness precedes death from natural causes, and epidennies can best be controlled, when preventive vigilance has failed, by a careful watch of sickness cases, which should be mapped continuously in the health office. The publication of such maps in the annual reports would give permanence to valuable records.

The mortality by months and quarters of the year is likely to occupy too much space for its importance in American health reports. A certain few causes of death are related more or less closely to season and meteorological conditions, and it is well enough to tabulate such causes by months. is quite as important, however, that the meteorological conditions be summarized also in the report, so that the possible effect of climatic changes on mortality can be traced. The somewhat elaborate Table 10, pages 10 and 11 of the Boston Health Report of 1908, which gives total number of deaths by quarters for each year of the period 1865–1908, and the percentage distribution is, to say the least, of doubtful value, particularly as there are no data of temperatures, rainfall, humidity, etc., in the report. If any practical value is to be derived from mortality in its relation to meteorological changes, the facts must be stated in the detail exhibited in the reports of New York City, where the deaths from all causes and from certain specified causes are summarized, together with parallel fied causes are summarized, together with parallel data indicating the principal determining meteorological facts.† From the New York reports, also, the effect of school life on children's diseases and

the effect of school life on children's diseases and mortality can be accurately traced.

The Health Department report contains no information on the important subject of occupation in its relation to disease and mortality. True, the Registry Department gives a bare statement of the occupation of the decedents, with distinction of sex, pages 114–118, report for 1908, but miless the facts are given with distinction of principal causes of death and by are groups the strictics can serve of death and by age groups the statistics can serve no practical purpose. Fortunately the census office has now undertaken the task of compiling occupation mortality statistics for the registration area, and much information will in the future be available in those annual reports. There will always be abundant opportunity, however, for local health departments to deal with the mortality of local trades in a more detailed and informatory manner than is possible in a necessarily more general assumes the superscript of the superscr

eral census report.

The mortality of certain distinct elements of the The mortality of certain distinct elements of the local population may require separate statement, either because of geographical location or some other characteristic, such as race, nativity, physical or social defect, etc. The mortality by streets or blocks, or by other sanitary divisions, may require to be separately tabulated if the statistics for the blocks, or by other sanitary divisions, may require to be separately tabulated if the statistics for the city are to yield the best results and teach the most useful lessons. When the colored element is of considerable importance in any section of the city the fact should be taken into the account in the tabulation. Chinese and Japanese should be distinguished also in local reports when the deaths are sufficient in number to warrant separate statement. The more important nativities should be separately studied also, and this has been done to a limited extent in the Boston health reports. Distinction of age, sex and principal causes of death is necessary if the statistics are to be of any practical value, and none of these is made in the Boston reports. (See Table 37.) Finally, it may be suggested that the mortality of the defective and delinquent classes if separately tabulated might yield results useful for several purposes. Almost nothing is to-day known of the mortality of the blind, the deaf and dumb, almshouse innates, etc. In a word, it is the duty of the Health Department to know everything possible about the health, sickness and mortality of the population with which it has to deal. Measured by this standard the Boston Health Department report is conspicuously venting. it has to deal. Measured by this standard the Boston Health Department report is conspicuously wanting.

# Registry Department Statistics. Mortality.

Table 1 - Certain uscless ratios are calculated Table 1.—Certain useless ratios are calculated and more useful rates are omitted. The deaths, for illustration, are distributed by wards on a percentage basis, but the death rates by wards are not given. Again, a calculation is made for each ward to show the number of persons living to every death, an antiquated and useless method of presenting vortaling.

senting mortality.

Table 2 occupies three pages and serves a useful purpose by presenting in a summary form the mortality by wards with distinction of age and sex. Provision might be made for ages 2-3, 3-4, and 4-5, but otherwise the form of the table is well

Table 3.— This table also occupies three pages and presents the mortality of the colored in the same detail as the total mortality is given in Table 2.

same detail as the total nortality is given in Table 2. Table 4.— The table is in three parts of one page each, and presents the mortality (a) of the residents, (b) of the nonresidents, and (c) of the decedents of unknown residence with distinction of conjugal condition, age and sex. Every useful purpose

<sup>\*</sup> Better still, by days during the first month.

<sup>†</sup> The facts are given by weeks and a summary repeated for several previous weeks in each weekly report. See especially page 3 of any such report.

would be served if the total deaths were presented

would be served if the total deaths were presented in this detail.

Table 5.— This table, which occupies two pages and distributes the deaths by months and by wards with distinction of sex, is of doubtful value and should be eliminated.

Tables 6, 6A, 6B and 6C.— These tables occupy two pages each and present the total mortality, the deaths of residents, nonresidents and "residence unknown," distributed by months with distinction of age and sex. It is perhaps useful for certain purposes to have the total mortality presented, as in the first table of this series, but it bardly seems wise to add the other three. Mortality by months is principally useful when presented for certain diseases which are affected by meteorological changes. The method adopted by the New York Health Department of giving the facts in detail by weeks is much better adapted to useful purposes than the method followed in the Boston reports.

Table 7.— This table with its A, B and C supplements extends through sixteen pages, each section taking four pages. It presents the mortality from twenty-two specified causes or groups of causes with distinction of age and sex. The first part gives all deaths, the second, deaths of residents, etc. The distinction of resident and nonresident is carried altogether too far in this report. The total mortality should, of course, be given with

is carried altogether too far in this report. The total mortality should, of course, be given with distinction of age and sex for all the causes, as in the census reports on mortality. Possibly another similar table might be given for deaths of residents. But wby should so much emphasis be placed upon so relatively unimportant a distinction in a city like Boston, which is not a health resort, and which,

so relatively unimportant a distinction in a city like Boston, which is not a health resort, and which, aside from its hospital or other institutional mortality, which could be separately discussed or tabulated, is not unlike other cities either larger or smaller? The deaths of Bostonians without the city limits would certainly go far to offset the deaths of nonresidents within her limits.

Table 8.—This table distributes the mortality from the same specified causes as in Table 7, by wards. Only the deaths of residents are, of course, located by wards, but the totals of the nonresidents and "residence unknown" appear at the bottom of the table. Sex is also distinguished in the table. Mortality by subdivisions of a city should, to be of much practical value, distinguish causes as related to age. The total deaths from certain causes, such as typhoid fever or consumption, may be suggestive, as typhoid fever or ensumption, may be suggestive but as a rule comparative mortality as here expressed can serve but a very limited purpose. It would be wiser to make a more detailed comparison periodically, say every five years, which might be based upon the deaths for five years. This suggestion rests upon the assumption that the mortality record is kept by the card system, the only really useful as well as economical method of handling mortality, or other vital statistics.

Tables 9 and 9A take so little space that they may well be retained and even carried somewhat farther.

farther.

Tables 10, 11 and 12 which distribute the mortality by wards with distinction of nativity and sex are subject to the same general criticism as that brought against Table 8. Very little information of a useful character can be obtained from mortality by nativity unless the deaths are expressed in terms of age, and also with distinction of the principal causes at least. Table 37 in the Boston Health Report for 1908 may again be referred to. In that table death rates have been calculated for a period of years for the principal nativities, but Health Report for 1908 may again be referred to. In that table death rates have been calculated for a period of years for the principal nativities, but without reference to age. The rates are, of course, almost useless and positively misleading. To illustrate: According to the Registry Report the death rate of the Irish in Boston in 1908 was 28.26 per 1,000 of Irish population against a rate of only 7.63 for Russians and 8.65 for Italians, and apparently the mortality of the German element had increased from 16.21 in 1890 to 26.63 in 1908. These facts seem startling and must inevitably give rise to false inferences. But the Registry Department should know that these anomalous death rates would disappear if the facts were presented by age. The age distribution of the earlier immigrants, such as the Irish and Germans, is at present very different for these elements than for the more creent immigrants like the Russians, Italians and Swedes. To ignore this elementary fact in a public report is inexcusable.

Table 13 is one of the best in the report as it gives the deaths of the residents by wards and with distinction of age, sex and principal causes. Pages 110–113 could be omitted, however, as the facts duplicate those presented in Tables 7B and 7C.

It might be advisable to distribute the grand total of mortality in the various wards rather than only the deaths of residents. The table as given is also of value in proportion to the real distinctions which of value in proportion to the real distinctions which exist between the ward divisions. It is possible that the real sanitary divisions of Boston are much fewer than twenty-five in number, and certain of the wards might possibly be combined for statistical purposes to considerable advantage, Mortulity by Occupations.—This topic has already been discussed. (See page 382.)

#### Marriage Statistics.

Table 14.—The most valuable portion of this table is the statistics of (as to color) mixed marriages. The classification by quarters of the year

Table 15.— This table is a standard one and it contains useful social statistics, revealing as it does

contains useful social statistics, revealing as it does the tendency of young girls to marry old, or rela-tively old, men and vice versa.

Table 16 is also useful as it shows the tendency of the various nationalities to intermarry and the comparative strength of such tendency among all of the principal foreign-born elements marrying in

Table 17 is of interest as it gives statistical expression to certain facts which might be of considerable importance in any future investigation of the subject of intermarriage of widowers and widowed, divorced men and divorced women, etc.

Occupations of persons marrying in Boston. Pages 126 to 131 should be omitted. A mere statement of the occupations of brides and grooms serves no useful purpose whatsoever.

Table 18.— The cumulative value of the statistics in this table is probably sufficient to warrant its

retention.

Tables 19 and 20 are of value in connection with studies of birth rates by nativities. Separate tables, however, for each principal nativity, framed like Table 15, would be of much greater value.

Pages 136 to 148 contain information relating to

Pages 136 to 148 contain information relating to out-of-town marriages, that is, marriages recorded in Boston during 1908. If Tables 14 to 20 were to include the statistics of all marriages recorded in Boston, regardless of where they were solemnized, every useful requirement would be met. To get totals now under any beading necessitates additions to no purpose, for, after all, the place of solemnization is of practically no importance as regards the statistics in these tables. Thirteen pages of space and a great deal of the time required in compilation could be saved without impairing the value of the data, but rather quite the entrary. the value of the data, but rather quite the contrary.

#### Birth Statistics.

Accurate and complete registration of births is Accurate and complete registration of births is a necessary corollary of accurate calculation of infant mortality rates. Unless the births are recorded with at least approximate completeness the number of the living in the early divisional periods of life cannot be calculated with sufficient accuracy to permit the working out of even approximately accurate death rates at those ages. Birth rates based upon total population are less valuable than birth rates based upon female population of child-bearing ages. Again, the most useful statistics of births are those which throw most light upon the problems of relative fecundity of the different elements of the population or of the married at varying ages.

different elements of the population or of the married at varying ages.

Table 30.— This table is of small value. The birth rates by wards teach nothing, and the number of population to every birth earries no definite impression, and as a method of statistical comparison it has been abolished long ago in the best offices.

Table 31, which gives an elaborate statement of births, by months and quarters, with distinction of sex, in the various wards, is of little or no value. The seasonal distribution of births in its relation to ward lines is rather far-fetebed. Has anyone ever found such statistics to be of any value?

Table 32, like Table 31, is useless.

Table 33, which occupies five pages and gives the births by sex in each ward with distinction of the nativity of fathers, may satisfy the euriosity of some, but how it could be used to any practical sociological or other purpose passes comprehension.

Table 34, by nativity of mothers, is subject to the same criticism as Table 33 except that it is a truer index of nativity influence. In connection with mortality by wards it is perhaps well to know how many births of the principal nativities there are in the various wards. This could not be seen Table 31, which gives an elaborate statement of

rately determined without placing Tables 33 and 34 in juxtaposition so that it could be determined, for example, how many births there were in Ward I of Irish mothers and Irish fathers, of Irish mothers and English fathers, etc.

Table 35 gives the statisties of births in Boston in a way useful for certain purposes. It could be retained to advantage.

Occupations of fathers and mothers. Pages 173 to 177 contain utterly useless figures.

Plurality births are of sufficient interest to war-Plurantly bitths are of sunction interest to war-rant the publication of certain statistics regarding them, particularly by nativity of the parents. Statistics of these phenomena by wards and months are, however, of very dombtful value. Statistics of the stillborn by nativity of the parents, and possibly also by months, are worth

Area (land), 1,188 acres. Dwelling houses, 3,262. Persons to a dwelling, 8,2.

Dwellings to the acre, 2.7.

Density of population, 22.6.

PAGE 188.

Ward 1. (East Boston.)

Population, 26,836. Males, 13,239; females, 13,597. Native born, 17,830.

practical purpose:

Foreign born, 9,006.

Per cent of native born to ward population, 66.44. Per cent of foreign born to ward population, 33.56

Comparative vital statistics by wards, 1904–08. Fifty-three pages are devoted to this comparative statement which could easily be presented in one-half the space and without omitting anything of value. One of the most useful purposes of a health report should be the eareful comparison of the mortality and sickness statistics, with comments upon the topography and other sanitary conditions. The statistics in the report here under review have in part been badly selected and in part have been badly expressed. The good has been mixed with the bad and so compounded that the reader is quite as apt to be confused as enlightened when he looks to these pages for comparative information.

To illustrate exactly what is meant by this rather sharp criticism, pages 188 and 189 are attached, with such items italicized as serve no

Ward Statistics of Deaths and Births.

Deaths, 424.\* (Males, 220; females, 204.)
Per cent of total mortality of residents of the city, 4.2.
Per cent of ward population, 1.5.
Death rate, 15.8 per 1,000 of population.†
Deaths, under 1 year, 115.†
Per cent of total mortality of the city under 1 year, 5+.

\* These could also be omitted. (See page 189.)

Births, 721.\* (Males, 344; females, 377.) Birth rate, 27.3 per 1,000.‡ Per cent of ward population, 2.7. One in every 37.

Principal causes of death: Pneumonia, diseases of the heart, phthisis.†
Principal foreign nationalities represented among deaths: British-American Provinces, Ireland.†

- The East Boston portion of the ward is generally of good elevation, consisting of two hills, Topography.— The East Boston portion of the ward is generally of good elevation, consisting of two fills, one rising to 85 feet, on which is located the reservoir; another at the southeastern extremity, rising to about 50 feet. A depression almost to tide water exists southeast of the tracks of the Boston & Albany Railroad. The section known as Breed's Island consists of practically one large hill, whose maximum height is above 160 feet, sloping abruptly westwardly and gradually eastwardly to the water.

Almost one-half of this section of the ward is low, being little above marsh level.

This is very largely a residential section, with the exception of the shore front, and contains 86 acres of wardle level and 10 ages of conventions.

park land and 10 acres of cemetery area.

† See page 189.

Page 189.

† 26.8 according to page 189.

# Comparative Vital Statistics 1904-08

Comparative Vital Statistics, 1904-08.					
Ward 1.	1904.	1905.	1906.	1907.	1908.
Deaths.	366	385	440	379	424
Per cent of total mortality of residents of the	3.87	3.9	4.3	3.75	4.2
Per cent of ward population		1.5	1.6	1.4	1.5
One in every	68	66	58	69	63
Death rate per 1,000 of population	14.5	15.1	16.9	14.3	15.8
Deaths under 1 year	80	79	108	79	115
Per cent of total mortality of residents of the					
city under 1 year	4.29	4.1	5.1	4+	5+
Principal causes of deaths:		4.0	0.00		43.63
Phthisis	50	49	27	28	39
Pneumonia	41 43	56 55	68 62	47 55	64 41†
Diseases of the heart	43 14	27	02 22	10	29†
A poplexy	11	17	18	25	22†
Typhoid fever		i	6	3	-5'
Diphtheria	4	9	10	s s	4
Meningitis	17	15	32	1.4	17
Principal foreign nativities represented	Ireland.	Ireland.	BA. Prov.	BA. Prov.	
among deaths	BA. Prov.	BA. Prov.	Ireland.	Ircland.	Ireland.
Age period in which occurred greatest num-					
ber of deaths of residents other than					
under 1 yeur	30-34 yrs.	65-69 yrs.	65-69 yrs.	55-59 yrs.	70-74 yrs
Births	624	705	674	771 29.2	721 26 8
Birth rate per 1,000	28.1 2.4	27.7 2.7	26.04 2.6	29.2	20.8
Per cent of ward population One in every		36	38	38	37
Excess of births over deaths		320	230	392	297
Excess of births over deaths under 1 year.	544	626	566	692	606
*Nativity of greatest number of foreign-born	311	.,2.,	3000	1	
fathers	Boston.	Boston.	Boston.	Boston.	BA. Pro
*Nativity of greatest number of foreign-born					
mothers	Boston,	Boston.	Boston.	Boston.	BA. Prov
Per cent of whole number of births in the city,	3.9	4 4	3.9	4 1	-1 1

<sup>\*</sup>This title commenced with 1908, continued through each ward; previous to 1908 it referred to fathers and mothers either native or foreign born.
† Not related to locality.

Further comment on these statistics would appear to be nunecessary. It may be added, however, that pages 238 and 239 violate the dignity of a public report. These pages contain a hodge-podge of entirely useless matter.

The comparative summary by wards in Tables A and B, pages 240 and 241, is in convenient form. In Table A, however, columns 4, 5, 8, 13 and 14 serve no useful purpose and should be stricken out. The summary tables, pages 242 to 248, are convenient and valuable for a variety of purposes. The last column in the table of births, pages 244-245, contains antiquated ratios which should be replaced by rates per 1,000, only living births to be considered, of course. The same criticism applies to the next to the last column in the following table of deaths, pages 245-247.

#### Conclusion.

Conclusion.

Both of the reports under consideration are open to criticism in other directions than those mentioned. The report of the Health Department is especially vulnerable in respect to general arrangement, lack of proper comments, the form and matter of the reports by subordinate officers, etc. But, after all, these things are details of minor importance. The chief point is that the City of Boston maintains two separate departments, both of which collect, classify and compile vital statistics and fail to do it well. So far as births, and marriages are concerned they do not clash, since the Health Department, contrary to the best practice, is not occupied statistically with these phenomena. But the field of mortality and morbidity statistics is preëmpted by both, which in this instance means duplication yielding little better than waste of energy and money and confusion to the user of these statistics.

To be sure, as has been shown, there are valuable things in both reports, and the patient, discriminating student may be able by dint of much effort to piece together full statistics from both reports, although the discrepancies between them are such that the number of the the most be in doubt as to which set of ferrors.

to piece together full statistics from both reports, although the discrepancies between them are such that he must be in doubt as to which set of figures should be used. But why should he be confronted by such an unparalleled condition? The general public, at whose expense both reports are published, can only derive one lasting inpression from them, namely, that they typify needless municipal

To the outsider it would seem as if Boston faces a great opportunity to render a large service to the whole country by establishing a model burean of vital statistics and even improving upon the best of existing patterns. There are conclusive reasons why the Health Department should assume all functions relating to vital statistics. The expefunctions relating to vital statistics. The experience of many years has demonstrated thoroughly that to divide these functions between two departments not only seriously impairs the usefulness of Boston's vital statistics, but entails a waste of public money which cannot be defended upon any translab whitescories. ground whatsoeve

Referred to the Executive Committee.

# RETIREMENT SYSTEM, CITY EMPLOYEES.

The following was received:

Boston Finance Commission, December 10, 1910.

To the Honorable the City Council:

Gentlemen, — There is now pending before your honorable body for acceptance or rejection an act authorizing the establishment of a retirement system for public employees, namely, chapter 619 of the Acts of 1910.

The Finance Commission respectfully submits the following reasons why the act should not be accepted:

accepted:
1. The commission believes that the only 1. The commission believes that the only retirement system which can be justified on grounds of economy is one which would relieve the city of the loss caused by the retention of day laborers who by reason of age have become so infirm as to be ineapable of rendering in service a full equivalent for the wages they receive. There is no effective provision, however, for the compulsory retirement of superannuated laborers now in the service of the city, and accordingly the act fails to accomplish the only object which would justify its acceptance. The claim that pensions based on prior service would be sufficient inducement to the older employees to join the association has no foundation in fact, as even the wages which the day laborers receive are more than three times as much as the amount of pension provided by the

day laborers receive are more than three times as much as the amount of pension provided by the act.

The intimation which has been given by certain advocates of the act that employees who declined to become members of the association would be coerced is contrary to the spirit of the act. Moreover, such coercion cannot be effected because of the protection afforded employees in the classified service by chapter 314 of the Acts of 1909 and chapter 500 of the Acts of 1910.

2. In the opinion of the commission there is less reason for pensioning of clerks and salaried officials above the grade of clerks than there is for pensioning laborers. The present act would permit the pensioning of such highly paid officials as the Corporation Counsel, the Superintendent of Streets and the City Auditor, the first of whom receives \$9,000 and the two latter \$7,500 each per annum. It is highly improbable that such officials would retire in order to obtain the pension provided by the act, but there is no reason why a pension should be paid to them in the event of their being retired on compulsion. If the present act should take effect this year one of these officials could be retired inmediately and another could be retired in 1914, as both would have completed thity-five years of service on these dates respectively. Either of these officials upon retirement under this provision would be able to engage in private occupations which would afford large salaries, and still draw a pension from the city.

3. A careful examination of the act shows that it is full of defects which of themselves require its rejection. For example, its successful operation depends upon the establishment of a Board of Retirement, to whom the management of the system is intrusted. This Board is to consist of three members, namely, the City Treasurer, one member chosen by the first two, or, if they do not agree, by the Mayor. The second member is to be elected "within thirty days after the date when the retirement system is declared established," but apparen

when the election is required to be held.

There would, therefore, seem to be no association to choose the second member, and the third member could not be chosen until after the second member was chosen. It is possible that a court might regard the thirty-day limitation as directory and not mandatory, but in that event there would be uncertainty and confusion as to the date at which the election might legally be held. If, on the other hand, the court held the provision to be mandatory, no board of retirement could be chosen, and the act would, therefore, become absolutely and the act would, therefore, become absolutely worthless

and the act would, therefore, become absolutely worthless.

This defect is admitted by the advocates of the act. Thus, Professor Baldwin at the recent conference at City Hall said:

"That matter was taken under consideration by the committee. There appears to be a real inconsistency in the act at that point. Either the time or qualification or disqualification under the act must be shortened, or the time within which the meeting or organization must be held must be heightened. It will be necessary to amend the act in that respect. That is an inconsistency which escaped the attention of the commission which sat for months on this measure,—the Committee on Legal Affairs and the Committee on Ways and Means at the State House. It is one of those mistakes which frequently crop up in matters of this kind." (See City Record of December 10, 1910, page 992.)

4. There are grave dangers in the provisions as to the membership of the Board of Retirement. It is given absolute power, without right of appeal, to fix percentages from 1 per eent to 5 per cent, to establish different classes of annuitants and penestablish different classes of annutants and pensioners, and to retire or refuse to retire employees without regard to the wishes of the heads of departments. It will become a part of the employment system of the city. No such power over the city employees should be given to an outside tribunal. Its effect upon the service would be demoralizing.

But if giveu, the Board should be composed of men beyond the reach of political influences. Under the provisions of this act such men are not likely to be secured.

5. In section 1, paragraph (/), the following language is used: "The words 'continuous service' mean uninterrupted employment, with this ranguage is used: The words continuous service' mean uninterrupted employment, with this exception, a lay-off on account of illness or reduction of force; and a leave of absence, suspension or dismissal, followed by reinstatement within a year, shall not be considered as breaking the continuity of service." Although the wording is so clumsy that its interpretation is uncertain, much as in the famous "semicolon" case it is probable that (as in that case) the words "followed by reinstatement within one year" would be held not to modify the sentence prior to the semicolon; in other words, not to apply to employees who are laid off on account of illness, or reduction of force. In that case there is no provision as to the length of time of the lay-off, which might be for many years, or for several long periods at different times. The existing provision, therefore, might give rise to controversies and expensive litigation.

Again, an employee discharged for misconduct

existing provision, therefore, might give rise to controversies and expensive litigation.

Again, an employee discharged for misconduct or insubordination, does not lose his right to a pension if he is rejustated within a year. One discharged for such cause should not be reinstated at all. This provision would operate to the city's detriment. The sentimental considerations arising out of the employee's previous service and payments to the retirement fund, reinforced by political influence, would make it difficult to discharge an offending employee in the first instance, or, if discharged, to refuse him reinstatement within the year. It would make the claim of the incompetent or insubordinate employee to continue in the service even more like a vested right than it now is—the exact opposite of the effect a well-drawn pension act should have.

6. Section 6 (2) (B) omits to make provision for the payment of an annuity to a member who has served fifteen years and has reached the age of sixty, and has been retired by the Bourd, though those who retire voluntarily are provided for. Although the person so retired against his will would be entitled—under Section 6 (2) (A)—to the return of his deposits with regular interest, he would not be entitled to an annuity, nor to a pension based upou subsequent service, as a succeeding paragraph—C (a)—makes the right to such pension depend on the right to an annuity.

This was perhaps intended to secure automatic

annuity.

This was perhaps intended to secure automatic retirement at sixty by putting a premium on such retirements when voluntary. But many employees reaching sixty and presunably no longer worth a full day's pay will prefer that pay to the annuity and pension which they would secure by voluntary retirement, and since there is no provision for notice to them before they are involuntarily retired, many will either be improperly kept upon the pay roll or else in ignorance of the act and for no fault of theirs will be liable to forfeit both annuity and pension.

no fault of theirs will be liable to forfeit both annuity and pension.

7. There are several violations of the principle of equal contribution by the city and the retirement association. Instead of requiring substantially equal contributions, as the public has been given to understand the act provides, the city must pay the eutire expense of the administration of the system, which is estimated at \$25,000 a year. The city is also required to contribute an amount equal to the surphis from annuity deposits and if there should be a deficiency instead of a surrobus, to make up such deficiency. annuity deposits and if there should be a deficiency instead of a surplus, to make up such deficiency. Again, if any portion of the money appropriated by the city for the expense of administering the system is not used for such purposes, it shall be carried to the contingent fund and, if the Board so votes, thence transferred to any other fund provided by the act. Thus it may be used for the benefit of the association. If the City Treasurer's estimate of the amount needed for administration expenses is excessive, the city should

urer's estimate of the amount needed for administration expenses is excessive, the city should be repaid the unused portion. The association should not receive the benefit of the treasurer's mistake at the expense of the eity.

8. Some of these defects are admitted by the advocates of the act, but they urge that no harm will follow the acceptance of the act by the City Council and later by the voters at the election, as its defects can be remedied by amendment in the next Legislature. This is a singular proposition to advance to a City Council which, under the terms of the act, is authorized to reject it for any reason which in its judgment requires such

Referred to the Executive Committee.

#### STATE HIGHWAY, WEST ROXBURY.

The following was received:

Boston Finance Commission, Boston, December 7, 1910.

To the Honorable the Mayor and City Conneil:
Gentlemen,—In a communication from the Mayor to the Finance Commission dated October 11, 1910, his Honor asked the commission to consider whether it would be advisable for the City Council to accept chapter 527 of the Acts of 1910, which, if accepted, requires the Massachusetts Highway Commission to "lay out, take charge of and construct as a state highway Washington street in that part of the City of Boston called West Roxbucy, from La Grange street to Metropolitan avenue, at a width of not less than one hundred feet, except that the street may be of a different width for one hundred and fifty feet or thereabout at that part where the said street connects with Metropolitan avenue, if the said commission shall so determine." The Finance Commission has considered the subject thus referred by the Mayor and submits its report herewith.

The subject requires the consideration of three To the Honorable the Mayor and City Council:

The subject requires the consideration of three

The subject requires the consideration of three main questions:

1. Is it necessary to construct a road one hundred feet wide, of the honlevard type, with a space in the middle reserved for the exchaive use of the street railway as the act provides?

2. Would the construction of the road under the terms of chapter 527 of the Acts of 1910, place upon the City of Boston a greater burden than it ought to assume?

3. Can the city's financial interests be protected better and the needs of the districts in question he served as well under another plan as under the Act of 1910?

#### I. The Question of Necessity.

The demand for an improvement of Wash-1. The demand for an improvement of Washington street, between La Grange street and Metropolitan avenue, is justified by existing conditions. The Finance Commission with its engineer. Mr. Gny C. Emerson, made an examination of this portion of the street and concluded that it was too narrow to accommodate properly its team and pedestrian traffic because a large portion of the street is occupied by a double track street railway. At some points there is not space chough to permy. street is occupied by a double track street railway.
At some points there is not space enough to permit
a vehicle to pass outside of the tracks. There are
very steep grades, and for the greater portion
there are no sidewalks.

2. The fact that the street from the Dedham
line to La Grange street is one hundred feet wide,
from Forest Hills to Metropolitan avenue sixty feet
wide, and in the intervening portion not exceeding
thirty-five feet in any part, including the width of

thirty-five feet in any part, including the width of

sidewalks, furnishes an additional reason for widen-

sidewalks, furnishes an additional reason for widening the intervening portion so as to make one thoroughfare from Forest Hills to Dedham of more nearly uniform width.

3. It does not seem necessary, however, that the street from Forest Hills to Dedham should be one hundred feet wide throughout. Nor is it contemplated so far as the Finance Commission knows. The plan seems to have been to widen the street between the Dedham line and Metropolitan avenue, where the traffic is comparatively slight, and to leave at its present width that part of the street between Forest Hills and Metropolitan avenue where the traffic is much greater.

4. There was no need of constructing that part of the street between Forest Hills and Metropolitan avenue where the traffic is much greater.

4. There was no need of constructing that part of the street at a width of 100 feet. This is obvious to any one familiar with the locality and the amount of travel on this part of the street. The fact was recognized by the Highway Commission, as appears in the following extract from its report to the Legis-

in the following extract from its report to the Legis-

in the following extract from its report to the Legislature in January of the present year:

"When the commission made its report under the resolve of 1907, showing a width of 100 feet for location and boulevard construction, it was not made because the commission thought that that form of construction was necessary, or that such a width would be required to accommodate travel, certainly for many years, but because it understood that the City of Boston desired that width and form of construction.

"The act of the Legislature requiring the building.

The act of the Legislature requiring the building of the road provided in section 7 that this act should not take effect until it was accepted by the City Council of Boston; and the act was accepted by the City Council, thereby indicating that Boston's representatives desired and required a highway of that width and that form of construction."—House Document 145.

5. Nor is there any apparent need of boulevard construction at a width of 100 feet, with a reserved space for street cars, in that portion of the street now under consideration, that is, from La Grange street to Metropolitan avenue. The Highway Commission, in the report previously referred to, set forth certain reasons which may possibly be recarded as justifying such construction but the regarded as justifying such construction, but the Finance Commission believes that these reasons are not convincing. The Highway Commission

are not convincing. The Highway Commission says:

"It is self-evident that, as the extension which the commission is now required to report upon is nearer the city than the road already built, a boulevard form of construction with a reservation for car tracks in the middle is equally necessary over the extension; and that, if the highway were laid out as a single roadway, with no reservation in the center, it would not conform to the plan and cross section of the highway already constructed."

As the Highway Commission say, it is as necess-

structed."
As the Highway Commission say, it is as necessary to have a boulevard form of construction with a reservation for car tracks in the middle in the case of the extension as it was for the section already constructed, but apparently there was no actual necessity for such construction in either case. The first extract from the Highway Commission's report quoted above shows that they thought such construction unnecessary for the section between the Dedham line and La Grange strect; and the following extracts from the same report seem to show conclusively that it is not necessary for the extension.

report seem to show conclusively that it is not necessary for the extension.

"A traffic census was taken by the commission this year upon all the state highways in the Commonwealth, including the state highway in Boston herein referred to. Actual count of the vehicles for one week in August showed a total of only 486 vehicles a day of all kinds over this road. Of this number, 124 were automobiles and 362 were horse-

drawn vehicles.

A second count was made in October, for a week,

"A second count was made in October, for a week, which showed an even smaller number of vehicles per day, there being only 340 of all kinds, 229 of which were horse drawn and 111 were automobiles. "As compared with fully one-third of the state highways in the Commonwealth, in all the various counties, this number of vehicles per day is relatively small. It is only from one-half to one-third the number of vehicles that are accommodated in other places by state highways of ordinary width, to wit: fitteen feet of macadam with 3-foot gravel shoulders on each side, making a 21-foot roadway in all.

in all,
"While the territory in the vicinity of the proposed new highway will indoubtedly build up,
being near Boston, the traffic returns certainly

indicate that, so far as the present traffic is concerned, there is no necessity for the boulevard construction which the commission was required to lay ont by the Act of 1907. It would also seem to indicate that there would be no necessity for such construction merely for the purpose of accommodating travel for many years to come.

"In presenting the estimate that is herein contained, the commission does not wish to be understood as recommending the construction of the

stood as recommending the construction of the highway, or as stating that, if the highway is to be constructed, a boulevard form of construction, De constructed, a boulevard form of construction, 100 feet wide, is necessary; but it has drawn its plans and presents its estimates upon the assumption that the Legislature desires an estimate for a continuation of the same kind of construction as was required under the Act of 1907."

It is true that if the extension has no street rail-way reservation in the middle it will not conform to the plan of the section already constructed. fact, however, ought not to be given a controlling influence. One error ought not to make another error necessary. The street railway company received benefits from the reservation, as it diminreceived benefits from the reservation, as it diminished the chances of collision of its cars with other vehicles and with pedestrians and thus saved the expenses of litigation and damages. But the City of Boston has received comparatively little benefit from the reservation, though it paid as its share of the entire cost of construction, including interest, 885,414,09 and all of the land damages, amounting to \$39,468, a total of \$124,882,09, whereas the railway company, which was not legally liable under the Act of 1907 for any part of the cost of the section already built (and will not be liable under the Act of 1910 for any part of the cost of the extension). Act of 1910 for any part of the cost of the extension), has paid only \$3,505, and that to the contractor in order to provide better ballast and finish for its reserved space than was being provided under his contract with the Highway Commission.

Moreover, the advantage of having the extension conform to the plan of the section already consion conform to the plan of the section already constructed seems to have been given more consideration than the city's financial interests. The city cannot afford to pay for what it does not need and a 100-foot road is not needed, as has already been shown. The boulevard form of construction at the width of 100 feet must stop somewhere and it would seem better to have it stopped at La Grange street than at Metropolitan avenue. No one familiar with the city's financial condition would seriously advocate extending it from Metropolitan avenue to Forest Hills, though there would be much greater reason for doing so than to provide for it between La Grange street and Metropolitan avenue. La Grange street aud Metropolitan avenue.

Finally, the æsthetic gains from such construc-Finally, the aesthetic gains from such construction do not justify the large loss of money involved. The plan of the Highway Commission is to begin to narrow Washington street, at a point about 150 feet south of Metropolitan avenue, so as to prevent an abrupt change of width from 100 feet to 60 feet, at the junction of that avenue and Washington street. The same æsthetic effect can be produced by beginning to narrrow Washington street at La Grange street, going north until a 60-foot width is reached.

In view of the foregoing considerations the Finance Commission answers the first question in

#### II. Does the Act Place too Great a Burden on the City?

1. The act is a special one which does not give the city the benefit of the more liberal provisions of 1. The act is a special one which does not give the city the benefit of the more liberal provisions of the general laws relating to state highways. Under the latter the county in which the road lies would pay one-fourth of the cost and the state the remainder, for which the state would later be rembursed through the state tax which it levies on all the cities and towns in the Commonwealth. Under such laws the City of Boston would pay one-fourth of the cost of construction of any state highway in Suffolk County (as it would pay the entire share of the remainder (its share of the state tax at the present rate), its total payments amounting to 50.57 per cent of the entire cost of construction. The state would pay the land damages unless the City Council voted to authorize the Mayor, under the Revised Laws, chapter 47, section 9, to indemnify the state from land damages and costs. But under the terms of the special act under consideration the city would have to pay for this section of the road (as in the case of the section already constructed under subtracts 74, of the Act of 1907, fore-cipiths road (as in the case of the section already constructed under chapter 574 of the Acts of 1907) five-eighths

of the east of coustruction which, with its share of the state tax, would amount to 75.28 per cent, of the whole, and all of the land damages besides. In other words, the city would be charged about 50 per cent more for construction than under the general

laws, besides bearing the entire cost of land damages, estimated at \$52,000.

The cost under the special act, including land damages, as compared with the cost under the general laws, excluding land damages, is as follows:

	Under Speeial Act.	Under Gen- eral Law.	Excess Charged to Boston Under Spe- eial Act.
Cost of construction	\$70,000 00	\$70,000 00	1
Boston's share, including the state tax:			
Amount	52,701 00	35,402 50	\$17,298 50
Per cent	75.28	50.57	
Total cost of construction and land damages, \$122,000.			
Boston's share of total	104,701 00	35,402 50	69,298 50
State's share of total	17,299 00	86,597 50	
Percentage of total cost:			
Boston	85.8	29.02	
State	. 14.2	70.98	

2. The history of state highway construction and the share of the cost which Boston has paid, and the share of the cost which Boston has paid, or will ultimately pay, throws light on the question whether Boston should bear so large a portion as 85.8 per cent of the total cost of the proposed extension. Boston under its obligation to pay the entire portion of Suffolk County has been charged with about 52 per cent of the cost of the state highways in Chelsea and Revere. It has already paid \$40,500.21 for the .96 miles and .58 miles in Chelsea and Revere respectively, and \$124,882.09, including land damages of \$39,468, for the 1.4 miles within its own limits, a total of \$165,382.30, for which it received less than a mile and a half of roadway.

Boston's expenditure for state highways in Suffolk County is insignificant, however, in comparison with its total expenditures and liability for state highways throughout the Commonwealth. In a table prepared by an expert accountant, which in the commonwealth.

state highways throughout the Commonwealth. In a table prepared by an expert accountant, which with an explanatory letter is appended hereto, it appears that from 1893, when the State Highway Commission was established, to 1910 the state has issued bonds for state highways amounting to \$6,310,000, of which amount Boston was liable for \$2,27,77,77, and the state has a state of the state of the

issued bonds for state highways amounting to \$2,270,771, or more than one-third of the whole. There are certain factors which may reduce its liability, as shown in the explanatory letter previously referred to, but it is believed that the figures are substantially accurate.

What has Boston received in return beyond its share of the general benefit which results from improved roads throughout the state? It has received 1.4 miles of the 784.63 miles of state highways, or less than one-fifth of 1 per cent of the total mileage; it has paid under a special act nearly the whole cost of the 1.4 miles within its limits, and it has paid or become chargeable with a liability of about two and a quarter millions, or more than one-third of the cost of all state highways for which the Commonwealth has issued bonds. A glance at the map appended hereto will show the great extent to which the state highways system has been developed outside of Boston, and the comparatively slight expense of such development within the girls limits.

system has been developed outside of Boston, and the comparatively slight expense of such development within the city's limits.

Some municipalities, or the residents therein, have paid part or all the cost of constructing certain state highways. The Highway Commission is unable to state the amount of these direct contributions. They have reduced the share of the cost of highways which Boston would otherwise have to bear, but have not reduced its liability on the bonds issued by the state. It is true that Boston should pay a just share of the cost of state highways, as the law was intended to provide roads highways, as the law was intended to provide roads in communities which could not afford expensive construction. In such eases, unless help were

given by the state, the proper development of the general highway system would have been difficult, if not impossible. Yet, after making due allowance for these considerations, it is not just that Boston should pay over 85 per ceut of the cost of the proposed state highway within its own limits. In view of the foregoing considerations the Finance Commission answers the second question in the affirmative.

in the affirmative.

# Can a Better Alternative be Provided?

III. Can a Better Alternative be Provided?

In the opinion of the engineer of the Finance Commission, a copy of whose report is hereto annexed, the portion of the street between La Grange street and Metropolitan avenue would answer every practical demand if its width were increased to 60 feet. The street, between Forest Hills square and Ashland street, where the traffic is much greater than in the portion in question, is only 60 feet wide, yet it is adequate for all needs. In his opinion a 60-foot road hetween La Grange street and Metropolitan avenue will be anothe for street and Metropolitan avenue will be ample for all needs for a long term of years. He states that the city has a 60-foot right of way for the portion the city has a 60-foot right of way for the portion of Washington street under consideration and the street could be widened to 60 feet without requiring additional land-takings. An estimate of the cost of rebuilding to the width of 60 feet has been furnished the Finanee Commission by the City Engineering Department, a copy of which is hereto annexed, which shows a probable cost of \$47,500 for the work. If the city increased the width of the street to 60 feet at its own expense, it would cost, \$57,201 less than if it proceeded under the special act. special act.

There appears to be no sound reason, however, why the city should not successfully petition the Highway Commission to construct the extension at a width of 60 feet under the terms of the general highway acts. If the petition were granted the cost to the city would be reduced to about \$24,023 or \$50,678 less than the cost under the special act under consideration. The cost to the state under this arrangement would be \$23,477, or only \$6,178 more than it would pay under the special act for the wider street. In this connection it should be noted that the Highway Commission in their report to the Legislature, dated January 8, 1907, commented on the fact that the City of Boston had never petitioned the Highway Commission for the laying out of a state road in the city. Since the There appears to be no sound reason, however, laying out of a state road in the city. Since the date of that report the city has petitioned for the laying out of a highway from Columbia road to King square, Dorehester, but favorable action was not taken on the petition.

The Finance Commission therefore answers the

third question in the affirmative.

The commission recommends:

1. That the City Council refuse to accept chapter 527 of the Aets of 1910.

2. That the city petition the Highway Commission to construct the extension at a width of 60 feet under the terms of the General Highway Act.

Respectfully submitted, THE FINANCE COMMISSION. by JOHN A. SULLIVAN,

Chairman.

Appendix A. November 14, 1910.

November 14, 1910.

Boston Finance Commission,
Hon. John A. Sullivan, Chairman:
Dear Sir.—Pursuant to your request the following table is presented to cover the information desired by you as to bonds issued by the Commonwealth for state highways each year since 1893 (there being none during that year), the percentage of the state tax paid each year by the City of Boston, and the proportion of the bond issue of each year, which is thus charged to the city:

Year.	Bond Issue.	Percentage of State Tax Paid by City.	Amount Charged to City.	
1894	\$300,000	36.575	\$109,725 00	
1895	400,000	35.928	143,712 00	
1896	600,000	35.928	215,568 00	
1897	700,000	35.928	251,496 00	
1898	300,000	35,778	107,334 00	
1899	400,000	35.778	143,112 00	
1900	400,000	35.778	143,112 00	
1901	350,000	36.128	126,448 00	
1902	375,000	36.128	135,480 00	
1903	400,000	36.128	144,512 00	
1904	300,000	36.005	108,015 00	
1905	250,000	36.005	90,012 50	
1906	300,000	36.005	108,015 00	
1907	360,000	35.97	129,492 00	
1908	495,000	35.97	178,051 50	
1909	380,000	35,97	136,686 00	
Totals	\$6,310,000		\$2,270,771 00	

Respectfully submitted, EDWIN S. MORSE, Public Accountant.

November 16, 1910.

November 16, 1910.

Boston Finance Commission,
Ilon. John A. Sullivan, Chairman:
Dear Sir,—In accordance with your request that
I should look further into the subject of my report
of the 14th inst., in order to learn if there are any
factors in the matter which might change the
amount for which the City of Boston is liable, as
shown by the above-mentioned report, the following is submitted:

amount for which the City of Boston is liable, as shown by the above-mentioned report, the following is submitted:

The State Treasurer informed me that the amount for which the City of Boston was liable each year and the total amount, as shown by myreport, is approximately correct and any change therefrom would be made by several factors of which no accurate figures could be given.

At the office of the State Auditor I went into the matter at some length and there learned that the following factors would have some influence on the amount which the city would actually pay;

1. Possible change in the proportion of the state tax paid by the city during the time covered until the bonds mature. This changes every three years and the present year is 34.18, which would materially reduce the present liability.

2. Premiums on bonds sold would have some influence, but how much could not be estimated with any degree of accuracy.

3. Earnings of securities held in the sinking fixed.

Earnings of securities held in the sinking fund.

4. Possible, but not probable, income from some source which may be apportioned among the

various sinking lunds. For instance, a portion of the amount obtained by the state from the United States several years ago on war claims was thus

divided.

The last three factors, and there may be some

The last three factors, and there may be some others, enter into the sinking fund and have more or less influence on the sinking fund requirements and the amount of the state tax.

If the words "charged to the city" in my former report should be changed to "for which the city was liable," the wording would be better, and from all the information obtainable I am of the opinion that the figures are approximately correct as shown in the property of the city was the city of the control of the property of the city was the city of the city was the city of the city of the city was the city of t the original amount for which the city was

liable.

The actual liability of the city on December 1, 1909, may be shown as follows:

Amount outstanding, State Highway
Bonds.......\$6,199,500 00
Amount of Sinking Fund ......1,698,892 72

Net liability, December 1, 1909, \$4,500,607 28

Respectfully submitted, EDWIN S. MORSE, Public Accountant.

APPENDIX B.

Street Department, City Hall, Boston, November 19, 1910.

Boston, November 19, 1910.

Hon. John A. Sullivan,
Chairman Boston Finance Commissiou,
73 Tremont Street, Boston:
Dear Sir,—In answer to your request of November 12 kindly note inclosed estimate of the Acting City Engineer of the cost of constructing Washington street, West Roxbury, between La Grange street and Metropolitan avenue.

Respectfully,

L. K. ROURKE. Superintendent of Streets.

City of Boston, Engiucering Department,

50 City Hall, November 17, 1910.

Mr. L. K. Rourke,
Superintendent of Streets:
Dear Sir,—In compliance with your request,
dated November 14, 1910, the following preliminary
estimate has been prepared:
Washingtou street, Ward 23, La Grange street to
Metropolitan avenue, 60-foot street; length, 4,168
foot

Gradiug 6-inch maeádam roadway flagging, crosswalks, 3-foot granite block gutters, edgestones and erushed stone sidewalks:

8,400 cubic yards earth excavation, at \$0.50	\$4,200
0.200	02,500
2,300 cubic yards ledge excavation, at	4.00
\$1,75	4,025
7,900 linear fect straight edgestones, at	
\$0.97	7,663
450 linear feet circular edgestones, at	
\$1.42	639
3,000 square yards granite block paving, at	000
	0.000
\$2,20	6,600
300 square yards flagging, at \$4.40	1,320
7,500 square yards macadam, at \$0.80	6,000
8,300 square yards crushed stone side-	
walks, at \$0.60	4.980
1,700 linear feet wooden fence, at \$0.50	850
1,700 mear feet wooden renee, at \$0.50	000
	604 OFF
	\$36,277
Engineering and contingencies	3,723
-	
	\$40,000
District and the second const	7.500

Rights to slope-about. \$47,500

Note,—No land-takings will be necessary to construct a street 60 feet in width.

This estimate is for surface construction only and does not include the cost of house sewers nor surface drainage,

Yours truly, F. A. Melnnes, Acting City Eugineer.

APPENDIX C.

Boston, November 25, 1910.

Boston, November 25, 1910.

Hon. Johu A. Sullivan,
Chairman Boston Finance Commission:
Dear Sir,—I return herewith the letter of his
Honor Mayor Fitzgerald, dated October 11, in
which he asks the commission to consider the
advisability of the City Council accepting the provision of chapter 527 of the Acts of 1910, under
which the Highway Commission is directed to lay
out and construct the portion of Washington street
in West Roxbury, from La Grange street to Metropolitan avenue, a distance of 4,168 feet.
As you are aware, Washington street furnishes
the direct route, through the West Roxbury district,
from Providence, and the towns lying between
Providence and Boston, to Boston. The portion
of this street lying between Forest Hills and Ashland street is also the main artery for traffic between
the City of Boston proper and the various West
Roxbury districts. The Acts of 1907, chapter 574,
provided for the reconstruction of the street by the
Massachusetts Highway Commission between the
Docham line and La Grange street, a distance of
approximately 7,381 feet, at a cost of \$165,000,
under the same conditions as are specified for the
portion under consideration, which forms an extension of that portion already built, toward Boston.
Washington street bears toward the West Roxbury district almost exactly the same relation that

did Blue Hill avenue toward the Dorchester district at the time it was constructed as a boulevard. The traffic is of a similar character, being for the portion beyond Ashland street very largely of pleasure vehicles. Between Metropolitan avenue and La Grange street the street is very narrow, has two car tracks, and is dangerous from the fact that there is not sufficient room for teaming traffic between the sides of the street and the car tracks. It has very steep grades and for the greater portion of the distance no sidewalks. There is no doubt that this street should be constructed with greater width of roadway and sidewalks, whenever funds for the purpose are available.

The general width of the portion of Washington street under consideration, between Metropolitan avenue and La Grange street, seems to be approximately 35 feet, including sidewalks, where located. The street is irregular, however, on account of the fact that there are no curbstones, and fences for did Blue Hill avenue toward the Dorchester district

fact that there are no curbstones, and fences for

only a small portion.

The portion between Metropolitan avenue and

The portion between Metropolitan avenue aud Cornell street has a roadway for vehicles of approximately 29 feet, including car tracks, with a sidewalk on the westerly side 6 feet in width. The ear tracks are on the easterly side of the street, leaving a space of about three feet wide between the outside track and the easterly fence.

Between Cornell street and the private way known as Cottage avenue, near the car stables, the tracks are in the center of the street with two 10-foot macadam roadways, a total width of 35 feet. There are no sidewalks in this portion. Between Cottage avenue and La Grange street the tracks are on the westerly side of the street, with a 13-foot macadam roadway on the easterly side and no sidewalks.

walks.

The ultimate development of the West Roxbury district will undoubtedly require, both on account of the needs of traffic and from an æsthetic staudpoint, a much wider street than the present one between Forest Hills square and the Dodham line. The portion of Washington street between Forest Hills square and Metropolitan avenue at the present time has a width of roadway of 40 feet and sidewalks of 10 feet making a total width of 60 feet. ent time has a width of roadway of 40 feet and side-walks of 10 feet, making a total width of 60 feet. The portiou of the street between Forest Hills square and Dudley street also has about the same average measurements, although the street is also somewhat obstructed by the posts of the Boston

average measurements, although the street is also sonewhat obstructure in places.

The present 60-foot roadway between Forest Hills square and Ashland street is ample for all present needs, although this portion of the street carries a much larger traffic than the portion under consideration for widening, as the greater portion of the traffic going to West Roxbury leaves Washington street at Ashland street.

It is evident from the reports of the Massachusetts Highway Commission that they do not consider boulevard construction necessary. They state in their report of January 11, 1910, printed as House Document No. 145, that the commission does not wish to be understood as recommending the construction of the highway, or as stating that if the highway is to be constructed boulevard form of construction, 100 feet wide, is necessary.

The commission also gives statistics of the traffic on the street for one week in August a total 486 vehicles of all kinds per day, 124 being automobiles and 362 horse-drawn vehicles. For the week in October 340 vehicles of all kinds per day, 299 of which were horse drawn and 111 automobiles.

The commission also calls attention to the fact.

automobiles.

The commission also calls attention to the fact that in other places state highways with a 21-foot roadway accommodate a much greater number of vehicles. The above statements of the Highway of vehicles. The above statements of the Highway Commission are important as indicating actual conditions, but they are not exactly fair, as they evidently did not take into consideration the street ear traffic, which is considerable at the present time and likely to have a great increase, especially in the summer season, as the territory in the neighborhood of Washington street develops for building purposes and the reservation of the Metropolitan Pack Commission near La Grange street becomes more fully utilized.

In my opinion, however, bonlevard construction is not necessary for the demands of traffic at the present time, and a street of similar dimensions to the portion between Forest Hills square and Metropolitan avenue will be ample for all needs for a long term of years. Whenever houlevard construction becomes necessary, in my opinion it should begin at Forest Hills square and be

extended south, rather than at La Grange street and extended north. At the present time the city has a 60-foot right of way for the entire length of the part of Washington street under consideration, and the estimate received from the Acting City Engineer shows that the portion between Metropolitan avenue and La Grange street could be constructed with a 40-foot roadway and 10-foot sidewalks for approximately \$47,500, including land damages. This estimate is for surface construction only. In addition thereto a sum estimated as \$53,400 will be necessary for the construction of sewers and storm drains, making a total infinediate cost for the street of \$100,900. As regards the expense for the sewers, however, \$19,550 is estimated, on account of an outlet for the surface drainage of the street, and this portion of the cost should not be entirely charged to Washington street, as it will be of use and be necessary for the ultimate development of other streets lying between Washington street and the outlet. The cost of sewers will be practically the same, whether the street is constructed as a 60-foot street or as a boulevard 100 feet wide.

The proposal to develop Washington street in accordance with the provisions of the special act, at a cost to Boston of about \$104,500, places a much larger portion of the cost on the City of Boston than would construction under the general highway act, under the provisions of which Boston would pay approximately 52 per cent of the cost including the share for Suffolk County. As Boston pays, through its state tax, a very large percentage of the cost of state highways beyond its territorial limits it does not seem fair that it should be discriminated against in regard to the construction of the proposed state highways beyond its territorial limits.

In my opinion the future needs of the City of Boston for a long term of years will be provided for lay the generation of the cost of Weshington street.

construction of the proposed state highway within its territorial limits.

In my opinion the future needs of the City of Boston for a long term of years will be provided for by the construction of Washington street as a 60-foot street with a 40-foot roadway that the provided of the roadway to say 45 feet by narrowing the sidewalks somewhat. Efforts should be made to have this roadway constructed in accordance with the provisions of the general Metropolitan Highway Act, the cost to Boston for such construction being approximately \$24,700, exclusive of the cost of the sewerage works. Failing to obtain the construction by the state authorities, the street should be constructed by the Street Commissioners from their annual loan, in which case the cost would be approximately as estimated by the City Engineer, that is, \$47,500, exclusive of sewer construction. If the street should be constructed by the City Engineer, that is, \$47,500, exclusive of sewer construction. If the street should be constructed by the Street Commissioners from their annual loan it is doubtful if, under the existing conditions, any considerable announts of betterments could be assessed.

Respectfully yours,

Respectfully yours,
Guy C. Empreson,
Consulting Engineer.
Referred to the Executive Committee.

# CONFIRMATION OF APPOINTMENTS.

President BALLANTYNE called up Nos. 1 and 2, unfinished business, viz.:

Action on appointments submitted by the Mayor December 5, 1910, viz.:

1. Frederick J. Lundy, to be a Constable of the City of Boston for the term ending April 30, 1911.
2. Patrick R. Dunn, to be an Inspector of Pressed or Bundled Hay and Straw for the term ending April 30, 1911.

The question came on confirmation. Committee—Coun. Collins and Buckley. Whole number of ballots cast 5, yeas 5, and the appointments were

## SOLDIERS' RELIEF.

Coun. BUCKLEY, for the Committee on Soldiers' Relief, submitted a report recommending the passage of au order for the payment of aid to soldiers and sailors and their families in the City of Boston for the month of December.

Report accepted; order passed.

#### APPROPRIATION FOR ZOO, ETC.

Coun. BRAND submitted a report on message of the Mayor (referred December 5) transmitting the amount of Parkman Fund available—that the

message be placed on file and recommending the

nessage of the following:
Ordered, That \$119,000 be appropriated from
the income of the Parkman Fund for the eurrent
year to be expended under the direction of the
Park Commissioners, and at their discretion, on the
building of a Zoological Garden at Frauklin Park
and an Aquarium at Marine Park.

Report accepted; message placed on file and order

passed, yeas 7, nays 0.

### INFORMATION FROM BOSTON DISPOSAL COMPANY.

Coun. ATTRIDGE offered an order—That the City Clerk communicate with the Boston Disposal Company, which has made a bid for the disposal of city garbage, and request it to submit to the City Council a list of names of its officers, administrative, executive and legal, also a list of stockholders in said company and their places of residence, and the amount of capital stock of said company.

Passed.

Passed.

#### PAYMENT TO CHARLES W. KELLY.

Coun. KENNY offered an order—That the sum of five dollars (\$5) be paid to Charles W. Kelly for services rendered to City Council at Brighton High School, February 16, 1910, said sum to be charged to City Council, incidental expenses.

Passed.

#### COST OF CONSTRUCTING MARSH STREET.

Coun. BRAND offered an order-That the Street Commissioners be requested to make an estimate of the cost of constructing Marsh street, from Granite avenue to Highland avenue, Ward 24, Dorchester. Passed.

#### SEWER, TENEAN STREET.

Coun. BRAND offered an order—That the Superintendent of Streets be requested to make an estimate of the cost of constructing a sewer through Tenean street, Ward 24, Dorchester.

#### CONTINUANCE OF LOOP TRAINS.

Coun. BRAND offered an order—That the Boston Elevated Railway Company be requested, through his Honor the Mayor, to continue the "shuttle" or loop trains now running on Atlantic avenue between North and South Stations and Beach street to Castle street, to connect with the main tunnel line, and that a station be erected at that point for the convenience of passengers.

The order was read a second time and the question came on its passage.

The order was read a second time and the questiou came on its passage.

Conn. BRAND—Mr. President, as you probably well know, the Boston Elevated runs what it calls "shuttle" or "loop" trains from the North Station to the South Station and as far as Beach street, then taking a siding and returning. They now run every third train to Dudley street. At an important station like the South Station, where so many hundred passengers embark for the South End. Dudley street and the outlying districts, it is a great inconvenience to be obliged to wait for every third train, especially in cold, inclement weather such as we are having at the present time. There has been a popular demand for the continuance of the trains to Castle street. It seems that this is a reasonable request, and it will mean the convenience of a great many thousands of passengers, who could thereby request, and it will mean the convenience of a great many thousands of passengers, who could thereby take any loop train, go to Castle street and connect with the main line from the tunnel. I believe no request has been made of the body that has such an important bearing on the rapid transit question and the convenience of the public, and I certainly hope that the Mayor will use his good offices to secure this much needed convenience.

The order was passed.

The order was passed.

# A QUESTION OF PRIVILEGE.

Coun. KENNY—Mr. President. I rise to a question of personal privilege. I desire to offer a few remarks in connection with a hearing held on Monday last of the Mayor, City Council and heads of departments.

President BALLANTYNE-Coun. Kenny may proceed.

proceed. Coun. KENNY—Mr. President, at a conference of the Mayor, City Council and department beads held on Monday, the third day of October last, with respect to chapter 619 of the Acts of 1910, and act to authorize the cities and towns of the Commonwealth to establish retirement systems for their employees, it was voted as follows: "That a committee of three, consisting of Professor Baldwin, ebairman of the Statistics Department, who is likewise an expert on the old age pension system, and Mr. Slattery, the City Treasurer, and Mr. Mitchell, the City Auditor, be appointed a committee by this meeting to consider the effect of this measure on the eity finances and city work, and consult with the different beads of departments, and report, if possible, to the next tbe effect of this measure on the eity finances and city work, and consult with the different beads of departments, and report, if possible, to the next meeting,"—that is to say, the first Monday of November. The regular monthly meeting of the Mayor, City Council and heads of departments for the month of November, scheduled for the seventh day of that month, was canceled by the Mayor, by what authority I know not. The cancellation of the November conference seemed to defer till a later time the presentation of the report of the special committee appointed in October. On Friday, November 11, I called at the Mayor's office and inquired of his secretary, Mr. Leaby, how far the work of this special committee had progressed. Mr. Leaby up to that time bad not been advised, but in response to my request said he would ascertain the status of the matter and if possible obtain advance copies of the report for the benefit of the members of the City Council in order that we might, as I suggested, have the results of the committee's work before us at the earliest possible time. On the day following, November 12, I received from Mr. Leahy a letter, from which I quote literally:

"Professor Baldwin informs me that there are

possible time. On the day following, November 12, I received from Mr. Leahy a letter, from which I quote literally:

"Professor Baldwin informs me that there are some matters still undetermined in the report which the committee expects to make and that it will have to go over for another week."

Nothing further was heard from this matter till the monthly conference in December, Monday last, December 5, at which time the special pension committee reported. I would like to say here that, in my opinion, the gentlemen composing this special pension committee were pre-eminently qualified for the difficult and arduous task set before them that they have performed their work in an able and comprehensive manner, and I am sure the City Council feels grateful to them for the time and energy so freely and generously contributed to what was largely a patriotic matter. The act which they were called upon to analyze and dissect, to my mind, is nothing more or less than a hotebotch. I think this much has already been discovered by the various eity and town governments of Massachusetts, for I can find but one municipality in the Commonwealth where the act has been accepted in the first stage, and in that case, the city of New Bedford, the people at the polls on Tuesday last rejected it by a vote of three to one. My attitude at this time, Mr. President, is that we should take time to carefully consider the provisions of this legislation with a view to the advisability of securing from the Legislature proper and reasonable amendments before taking final action in this body. In this I am acting within my rights as a member of this Council, and I think disebarging my plain duty as one of its members under the commission I hold from the people of Boston. Moreover, this duty is imposed upon us by the Legislature itself and it was not intended that we should act here in dealing with this matter in a perfunctory manner. As setting forth my position in this connection I cannot well do better than quote from the editorial page of one of

quote from the editorial page of one of the Boston daily newspapers:

"The special act which the Legislature passed for the settlement of this subject leaves it wholly with the City Council to adopt or refuse the pension plan. The Council cannot delegate its duty to any other body nor to any one person. Therefore the Council must decide. And the Council cannot honestly decide unless it bas investigated the matter fairly, thoroughly and with every regard for the welfare of the whole city. To avoid the issue would be unpardonable. To attempt to deal with the issue by some trivial subterfuge, or some mere pretense in the shape of 'snap action,' would be without excuse. The Legislature has put upon the Council the responsibility and the explicit duty, and the Council can escape neither by passing the decision on to some other quarter."

#### RECESS

On motion of Coun. COLLINS the Board voted at 4.29 p. m. to take a recess, subject to the call of the Chair.

The members reassembled in the Council Chamber and were called to order by President BALLANTYNE at 5.08 p. ni.

#### EXECUTIVE REPORTS.

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Report on petition of Mary H. Burgess (referred to-day) for a permit for children under fifteen years of age to appear at Roxbury Neighborbood Home Hall on evenings of December 13 and 14—that permit be granted.

Report accepted; permit granted on the usual conditions.

conditions.

conditions.

(2) Report on petition of Julian Codman et al. (referred October 22) for payment for work as dog catchers done for the eity—recommending the passage of the following:

Ordered, That there be allowed and paid to Julian Codman, Huntington Smith and Frank J. Sullivan the sum of \$141.47 each, being for work done as dog catchers from May 1 to June 20, 1910, inclusive, forty-three days at \$3.29 per day, making a total of \$124.41, the same to be charged to income from dog licenses.

Report accepted? order passed

Report accepted; order passed.

#### ANNUITY FOR MRS. RYAN.

Coun. BRAND offered an order—That an annuity of \$300 be allowed and paid, as long as she remains unmarried, to Mrs. Margaret J. Ryan, widow of the late Chief John F. Ryan, late a member of the Fire Department, who died from injuries received while in the discharge of his duties as a member of said department; the amount paid under the authority of this order to be charged to the appropriation for Fire Department.

The order was referred to the Executive Committee.

Coun. BRAND-Mr. President, I was going to suggest that this appears to be a very meritorious case, and I would suggest that it be investigated by the Executive Committee. At the same time I would like to call up No. 3 on the calendar, which is a similar case, and ask that that be referred to the Executive Committee for similar investigation.

# PAYMENT TO MRS. NEEDHAM.

On motion of Coun. BRAND No. 3, special assignment, was taken up:
3. Ordered, That an annuity of \$300 be allowed and paid, as long as she remains unmarried, to Mrs. Jennie M. Needham, widow of Charles T. Needham, late a member of the Fire Department, who died from injuries received while in the discharge of his duties as a member of said department; the amount paid under the authority of this order to be charged to the appropriation

for Fire Department.

The order was referred to the Executive Committee for investigation.

# LETTER OF SYMPATHY TO COUN. HALE.

Coun. ATTRIDGE-Mr. President, 1 move you, Coun. ATTRIDGE—Mr. President, I move you, sir, at this time that the City Clerk be directed to send a letter of sympathy to our colleague in the Council, Matthew Hale, who has been ill for some time, expressing our wish that he will soon regain bis bealth and that we may in the near future again see bim in Boston, attending to his municipal and other devices. and other duties.

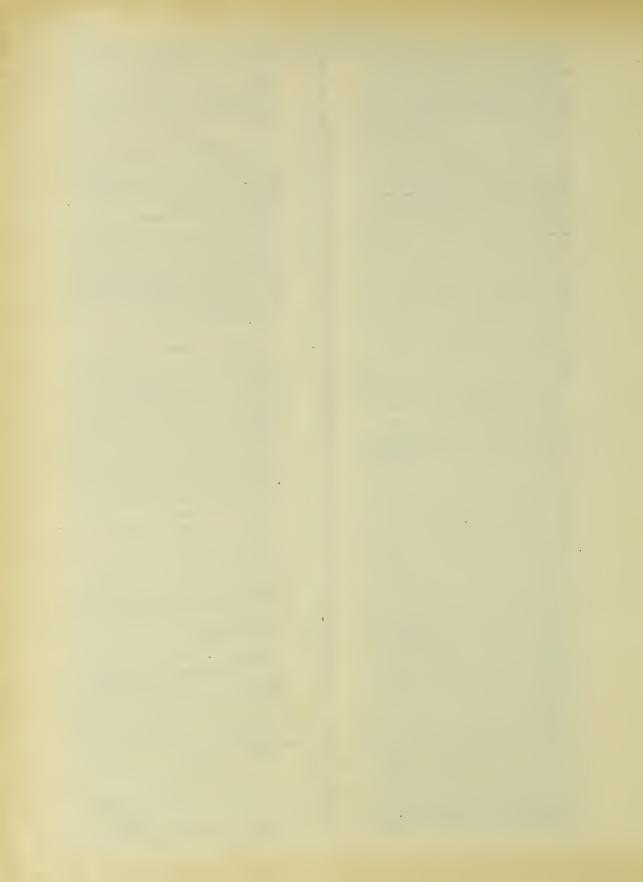
Coun. KENNY—I second that motion, Mr. President.

The motion was carried.

# GENERAL RECONSIDERATION.

On motion of Coun. KENNY general reconsideration of all action taken to-day was refused.

Adjourned, on motion of Coun. BRAND, at 5.11 p. m., to meet on Monday, December 19, at 3 p. m., unless sooner called together by the Chair.



# CITY OF BOSTON.

# Proceedings of City Council.

Monday, December 19, 1910.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent— Coun. Hale.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the last meeting.

#### JURORS DRAWN.

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894, viz.:

Twenty-two grand jurors, Superior Criminal Court, to appear January 2, 1911, viz.:

Court, to appear January 2, 1911, viz.:

Alonzo H. Conant, Ward 22; Frank J. McGarry, Ward 5; Louis W. York, Ward 23; John J. Connelley, Ward 20; Jannes A. Lynch, Ward 14; Edward S. Durgin, Ward 17; Timothy Ford, Ward 5; Lewis L. Bates, Ward 1; Clemens Hucksam, Ward 17; Ralph W. Welch, Ward 20; Christian Hoeble, Ward 22; William J. Cummings, Ward 3; Peter B. Farrell, Ward 25; Edgar F. Hathaway, Ward 20; Lee E. Gould, Ward 24; Jesse M. Deane, Ward 17; Thomas P. Freeman, Ward 12; Michael Walsh, Ward 24; Luke F. Norton, Ward 24; Henry A. Hulse, Ward 22; Patrick J. Daley, Ward 12; William J. Ellis, Ward 20.

Patrick J. Daley, Ward 12; William J. Ellis, Ward 20.
Forty-one traverse jurors, First Session, Superior Criminal Court, to appear January 4, 1911, viz.: Charles Stokinger, Ward 19; James T. Waite, Ward 14; Edward W. Gormley, Ward 23; Peter H. Henderson, Ward 23; Gratiau R. Johnson, Ward 1; Aarou Dangel, Ward 20; Burton C. Chase, Ward 12; John H. Benson, Ward 2; Henry H. Levenson, Ward 8; Martin O'Toole, Ward 15; John H. Nay, Ward 23; Bernard W. Kenney, Ward 20; George F. Hatheway, Ward 11; Thomas T. Rayner, Ward 11; James J. Corliss, Ward 15; John J. Galvin, Ward 20; John H. Cavanagh, Ward 20; Gilbert H. Ryan, Ward 22; William T. Holmes, Ward 1; William Cahill, Ward 24; Leon A. Thomas, Ward 17; Copel Levenson, Ward 21; James Gillespie, Ward 2; William H. Selby, Ward 18; Louis Gold, Ward 12; John Martin, Ward 17; Georg Seeber, Ward 3; Charles E. Peatfield, Ward 20; John F. Welsh, Ward 19; Edward J. Goodman, Ward 21; Thomas E. Murray, Ward 16; Patrick J. Leary, Ward 3; Lorenzo Trafton, Ward 15; James H. Fitzpatrick, Ward 22; John P. Courtney, Ward 22; Charles J. Lynch, Ward 11; Thomas H. Cassin, Ward 23; Daniel J. Danahy, Ward 12; Bernard Gallagher, Ward 24; John J. Flynn, Ward 23; John J. Lynch, Ward 9.

Forty-one traverse jurors, Second Session, Superior Criminal Court, to appear January 4,

Forty-one traverse jurors, Second Session, Superior Criminal Court, to appear January 4, 1911, viz.:

William F. Talbot, Ward 10; Godfroid Charron, Ward 17; John Murray, Ward 10; Andrew Walsh, Ward 16; John E. Kearney, Ward 19; Daniel Bowden, Ward 5; Thomas F. Connor, Ward 22; Frank E. Hoffman, Ward 17; Ernest Keepers, Ward 16; William L. Gifford, Ward 20; Edmund A. Lowd, Ward 17; John O'Connor, Ward 12; Leo C. Fandrey, Ward 14: Charles E. Oliver, Ward 11; John E. Cook, Ward 23; Archibald Gillies, Ward 4; Charles H. Meaney, Ward 20; Anton Peterson, Ward 26; Frederick L. Rieh, Ward 17; William T. Henderson, Ward 20; Fred A. Bucknam, Ward 6; Frank E. Walter, Ward 1; Frank E. Walter, Ward 2; Florentine Puffer, Ward 20; Warren A. Higgins, Ward 22; Joseph O'Brien, Ward 12; John C. Welton, Ward 17; John N. Wirth, Ward 22; C. Willard Bigelow, Ward 11; Frank T. Hull, Ward 0; Christopher Dawe, Ward 1; Andrew Johnson, Ward 24; John F. Sullivan, Ward 2; Walter Adlard, Ward 16; Frank Halloran, Ward 13; John H. Bidwell, Ward 24; James F. O'Neill, Ward 4; John M. Brauneis, Ward 23; Joseph A. Tighe, Ward 16; George H. Fuller, Ward 25.

### APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the City Council the Mayor submitted the following appointments, viz.:

(i) Frank II. Cowin (509 Columbia road, Ward 20), a Constable of the City of Boston for the term ending April 30, 1911.

(2) Lindsey W. Churchill (369 Winthrop street, Winthrop, Mass.), Harry Rosenthal (34 Clifton street, Ward 17) and George T. Wood (11 Union street, Somerville, Mass.), to be Weighers of Coal for the term ending April 30, 1911.

(3) George T. Wood (11 Union street, Somerville, Mass.), a Measurer of Wood and Bark for the term ending April 30, 1911.

Severally laid over under the law.

#### CERTIFICATES FOR SOLICITORS.

The following was received:

City of Boston, Office of the Mayor, December 17, 1910.

Office of the Mayor, December 11, 1919.

To the City Council:

I beg to transmit the accompanying letter from Mr. Louis Starr, which proposes that certificates or eards of identification be issued to solicitors of aid or contributions for causes that may be deemed reputable by the authorities charged with the duty of investigating such cases.

Respectfully,

JOHN F. FITZGERALD, Mayor.

December 15, 1910.

Honored Sir,—Knowing your interest in every civic movement for the good of our city, I beg to submit to you a brief plan for the regulation of public soliciting schemes for charitable and other

public soliciting schemes for charitable and other purposes.

We have something like twelve hundred organized charities here in Boston, besides many hundreds more of benefits and special occasions. Connected with them is an army of solicitors which constantly invade the business offices and homes of our city, appealing for funds and support.

Why not organize this work by establishing a sort of "Clearing House" at City Hall, under the supervision of some department of the city? Let there be a "Bureau of Information," with a card index having a compact history of every kind of begging scheme, this bureau to have authority to issue a card of identification to solicitors of worthy causes and without which no one will be allowed to seek funds from any business house or canvass the seek funds from any business house or canvass the

causes and writes.

In other cities organized plans have worked great advantage along these lines, removing distrust and giving confidence to worthy charities, while rooting out schemes organized for the benefit of the solicitor. In some cities it has been found that over 60 per cent of soliciting schemes were fraudulent.

Such a plan would not cost over \$10,000 a year and would save business and professional men from \$100,000 to \$200,000 every year. I trust you may take this matter under advisement and that something may be done to relieve this constantly increasing annoyance and loss. Such a movement would be highly commended by all citizeus and meet with hearty public support.

Very respectfully yours,

Louis Starr.

Hon, John F. Fitzgerald, Mayor of the City of Boston, City Hall, Boston, Mass. Referred to the Executive Committee.

### CHILDREN ON STREETS.

The following was received:

The following was received:

Office of the Mayor, December 19, 1910.
To the City Council:
In accordance with the promise contained in my message addressed to your honorable body at its meeting of December 5 to forward the report and recommendations of the Police Commissioner upon a suggestion from a committee of the Boston Home and School Association prohibiting children under fourteen years of age from frequenting certain districts of the city after nine o'clock in the evening, I beg to transmit the accompanying letter from the commissioner.

Respectfully, JOHN F. FITZGERALD, Mayor.



Police Department, December 8, 1910.

William A. Leahy, Esq., Secretary:

William A. Leahy, Esq., Secretary:

Dear Sir,—I beg to acknowledge receipt of your letter of December 6, in which by direction of his Honor the Mayor you ask me to "express an opinion upon the advisability of passing the ordinance recommended in the inclosed communication from a committee of the Boston Home and School Association—an ordinance that would prohibit all children under fourteen years of age from frequenting the business section of the city after nine o'clock in the evening." You inclose also "several reports from investigators, describing conditions as they from investigators, describing conditions as they found them in the downtown streets during the late hours of the evening."

found them in the downtown streets during the late hours of the evening."

Your inquiry applies to one of many aspects of a subject on which I expressed myself in my annual report for 1906, following the passage that year of the so-called juvenile laws, in these terms:

"The commissioner cannot yet express an opinion as to the actual effects of the laws upon the children themselves; but his sincere hope is that they may check the tide of juvenile disregard for law and order which he considers the most difficult and important problem now confronting the police of Boston."

In the four intervening years the opinion then expressed has undergone no change. Therefore it is because of no failure on my part to appreciate the importance of the matter that I have said repeatedly to ladies and gentlemen who have called upon me with reference to the passage of a "curfow" law or ordinance that until I could see the actual draft of such proposed law or ordinance I could not express an opinion as to its usefulness or its practicability. No such draft has ever been shown to me and none accompanies the documents which you forward with your letter.

The presence in the streets after nine o'clock in the evening of boys and girls under fourteen years of age is common to all parts of the city, and the calls for a remedy are quite as numerous in Dor-

The presence in the streets litter nine o'clock in the evening of boys and girls under fourteen years of age is common to all parts of the city, and the calls for a remedy are quite as numerous in Dorchester and other semisuburban sections as elsewhere. Special investigations were not needed for proof of a condition whose existence no one has ever questioned. The remedy is one thing; but as far as my knowledge goes no person who has faith in the nine o'clock "curfew" as a check to this evil has ever offered a draft of an ordinance under which the Boston police might act.

I beg to suggest that the first step in the direction desired by the petitioners should be the preparation by a competent lawyer of a draft of an ordinance which might be submitted to the Mayor and the City Council. I have not made a special study of the subject from a legal standpoint, but practical experience as Police Commissioner enables me to say without such study that the lawyer who undertakes to draw the ordinance will need to consider among many questions the following:

yer who undertakes to draw the ordinance will need to consider among many questions the following:

1. The area within which the prohibition on children shall be in effect. The petition from the Boston Home and School Association suggests "the business district of the city as defined in the police manual." But that district was established for a wholly different purpose, namely, the exclusion of hawkers and peddlers in business hours. Many parts of the city in which it is especially objectionable that children should spend their time at night are far outside its limits. This fact is emphasized by the choice of localities in several mstances made by investigators whose reports are under consideration.

2. The circumstances exempting a child from the operation of the ordinance, such as the company he is in, distance from home, reasons for his being abroad, etc.

3. An ordinance creating an offence is worthless without a penalty for violation: and a fine is the only penalty which the city has the power to prescribe. But under the laws of the state, a child who is not fourteen years of age cannot be made to pay a fine and neither can his parents be made to pay if for him. A court may consider an offence deserving of a fine and may undertake to impose it, but should no one come forward with the money the offender under fourteen must be released unconditionally or on probation.

4. A large proportion of the children abroad in

the offender under fourteen must be released unconditionally or on probation.

4. A large proportion of the children abroad in the streets after nine o'clock are so young, from ten years downwards, for instance, that they are practically independent of legal control and penalty, no matter what offence they may commit. A good many of such ages were seen and reported upon by the investigators.

These considerations and others of a like character should be taken into account in drawing an ordinance. Should a draft be made and should my opinion of its provisions be requested I shall give it with pleasure.

Respectfully,

Stephen O'Meara,

Police Commissioner for the City of Boston.

Referred to the Committee on Ordinances.

#### RETIREMENT SYSTEM FOR EMPLOYEES.

The following was received:

Office of the Mayor, December 17, 1910.

I hearty tolerance in the control of the City Council:

To the City Council:

I beg to transmit a communication addressed by Prof. F. Spencer Baldwin, executive secretary of the Old Age Pension Commission, to the chairman of the Boston Finance Commission, on the subject of the report of the latter body upon chapter 619 of the Acts of 1910, known as An Act Authorizing Cities and Towns to Establish Retirement Systems for Their Employees, and the report of the special committee appointed to consider the effects of the adoption of this act to the monthly conference of members of the City Council and the heads of departments.

Respectfully,

Respectfully, JOHN F. FITZGERALD, Mayor.

Boston, December 13, 1910.

Boston, December 13, 1910.

Hon, John A. Sullivan,
Chairman of the Finance Commission,
City of Boston:
My dear Sir,—My attention has been directed to the communication addressed by the Finance Commission to the City Council under date of December 10. As chairman of the Board of Trustees of the Statistics Department of the city and secretary of the State Commission on Old Age Pensions which framed the original draft of the act now under consideration, I have a two-fold interest in this measure, and I venture accordingly to offer some comments on the reasons given by the

net now under consideration. I have a two-fold interest in this measure, and I venture accordingly to offer some comments on the reasons given by the Finunce Commission for urging upon the City Council the rejection of the act.

1. The first objection set forth in this communication is that the act makes no effective provision for the compulsory retirement of superanuated laborers now in the service of the city, and accordingly fails to accomplish the only object which would justify its acceptance. Permit net opint out that provision for the retirement of inefficient veterans now in the service should not be the sole or main object of a properly constructed pension measure. The primary purpose should be to provide for the regular retirement of aged employees in the future. Provision for the worn-out employees in the service at the time the act goes into effect is secondary and incidental. The latter necessity arises from the neglect to adopt a retirement measure at an earlier dute. If a retirement system that would gradually take care of the employees on a contributory basis in the future were adopted now, the superannuation problem would be solved in the course of time, even if the system made no provision whatever for worn-out employees now on the pay roll. That is why I term such provision secondary and incidental to the main object of instituting a plan that will provide systematically for the retirement of all employees in the future. in the future.

in the future.

Now, the main object of a well organized retirement system would be effectively accomplished by the proposed measure. The secondary object would, in my judgment, be attained in the case of a majority of the old employees now on the pay roll through the offer of pensions for prior service. As I have elsewhere argued, it is highly improbable that any employee with a long period of prior service to his credit would throw away this gratuity by refusing to join the association. If, however, any employee took this extraordinary course, he could then be discharged from the service without compunction on the part of the authorities. Such person, by declining to avail himself of the benefits of the retirement system, would assume all responsibility for his plight.

The Finance Commission argues in reply: "The claim that pensions based on prior service would be sufficient inducement to the old employees to join

the association has no foundation in fact, as even the wages which the day laborers receive are more than three times as much as the amount of pension provided by the act." The amount of pension is here referred to as though it were a fixed sum, but, in fact, the amount would vary widely according to the rate of contribution fixed by the Board of Retirement, the rate of wages of the employee and his period of service. It seems to me that for an aged employee who, at the longest, could count upon only a few additional years of service the prospect of an annual gratuity of at least \$200 would be an exceedingly strong inducement to "take a chance" under the act. I should be interested to have the Finance Coumission explain bow the case of the present veteran could be dealt with more effectively under any contributory system. Direct coercion would seem to be unconstitutional, and indirect ecercion is condemned in the communication of the commission.

and indirect eoercion is condemned in the communication of the commission.

2. The commission holds that there is less asson for pensioning clerks and salaried officials above the grade of clerks than there is for pensioning laborers. It may he true that there is less reason for pensioning the former class, but it is also true that some provision for this class is an essential feature of an effective system of municipal pensions. The receipt of a good salary is not in itself a guarantee that an employee will make durovision for his old age. The commission neglects in this connection to note the important fact that the proposed measure contains a restriction with regard to the amount of salary that may be retained for pension purposes. It provides, namely, that employees receiving more than \$30 weekly shall not be assessed on the excess above that amount. This provision prevents a high-salaried employee from piling up a large peusion claim against the city. The maximum amount of allowance, including annuity and pension, that a \$9,000 man could obtain by thirty-five years of service would be slightly more than \$500. This restriction deprives the objection in question of much of its

force.

3. The commission declares: "A careful examination of the act shows that it is full of defects which of themselves require its rejection." The only example cited in support of this sweeping assertion is the wording of the provisions relating to the organization of the Retirement Association. As employees are given sixty days within which to signify their intentious regarding participation in the plan, and as the meeting for the election of the member of the Board of Retirement is to be held within thirty days after the establishment of the system, the commission concludes that the act does not provide a means by which the present employees could become members of the association prior to the time at which the election would be held, and further that if the court held the thirty days limitation to be mandatory, no Board of Retirement could be chosen and the act would therefore become absolutely worthless. At the recent monthly conference 1 expressed the opinion that these provisions should be amended; hut even as they stand they do not prevent the formation of the Retirement Board. The provision for the election of the second member of the Board reads: "The second member shall be a member of the Association elected by the latter within thirty days after the date when the Retirement System is declared established . . . in a manner to be determined by the local election commissioners or the officers corresponding thereto." The Election Commissioners could, under this provision, fix the date for the first meeting of the association and send notices to the employees informing them that those who hecame members before that date, by giving notice to the commissioners of their desire to do so, could vote for a member of the Board. Such procedure would be entirely legal under the act. The alleged defect has been magnified unduly into an insuperable barrier to the organization of the Retirement Board, whereas it is simply a minor imperfection easily remediable by amendment.

amendment.

4. The commission finds "grave dangers" in the provisions relating to the Board of Retirement. It is disturbed because the Board is given power, without right of appeal, to fix percentages, to establish classes of employees and to retire or refuse to retire "without regard to the wishes of the heads of departments." The commission holds that no such power over the city employees should be given to an "outside tribunal." It is inconceivable that the Board would exercise its powers without regard to the wishes of the heads of departments. It seems,

moreover, a curious characterization to term a Board made up of the City Treasurer, an employee elected by the Retirement Association and another chosen by these two or appointed by the Mayor an "outside tribunal." The argument of the commission on this point impresses one as far-fetched and fauciful — trumped up for bogey purposes.

5. The wording of the definition "continuous service" in the act is termed "so clumsy that its interpretation is uncertain." To any layman understanding the rudiments of punctuation the meaning is perfectly clear. It requires a peculiarly perverted

5. The wording of the definition "continuous service" in the act is termed "so clumsy that its interpretation is uncertain." To any layman understanding the rudiments of punctuation the meaning is perfectly clear. It requires a peculiarly perverted legal mind to read into it any other meaning than the one obviously intended. In this connection, the point is made that an employee discharged for miscouduct or insubordination does not lose his right to a pension if he is reinstated within a year, and that the sentimental considerations arising out of the employee's previous service and payments to the Retirement Fund, reinforced by political influence, would make it difficult to discharge an offending employee or, if discharged, to refuse him reinstatement within a year. Apparently the commission has failed to note the cluuse providing that the contributions of employees leaving the service before becoming entitled to a pension shall be refunded. All the money paid in hy an employee discharged for misconduct would be paid back to him and his account with the Retirement Fund would be closed. Even if reinstated within a year, he would have lost once for all the claim to anuuity and pension on his previous service. Reinstatement would simply enable him to count the prior years toward the fifteen years' service period required for retirement at sixty. Under the conditions pressure for reinstatement could hardly be appreciably greater under the operation of the act than it is at present.

6. It is maintained that the act makes no pro-

than it is at present.

6. It is maintained that the act makes no provision for the payment of an annuity and pension of a member who has served fifteen years and has reached the age of sixty and has been retired by the Board, though those who retire voluntarily are thus provided for. The clause in question reads: "Every member who reaches the age of sixty years and has been in the continuous service of the city or town for fifteen years immediately preceding, and then or thereafter retires . . . shall receive an annuity . . ." There can be little doubt that the word "retires" would be held by the courts to cover the ease of a person retiring by vote of the Board as well as of one retiring of his own volition. The opinion of eniment counsel has been obtained to this effect. The narrow interpretation placed upon the clause by the commission is strained to the words "or is retired" could be inserted after "retires." These words are, in fact, found in the original draft of the act as it came from the Old Age Pension Commission. In some way they were dropped out in the passage of the bill through the

Legislature.
7. The commission finds several violations of the principle of equal contribution by the city and the Retirement Association. It the first place, the city must pay the entire expense of the administration of the system. This is true. It was held by the Old Age Pension Commission and by committees of the Legislature to be right and fair that the city should bear the expenses of administration. There is nothing absolutely involable and unalterable about the principle of equal contributions. Again, the city is required to contribute an amount equal to the surplus from annuity deposits, and, if there should be a deficit instead of a surplus, to make up such deficiency. Instead of being a violation of the principle of equal contributions, this provision is based squarely on that principle. The Finance Commission seems to have misunderstood its import. Conference with an actuary would doubtless clear up the confusion. Finally, the commission objects to the provision that if any portion of the money appropriated by the city for the expense of administering the system is not used for such purpose, it shall be carried to the Contingent Fund and, if the Board so votes, thence transferred to any other fund provided by the act. The provision regarding transfer of such unused surplus to any other fund is not mandatory. The Board might use it for pension payments at its discretion. It is hard to see anything dangerous or highly objectionable in this permissive provision.

might use it for pension payments at its discretion. It is hard to see anything dangerous or highly objectionable in this permissive provision.

8. The act is characterized in the final paragraph of the communication as "fatally defective in several particulars." This is a wild exaggeration. The act was carefully drawn. It has been

passed upon by actuarial and legal experts and passed upon by actuaring and legal experts and is entirely workable without amendment. Any changes that may reasonably be called for are of minor importance. It is not necessary to hold up the acceptance of the act until the Legislature can

attend to these trifling details.

the acceptance of the act data to be registed to these trifling details.

I have given more attention to the objections raised by the Finance Commission than their intrinsic importance deserves. They are overdrawn to the last degree. The report shows evidence of extreme prejudice at every turn. Instead of giving the project open-minded consideration and candid criticism, the Finance Commission has raked it for flaws with a fine-tooth comb. Were it not for the source from which the objections come they might well be ignored or dismissed with the contemptuous treatment appropriate to their captious character. The spectacle of a body created to safeguard the funancial interests of the city sandbagging in this fashion a measure that would do more than any other now before the public to promote economy and efficiency in the munilic to promote economy and efficiency in the municipal service is peculiarly edifying. The whole performance has on unsavory suggestion of partiperformance nasses an pettifogging.

Very respectfully,

F. Spencer Baldwin.

(Annexed to the communication was a copy of the report of the special committee referred to in the Mayor's message and contained in Doc. 155.) Referred to the Executive Committee.

#### PURCHASE OF LIGHTING EQUIPMENT.

The following was received:

City of Boston, Office of the Mayor, December 17, 1910.

To the City Council:

I beg to transmit a communication from the Superintendent of Streets, recommending that a loan order of \$310,000 for the purchase of lighting equipment to be utilized in the event of the acceptauce of Item E in a recent set of proposals for the lighting of the city streets, and a second loan order of \$75,000 for the construction of an incinerator in the Brighton district, be adopted by your honorable body

Respectfully, John F. Fitzgerald, Mayor,

Street Department, Boston, December 15, 1910. To the Honorable the Mayor:

Boston, December 15, 1910.

To the Honorable the Mayor:
As you are aware, we are asking for bids for doing a part of the city street lighting. These bids will be opened on December 24, 1910. Item D calls for the turnishing and installation of approximately 10,000 gas lamps with incandescent mantle burners. Item E calls for furnishing and installing approximately 10,000 gas lamps with incandescent muntle burners and automatic lighting and extinguishing devices. Under these two items, if it is deemed to the advantage of the city, the city may purchase the equipment and do its own lighting. I do not think that there is any fund available at present to make this purchase, in case the bids should show that it would be to the advantage of the city to do so. If Item D were accepted it is estimated that the cost of the equipment would be in the neighborhood of \$185,000. If Item E were accepted, which is in line with the recommendations of the Finance Commission, it is estimated that the equipment would cost approximately \$310,000. of the Finance Commission, it is estimated that the equipment would cost approximately \$310,000. It would appear to me to be wise for the City Council to appropriate \$310,000, so that the parties contemplating bidding under Items D and E may know that the money is available if their bid is accepted. If Items A, B and C were accepted this appropriation could be returned to the general funds of the city. I would further recommend that the honorable City Council appropriate \$75,000 for the construction of an incinerator in the Brighton district, to destroy all the city refuse in this district, Respectfully,

L. K. ROURKE,

Superintendent of Streets.

The communication was declared referred to the

The communication was declared referred to the

Committee on Finance.
Coun. CURLLY—Mr. President, I would most respectfully move reconsideration of that reference, and if that motion prevails I will move reference to the Executive Committee.
Reconsideration was declared lost. Coun. CURLLY doubted the vote and asked for the yeas and

Reconsideration was declared carried, yeas 3,

nays 2: Yeas—Coun. Buckley, Curley, Kenny—3. Nays—Conn. Attridge, Ballantyne—2. Coun. CURLEY—Mr. President, I most respectfully move reference of this matter to the Executive

Coun. KENNY—Mr. President, when I entered the room and answered to my name I supposed I was responding to a roll call. May I inquire

what the vote was?
President BALLANTYNE—On reconsideration of reference of a message to the Committee on

Finance. Coun. KENNY—May I inquire further just what the matter was?

Finance.

Conn. KENNY—May I inquire further just what the matter was?

(The Clerk read the message.)

Coun. KENNY—May I under the circumstances, understanding now what the matter is, ask to bave my vote changed to "no"?

President BALLANTYNE—With unanimous consent the councilor will be allowed to change.

Coun. CURLEY—Mr. President, I object. I understand that the motion before the body is reference to the Executive Committee. On that motion I desire to say that the question of an incincrating plant for the city is one that has been under consideration for a considerable time. A hearing was given by the promoters who are interested in the present incincration plant, which they have controlled in this city for upwards of a dozen years, with stereopticon sides and a new name, recently at the City Club, at which meeting his Honor presided. In the matter of the purchase of equipment for street lamps I desire to say that that question has been gone into very thoroughly by the City Council, and the last time it was considered they seemed to be unanimously of the opinion that it would be a dangerous use of the city's money to invest it in tops for the street lamps. Under the circumstances, in view of the fact that both of the propositions here have been considered for nearly a year by the City Council, I feel that it is perfectly safe to refer this to the Executive Committee where it can be considered to-day or at any future time that the committee may see fit. For that reason I so move. I don't see what particular benefit would result from referring it to the Committee on Finance, because there is a proposition before that committee at the present time involving a \$300,000 loan for an incinerating plant. I sincerely trust that it will be referred to that committee.

Coun. KENNY—Mr. President, when I entered this room, as I have already said, it was about seven minutes past three, and I thought you were engaged in calling the roll of members. As I understand it, this communication of the Mayor was referred in the firs

present status

present status?
President BALLANTYNE—The question comes on the motion made by Coun. Curley that this matter be referred to the Executive Committee. That failing, another motion would be in order to send it to the Committee on Finance.
Coun. KENNY—Mr. President, I sincerely trust that the motion will not prevail, but that the matter will be referred, as originally, to the Committee on Finance.

Finance.

Coun. Kenny's motion to refer to the Committee on Finance was declared carried,
Coun. CURLEY doubted the vote and asked

for the yeas and nays.

The matter was referred to the Committee on Finance, yeas 3, nays 2:
Yeas—Coun. Attridge, Ballantyne, Kenny—3.
Nays—Coun. Buckley, Curley—2.

# PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.

#### Claims.

Sadie Stone, for a hearing on her claim on account of an accident at corner Ashland and Chambers

Wolf Helman, for hearing on his claim on account

of a defective highway.

Joseph H. Patterson, to be paid wages for time lost on account of an accident,

Jessie Murphy, for compensation for injuries received on Meridian Street Bridge November 22,

Jobn J. Lahey, to be refunded money paid for treatment at the City Hospital, said amount bav-ing been previously paid.

Lorenzo D. Perkins, to be reimbursed the expense of a suit brought against him for his acts while deputy master at the House of Correction, Deer Island.

### Executive.

Petitions for children under fifteen years of age

to appear at places of amusement, viz.: Helen Guest, for children to appear at Horti-eultural Hall on evening of December 16 and after-

noon of December 17.

Leonora E. Scully, for children under fifteen years of age to appear at Bethel Cburch on Decem-

Harriet Brackett, for children to appear at North End Union Hall on January 13, 1911.

#### CLERK HIRE.

W. T. A. Fitzgerald, Register of Deeds, submitted a report in accordance with the provisions of section 33, chapter 22, of the Revised Laws, certifying that certain persons have been employed in his office from November 21 to December 19, and that work had been performed to the amount of \$3,119.72.

Referred to the Committee on County Accounts.

#### COAL AND COKE LICENSES.

A list of coal and coke licenses granted by the Secretary of the Commonwealth was received. Placed on file.

#### NOTICE OF APPOINTMENT.

Notice was received from the Mayor of the appointment of Salem D. Charles as Street Commissioner, a certified copy of the same having been delivered to the Civil Service Commissioners on December 15. Placed on file.

#### STORAGE OF GASOLENE.

Notice was received from the Armstrong Transfer Express Company, Troy and Albany streets, Ward 9, of the keeping of gasolene in said building, and of intention to use for same purpose for the

ensuing year.
Placed on file.

### OLD AGE PENSIONS.

The following emmunications were received:

The following communications were received:

Boston Finance Commission,
410-416 Tremont Street,
Boston, December 17, 1910.

To the Honorable the City Council:
Gentlemen,—On December 13 the Finance Commission received from Prof. F. Spencer Baldwin, secretary of the State Commission which framed the original draft of the act to pension city and town officials (Acts of 1910, cbapter 619), a communication which questioned certain statements in the Finance Commission's recent report to the City Council upon the said act.

Professor Baldwin's position is that the act, though admitted by himself to be defective, should be accepted by the City Council and by the people later in the hope that its defects will be remedied by the incoming Legislature. The Finance Commission, on the other hand, believes that the City Council should not rely upon the hope of future amendments by the Legislature, but should reject the act rather than expose the city to the danger of controversies, lawsuits and serious financial loss.

The commission believes it unnecessary to restate its position as to all the defects in the act, as it has carefully considered Professor Baldwin's letter and is unable to change its attitude respecting any of the defects pointed out in its original report on this subject.

There are several statements and admissions in

on this subject.

There are several statements and admissions in Professor Baldwin's letter, however, wh'ch s em to

require comment.

He says that the commission cites but one example in support of the "sweeping assertion" that the act is full of defects, and yet he considers and

attempts to answer no less than seven of the com-

attempts to answer no less than seven of the commission's criticisms of the act.

He admits that the words "or is retired," which appeared in the original draft of the act as it came from the Old Age Pension Commission, were in some way dropped out in the passage of the bill through the Legislature and bence do not appear in Section 6 (2) B, but adds that if necessary these words could be restored by an amendment to the act. That is the trouble, and the trouble is typical of the act as a whole. Professor Baldwin and the other advocates of the act intended one thing, but the act provides something else the act provides something else.

the act provides something else.

He states that the provisions of the act would not prevent the election of the second member of the Retirement Board, as he believes the date of the election for the second member could be fixed by the Election Commissioners later than thirty days after the establishment of the retirement system. But the statute expressly provides that the election shall be held within thirty days after be establishment of the system, and the Election Commissioners have no power to fix the date for a later period. later period.

He does not make a sufficient answer to the commission's statement that grave dangers exist in the provisions relating to the Board of Retirement. He does not deny the existence of these dangers, but says that "it is inconceivable that the Board would exercise its powers without regard to the wishes of the heads of departments." It is certainly not inconceivable to anyone who is familiar with political methods. No such dangerous power should be given.

In this connection the commission desires to call the attention of the City Council to a still further financial danger.

By Section 4 (2) it is provided that the members of the Board of Retirement "shall be reimbursed out of the contingent fund for any expense or loss of salary or wages which they may receive through service on the Board." No power is given, however, to any tribunal other than the Board itself to fix the amount of the loss which its own members may claim to have sustained.

By the same section (4) the Board is given power "to employ such exical proper may."

fix the amount of the loss which its own members may claim to have sustained.

By the same section (4) the Board is given power "to employ such clerical or other assistance as may be necessary for the fulfillment of its purposes." By Section 5 (1) the city "shall appropriate annually such an amount as may be necessary to defray the whole expense of administration according to estimates prepared by the treasurer," and by Section 6 (1) "in case the amount appropriated for the expense fund in any year should prove insufficient the city shall appropriate in the following year such additional sum as may be required to cover the deficit."

There is thus absolutely no limit upon the extravagance of the Board. Under the new charter amendments heads of departments are criminally liable if they intentionally exceed their appropriations, but this Board (over whose members there is no power of removal anywhere) is expressly given full liberty to spend what it pleases, and if it exceeds its appropriation the city next year must make up the deficit.

With a relitical Beard an expelsaded pay roll.

up the deficit.

With a political Board an overloaded pay roll would be more than a possibility. The commission believes that this danger is a real one, and like others already pointed out is not properly characterized as a "quilble" or a "wild exaggeration."

Professor Baldwin seems to concede the truth of

Professor Baldwin seems to concede the truth of the Finance Commission's statement that there is less reason for pensioning elerks and salaried officials above the grade of clerks than there is for pensioning laborers, but he says that the receipt of a good salary is not in itself a guaranty that an employee will make due provision for his old age. The commission believes that the city is not bound to insure its high salaried officials against their own improvidence, but that it is a grave injustice to require relatively low-paid private employees to bear additional taxes to provide against such improvidence.

pear additional taxes to provide against such improvidence.

Finally, the commission believes that Boston should not be singled out to experiment with a defective act. There are now only four cities in the state, including Boston, which can possibly accept the act during the present year; and the effort to secure its acceptance seems to be concentrated upon Boston. In trenty said to the attent transity arise secure its acceptance seems to be concentrated upon Boston. In twenty-eight of the other twenty-nine cities of the state the act was not accepted by the City Council and, therefore, was not submitted to the people at the municipal elections held during the present month. In one of the twenty-nine cities, New Bedford, the act was accepted by the council and it was accordingly submitted to the

people at the municipal election. The people, however, rejected it overwhelmingly, the vote for rejection being 6,568 and for acceptance only 2,232.

Respectfully submitted, The Finance Commission, by John A. Sullivan

Boston, December 19, 1910. To the Honorable the City Council:

To the Honorable the City Council:
Gentlemen,—I received a copy of the communication addressed to you to-day by the honorable chairman of the Finance Commission, John A. Sullivan, Esq. I have not had time to give this communication extended examination, but I find in it, on first reading, some statements upon which I wish to offer comment. The communication defines my own position as follows:
"Professor Baldwin's position is that the act, though admitted by himself to be defective, should be accepted by the City Council and by the people later in the hope that its defects will be remedied by the incoming Legislature."
This statement is not entirely fair to me.

be accepted by the City Council and by the people later in the hope that its defects will be remedied by the incoming Legislature.

This statement is not entirely fair to me. My position is that any defects now existing in the act are of minor importance and do not justify delay in its acceptance. If the City of Boston must wait, before establishing a retirement system, until an absolutely letter-perfect draft of an act is submitted, in which no slight flaw can be found by the most ingenious legal critic, then the city will never have a retirement system. In fact, any act that might finally be adopted and put into operation would without the slightest question require later perfecting amendments in the light of experience with the working of the system. As for the act now under consideration, its alleged defects are insignificant. They are not of such a character as to interfer with the successful working of the plan. They are easily remediable by legislation, and it is absurd to argue or imply that the Legislature would not promptly enact such minor amendments as might be proposed at the beginning of the next session. By neglecting to act upon the measure at this time the City Council would take the risk of postponing indefinitely the solution of the retirement problem. If the whole matter is thrown back into the arena of preliminary discussion there will be serious risk either that no retirement system whatever may be established, with resulting continuance of the present waste in the service, or that some noncontributory plan involving needlessly heavy expense to the city may be forced

ing continuance of the present waste in the service, or that some noncontributory plan involving needlessly heavy expense to the city may be forced through the Legislature. The risk of postpomement seems greater than any risk of action.

The commission remarks that I considered in my letter no less than seven criticisms of the act, while maintaining that the commission had cited only one example in support of the sweeping assertion that the act was full of defects. The example in question was, in fact, the only one expressly cited in the communication of the commission. The other points of criticism taken up in my letter related to objections not presented by the commission as illustrating defects in the act. My reply to the "sweeping assertion" was based directly on the commission's own statement of a single example.

example.

on the commission's own statement of a single example.

In connection with the point raised as to the words "or is retired," the commission quotes my remarks that if necessary those words could be restored by an amendment, and adds: "That is the trouble; and the trouble is typical of the act as a whole." Here again the commission exaggerates. The "trouble" in this clause is not at all serious. In my previous communication I argued that the insertion of the words in question was not necessary, although it might be desirable in the interests of precision. Nor is the "trouble" here typical of the act as a whole, for this is the only instance of an omitted phrase that could give rise to misinterpretation of the intent of the act.

With respect to the provisions for the election of the second member of the Retirement Board, the commission represents me as stating that the meeting for such election could be fixed by the Election Commissioners later than thirty days after the establishment of the retirement system.

after the establishment of the retirement system. I made no such statement and had no such thought. I did intimate that the meeting could be called within the thirty-day period, notwithstanding the provision that employees shall have sixty days in which to declare their intention as regards membership, and I am still of that opinion. The commission has misunderstood my statement on this point.

The commission advances another The commission advances another reason for its contention that the provisions relating to the Retirement Board involve financial danger, and remarks in this connection that I did not make a sufficient answer to the commission's previous statement on this point. I characterized the previous statement as "far-fetched and fanciful—trumped up for bogey purposes," and the additional reason impresses me as of the same character.

I cannot see that the argument in my previous

reason impresses me as of the same character. I cannot see that the argument in my previous letter has been shaken by the commission's rebuttal. I regret that the commission did not issue the second communication in time so that I might have been able to give it thorough consideration and make detailed reply before to-day's meeting of the Council. I am glad, however, to observe that the tone of this communication indicates that the commission is now disposed to give cates that the commission is now disposed to give this subject serious and courteous treatment, instead of dismissing the whole plan in the flip-pant fashion of their first communication to the Council.

Very respectfully, F. Spencer Baldwin.

Referred to the Executive Committee.

# INFORMATION CONCERNING BOSTON DISPOSAL COMPANY.

The following was received:

· Boston, Mass., December 19, 1910. To the City Council:

To the City Council:

A copy of the order adopted by your body on December 12, requesting the Boston Disposal Company to submit "a list of names of its officers, administrative, executive and legal, also a list of residence, and the amount of the capital stock of said company" has been sent to me by the City Clerk. I can only state in reply that the Boston Disposal Company is not yet an existing corporation but only a prospective one, as was made clear in the bid which was submitted on behalf of the proposed organization when public proposals were called for two months ago by the Superintendent of Streets.

The information asked for cannot, therefore, be furnished, as the proposed corporation has no

The information asked for cannot, therefore, be furnished, as the proposed corporation has no officers or stockholders as yet, and my own relation to it is only that of a prospective incorporator or organizer, in ease the city decides that it would be willing to make a contract with such a corporation upon the general lines proposed in our bid. If such steps are taken on behalf of the city as to warrant the incorporation of the company, I am sure that its organizers will be ready to furnish the City Council all such information as is called for by the order, as it will be the policy of the company, composed, as it will be, of responsible Boston business men, to deal with the city and the public in the most frank and open manner.

Yours respectfully,

Frank H. Payne.

Placed on file.

#### CONFIRMATION OF APPOINTMENT.

The Council proceeded to consider No. 1,

The Council proceeded to consider No. 1, unfinished business, viz.:
Action on appointment submitted by the Mayor December 12, 1910, viz.:
1. George P. Thomas, to be a Weigher of Coal for the term ending April 30, 1911.
The question came on confirmation. Committee —Coun. Brand and Buckley.
Whole number of ballots cast 5, yeas 5, and the appointment was confirmed.

appointment was confirmed.

# PLAYGROUND, JAMAICA PLAIN.

Coun. BRAND offered an order—That the Superintendent of Publie Grounds be authorized to hire for playground purposes during the current year the Goodwin estate on Carolina avenue, Jamaica Plain, and to pay therefor the sum of one dollar and the taxes assessed on said estate for the present year, the amount so paid to be charged to the appropriation for Public Grounds Department. ment.

Passed.

#### COASTING ON STREETS

Coun. BRAND offered an order-That the Board of Street Commissioners be requested to allow coasting during the present winter, under such restrictions as the Police Commissioner may deen proper to impose, in the following-named streets:

#### Division I. (North End.)

Hull street, between Snow Hill and Salem streets, Charter street, between Salem and Unity streets, Snow Hill street, between Hull and Prince streets, Margaret street, entire length.

### Division 3. (West End.)

Branch, Allen, Brighton, Spring, Poplar, North Grove, Billerica, Pitts and Norman streets, and Chambers street, between Poplar and Spring streets.

### Division 5. (South End.)

Albany street, between Way and Dover streets.

#### Division 6. (South Boston.)

West Fifth street, between Dorchester and E streets, West Sixth street, between Dorchester and E streets, Dorchester street, between West Third street and the water front, Silver street, between Dorchester and C streets, F street, between West Third and West First streets.

#### Division 7. (East Boston.)

Summer street, between McCormick square and Jeffries Point, Lamson street, between Summer and Maverick streets, Brooks street, between Lexington and Saratoga streets, Glendon, Homer, Horace, Pope and Breed streets.

# Division 9. (Roxbury and Dorchester.)

Ambrose, Laurel, Belden, Fountain, Marshfield, Dewey, Hazelwood, Wyoming, Fairland and Holborn streets, Moreland street east of Blue Hill avenue, Forest street, between Vine street and Mt. Pleasant avenue, Whiting street, between Warren and Winthrop streets, Devon street, easterly from Blue Hill avenue, West Cottage street, between Blue Hill avenue and Dudley street.

#### Division 10. (Roxbury.)

Haskins, Hillside, Minden, Norfolk and Phillips streets, Chestnut avenue and Highland street, between Fort avenue and Cedar street.

# Division II. (Dorehester.)

Bailey, Bellevue, Ashmont, Dix, Denny, Pope's Hill, Maxwell, Morton, Richfield, Sumner, Trull, Train and Wales streets, Woodlawn avenue, Grampian way and Tremlett street.

#### Division 12. (South Boston.)

East Broadway, between N and P streets, Dor-chester street, between East Third street and the water front, East Third street, between N and P streets, East Fifth street, between I and K streets, East Seventh street, between G and H streets, M street, between East Third and East First streets, Silver street, between G and Dorchester streets, H street, between Emerson and East First streets, I street, between Emerson and East First streets, I street, between Broadway and East First street.

#### Division I3. (West Roxbury.)

Adelaide, Boylston, Cornwall, Egleston, Florence, Newburg, Newbern, Ridge, Rockwood, Walter, and Mt. Vernon streets, Belmore terrace, Chestnut avenue and Spring Park avenue, between Enfield street and Chestnut avenue.

# Division I4. (Brighton.)

Newton, Union, Foster, Everett, Hobart, Saunders, Pomeroy, Parsons, Mansfield, Brooks, Dustin and Ridgemont streets, and Bigelow street at the easterly end.

### Division 15. (Charlestown.)

Eden street. Passed.

#### CONSOLIDATION OF DEPARTMENTS.

Coun. KENNY offered an order-That the Corporation Counsel be requested to draft and submit to the City Council an ordinance transferring the powers and duties of the Public Grounds, Bath and Music Departments to the Park Department. Coun. KENNY-Mr. President, my purpose in

Coun. KENNY—Mr. President, my purpose in offering that order now is to simplify the procedure in that regard, assuming that the Conneil will later come to the position where it desires to consolidate those departments. I think it will help matters materially if we have hefore us some proper ordinance drafted by the department as a hasis of our work. Therefore, I present that order and hope that it will pass. When the Corporation Counsel returns the ordinance to the Council we can then refer it to the proper committee.

Coun. BUCKLEY—Mr. President, while I have the greatest respect for anything that Coun. Kenny presents in this body, still I think the trouble with us is that we have had too much consolidation in the past. As I am utterly opposed to these consolidations, I hope the order will not pass. I don't see what the city is coming to. If we keep on we will have all the different departments of the City of Bostou run by one man. It is too much for one person to run all the departments referred to in this order, and run them properly. The best thing we can do is to keep the departments as separate and distinct as possible. I hope the order will not prevail.

Coun. BRAND—Mr. President, it seems to me that the order is a harmless one, at least, as it simply asks the Corporation Counsel to draft an ordinance. The ordinance would have to be submitted to the Council again and referred to the Committee on Ordinances, and it seems to me we would have ample time to dissect it and pass judgment on it at that time. I believe, however, that this particular order is a perfectly harmless one and that we might as well pass it.

Coun. KENNY—Mr. President, this would simply have the same effect as if I presented such an ordinance this afternoon and had it referred to the Committee on Ordinances, as I would have a pperfect right to do. I simply ask that we adopt this procedure in order to simplify matters and lay a proper foundation for this work. In the event of our later passing upon this matter we should have some clear,

Department as to our rights, so that if we not we shall be within our rights and shall pass an act not subject to criticism.

(The order was read at request of Coun. Curley.) Coun. CURLEY—Mr. President, I most respectfully move that further consideration be referred to the Committee on Ordinances. On that motion I would state that it has never been customary for the Committee on Ordinances, on any important matter considered by the committee this year, to act without first submitting a proposed ordinance to, and having a draft submitted in return from, the Corporation Counsel. In the event of this order being referred to the Committee on Ordinances, I presume that we will adopt the same method of procedure. I do not feel it necessary to criticise the distinguished chairman of the Committee on Finance who has made this motion, but there has never been any order presented in this body up to date, that I am aware of, but what he has insisted that it be referred to some committee, I feel that if that method of procedure last been right in every other instance it cannot be wrong in the present instance, and I would most respectfully move that this order be referred to the Committee on Ordinances.

Coun. KENNY—Mr. President, I think the gentleman is in error. It is my desire to help this committee of which he is the distinguished chairman.

Coun. CURLEY—If the gentleman will pardon

gentleman is in error. It is my desire to help this committee of which he is the distinguished chairman.

Coun. CURLEY—If the gentleman will pardon me, we desire no help.

Coun. KENNY—Notwithstanding that intervention or suggestion, I think I have a right to assist his committee, and I am going to do it if I can. When the matter is returned, when we have a form of ordinance back from the Corporation Counsel, I shall then be very glad indeed to make a motion that it be referred to the Committee on Ordinances, if the Council decrus wise at that time to do so. In the meantime, I would simply ask that we procure from the Law Department a clear, concise and proper draft of an ordinance, so that when the matter is presented to this Council we shall have something before us on which to act. I therefore hope the gentleman's motion will not prevail. Coun. CURLEY—Mr. President, I would say that we have something clear and concise in the nature of a draft that has been submitted by the Corporation Counsel to the Committee on Ordinances in No. 7 on the calendar, which relates to the care of shade trees. That is a clear and concise

proposition, submitted by the Corporation Counsel, and has been on the calendar for about four weeks, with no attempt by the distinguished gentleman on the opposite side of the Chamber to move that and has been on the calendar for about four weeks, with no attempt by the distinguished gentleman on the opposite side of the Chamber to move that it be taken up and acted upon. I presume that, in the event of a recommendation being made by the Corporation Counsel with relation to this proposition, it in all probability would be permitted to slumber an equal length of time. The only proposition upon which the gentleman has not up to date asked delay is on the question of length of hat pins—I presume because he did not feel that it was necessary. On this matter, if submitted to the Committee on Ordinances. I feel that they are competent to take the preliminary steps, and if in their judgment thay feel it necessary to receive advice from the questionable Law Department, in all probability they will move reference to that hody. But, in fairness to the committee and in consideration of the position that has been at all times in the past taken by the gentleman on the other side of the Chamber, I trust that this will be referred to the Committee on Ordinances.

Coun. KENNY—Mr. President, the distinguished gentleman on the other side of the Chamber is hardly happy in his remarks this afternoon. He fails really to appreciate the action of this Council in not having heretofore called up No. 7 on the calendar. We have all observed with a great deal of regret the gentleman's absence from this Chamber the past month. He introduced this order. It has been lying here awaiting his return. We are all happy to see him back here and hope he will call it up this afternoon.

Coun. COLLINS—Mr. President, I would like it clearly understood before voting for this proposition that I do so assuming that the gentleman who offers the order does not do so in the spirit of committing this Council to the proposition that Council act upon it one way or the other, I am willing to vote for the order, but I would like it clearly understood that that is the situation.

President BALLANTYNE—The Chairso understands it.

Coun. Curley's motion to re

stands it.

Coun. Curley's motion to refer to the Committee on Ordinances was declared lost. Coun. CURLEY doubted the vote and asked for the yeas and nays. The Council refused to refer the order to the Committee on Ordinances, yeas 3, nays 4: Yeas—Coun. Brand, Buckley, Curley—3. Nays—Coun. Attridge, Ballantyne, Collins, Kenny—4.

The order was passed.

#### INCREASED SALARIES FOR FIREMEN.

Coun. KENNY called up No. 2, special assign-

nient, viz.:
2. Whereas, The high efficiency of the Boston

nent, viz.:

2. Whereas, The high efficiency of the Boston Fire Department descrives appreciation and recognition that is consistent with the enlarged scope of its duties and its service in a great and wealthy metropolitan area; and

Whereas, There has been no increase in salaries of members of the Fire Department for twenty-three years; be it therefore

Resolved, That the Fire Commissioner be requested to consider the advisability and expediency of increasing the salaries \$200 annually of all members of the Fire Department who have served five years or more, if sufficient appropriation therefor should be made; and be it further

Resolved, That the Fire Commissioner be requested to consider the advisability and expediency of including in his estimates for the next fiscal year a sum sufficient to allow for the above increase.

increase,
Coun. KENNY—Mr. President, I want to suggest that this is a matter of so much importance, it is so vital a matter, that the Council should not be called upon to act unless it is satisfied that it is acting strictly within its rights under the charter. Therefore, in order that we may know just what our status is in this regard, I move that the resolution be referred to the Executive Committee with instructions that it procure the opinion of the Corporation Counsel as to the legality of any action taken by the City Council which attempts to fix wages or salaries of employees in the city departments. ments.

Coun. Kenny's motion was carried.

#### RECESS TAKEN.

The Council voted at 3.49 p. m., on motion of Coun. BRAND, to take a recess subject to the call of the President.

The members of the Council reassembled in the Council Chamber at 4.16 p. m., and were called to order by President BALLANTYNE.

#### HEARING TO VETERAN.

The City Council gave a hearing to Mr. Patrick J. Curley, a civil war veteran, employed as carpenter in the Public Buildings Department, on the charge that he had been under the influence of intoxcharge that he had been under the influence of intoxicating liquor at certain times, that he had been guilty of insubordination, and that he was not competent to perform the grade of work required in the department. The hearing was given under section 1, chapter 500, Acts of 1910, and acts in amendment thereof and in addition thereto.

William J. Higgins, Esq., of the Law Department, appeared for Superintendent of Public Buildings M. J. Fish, and Francis J. Horgan, Esq., appeared for Mr. Curley.

President BALLANTYNE announced that the Caupail would take the matter under advisement.

President BALLANTYNE announced that the Council would take the matter under advisement. Later in the session Coun. BUCKLEY said: Mr. President, we had a hearing earlier in the afternoon in the matter of the charges against Mr. Curley, a carpenter in the Public Buildings Department. I think this is the proper time for us to take action. It did not seem to me that the Superintendent of Public Buildings made out a case, and I trust that the Council will vote to retain Mr. Curley in the position he has held and now holds. I move that the charges be dismissed.

Coun. Buckley's motion to dismiss the charges against Mr. Patrick J. Curley was carried.

### COUNTY ACCOUNTS.

Coun. ATTRIDGE, for the Committee on County Accounts, submitted a report on pay roll of Register of Deeds (referred to-day) to the amount of \$3,119.72—that the same be approved.

Report accepted; pay roll approved and ordered

#### EXECUTIVE REPORTS.

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Reports on papers (severally referred to-day) concerning the pension of city and town officials—that said papers be placed on file, viz.:

Message of Mayor and communication from Prof. F. Spencer Baldwin to John A. Sullivan, chairman of Finance Commission, concerning the old age pension act.

old age pension act.

Communication from Finance Commission to
City Council concerning Professor Baldwin's cou-

City Council concerning Professor Baldwin's coununication on the old age pension act.

Communication from Prof. F. Spencer Baldwin in answer to communication from John A. Sullivan, chairman of Finance Commissiou.

Message and communication from Mr. Louis Starr, proposing that certificates or cards of identification be issued to solicitors of aid or contributions for causes that may be deemed reputable by the authorities charged with the duty of investigating such cases such cases.

such cases.
Reports severally accepted; said communications placed on file.
(2) Report on report of Committee on Ordinances (referred November 14) concerning ordinance regulating sale of articles by junk dealers, etc.—recommending the passage of an ordinance in the following new draft:

City of Boston.

In the Year Nineteen Hundred and Ten.
An Ordinance Concerning Junk Dealers, etc.
Be it ordained by the City Council of Boston, as follows

follows:
Section 44 of chapter 45 of the Revised Ordinances of 1898 is hereby amended by striking out all of said section and substituting the following new section to read as follows:
Section 44. No such shopkeeper holding a license from the police commissioner as a dealer in second-hand articles shall permit to be sold any article purchased or received by him until at least a period of thirty days from the date of its purchase

or receipt has elapsed. Nor shall dealers in, and keepers of shops for the purchase, sale, or barter of junk, or old metals permit to be sold any article purchased or received by him until at least a period of one week from the date of its purchase or receipt has elapsed.

Report accepted; ordinance assigned to the next meeting on motion of Coun. CURLEY.

(3) Reports on petitions (severally referred today) for permits for children under fifteen years of age to appear at various places of amusement—that leave be granted, viz.:

Leonora E. Scully, for children to appear at Bethel Church on December 22.

Harriet Brackett, for children to appear at North End Union Hall on January 13, 1911.

Helen Guest, for children to appear at Horticultural Itali on evening of December 16 and afternoon of December 17.

Reports severally accepted, permits granted

Reports severally accepted, permits granted under usual conditions.

under usual conditions.

(4) Report on message of Mayor and communication from W. T. A. Fitzgerald, Register of Deeds (referred October 31), relative to additional freproof fittings for Registry of Deeds office, having considered the subject, that his Honor the Mayor be requested to submit an order transferring \$9,000 from the Reserve Fund for said work, to be expended under the supervision of the Superintendent of Public Buildings.

Report accepted; said recommendation adopted.

#### NOTICE OF ELECTION.

President BALLANTYNE offered an order—That the City Clerk be directed to give notice, by advertising the same as required by law, that meetings of the male citizens of this-city, qualified to vote for city officers, will be held in the several polling places designated for the purpose by the Board of Election Commissioners on Tuesday, the 10th day of January, 1910, to give in their votes for three members of the City Council and for two members of the School Committee; and also to give in their votes "Yes" or "No" in answer to the following question: "Shall licenses be granted for the sale of intoxicating liquors in this city?"

The City Clerk is also directed to give notice, as aforesaid, that meetings of the female citizens of this city, qualified to vote for School Committee of the City of Boston, will be held on the same day and in the same places, to give in their votes for two members of the School Committee.

The polls at said meetings will be opened at six o'clock a. m. and closed at four o'clock p. m.

Passed.

# GENERAL RECONSIDERATION.

Coun. McDONALD moved general reconsideration on all business transacted at the meeting, hoping that the same would not prevail. Lost.

# ANOTHER RECESS.

Coun. KENNY—Mr. President, I have just had word from one of the Mayor's secretaries that he is preparing an order which will require some action on preparing an order which will require some action on the part of the Council to-day, with reference to the construction of a fire house on Albany street. The appropriation already made is insufficient to construct the building, and the Mayor is now preparing an order for us calling for an additional appropriation. The matter is one of very great emergency, and I think the Council should take a recess for a few minutes pending the arrival of the order from the Mayor.

The Council took a recess, subject to the call of the Chair, at 5.43 p. m., and was called to order by President BALLANTYNE at 6.15 p. m.

#### ADDITIONAL APPROPRIATION, REPAIR SHOP.

The following was received:

Office of the Mayor, December 19, 1910.

To the City Council:

I beg to recommend the passage of the accompanying loan order appropriating an additional \$20,000 for Fire Department, repair shop.

A communication from the Fire Commissioner, urging the appropriation of this additional sum, is appended hereto for your information.

Respectfully,
John F. Fitzgerald, Mayor.

City of Boston, Headquarters Fire Department, December 16, 1910.

Hon. John F. Fitzgerald, Mayor:

Sir,—In response to the advertisement for bids for the new repair shop for this department the three lowest bids received were:

 A. B. Carter
 \$97,000

 J. F. Griffin Company
 99,416

 A. Varnerin Company
 99,631

As the appropriation now stands it would be

As the appropriation now stands it would be impossible to accept any of these, bids.

The need for the repair shop is a matter of such urgent necessity that I respectfully ask that the City Council appropriate \$20,000 in addition to the \$90,000 already appropriated, in order that this department may proceed at once in the rebuilding of the deep. of the shop.

Very respectfully,
Charles D. Daly,
Commissioner.

Ordered, That an additional sum of \$20,000 be

Ordered, That an additional sum of \$20,000 be appropriated, to be expended under the direction of the Fire Commissioner, for Fire Department, repair shop, and that to meet said appropriation the City Treasurer be authorized, with the approval of the Mayor, to issue bonds or certificates of indebtedness of the city to said amount.

Coun. KENNY—Mr. President, in anticipation of that order which has come from the Mayor the Committee on Finance this afternoon has already considered the proposition and, as I understand it, voted to adopt the recommendation of the Mayor. This is a case of great emergency. The construction of this building is being held up awaiting the appropriation and, in order that the work may go forward and that the Fire Department may not be embarrassed, I move that we vote upon this order now.

The question came upon the passage of the order

order that the work may go forward and that the Fire Department may not be embarrassed, I move that we vote upon this order now.

The question came upon the passage of the order accompanying the message.

Coun. BUCKLEY—Mr. President, while I believe that this is a very important matter, as all such matters are important, at the same time we have sat here for almost a year and have not been able to get any improvements for our respective sections of the city. I do not take this position now because of political motives. At every inneed in a country of the Finance Committee and every time? I could get the chairman I have attempted to get through my loan order for an appropriation for a Ward 5 playground. I have voted here meeting after meeting for loans, and I don't think the minority members—if I may make that statement in this Council—have been treated fairly. We have endeavored to get certain matters acted upon in committee and at different meetings of the Council, but up to the present time have been unable to get through matters in which our sections of the city are particularly interested. We cannot get them passed upon, cannot even get a hearing. I remember that in the early spring we stayed here very late one uight, and I was assured, as I understood, that this matter in which my section is particularly interested, the playground for Ward 5, was being "tentatively" considered. I remember at the time thinking that that was a very nice word and I had great hopes. But nothing has been done. It seems to me, in justice to the people who send us here, that our claims should be recognized, that matters in which we are interested should at least come to a vote, that we may know where we stand. Some of the members of the Charlestown Improvement Association are members of the City Council. Ile has been to see Mayor Fitzgerald about this playground for Ward 5. The boys over there have no place to play, with the result that they get summoned into count and fined, getting a court record. It is not fair, it is not in t

tion and the Citizens Municipal League ought to consider. I protest against this giving money for things we know nothing about, taking the say-so of some head of department, or something of the sort, when we cannot get something for sections of the city that thousands of people in those sections are demanding and which are necessities. I don't think it is right.

Coun. CURLEY—Mr. President, I recognize the necessity for an appropriation such as has been requested by his Honor the Mayor, but I also recognize the fact that I was elected a member of this body by the citizens of Boston, not by the membership of some particular organization. Such being the case, I feel that my first obligation is to the citizenship of Boston and not to some particular organization. A Committee on Finance has been appointed and certain matters have been referred to that committee. An endeavor has been made at

ship of some particular organization. Such being the ease, I feel that my first obligation is to the citizenship of Boston and not to some particular organization. A Committee on Finance has been appointed and certain matters have been referred to that committee. An endeavor has been made at various times to have a meeting of that committee to make up a suitable loan bill that will meet the requirements of the various sections of Boston. A bill was made up as Mr. Buckley well says, tentatively, and was then reconsidered and laid on the table. An effort has been made at various times to give some consideration to certain sections of the eity. I am informed from a credible source that his Honor the Mayor is ready to approve an order for a loan for a playground, Charlestown. I understand that he has agreed within a week to approve a loan of \$40,000 for the laying out and construction of Highland avenue, provided the City Council will furnish the money. Every member of this Board recognizes the necessity for the establishment of a municipal building in South Boston, and it was generally supposed in South Boston that some action would have been taken on the proposition, providing proper accommodations for the courts, and for those who might be incarecrated, in that building, besides devoting it to other municipal uses. Instead of action being taken by the committee, the committee is called to order by the ehairman, such matters as have been previously agreed upon by a majority of this Council are acted upon favorably, and such matters as are favored by other members of the Council, not in on the gentlemen's agreement, are sidetracked, or, if presented, a motion to adjourn is made while they are pending. That has been the mode of procedure for some little time. If questionable tactics of that character had been pursued by others than those who had the tag of the Good Government Association, in all probability they would have been roundly denounced by the pamphlet known as "City Affairs," which, although its circulati

applied to Boston there are certain departments that are entitled to use money carte blanche within the debt limit, and we can do nothing but sit by and say amen to it. With those deductions from the total amount which we are entitled to borrow under the statute, and deducting the other appropriations we have already made this year, which speak for themselves, we had left before the meeting this afternoon something like \$1,036,545.71. I think it is generally conceded by those who have taken the trouble to familiarize themselves with the necessities of the government of the meeting this afternoon something like \$1,036,545.71. I think it is generally conceded by those who have taken the trouble to familiarize themselves with the necessities of the government of Boston that there should be at least half a million dollars in the Reserve Fund for emergencies. If that is the case, and I believe it is, we have a small sum in excess of half a million dollars subject to appropriation by loan. Now, as one member of the City Council, I think that the City of Boston is reaping the whirlwind of past years of extravagance. Our debt has been piling up until to-day we are owing something like \$114,000,000. I think it has been the policy of this Council to try to arrest the piling up of that debt. Of course, there are a great many urgent calls from various parts of Boston. We all know that. It was emphasized last spring very forcibly when we made ourselves something of a perambulating Council going from one part of the city to the other. But, nevertheless, the debt has been piling up, and if Boston is to continue along on those lines I don't know what the end is going to be. It is very easy to say, "We should do this or that; there are certain improvements needed," but where is the money coming from? To-day we are raising something like \$22,000,000 by taxation, and about one-quarter of it, something like \$5,000,000 is devoted to the purpose of paying the interest on the debt created in years past. It is the very policy that these gentlemen are advocating this afternoon that has placed Boston where she is to-day, where we find it impossible to raise money for these local improvements. I will not yield to the gentleman from Ward 17 (Coun. Curley) when he talks about South Boston, in devotion to the interests of that section of the city. I know and fully appreciate what South Boston requires. I was born and raised in South Boston, and I will not yield to him when he says that we need a courthouse in South Boston, and when he tries to put me in the position of blocking it, which has been his atti

on this question. I want to say that I will do as much for South Boston as he will. But I do not stand here as representing South Boston alone. I hold a commission for the entire City of Boston and owe a duty to the entire City of Boston. My position is the same in regard to Charlestown. Much as I respect the gentleman from Charlestown, it seems to me when he asks us to vote money away with the small balance we now have—Coun. BUCKLEY—Mr. President, will the gentleman yield for a question?

Coun KENNY—Certainly.

Coun. BUCKLEY—I would like to ask him if it is not a fact that I simply wanted the matter taken up and decided one way or the other? If the Council does not see fit to vote the money for a playground for Charlestown, let them reject it. Simply have the matter disposed of, so that the people will not be asking me every day in the week whether they are going to get a playground over there. Reject it or adopt it; that is all I want.

Coun. KENNY—The Council as a whole has a duty to perform here in respect to Charlestown just as much as has the gentleman sitting here from Charlestown. I, for one, believe that the appropriation for Charlestown is very necessary, and I wish we had the money to grant it. I have said so time and time again during the year. My position is not that I do not believe Charlestown ought to have it, because I believe she should have it. But where is the money? We have orders coming into the Council continually. For instance, we have had an order looking to the providing of \$300,000 for an incinerator. It has not been determined yet that we should have incinerators; it is a matter still in abeyance. The Finance Commission has recommended the provision of \$310,000 for lighting purposes under a new plan, and it has not yet been determined whether we shall go into that. That is in abeyance. Twice this year we have had before us an order for a quarter of a million dollars for Chelsea Bridge North, which we must meet. Where is the money coming from, I ask the gentlemen from Wards 17 and 5 (

for local improvements for the purpose of building

political fend

for local improvements for the purpose of building political fences.

Coun. BUCKLEY—Mr. President, I would like to ask the gentleman a question, again. If he does not consider that it would he fairer to take up the matters hefore the Committee on Finance and either reject or adopt them, one thing or the other? We are not asking him to get the money or to give us those things if the City of Boston cannot afford it. So far as I am concerned, I would say that we are willing to take our medicine. I am not huilding any political fences at the present time, hecause 95 per cent of the voters of Ward 5, Republican and Democratic, are with me. I have been honest with them over there and am not huilding any political fences. But wouldn't it be fairer to take up the matters in committee and either reject or adopt them, one thing or the other? I will say that I have the greatest respect for the councilor from South Boston, hoth as a man and a member of the Council, and that my aim is the same as his,—the advancement of the interests of the City of Boston. If he will agree to call a meeting of the committee and either reject of adopt the orders, I am willing to vote either for or against this Fire Department loan to-day, not holding it up. But I don't like to have things going on as they have been going from day to day and week to week, with nothing heing done, since the first of the year.

Coun. KENNY—Mr. President, something has been said ahout the meeting this afternoon. I would like to refer to that, and then I will come to the gentleman's question in a moment. The meeting was held this afternoon, and I announced at the heginning that it was called for the purpose of considering three matters, and I enumerated the matters. When I had finished I was asked by the control was made to adjourn. It seemed to be carried and I so declared and the gentleman— Coun. BUCKLEY—Mr. President, I would like

We then proceeded to consider the matters I had called up, and when those matters were considered a motion was made to adjourn. It seemed to be carried, and I so declared, and the gentleman—— Coun. CURLEY—Mr. President, while those matters were heing considered a motion was made to adjourn—not after they were considered, but while they were heing considered. Coun. KENNY—Mr. President, I must take issue with the gentleman on that statement. That is not my recollection. My recollection is very clear, if he will permit me a moment, that after we had transacted husiness for which the meeting was called, after those matters had been disposed of, a had transacted husiness for which the meeting was called, after those matters had been disposed of, a motion was made that the neeting adjourn. It was put hy me and I declared it carried. Thereupon the gentleman from Ward 17 douhted the vote and I solved it for him, I think, to his satisfaction. The Council had every opportunity to consider and meet the requirements indicated and outlined by the grantleman from Ward 17, if he says consider and meet the requirements indicated and outlined by the gentleman from Ward 17, if he saw fit, this afternoon. He must not criticise me for that. We sat there practically as this Council. Why doesn't he come in here now and thrash them out? Now is his opportunity. We will sit here all night, if necessary, if he desires to dehate these matters. Now, to continue on the matter to which I was addressing myself, I was about to say that last fall, realizing that the time would come when we would he called upon to render an account of our stewardship, so to speak, in the Committee on Finance, I opened up a correspondence with the Mayor's office with respect to the money likely to eappropriated for the repair of hridges on Mystic river and also bridges inland. I called the Mayor's attention, in a letter under date of Octoher 10, to certain matters which were then pending before certain matters which were then pending before the Committee on Finance in this respect. (The correspondence submitted by Coun. Kenny

was as follows:

City of Boston,
Office of the Mayor, October 11, 1910.
Thomas J. Kenny, Esq.,
28 State Street, Boston, Mass.:
Dear Mr. Kenny,—I inclose a copy of the report
made by Mr. Fay, in answer to the two questions
relating to Chelsea Bridge which you asked me to refer to him.

Yours very truly, WILLIAM A. LEAHY, Secretary.

October 10, 1910.

L. K. Rourke, Esq.,
Acting City Engineer:
Dear Sir,—Regarding the request of Secretary
Leahy of October 6 for information upon certain
aspects of the Chelsea Bridge question, I heg to report as follows:

The Cost to the City of Chelsea.

The City of Boston is under obligation to maintain that portion of the Chelsea Bridge North extending from Mystic Wharf to and including the whole of the draw span. This maintenance includes that of the long fender pier on the northerly side of the ship channel. The city of Chelsea maintains that portion of the bridge beginning at the northerly side of this fender pier and extending to the Chelsea shore. In huilding the proposed temporary bridge north, Chelsea will have to construct and pay for that portion of the bridge north of the northerly side of the fender pier above mentioned. It is not for Boston to say what Chelsea shall do in her portion of the bridge. If the work should be done according to the plan suggested by the City Engineer of Boston the cost to Chelsea will he approximately seventy-five thousand dollars (\$75,000), exclusive of grade damages. The City of Boston is under obligation to maindamages.

# 2. The Cost of the Bridge if Constructed Without a Permanent Draw.

a Permanent Draw.

The temporary bridge will cost substantially the same amount whether the draw span he built merely for temporary use or designed with a view to using it later in a permanent bridge.

The War Department requires the ship channel through the temporary bridge to have a clear width of 125 feet. This is more than twice the width of the channel of any bridge in Boston with the single exception of Northern Avenue Bridge which has channels 75 feet wide. It is not feasible to provide anything hut a steel draw will have a length of life several times that of the temporary bridge. By huilding a steel draw which would be discarded when the temporary bridge is discontinued it might be possible to make a saving of two or three thousand dollars.

Yours truly,

FREDERIC H. FAX,
Assistant Engineer.

Assistant Engineer.

Boston, October 11, 1910.

Hon. John F. Fitzgerald, Mayor:

Dear Sir,—I have learned from your secretary,
Mr. Leahy, that although the loan of \$125,000
for the repair of the Meridian Street Bridge has
been authorized the loan has not yet been issued,
and that no contracts have heen made for the work.

I therefore representable, request that the loan has

and that no contracts have heen made for the work.

I therefore respectfully request that the loan he not issued, and that no contracts for repairs be entered into, until it has heen made clear that the city should incur this expenditure.

I also suggest that, pending the report of the Finance Commission upon the subject of the construction and repair of hridges and the apportionment of the cost thereof, all negotiations for the repair and construction of bridges be suspended, except in such cases where repairs are absolutely

except in such cases where repairs are absolutely essential to public safety.

Mr. Leahy made it clear to me that a drawbridge Air. Leahy made it clear to me that a drawbridge for double tracks was to he constructed on the Meridian Street Bridge, largely, if not wholly, for the henefit of the street railway companies, and that the approaches to the draw were in a fair state of repair. I believe that the city should not pay the entire expense of providing safe hridges for the tracks of street railway companies, but that such companies should be required to contribute the just proportion of the cost of construction.

that such companies should be required to contribute the just proportion of the cost of construction. I would like to have your Honor consider the following facts in connection with the proposed repairs of the Meridian Street Bridge:

1. The hridge was constructed under legislative acts of the years 1855 and 1856, at the sole expense of the City of Boston, and it has since been maintained entirely at Boston's expense.

2. The present condition of the hridge is due largely to the passage of heavy electric cars, and the henefits of reconstruction will he confined largely to persons using such street cars and living in Chelsea and points farther north.

3. The street railway companies have never made any contributions to the cost of construction or maintenance.

or maintenance.

4. There is no statute which provides for the apportionment of cost hetween cities and street railway companies in the case of bridges over water

railway companies in the case of bridges over water courses.

5. I understand there is no law providing for the apportionment hetween Chelsea and Boston of the cost of maintaining this hridge.

6. As far as the Boston Elevated Railway is concerned, it would appear that no special act which the Legislature might pass providing for

payment of part of the cost of construction or maintenance by the Boston Elevated Railway would he binding upon that company, as under section 10, chapter 500, of the Acts of 1897, it cannot be made subject to taxes or excises, or other burdens, duties or obligatious not imposed hy general law on all street railway companies. (This provision, I understand, is generally regarded as stating the consideration for the company's undertaking to carry passengers for a five cent fare and for the provision of transportation facilities; it would probably be regarded as establishing a contract hetween the state and the company, the chilgation of which could not he impaired by such legislation without the company's consent.)

7. Some remedy, therefore, for the present situation should be invoked at the earliest possible date, and, pending the application for remedy, the city ought not to make any greater expenditures than are absolutely necessary to secure the safety of people passing over the bridge. The following precautions might be taken in the city's interests:

(a) Request the Superintendent of Streets to make a special report showing the smallest possible amount necessary to he expended in order to secure safety for persons using the bridge.

(b) Petition the Legislature for an act providing apportionment hetween Chelsea and Boston for the cost of reconstruction and future maintenance of this bridge.

for the cost of reconstruction and future mainte-nance of this bridge,
(c) Petition the Legislature for an act pro-

(c) Petition the Legislature for an act providing apportionment between cities and street railways for the cost of constructing and maintaining bridges upon which the tracks of street railway companies are laid—this to be a general law applicable to all street railways in the state.

(d) In event of the failure to secure such legislation, postpone all repairs not absolutely necessary until the Boston Elevated Railway Company, the Boston and Northern Street Railway Company, the city of Chelsea and the City of Bostou make a contract for the reconstruction of the hridge and the apportionment of its cost hetween the contracting parties.

Respectfully yours,

THOMAS J. KENNY.

City of Boston,
Office of the Mayor, October 13, 1910.

Thomas J. Kenny, Esq.,
28 State Street, Boston, Mass.:
Dear Mr. Kenny,—A complete reply to your recent letter will be made as soon as Mr. Fay has made a report upon the subject. In the meantime the inclosed communication from Mr. Patrick F. McDonald, formerly Superintendent of the Bridge Department, is submitted by his Honor to show that during his previous administration it was the custom to make arrangements with the elevated road so that that corporation should pay its proper share of the cost of strengthening city hridges when the improvement was necessitated by the passage of its heavy cars. His Honor recognizes the principle which you advauce in your letter and will endcavor, first, to obtain a recognition from the railroad company of the equitable claim which the city has upon it for a division of the hurden, and secondly, to procure from the General Court such legislative action as will estahlish the principle as a permanent feature of the law of the state.

Yours very truly,
William A. Learry, Secretary.

City of Boston,

New YOFK, New Haven & Harbor Railroad . Columbus Avenue Bridge, Boston & Albany Railroad . Chelsea Street Bridge draw . Chelsea Street Bridge, shore ends . . . Meridian Street Bridge . \$7,010 00 7,971 00 7,822 00 3,464 00 6,467 89 4,430 00 Malden Bridge..... Boylston Street Bridge. 40,876 00 Meridian Street, estimated additional 2,500 00 expense...

Total.....

Respectfully submitted, PATRICK F. McDonald, Superintendent.

\$80,540 89

Copyl City of Boston, Engineering Department, October 20, 1910.

L. K. Rourke, Esq., Superintendent of Streets:

Reconstruction of Meridian Street Bridge.

Reconstruction of Meridian Street Bridge.

Dear Sir,—Thomas J. Kenny, Esq., memher of
the City Council, wrote to his Honor the Mayor
under date of October 11, 1910, concerning the
reconstruction of Meridian Street Bridge; a copy
of the letter is inclosed. In compliance with the
request from the Mayor's secretary, Mr. Leahy,
I submit the following comments on this letter:
Mr Kenny states: "2. The present condition
of the bridge is due largely to the passage of heavy
electric cars"; . . In this regard the pile
bridge must be considered separately from the
draw span. That portion of the pile bridge supporting car tracks is in good condition and was
made so by, and at the expense of, the Boston
Elevated Railway Company in 1906. The draw
span is a very dilapidated wooden structure, built span is a very dilapidated wooden structure, built thirty-five years ago. It has been kept in service all this time only by periodic and extensive repairs. Its present condition is due largely to the repairs. Its present condition is due largely to the racking it receives from the heavy street cars, but the cars cannot he held responsible for the serious

all this time only by periodic and extensive repairs. Its present condition is due largely to the racking it receives from the heavy street cars, but the cars cannot he held responsible for the serious decay of the woodwork.

Mr. Kenny states: "3. The Street Railway Companies have never made any contributions to the cost of construction or maintenance," In this regard Mr. Kenny has been misinformed. As noted above, the Boston Elevated Railway Company, in 1906, strengthened the pile hridge. The expense of this work to the company was in excess of \$6,000, and to-day this portion of the hridge is of ample strength for heavy trolley cars. In 1907 the company spent several thousand dollars more in an attempt to make the draw suitable for its heavy ears, but it has proved impossible to maintain this antiquated wooden structure in suitable condition for such loads.

Under Section 7, (a), Mr. Kenny suggests that the Superintendent of Streets "make a special report showing the smallest possible amount necessary to be expended in order to secure safety for persons using the hridge." As previously noted the portion of the pile hridge heneath the car tracks needs no repairs, owing to the work recently done hy the Boston Elevated Railway Company. The remainder of the pile hridge, for the safety of which the city is unquestionably responsible, is seriously decayed and in need of immediate and extensive repairs, costing between \$40,000 and \$50,000. If street railway traffic over the bridge were entirely stopped, it would he possible hy extensive repairs costing approximately \$35,000 to continue the draw span in service for team and foot travel for two or three years. If street car traffic is to be maintained the draw cannot he too soon rebuilt, as any day the heavy cars may permanently disable it, necessitating the closing of the bridge to all travel. The plan of reconstruction for which an appropriation of \$125,000 has been made is the most economical one which will provide for the continuance of street cars service.

If the

Assistant Engineer.

City of Boston. Engineering Department, October 20, 1910.

L. K. Rourke, Esq., Acting City Engineer: Dear Sir.

Use of City Bridges by Street Railways.

The question demands consideration whether The question demands consideration whether street railway companies operating heavy street ears should share in the expense of city bridges used by them. In view of the faet that the city is about to rebuild several bridges over which street ears are operated I submit the following report covering Boston's experience with this problem.

I. Present Legal Requirements Regarding Loads on Bridges.

The statutes do not specify what loads highway bridges shall be built to carry. However, in the Revised Laws of 1902, chapter 51, section 18, it is stipulated that "no action (for damages against a city or town) . . . shall be maintained by a person whose earriage and the load thereon exceeds the weight of six tons." The implication is that bridges should he huilt for loads of at least six tons.

2. Praetice of City of Boston in Providing for Loads on Bridges.

While a limiting load of six tons may be sufficient for light highway hridges in the country, where no heavy teaming is to he found, it is too small a limit for hridges carrying heavy eity traffic. For many years it has been the practice of the City of Boston to huild its hridges strong enough to carry a single twenty-ton wagon on any part of the roadway, the remaining space on the hridge not occupied by the wagon heips assumed to be covered by a moving wagon heing assumed to be eovered by a moving load usually taken at 100 pounds per square foot, this latter figure representing the weight of a dense crowd of people or ordinary congested teaming traffic. Loads approximating 20 tons in weight are not uncommon on highways; for example, the ordinary 15-ton road roller, so called, weighs, when fully loaded with coal and water, between 19 and 20 tons. Loads coasiderably, in caves of 20 tons. tons. Loads considerably in excess of 20 tons have frequently been moved through city streets, and in some instances they have been carried over hridges by taking special precautions for the safety of the structure. In building highway hridges for city traffic it has come to be common engineering practice throughout the country to provide for the above loads, namely a single loaded wagon of 20 tons weight and an additional moving load of 100 pounds per square foot.

# 3. Weight of Street Cars.

In the days of horse ears no street car with its In the days of norse ears no street car with its load weighed nearly as much as 20 tons, the weights rarely exceeding 10 tons or 12 tons, and there was no question as to the strength of our Boston hridges to carry these ears. For several years after the introduction of electricity the weight of the loaded are recognized below 20 to and intended and the second street as a introduction of electricity the weight of the loaded cars remained below 20 tons and involved no additional strength in the hridges. Ahout twelve years ago, however, ears heavier than 20 tons weight were introduced. A considerable number of 26-ton ears were put in service and these were followed later by different types of semiconvertible ears weighing, loaded, 34, 37, 39, 40 and 42 tons each. In 1906 the Boston and Worcester Street Railway Company put into service ears having a loaded weight of 50 tons; these are the heaviest rolley passenger cars in use in this vicinity, and they run through Huntington, Massachusetts and Columbus avenues to Park square. In addition to the passenger cars ahove cited street railway companies frequently operate coal cars which load the bridges even more severely. bridges even more severely

4. Inability of Highway Bridges to Carry the Increased Street Car Loads.

With the introduction of street cars of greater weight than the 20-ton load used in designing the eity hridges the ahility of the bridges to earry them came into question. This was true especially of a number of old bridges over railroads in which the strength of the metal work had heen reduced by corrosion. At first the strengthening of these hridges was a simple and comparatively inexpensive matter, when only the 26-ton ears were to be provided for. The strengthening problem hecame much more serious when semiconvertible ears up to 42 tons weight were introduced. In a number to 42 tons weight were introduced. In a number of instances bridges which were found to he weak were strengthened by the street railway company

at its own expense and put into proper condition for the heavier street car service

Special Provisions at City's Expense for Street Railway Traffic on Bridges.

Street Railway Traffic on Bridges.

Sinee 1897 a number of bridges huilt by the City of Boston, over which it was known or expected that street cars would run, have heen huilt to provide for such street car loadings as seemed proper at the time; since 1901 these loadings have been those required by the Massachusetts Railroad Commission for electric railway bridges. The expense of providing this extra strength has frequently heen horne by the city, sometimes voluntarily and in other instances heeause of special legislation. legislation.

legislation.

In the ease of Charlestown Bridge the city was required (by chapter 548, Acts of 1894, and subsequent legislation) to build at its own expense a bridge suitable for railway purposes, including provision for the clevated railway of the Boston Elevated Railway Company. These provisions involved considerable additional expense. The company built and paid for its clevated structure in the fixed spans of the bridge, but it paid nothing toward the cost of the bridge itself.

toward the eost of the hridge itself.

in the fixed spans of the bridge, but it paid nothing toward the cost of the bridge itself.

Cambridge Bridge was constructed by a commission representing the cities of Boston and Cambridge under chapter 467, Acts of Is98, which required the bridge to he huilt "suitable for all the purposes of ordinary travel between said cities, and for the use of the elevated and surface cars of the Boston Elevated Railway Company." A prior act (chapter 500, Acts Is97) provided that the whole expense of the bridge was to be met, in the first instance, by the two cities, and that upon its completion the Boston Elevated Railway Company should "pay towards the construction of said bridge such portion thereof as shall he rendered necessary by reason of its heing of additional size and strength for the use of the clevated railroad of said corporation." Under this act the Boston Elevated Railway Company has paid to the two cities the sum of \$515,000 on account of provision for its "clevated" railroad; but it has paid nothing and apparently, under the two acts named, it cannot be compelled to pay anything toward the extra cost of huilding the bridge of sufficient strength to provide for surface cars.

Other hiddes in which extra strength for street. provide for surface ears

Other bridges in which extra strength for street ears has heen provided for by the city at its own expense are

Summer Street Bridges, over Fort Point channel and A, B and C streets (1900).

Malden Bridge, between Charlestown and Ever-

Broadway Bridge (fixed spans only), over Fort

Poradway Bridge (nxed spans only), over Fort Point channel (1904). Shawmut Avenue Bridge, over Boston & Alhany Railroad (1904). Harvard Street Bridge, over New York, New Haven & Hartford Railroad at Dorchester (1904). Norfolk Street Bridge (over New York, New Haven & Hartford Railroad at Dorehester Station

Atlantic Avenue (Cove Street) Bridge across South Terminal yard and Fort Point channel (1907).

Neponset Bridge draw span, between Neponset and Quincy (1910). Chelsea Street Bridge, between East Boston and Chelsea, has recently been rebuilt at the expense of

Chelsea, has recently been rebuilt at the expense of the city with sufficient strength for street car traffic. This is a peculiar case, however, inasmuch as the former bridge, which was destroyed by the Chelsea fire of 1908, had been extensively strengthened, at the expense of the Boston Elevated Railway Company, only two years before its destruction.

In the above bridges the cost of providing extra strength for street ear service, when the bridges were constructed, has been relatively small in proportion to the total cost of each of the several structures, and generally the extra cost has been considerably less than the sum which it would have been necessary to spend after construction to adapt these structures for street ear service; nevertheless, the fact remains that the extra cost, such as it was, was horne by the city and not by the street railway company. company.

Legislative Recognition of the Duty of Street Railway Companies to Share in Expense of Bridges.

In eertain instances special legislative acts have heen passed providing that the street railway com-pany using a bridge shall pay a portion of the cost. The old West Boston Bridge, between Boston and

Cambridge, carried a very heavy street car and

Cambridge, carried a very heavy street car and highway traffic for many years prior to its replacement hy the new Cambridge Bridge. In 1889 the Legislature passed an act (chapter 366) authorizing the widening of the bridge at the expense of the street railway company, the widened portion to be used exclusively for street railway purposes. The widening was never done however, and the opening of Harvard Bridge in 1891 afforded some temporary relief to the congestion on West Boston Bridge.

Another instance is found in chapter 391, Acts of 1904, providing for the building of Brookline Street Bridge between Boston and Cambridge, over the Boston & Albany Railroad and Charles river, near the Cottage Farm station, by which a grade crossing was abolished. Under this act the city of Cambridge constructed and paid for the Cambridge approach to the bridge, and the City of Boston constructed the bridge itself and the approach on the Boston side and in part payment therefor received from the Boston & Albany Railroad \$50,000, from the Commonwealth \$20,000 and from the Boston Elevated Railway Company \$7,500.

In 1906 and 1908 general legislative acts were passed (sections 23 and 25 of Part 1, chapter 463, Acts of 1906, as modified by chapter 542, Acts of 1908), under which a street railway company using a highway bridge over a railroad may be required to share in the expense of rebuilding such bridge

1908), under which a street railway company using a highway bridge over a railroad may be required to share in the expense of rebuilding such bridge or of making "any structural change or renewal for the purpose of strengthening or improving it."

Under this legislation the Boston Elevated Railway Company has been required to share in the expense of rebuilding Huntington Avenue, Massachusetts Avenuc and Berkeley Street Bridges over the Boston & Albany Railroad, in the Back Bay, and Mystic Avenue Bridge, over the Boston & Maine Railroad, in Charlestown.

No general legislation exists by which a street railway company may be legally required to share

railway company may be legally required to share in the cost of rebuilding, strengthening or improving hridges over water or any bridges other than those

over railroads.

Expense Incurred by Street Railway Com-panies in Strengthening or Rebuilding City Bridges for Street Car Service.

In a number of instances city bridges, which could have been maintained or rebuilt to carry could have been maintained or rebuilt to carry ordinary highway traffic, have been strengthened to carry street cars, the street railway company concerned contributing toward the additional expense. The following bridges were thus strengthened or rebuilt for 26-ton cars, it being impracticable

to provide for heavier street car loads:
Allston, over the Boston & Albany Railroad, at Brighton.

Ashland street, over Providence Division, New York, Hew Haven & Hartford Railroad, West Roxbury.

Ashmont street and Dorchester avenue, over Old Colony Division, New York, New Haven & Hartford Railroad.

Cambridge street, River street, Brighton to Cambridge.

Dorchester avenue (draw), over Fort Point channel.

Dover street (draw), over Fort Point channel. Harvard, Boston to Cambridge. North Beacon street, Brighton to Watertown. Western avenue to Cambridge, Brighton to

Cambridge.

Cambridge.
Western avenue, Brighton to Watertown.
Other bridges have been thus strengthened or
rebuilt for the heavy semiconvertible cars, viz.:
Beacon street, over the Boston & Albany R.R.
Boylston street, over the Boston & Albany R.R.
Broadway, over the Boston & Albany Railroad.
Chelsea Bridge North (draw span).
Chelsea street, East Boston to Chelsea.
Columbus avenue, over the Boston & Albany
Railroad.

Railroad.

Malden, Charlestown to Everett.

Massachusetts avenue, over Providence Division New York, New Haven & Hartford Railroad. Meridian street (pile bridge), East Boston to

Chelsca.

Including Brookline Street Bridge, built under special legislative act, and Berkeley Street, Huntington Avenuc, Massachusetts Avenue and Mystic Avenue Bridges built under the general acts of 1906 and 1908, previously mentioned, the Boston Elevated Railway Company has spent a sum in excess of \$100,000 for strengthening or rebuilding city bridges to carry street cars. Similarly a small expense has been incurred by the Boston and Northern Street Railway Company.

8. Free Electric Power Supplied by Street Railway Companies for Operation of Drawbridges.

In considering the relations between the city and the street railway companies in the matter of bridges, attention should be called to the fact that at all electrically operated drawbridges carrying street railways the current for operating the bridge is furnished free by the street railway company and the city is thereby saved the cost of the power necessary to operate these bridges. In the case of a large draw span, like that of Charlestown Bridge, this is a considerable item. The Boston Elevated Railway Company also furnishes, without charge, current for operating the draw of Atlantic Avenue Bridge, over which street cars do not run, the reason being that this draw must be operated in conjunction with that of Dorchester Avenue Bridge, which carries street cars. In considering the relations between the city

#### Conclusions and Recommendations.

9. Conclusions and Recommendations.

The city has always been liberal in providing strength in its hridges and in this regard it has kept fully abreast of the advances in engineering practice. In the days of horse cars, and for several years after the introduction of the electric cars, the weights of loaded street cars were no greater than the highway loads for which these bridges were built; consequently, no extra expense was necessary on account of street cars. Within the last fifteen years the weight of street cars has been increasing at a very rapid rate, and already has reached a point far in excess of any other loads carried by our highways; this disproportion is likely to become still greater in the future. Notwithstanding the great increase in the weights of street cars the city, in constructing a number of its recent new bridges, has at its own expense provided the extra strength necessary to carry these cars, and in so doing it has complied with the regulations of the Massachusetts Railroad Commission governing electric railway hridges. Except in certain instances of special legislation, it has incurred this expense voluntarily and not because it was legally bound.

It would seem that the street railway companies

incurred this expense voluntarily and not because it was legally bound.

It would seem that the street railway companies should he required to share the cost of construction and maintcnance of highway bridges which they use in accordance with the following principles:

(a) If a portion of a bridge is provided for the exclusive use of a street railway company, the company should pay the entire cost of that portion

excusive use of a street railway company, the company should pay the entire cost of that portion of the structure.

(b) Where, as in ordinary cases, teams and street cars jointly use the track portion of the bridge, the city may reasonably be expected to pay for the strength necessary for ordinary highway traffic, but the street railway company should pay for the additional strength required to carry the for the additional strength required to earry the

extra weight of its cars.

If these principles are followed the additional cost of bridges due to the presence of street cars may be easily determined. The experience in bridges recently constructed has shown that the additional cost is already a substantial amount; and if the rapid increase in the weight of the street cars continues, the proportion of the cost chargeable to the railway company will increase correspondingly

pondingly.

The fairness of such an assessment has already been recognized by the street railway companies, as shown by their expenditures on bridges previously noted. The Legislature has clearly recognized this principle in the acts passed in 1906 and 1908. which apply to bridges crossing railroads and used for street railway and highway purposes. The time is now ripe for the establishment, in Massachusetts, of a definite policy regarding these principles,—a policy which shall apply not only to bridges over railroads, but to all hridges used by street railway companies jointly with cities and towns.

Respectfully submitted,

Respectfully submitted,

FREDERIC H. FAY,

Assistant Engineer.

Assistant Engineer.

[Copy.] City of Boston, Engineering Department, October 20, 1910.

L. K. Rourke, Esq.,
Superintendent of Streets:

Superintendent of Streets:
Dear Sir,—
The Use of the Proposed Chelsea North Temporary Bridge by Public Service Corporations.
A study lias heen made of the question raised by Secretary Leahy in his letter to you of October

4, whether public service corporations might not be assessed for some portion of the cost of the proposed new temporary hridge to Chelsea across the North channel of the Mystic river, and I beg leave to report as follows:

#### 1. Use of Present Bridge by Public Service Corporations.

At the present time the Chelsea Bridge North, as it is called, is used hy—

(a) The Boston and Northern Street Railway Company for its two tracks, together with poles, wires and feed cables.

(b) The New England Telephone and Telegraph Company for its poles and wires.

(c) The Charlestown Gas and Electric Company for its poles, wires and lights necessary to light the bridge, and for a cable between Charlestown and Chelsea. town and Chelsea.
(d) The Postal Telegraph Company for its

#### 2. Provision for Street Cars on the New Bridge.

It is evident that the convenience of the public requires provision on the proposed new bridge for

It is evident that the convenience of the public requires provision on the proposed new bridge for a two-track street railway.

The Boston and Northern Street Railway Company operates over the present bridge cars having a loaded weight of thirty-seven tons, and on the new bridge provision should he made for cars of at least this weight. These cars are very much heavier than the heaviest highway loads provided for on bridges in accordance with hest modern practice; and if the bridge is to be huilt for street railway purposes, it will necessarily he made stronger and cost more than if it is built for highway purposes only. The general aspects of this subject are fully discussed in a report to you of this date on "Use of City Bridges by Street Railways," a copy of which is inclosed herewith.

The United States War Department on June 3, 1910, ordered the city to widen the draw channel of Chelsea Bridge North, the work to he completed on or hefore June 30, 1911. To comply with the requirements of the War Department as to width of channel it is necessary to construct the proposed new bridge and it will be impossible to complete the work within the time named unless the construction is authorized at once. For this reason it would appear that the city cannot wait for the passage hy the next Legislature of a law compelling the street railway company to hear a part of the cost of the new bridge. It is recommended, therefore, that, if possible, a special agreement be made with the Boston and Northern Street Railway Company under which the company shall voluntarily hear its just share of the expense.

# 3. Use of the Proposed Bridge by Structures of Public Service Corporations.

Provision on the proposed bridge for poles,

Provision on the proposed bridge for poles, wires, cables and conduits of public service corporations should be considered independently of provision for heavy street cars. In this particular instance it is not proposed to huild a bridge any larger, stronger or of greater cost on account of the presence of such structures.

It is evident that the existence of the bridge will make the carrying of such structures across Mystic river much cheaper for the corporations, but the franchise to use the city streets confers a very similar henefit in carrying the structure from any part of the city to another. In short, it would be hard to state any definite charge which could he made against a corporation for locating such structures on this particular bridge other than what might be made for a location anywhere in a city street.

city street.

Respectfully submitted,
FREDERIC H. FAY,
Assistant I Assistant Engineer.

City of Boston, Office of the Mayor, November 28, 1910.

Office of the Mayor, November 28, 1910.
Thomas J. Kenny, Esq.,
28 State Street, Boston, Mass.:
Dear Mr. Kenny,—The Mayor agreed to so much
of your suggestion as involved the making of representations through officers of the United States
Government in hehalf of an extension of the time
when the Chelsea Bridge must be completed. He
seems to think, however, that it will not be necessary to appeal to Senators Lodge and Crane, but
that a conference between Superintendent Rourke

and Lieutenant Colonel Abbot, the local representative of the Engineering Department in this city, will be sufficient, and he has instructed Superintendent Rourke to arrange an interview with Lieutenant Colonel Abbot, and to bring to hear upon the authorities at Washington such pressure as the local engineering force may be able

Yours very truly, WILLIAM A. LEAHY, Secretary.)

WILIAM A. LEAHY,
Secretary.)

Coun. KENNY—Mr. President, the Committee on Finance had in mind that large appropriations had been made not only for the construction of bridges across the Mystic river, but also here in Boston, inland. I had in mind the reconstruction of the Broadway Bridge. This Council voted this year \$115,000, to he added to what was already provided for, but which had not been actually used, \$37,000, making \$151,000 or \$152,000 for the reconstruction of the Broadway Bridge. The committee felt that that hridge was heing revamped in order that the railway company might put its heavy 4I or 42 ton cars across the bridge. That being the case, it seemed that the railroad should contribute a fair proportion of that money; that the hridge was being rehuilt for their henefit, for the operation of their cars under their franchise here, and that they were going to make more money by heing able to send heavier cars across the hridge; that it was in furtherance of their husiness and that, therefore, they should pay their proportion for the reconstruction of that drawbridge. That was one instance. There are other instances referred to in the correspondence I have here on my desk. That is what we had in mind this year; that is why we have not heen able to see our way clear to provide for local improvements that; can wait, that must wait a reasonable time, until we can see our way clear to meet the requirements. If the gentlemen from Wards 17 or Dorchester (Coun, Curley and Brand) want to take the responsibility of blocking this Fire Department building, something upon which the entire city is dependent, something that affects the safety of the public, of property, the preservation of the lives of every man, woman and child in Boston, if they want to take that responsibility, simply because they want to vote away money for their local hailiwicks, let them do it. The responsibility is theirs.

because they want to vote away money for their local hallwicks, let them do it. The responsibility is theirs.

Coun. CURLEY—Mr. President, I have no desire to create political capital, because I don't feel that any is necessary at the present time in my case, so I cannot he fairly accused of endeavoring to so do. I want to say that I recognize the necessity of this appropriation for the Fire Department, but I feel that it is about time that the chairment of the Committee on Finance realized that he is just one member of this City Council, not the entire City Council, and not the entire Committee on Finance, and that neither he nor any other member is sufficiently a power unto himself to do as he sees fit in the Committee on Finance without regard to the rights of other members. My action is a protest against that condition of affairs in the Committee on Finance. I take the same view as does Coun. Buckley, that if the majority of the members of the Committee on Finance do not approve orders pending before the committee the proper thing to do is to have a meeting of the committee and dispose of the matters. Relieve the members of the responsibility and set them right with the public. As I understand it, the Mayor has promised a delegation from Charlestown that if a loan is authorized for a playground in Charlestown he will approve it; and he has within a week notified a committee of citizens in the Neponset district that if a loan is authorized for Highland avenue it will be approved. It is also generally understood that if a loan is authorized for a municipal building in South Boston it will he approved. If it is the desire of the majority of the members of the Board to reject those various matters which are pending let them do so. I say it is about time that we had a mecting of that committee and considered those propositions, acting either favorably or unfavorably upon all matters that are pending. I feel that the City Council can very well appropriate a quarter of a million dollars or \$300,000 for local impro

provements in that section. I feel that such improvements are just as necessary as an incinerating plant or as the action that may be taken upon the matter of bridges. The feeling is general in this city that no action looking to a loan for the improvement of bridges should be considered by the City of Boston until such time as a legislative enactment is secured which will provide for payment in part by those corporations or associations that will benefit in consequence of the bridge improvements. So we haven't anything to fear on that score. As to the incinerating plant, that has been considered for the last five years, and in all probability will continue to be considered. A short time ago the Superintendent of Streets favored a \$300,000 proposition: to-day he favors a \$75,000 proposition. A short time ago the city was considering a bid of the Edison Company for the lighting of the streets, and we are now considering a proposition to devote \$310,000 to the purchase of new tops for street lights that in all probability will go into the scrap heap within two years. Meanwhile these improvements for various sections of the city are being held up. I recognize the right of the chairman of the Committee on Finance to call meetings, but I still think he should consider the rights and wishes of the members of this body who are members of the committee and who attend those meetings. I stated what was absolutely correct, regardless of how the chairman viewed it, with relation to the meeting this afternoon. A motion was made for the laying out of Highland avenue and before an opportunity was afforded to adopt that motion a motion was made for debate had been permitted on it that the motion to adjourn. There was no opportunity for debate on it. It was while the matter was pending and before debate had been permitted on it that the motion to adjourn was made and declared carried. I don't question the fact that the motion was arried. It was carried. Votes count—they always count, in a committee or elsewhere. But I want the I feel that such provements in that section. Board have certain rights; that his idea of how the business should be run in that committee is not the idea of all the members of the Committee on Finance; that I have certain ideas myself and that I have a right to air those ideas and views. The chairman of that committee has no right to shut me off; he has no right to shut off any member of that committee regardless of whether he has the votes or not. It is an unfair proposition. I say it is about time for us to get down to business. If a majority of the committee fel that matters pending should not be considered favorably let us have a vote upon them and dispose of them, but don't permit these matters to go on hanging indefinitely. When the question of Highland avenue was being considered in this body the chairman of the Committee on Finance, said:

"Mr. President, I trust that reconsideration will be traverial I takes not be the return taken."

Committee on Finance, said:

"Mr. President, I trust that reconsideration will not prevail. It seems to me that the action taken in the first instance was a proper one. This matter, if it has merit, should be investigated by a committee of the Council. I think, in view of what has been said here, in view of the statements that have been made, that it is entitled to proper and speedy consideration; but it seems to me the duty of the Council is to permit the Committee on Finance to call a meeting and investigate the merits of the proposition. Therefore I trust that the reconsideration asked for will not prevail."

Council is to permit the Committee on Finance to call a meeting and investigate the merits of the proposition. Therefore I trust that the reconsideration asked for will not prevail."

And that was November 14, a month ago. Since that time the Committee on Finance have visited the location and, I presume, have regarded it with the same favor with which I regarded it myself. But has there been any attempt to have a speedy meeting of the Committee on Finance and to consider the proposition? Meanwhile civic bodies have waited on the Mayor and he has stated that he is in favor of the proposition and that if the City Council passes it he will approve it. But there isn't any action by the Committee on Finance. The chairman does something which I suppose he has a right to do—ealls a meeting to consider three specific propositions. I agree that the Chair was perfectly fair in ruling as he did and properly, that others matters could be considered than those for which the meeting had been called. But he should have permitted a discussion of those propositions. I recognize the futility of attempting to secure a suspension of the rules in this body, requiring a two-thirds vote. I raise no objections when matters are referred to the Committee on Finance and a fair hearing is given to members of

this body. We recognize the size of the city debt just as well as the gentleman on the other side of the Chamber does; but we also recognize the fact that the entire sum of human knowledge is not stored in those who make up the minds of some members of this Board.

Coun. KENNY—Mr. President, just one or two words in reply to the gentleman from Ward 17 in the matter of the Highland avenue loan. I think within three or four days of the time the Council took action, after that matter was presented to this Board by the gentleman from Ward 17 (Coun. Curley), I called a meeting of the Committee on Finance. My recollection now is that it was for the Friday subsequent to the Monday of our meeting. We had with us that afternoon the gentlemen who had in the first instance petitioned the Mayor for that loan. They had the plans here, and we all went over them and examined them. Before the adjournment of that meeting we agreed to visit the locality, and we set as the time the following Wednesday. The following Wednesday arrived and we did go out there and look over the section which the gentleman from Ward 17 desired to have considered in the matter of street widening. There were seven members of the Committee on Finance present and at least five of the members agreed—I think the member for Mard 17 was absent at the time—that, while that was a very laudable project, and no doubt something would be done to meet the demand which seemed to exist, it was not at this time a proper thing to consider. The season was late,—it was then November; access to this plant was readily had through a short street,—I have forgotten the name of the street, I believe Marshall street.

Coun. ATTRIDGE—Marsh street.

Coun. KENNY—Marsh street; and, inasmuch as one member of the Street Commissioners had said that their first money they would devote to the construction of this street, the members felt that this matter could very well await action by the street Commissioners.

as and that their first money they would devote to the construction of this street, the members felt that this matter could very well await action by the Street Commissioners. The matter was fully and fairly considered, and not to the detriment of the petitioners but I think with justice to all parties, trying to consider the matter from all sides, the insinuations of my friend on the other side of the Chamber, of course, notwithstanding.

Coun. CURLEY—It was unfortunate that Coun. Hale was not present, as six might have come to that conclusion instead of five.

Coun. KENNY—I think I ought to state, as I believe the records will show, that all the members of the Council were present, except Coun. Hale and, I think, Coun. Buckley. The other seven members were there.

I think, Coun. Buckley. The other seven members were there.

Coun. BUCKLEY—Will you please repeat that?

Coun. KENNY—I say, I think on the occasion when we had our visitation to Neponset river for the purpose of inspecting the street it was proposed to widen every member of the Council was present except Coun. Hale and yourself.

Coun. BUCKLEY—I did not make that visitation

Coun, CURLEY-Mr. President, it is news to

Coun. CURLEY—Mr. President, it is news to me that an agreement had been made by even five of the members. This is the first intimation I have had that the proposition had been considered at all. Coun. KENNY—Oh, yes.

Coun. CURLEY—I would like to ask the gentleman where this matter was considered and where the conclusion was arrived at.

Coun. KENNY—After we had made an inspection of the premises. Coun. Curley and also Coun. Brand, of Dorchester, if I may use his name, were very late in getting there—very late. We had been all over the property and had looked the field over, and just as we were about to depart we saw in the distance an automobile containing the members from Ward 17 and Dorchester. We did not feel then, under the circumstances—it being late and a cold afternoon—that we should wait there until they had made their inspection, and we proceeded home. Having the matter clearly before us at that time, it was then that we decided not to take any action at present on the matter.

Coun. CURLEY—Mr. President, the gentleman has just brought out the point I was desirous that he should bring out. It is about time that the gentleman should realize that the City Council consists of nine members and, while a given number of those nine members have a right to do as they may see fit, common courtesy, if nothing else, would require that they should consider the other members and at least give them some idea of what they are going to do. I appreciate the fact that it is a sort of frame-up every time we come in here, so to

speak, that practically everything is agreed on in advance and that the program is carried out. I like to see a well oiled machine running properly and skilfully handled. The machine in this case is a well oiled machine, comparing more than favorably in that respect with any other political machine in this or any other city. But I think, in justice to the memhers of the Board, you should at least give us some inkling of what your policy is. Now that you have declared that there is a certain line of policy to he pursued, I helieve it would be but proper to ask the chairman of the Committee on Finance call a meeting of that committee and let the machine proceed to eliminate all such items as, to the way of thinking of the five, are not for the hest interests of the city. That will relieve certain memhers of the Board who are honestly trying to do their duty, who are outside of the machine, not even on the tailboard of the wagon, and will give the man opportunity to see the light and recognize the proper course to pursue.

them an opportunity to see the light and recogmize the proper course to pursue.

Coun. KENNY—Mr. President, I don't quite see the force of the point. I think his last criticism is rather late. He had already in his previous remarks set forth my fairness in the Committee on Finance this afternoon, stating that I put the motion to adjourn, that I properly declared the motion carried, and that I considered his point of order and decided it in his favor, in his way. So I think I will rest my reputation, so far as the gentleman from Ward 17 is concerned, on that statement.

statement

gentleman from Ward 17 is concerned, on that statement.

Coun. BUCKLEY—Mr. President, I would like to ask the chairman of the Committee on Finance if within the next two or three weeks he will call a meeting of that committee to consider the matters hefore it and to dispose of them one way or another, favorahly or unfavorahly? I think that is a fair proposition. If the gentleman cares to answer the question I shall he very glad to have him do so.

Coun. KENNY—Mr. President, we have meetings from time to time of the Committee on Finance. I think when a majority of the committee desire that a matter shall he heard all they have to do is to communicate the desire to me and I shall he glad to call a meeting of the committee.

Coun. BUCKLEY—Then I should like to ask the gentleman, if I should ask him to call a meeting of the committee to consider the matter which I mentioned here this afternoon if he will do so?

Coun. KENNY—Mr. President, I think I have already answered that question. I have said that at any time when a majority of the memhers of the committee desire to have a meeting there will be one called. One work word—I trust that the

the committee desire to have a meeting there will be one called. One more word—I trust that the motion of the gentleman from Dorchester, Coun. Brand, will not prevail, I think it will he very, very unfortunate if action upon this matter is prostroned. postponed.

Coun. Brand's motion to assign to the next

meeting was lost.

The order was read once and passed, yeas 7, nays 1, Coun. Curley voting nay.

President BALLANTYNE—The order will have

its second reading and passage two weeks from this date

#### MATTERS BEFORE FINANCE COMMITTEE.

COMMITTEE.

Coun. BRAND offered an order—That the chairman of the Committee on Finance he requested to call a meeting of that committee to consider all matters now pending hefore it before the next meeting of this Council.

Coun. KENNY—Mr. President, I rise to a point of order, that under the rules of this Board matters referred to a committee are to he heard at a meeting of the committee called by its chairman.

President BALLANTYNE—The Chair will rule the point not well taken. There is a rule of this Board that says that committees shall report within three weeks unless given further time, and I think

three weeks unless given further time, and I think the order is quite in order.

The order was declared passed and Coun. COL-

LINS doubted the vote.

The order was passed, yeas 6, nays 0: Yeas—Coun. Ballantyne, Brand, Collins, Curley, McDonald—6.

#### FINANCE.

Coun. KENNY, for the Committee on Finance, submitted the following:
(1) Report on message of Mayor and order (referred December 12) for loan of \$10,000 for Chelsea Bridge North, temporary—that the order ought to pass.

ought to pass.

Report accepted; order read once and passed, yeas 7, nays 1, Coun. Curley voting nay.

The order will take its second reading after fourteen days have expired.

(2) Report on message of Mayor and order (referred November 14) relative to loan for \$250,000 for Chelsea Bridge North, temporary—that the order ought not to pass, without prejudice.

Coun. KENNY—Mr. President, I would like to say in this connection that we have made this report in view of the fact that the Mayor is ahout to petition the Legislature for legislation which may affect that appropriation. If the desired legislation is obtained there will be a reapportionment of the expense, which will affect the appro-

legislation is obtained there will be a reapportionment of the expense, which will affect the appropriation necessary to do the work. We make this report now hecause time is running against the order most that we are adverse to the order itself, but to save our rights. If later on it is expedient to pass that order, I understand that the Council is quite prepared to do so. At the present time, however, we make that report.

The report was accepted and the order rejected.

#### THE NEXT MEETING.

On motion of Coun. ATTRIDGE it was voted that when the Council adjourns it be to meet two weeks from to-day, January 2, at 3 p. m., unless sooner called together hy the President.

Adjourned, on motion of Coun. BRAND, at 7.08 p. m.



## CITY OF BOSTON.

# Monthly Conference City Council and Heads of Departments.

Boston, January 2, 1911.

Monthly conference between the Mayor, City Council and heads of city departments in the Mayor's hearing chamber, City Hall, at three o'clock p. ni.

In the absence of the Mayor, President BAL-LANTYNE of the City Council called the meeting to order.

Adjourned, on motion of Coun. BRAND, at 3.02 p. m.



## CITY OF BOSTON.

# Proceedings of City Council.

Monday, January 2, 1911.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent,—

Coun, Hale.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the

last meeting.

#### APPOINTMENT OF JAMES R. MURPHY.

The following was received:

City of Boston, Office of the Mayor, January 2, 1911.

To the City Council:

To the City Council:

In accordance with the provisions of chapter 631 of the Acts of 1910, I hereby appoint, subject to your approval, James R. Murphy (645 Beacon street, Ward 11) a member of the Board of Appeal for the term ending July 31, 1912.

Mr. Murphy is to take the place of George R. Swasey, deceased, who was the member of the Board "selected by the Mayor."

Under the provisions of section 7 of chapter 550 of the Acts of 1907, unanimous action is required by the Board in certain cases. I suggest, therefore, that Mr. Murphy be confirmed without delay by your honorable body in order that the business of this important Board may not be unnecessarily delayed. delayed.

Respectfully, John F. Fitzgerald, Mayor. Laid over under the law.

#### APPOINTMENTS BY THE MAYOR.

The Mayor submitted the following appointments, subject to confirmation by the Council, viz.: (1) Ernest S. Lent (388 Salem street, Woburn), a Weigher of Coal and a Weigher of Boilers and Heavy Machinery for the term ending April 30, 1011

1911.

(2) John Hines (505 Washington avenue, Chelsea), a Weigher of Coal for the term ending April 30, 1911.

(3) Andrew S. Brewer (118 Walnut street, Somerville), a Weigher of Coal for the term ending April 30, 1911.

(4) Otis H. Hayes (31 Bushnell street, Ward 24), a Constable of the City of Boston for the term ending April 30, 1911.

(5) Robert A. Driscoll (52 Elm street, Somerville), Edward F. McCormack (311 Cambridge street, Ward 25) and Edgar A. Smith (45 Cedar street, Ward 25) and Edgar A. Smith (45 Cedar street, Somerville), Weighers of Coal, Measurers of Wood and Bark, Measurers of Grain, Weighers of Boilers and Heavy Machinery and Weighers of Beef for the term ending April 30, 1911.

Severally laid over under the law.

### AGAINST BRIGHTON INCINERATOR.

The following was received:

Office of the Mayor, December 21, 1910.
To the City Council:
I beg to transmit a communication from the I beg to transmit a communication from the president of the Faneuil Improvement Association, protesting against the proposed appropriation of seventy-five thousand dollars (\$75,000) for an incinerator in the Brighton district.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Faneuil, Mass., December 17, 1910.

Hon. John F. Fitzgerald,
Mayor of the City of Boston:
Dear Sir,—We note with some surprise that
your Superintendent of Streets has requested an
appropriation of \$75,000 for an incinerator in
Brighton.

The residents of Brighton, one and all, are opposed to the erection and operation of an incinerator within this district and we sincerely hope that you will not approve of this order. We respectfully request that you give us an opportunity to be heard in this matter before proceeding further. further.

Yours very truly,
FANEUIL IMPROVEMENT ASSOCIATION,
by ROBERT T. ADAMS, President. Referred to the Executive Committee.

### STORAGE VAULT FOR CITY HALL.

The following was received:

City of Boston, Office of the Mayor, January 2, 1911.

Office of the Mayor, January 2, 1911.

To the City Council:

I beg to recommend the passage of the appended order, appropriating eighteen thousand dollars (\$18,000) for storage vault and furnishings. City Hall, to be expended by the Superintendent of Public Buildings. The necessity of this work is made clear in the appended letters from the City Collector, the Superintendent of Public Buildings and the Commissioner of Public Records of the Commonwealth, the last named of whom refers to section 18 of the laws relating to the public records and public documents, a copy of which, with a set of tentative plans, is attached hereto for your information. hereto for your information.

Respectfully,

JOHN F. FITZGERALD, Mayor.

City of Boston,

City of Boston,
Collecting Department, November 1, 1910.
Manus J. Fish, Esq.,
Superintendent of Public Buildings,
Old Court House, Boston, Mass.:
Dear Sir,—I beg to call your attention to the inadequate storage facilities for the books and records of this department. Some of the books are packed away in inconvenient vaults in other buildings, and those in the main building are scattered and inconvenient and wholly inadequate to contain all of the books and records which are essential to be kept and to be used in this department. Many valuable books which are in daily use cannot be kept in safety from fire, and a portion we are unable to find room for in any vault or receptacle available for the purpose.
It seems imperative that we have forthwith additional and proper vaults that will reasonably protect the valuable books, papers and records of this department from loss by fire.
I trust you may find it expedient to furnish these necessary facilities and protection as early as possible.

possible.

Yours respectfully, BOWDOIN S. PARKER, City Collector.

Office of Public Buildings Department, December 29, 1910.

Office of Public Buildings Department, December 29, 1910.

Hon. John F. Fitzgerald,
Mayor of Boston:
Str,—The City Collector had requested that I provide proper storage facilities for the books and records of his department. I have made an examination of the conditions and wish to advise you that in my opinion immediate steps should be taken in the matter. The office is badly handicapped for lack of working space and therefore I sugest that an underground storage vault be built under the lawn in front of his quarters, and I send you herewith a blueprint of the same as contemplated. This plan has the approval of the Commissioner of Records of the Commonwealth.
I estimate that an amount of eighteen thousand (18,000) dollars will be required to build the vault and furnish same with the necessary metal furniture, etc., and I respectfully request that a special appropriation of this amount be provided.

Yours respectfully,
M. J. Fish,
Superintendent of Public Buildings.

Commissioner of Public Records,
State House, Boston, December 30, 1910.
M. J. Fish, Esq.,
Superintendent of Public Buildings,
Old Court House, Boston:
Dear Sir.—Answering your inquiry in regard to
additional vault room for public records at the
City Hall, I will say that I believe a vault built

out under the open space in front of the City Hall would be better than to take valuable space for building a vault within the City Hall itself where the quarters are very nuch erowded, and I am glad to approve the plan which you have submitted to me for the construction of such a vault. I am inclosing a copy of the laws concerning public records, where in section 18 it is required that city councils shall provide fireproof protection for public records in the shape of either fireproof rooms, safes or vaults. To make the rooms of the City Hall absolutely fireproof would mean to rebuild them, and the next best and economical thing is to construct a vault.

Of course, the public records which are not now in fireproof quarters must be protected, under penalty of the law.

penalty of the law.

Yours very truly, HENRY E. WOODS, Commissioner.

Ordered, That the City Auditor be authorized to transfer the sum of eighteen thousand dollars (§18,000) from the Reserve Fund to an appropria-tion for storage vault and furnishings, City Hall, to be expended by the Superintendent of Public Publishers Buildings.

Referred to the Committee on Finance.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz .:

Mrs. Nora Noon, for compensation for injuries caused by an alleged defective coal hole at 11

caused by an alleged detective coal note at 11 Fayette street.

William Geswell, for a hearing on his claim for damages on account of fall corner Wall and Sullivan streets.

Anna M. Cotter, to be paid for damage to hotel, 2143 Washington street, by the turning off of the

water.

Rose D. Gane, for a hearing on her claim for damages on account of a fall at Franklin street

tunnel.

Joseph P. Pierce, for compensation for injuries caused by a fall on Lincoln street.

W. S. Quinby Company, to be reimbursed expense of repairing drain connections corner Standish and Harvard streets.

#### Executive.

Petitions for children under fifteen years of age

Petitions for children under fitteen years of age to appear at various places of amusement, viz.:

Alice M. Weiscopf, for child to appear at Bloomfield Hall on December 28.

Edith Guerrier, for children to appear at North Bennet Industrial Hall on evenings of January 14 and 28, February 11 and 25, March 18, April 29.

Jeanie Irvine, for child to appear at Mechanics Hall on the evening of January 25.

### CONFIRMATION OF APPOINTMENT.

Notice was received from the Civil Service Commission of confirmation of the appointment of Salem D. Charles as Street Commissioner of the City of Boston.
Placed on file.

#### NOTICE OF APPOINTMENTS.

Notice was received from the Mayor of the appointment of James R. Murphy as member of the Board of Appeal, a certified copy of the same having been delivered to the Civil Service Commission on December 22, 1910.

Notice was received from the Mayor of the appointment of John F. Cronin as trustee for children, a certified copy of the same having been delivered to the Civil Service Commission on December 29, 1910.

1910. Placed on file.

#### COAL AND COKE LICENSES.

A list of coal and coke licenses granted by the Secretary of the Commonwealth was received. Placed on file.

#### KEEPING OF GASOLENE.

Notices were received of keeping of gasolene at locations hereinafter mentioned and of intention to continue such use for one year from date, viz.:
George W. Harvey, 209 South street, Ward 23.
Helen W. McElwain, 390 Beacon street, Ward 11.
Frank B. Bemis, 128 Beacon street, Ward 11.
M. Ida Converse, 348 Beacon street, Ward 11.
P. V. Sullivan, 193 Humboldt avenue, Ward 21, Placed on file. Placed on file.

#### POLE LOCATIONS, ETC.

Copies of orders were received from the Street

Copies of orders were received from the Street Commissioners as follows: New England Telephone and Telegraph Com-pany, to erect and to remove poles on Washington street, Ward 24. The same company, to erect and remove poles on Elmo street, Ward 20.

The same company, to erect and remove poles on Temple street, Ward 23. The same company, to erect one pole on Saratoga

street. The same company, to erect one pole on Lincoln street, Ward 25.

The same company, to erect three poles on Brentwood street, Ward 25.

The same company, to erect eighteen poles on Everett street, Ward 25.

The same company, to crect one pole on Princeton street, Ward 1.

The same company, to attach wires to one pole on Parker street, Ward 22.

The same company, to attach wires to three poles

on St. Alphonsus street.

The same company, to attach wires to eight poles on Morton street.

on Morton street.

Edison Electric Illuminating Company, to attach wires to five poles on Walk Hill street, Ward 24.

The same company, to attach wires to two poles on Norfolk street, Ward 24.

The same company, to attach wires to three poles on Warren street, Ward 25.

The same company, to erect poles on Hooker and

Holman streets. The same company, to erect and to remove one pole on Walk Hill street, Ward 25.

Placed on file.

#### GRANTING OF LOCATIONS.

Copies of orders were received from the Street Commissioners granting locations to Old Colony Street Railway Company as follows:
Tracks on Hyde Park avenue and Walk Hill street, 10th location.
Tracks on Forest Hills square, Washington street and Hyde Park avenue, 11th location.
Tracks on Washington street, near Grove street, West Roxbury, 12th location.
Placed on file.

### ALTERATION OF TRACKS.

A copy of an order of the Street Commissioners was received granting permission to the West End Street Railway Company for alteration of tracks on Post Office square, 338th location. Placed on file.

#### NOTICE OF HEARING.

Notice was received from the Harbor and Land Commissioners of hearing on January 4 on petition of George Lawley & Son Corporation for piers and basin in Neponset river.

Placed on file.

#### NOTICE OF MATERIAL SOLD.

The following was received:

Boston Felt Company Boston, Mass., December 30, 1910.

Boston City Council, Boston, Mass.:

Gentlemen,—It has come to my notice that one of our salesmen has sold some felt to the Bath Department of the City of Boston, and as I am connected with this concern and also a member of

the City Council it is my duty, under the provisions of the new charter, to notify you of the same, and you will please take notice of this transaction.

Very truly yours,

FREDERICK J. BRAND, Councilor.

Placed on file.

#### EXECUTIVE COMMITTEE REPORTS.

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Reports on various papers—that the same

tee, submitted the following:

(1) Reports on various papers — that the same be placed on file, viz.:

Message of Mayor and communication (referred July 18) relative to historic sites in Dorchester. Message of Mayor and opinion of Corporation Counsel (referred October 24) relative to authority to allow use of Faneuil Hall.

Report of United Improvement Association (referred June 27) relative to collection and disposal of garbage.

posal of garbage.

posal of garbage.

Remonstrance of Ellen Hart et al. (referred October 24) against the laying of edgestones in front of their estates on Edge Hill street.

Communication from Finance Commission (referred December 12) relative to acceptance of act for retirement system for city employees.

Communication from City Clerk (referred July 18) transmitting estimates of cost of vacations for city employees.

for city employees.

Reports severally accepted; papers placed on file.
(2) Reports on various papers — that no action is necessary, viz.:

Preambles and resolve (referred August 1) concerning protection of people on Boston Common

by police.

Message of Mayor and communication from Assessing Department (referred July 18) relative to assessed price of land of New York Central Railroad Company.

Communication from Street Commissioners (referred July 18) relative to extension of East

Dedham street.

Dedham street.
Order (referred October 10) that the ferries be run free on Columbus Day.
Message of Mayor and communication from Superintendent of Streets (referred July 18) relative to vacation for employees of Street Depart-

ment.

Message of Mayor and communication from Cemetery Department (referred April 11) relative to half holidays on Saturday for employees.

Preambles and resolution (referred August 8) eoneerning location of Panama Exposition.

Message of Mayor and communication (referred June 3) relative to reconstruction of Eastern Avenue Wharf

concerning location of Panama Exposition.

Message of Mayor and communication (referred Aune 3) relative to reconstruction of Eastern Avenue Wharf.

Message of Mayor and communication from Superintendent of Streets (referred July 22) relative to night service on the South Ferry.

Order (referred September 19) that the Mayor arrange a conference with the proper officials relative to Greater Boston.

Message of Mayor and order (referred September 12) to transfer \$2,500 to appropriation for new boat, Boston Infirmary Department.

Message of Mayor (referred June 27) relative to appropriation of \$50,000 for hospital.

Message of Mayor and communication from George Holden Tinkham (referred June 27) relative to appropriation of \$24,000 for ferry repairs.

Message of Mayor (referred June 20) relative to appropriation of \$24,000 for ferry repairs.

Message of Mayor and communication from Fire Commissioner (referred September 12) relative to loans for new equipment, etc., and repair shop.

Reports severally accepted.

(3) Reports on various papers—recommending that the same be referred, viz.:

Petition of Linemen's Union of Boston (referred August 22) for an investigation relative to alleged dangerous wire construction on poles on Dorchester avenue, Adams street and Neponset avenue—that the same be referred to the Street Commissioners.

Message of Mayor (referred October 24) relative to consolidation of departments to have charge of public recreation—that the same be referred to the Finance Commission to investigate and report its

to consolidation of departments to have charge of public recreation—that the same be referred to the Finance Commission to investigate and report its findings to the City Council.

Orders (referred December 12) to pay annuities to Mrs. Margaret J. Ryan and Mrs. Jennie M. Needham, widows of firemen—that the same be referred to the Fire Commissioner to investigate and report findings.

Message of Mayor and orders (referred October

Message of Mayor and orders (referred October 24) to transfer \$5,000 to appropriation for Strand-

way and \$1,667.28 to playground, Ward 13—that the same be referred to the next City Council.

Communication from City Messenger (referred November 14) requesting help in his office—that the same be referred to the next City Council.

Order (referred October 31) to employ Frederick J. Glenn as assistant to City Messenger—that the same be referred to the next City Council.

Message of Mayor (referred July 22) relative to report of Finance Commission on street lighting—that the same be referred to the Committee on Finance. Finance

Petition of Marks Barg (referred November 14) that Normandy street be graded and repaired—that the same be referred to the Superintendent of

Petition of Mrs. W. H. Brown et al. (referred June 27) in favor of retaining the present style of street lights on Myrtle and other streets—that the same be referred to the Superintendent of Streets.

same be referred to the Superintendent of Streets.

Message of Mayor and communication (referred November 28) relative to curfew bell in Dorchester—that the same be referred to the Committee on Ordinances.

Petition of Boston Social Union (referred October 24) for a hearing relative to the suppression of unnecessary noise—that the same be referred to the Committee on Ordinances.

Communication from Finance Commission (referred December 12) recommending transfer of duties of Registry Department to Health Department—that the same be referred to the Committee on Ordinances.

Reports severally accepted; said references

Reports severally accepted; said references ordered.

(4) Report on petition of James J. Kelly et al. (referred September 12) for sidewalks on Edge Hill street, Ward 22—that the petitioners be given leave to withdraw.

leave to withdraw.

Accepted.
(5) Report on message of Mayor and order (referred December 5) to cancel poll taxes outstanding from January 31, 1899, to January 31, 1906—that the order ought to pass.

Reported accepted; order passed.
(6) Reports on petitions (severally referred today) for permits for children under 15 years of age to appear at various places of amusement—that permits be granted, viz.:

Alice M. Weiscopf, for child to appear at Bloomfield Hall on December 28.

Edith Guerrier, for children to appear at North Bennet Industrial Hall on evenings of January 14 and 28, February 11 and 25, March 18 and April 29.

Jeanic Irvine, for child to appear at Mechanics Hall on the evening of January 25. Reports severally accepted; permits granted on

### APPROPRIATION FOR REPAIR SHOP.

Coun. BRAND called up unfinished business, No. 4, viz.;

4. Ordered, That an additional sum of twenty thousand dollars (\$20,000) be appropriated, to be expended under the direction of the Fire Commissioner for Fire Department, repair shop, and that to meet said appropriation the City Treasurer be authorized, with the approval of the Mayor, to issue bonds or certificates of indebtedness of the on December 19, 1910, the foregoing order was read once and passed, yeas 7, nays 1.

The order was read a second time and passed,

yeas 7, nays 1, Coun. Curley voting nay.

### PRELIMINARY WORK, CHELSEA BRIDGE.

Coun. KENNY called up unfinished business

Coun. KENNY called up unfinished business No. 3, viz.:

3. Ordered, That the sum of ten thousand dollars (\$10,000) be, and hereby is, appropriated, to be expended by the City Engineer for preliminary work upon Chelsea North Temporary Bridge, and that to meet said appropriation the City Treasurer be authorized, with the approval of the Mayor, to issue bonds or certificates of indebtedness of the eity for said amount.

On December 19, 1910, the foregoing order was read once and passed, yeas 7, nays 1.

The order was read a second time and passed, yeas 7, nays 1, Coun. Curley voting nay.

#### SALE OF JUNK, ETC.

Coun. COLLINS called up special assignment.

No. 5, viz.:
5. An ordinance concerning junk dealers, etc.
Be it ordained by the City Council of Boston, as

follows:
Section 44 of chapter 45 of the Revised Ordinances of 1898 is hereby amended by striking out all of said section and substituting the following new section to read as follows:
Section 44. No such shopkeeper holding a license from the police commissioner as a dealer in second-hand articles shall permit to be sold any article purchased or received by him until at least a period of thirty days from the date of its purchase or receipt has elapsed. Nor shall any dealer in, or keeper of shop for the purchase, sale or barter of, junk or old metals permit to be sold any article purchased or received by him until at least a period of one week from the date of its purchase or receipt has elapsed.

The ordinance was passed.

The ordinance was passed.

#### CONFIRMATION OF APPOINTMENTS.

Coun. ATTRIDGE called up unfinished business, Nos. 1 and 2, viz.

ness, Nos. I and Z, viz.:
Action on appointments submitted by the Mayor December 19, viz.:
1. Frank H. Cowin to be a Constable of the City of Boston for the term ending April 30, 1911.
2. Lindsey W. Churchill, Harry Rosenthal and George T. Wood to be Weighers of Coal and George T. Wood to be a Measurer of Wood and Bark; all for the term ending April 30, 1911.
The question came on confirmation. Committee

The question came on confirmation. Committee, Coun. Attridge and Collins. Whole number of ballots cast 7, yeas 7, and the several appointments

were confirmed.

#### CLAIMS.

Coun. BUCKLEY, for the Committee on Claims, submitted reports on petitions—that the peti-tioners be given leave to withdraw, viz.: Annie Sullivan (referred 1906), for compensation

for damages to estate corner Intervale street and Blue Hill avenue by defective sewer. The Peter T. Connor Company (referred 1908),

for a hearing on their claim for damages on account of overflow of water at 162-164 Eliot street. Bernard Gaffney (referred 1909), for compensa-tion for personal injuries received by falling limb

Bernard Gaffney (referred 1909), for compensation for personal injuries received by falling limb of tree.

Mrs. Eva Bisbop (referred 1909), for compensation for damage to garden at No. 60 Thetford avenue caused by city employees spraying trees.

Albion Sign Company (referred 1909), for compensation for damages at 242 Sbawmut avenue by flooding from a defective sewer.

Augusta Seegreaber (referred 1909), for compensation for damage to property at 117–119 West Eightb street by the overflow of a sewer.

Mrs. F. O. Woodruff (referred 1909), for compensation for damage to automobile by an alleged defect in Commonwealth avenue.

Benjamin Lancy (referred last year), for repayment of money taken by City Collector.

Ellen A. Crotty (referred 1909), for compensation for damage to skirt by a projection from an electric light pole.

L. M. Forde (referred January 17), for compensation for damage to dress of her daughter caused by a barrel on sidewalk on Washington street in front of Gilchrist's store.

Nellie M. Mahoney (referred January 17), to be paid the amount of a plumber's bill, being expense made necessary by negligence of employee of the city.

of the city.

Ellen G. Mooney (referred January 17), for compensation for injuries caused by an alleged

compensation for injuries caused by an alleged defect in Grampian way.

George C. Fitzpatrick (referred February 23), to be paid balance of rent for use of property at Jeffries Point for a public landing.

Mary Kelley et al. (referred February 28), for compensation for damage to property on Baxter street and adjacent streets in South Boston. caused by flooding on account of the dumping of

snow in said locality.

Louis Zammarchi (referred March 7), for compensation for damage to merchandise, etc., by water from a defective main at 56 Commercial

street.

P. J. Hutchinson (referred March 7), for compensation for injuries caused by a defect in stairway in new courthouse, Pemberton square, received while performing his duty as a letter carrier

Julia Himberg (referred April 4), for compensation for fence at 611 East Seventh street destroyed by an employee of the Public Grounds

Department.
Theresa May (referred April 11), for compensation for damage to property on May street,
Jamaica Plain, by an employee of the Street Water-

Jamaica Frain, by an employed ing Division.

Frank H. Cowin Company (referred April 11), to be paid for extra expense on their contract for work on Northern avenue caused by the Water than the paid of the work of the paid of the water than the paid of the work of the water than the water that water than the water that water the water than the water that water that water that water that water that water that water the water that water the water

work on Northern avenue caused by the Water Department laying pipes in said avenue.
Olga B. M. Upham (referred April 11), that \$108 paid by her under a misunderstanding be credited to her on account of taxes on Willow street, West Roxbury.
Frank R. Fitzgerald (referred April 25), for compensation for a suit of clothes damaged by oil from a spinkling east.

compensation for a suit of clothes damaged by oil from a sprinkling cart.

J. F. Harvey (referred May 2), for compensation for damage to automobile by a rope stretched across street at corner Commonwealth avenue and Cbarlesgate west.

Mrs. A. F. Killilea (referred May 23), for compensation for damages at 256 Bennington street by a defective earth-basin

by a defective catch-basin.

Myrtice L. Drawbridge (referred June 3), for a bearing on her claim on account of damages to

a bearing on her claim on account of damages to clothing.

E. F. Billings (referred June 27), for compensation for damage to estate 12 South street, Brighton, caused by the stoppage of sewer in said street.

Walter B. Page, trustee (referred July 18), to be paid for damages to the Bird estate, 1949-1951 Centre street, Jamaica Plain, caused by the overflow of a sewer.

Bester, Touchost, Company (referred July 18),

Center street, Jamatca Plain, caused by the overflow of a sewer.

Boston Towboat Company (referred July 18), for compensation for detention of towboats at draw in Cbelsea Bridge.

C. O. Bennett & Son (referred September 12), for compensation for injuries to a horse by a defect in Parkman road.

Mrs. Joseph M. Cowhig (referred September 19), to be paid expenses incurred on account of the poisoning of her minor child by the spraying of trees by the city.

Peter Poulos (referred October 24), for compensation for damages to property at 10 Howard street by a defective standpipe.

Reports severally accepted.

#### TRANSFER SYSTEM, DORCHESTER.

Coun. BRAND offered an order—That the Boston Elevated Railway Company, through his Honor the Mayor, be requested to establish a system of transfers at Codman square, Dorchester, to and from Washington street, Norfolk street and Talbot avenue in both directions.

#### ESTABLISHMENT OF PUBLIC SCALES.

Coun. CURLEY offered an order—That the scales at the junction of Massachusetts avenue and Soutbampton street, now in charge of the Street Soutbampton street, now in charge of the Street Department, Sanitary Division, be and the same are hereby established as public scales, under the provisions of chapter 57 of the Revised Laws and sections 23, 24 and 25 of chapter 45 of the Revised Ordinances of 1898.

The order was read a second time and the ques-

The order was read a second time and the question came on its passage.

Coun. CURLEY—Mr. President, I would say in connection with this order that it does not contemplate an expenditure of any money on the part of the city; that a fee is exacted from all persons requiring articles to be weighed on those scales; that the New Haven Railroad bas recently established a branch terminal in that section of Roxbury, that the section itself is undergoing considerable development at the present time, and I feel that the establishment of public scales there is an absolute necessity for the benefit of the general public. I trust that the order will be passed.

The order was passed. The order was passed.

#### SIDEWALK ORDERS.

Coun. BALLANTYNE offered an order—That the Superintendent of Streets make a sidewalk along both sides of Washington street, between Morton street and the New York, New Haven & Hartford Railroad, Ward 23, in front of the estates bordering thereon, said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of gravel, with granite edgestone. with granite edgestone.

Passed Passed.
Coun. BALLANTYNE offered an order—That
the Superintendent of Streets make a sidewalk
along the southerly side of Heath street, between
Walden street and South Huntington avenue,
Ward 22, in front of the estates bordering thereon,
said sidewalk to be from 3 to 10 inches above the
gutter adjoining, to be from 5 to 12 feet in width,
and to be built of gravel and brick, with granite
edgestone. edgestone. Passed.

#### PUBLIC LANDS.

Coun. COLLINS, for the Committee on Public Lands, submitted the following:

(1) Report on order (referred May 16) for sale of city land at Squantum—that the same be indefinitely postponed.

Report accepted; order indefinitely postponed.
(2) Report on petitions of Florence Woods (referred May 23 and August 8) relative to tax title release—recommending the passage of the following:

Ordered, That for a nominal consideration his Honor the Mayor be, and he hereby is, authorized to release to Solomon A. Woods, and his heirs and to release to Solomon A. Woods, and his heirs and assigns, and to all persons claiming title under him or them and to their successors, heirs and assigns, according to their respective interests, all the right, title and interest of the city under and by virtue of a tax deed dated September 19, 1873, and recorded with Suffolk Deeds, Lib. 1181, fol. 19, in and to the land on Fuller street therein described, a prior release of this lot given by the city to said Woods on or about November 20, 1873, having been lost before record.

Coun. COLLINS—Mr. President, for the

before record.

Coun. COLLINS—Mr. President, for the benefit of the members of the Council who are not members of the Committee on Public Lands I want to say that this order contemplates the recording of a release which was never recorded in the Registry of Deeds. The evidence is that the money was paid in the collector's office and the release given but not recorded. This merely means that the release that has already been paid for will be recorded. In other words, it is a confirmatory release.

will be recorded. In other words, it is a confirmatory release.

Report accepted; order passed.
(3) Report on message of Mayor, communication from the Street Commissioners and order (referred August 22) for sale of city land in Everett—recommending the passage of the following:
Ordered, That so much of an order passed by the City Council and approved by the Mayor May 16, 1903, authorizing the Board of Street Commissioners to sell by public auction certain lots of land belonging to the city, as relates to the sale of "an old, disused and exhausted gravel pit on Summer and Pleasant streets in Everett" be, and the same

is, hereby rescinded, and the Street Commissioners are hereby authorized to sell the said lot on Summer and Pleasant streets at public auction at a figure not less than \$1,000, the proceeds of the sale of the same to be applied to the sinking fund for the reduction of the city debt.

The report was accepted.
Coun. BRAND—Mr. President, I would like to ask the chairman of the Committee on Public Lands how much land is there and what it is assessed for?
Coun. COLLINS—Mr. President, I have my papers in the locker. I move that this be assigned until later in the day, and I will call it from the calendar. I will give Mr. Brand the exact information. Anything I might state now would be from memory; I would rather state facts.

The order was laid on the table.
Later it was taken from the table, on motion of

Later it was taken from the table, on motion of Coun. COLLINS.

Coun. COLLINS.—Mr. President, for the benefit of my associate I would state that these seem to be the facts. The lots in Everett consist of 13,800 square feet and 6,900 square feet, and are assessed at \$1,000. A report signed by the Acting City Engineer, Mr. F. A. McInnes, was sent to the Superintendent of Streets, Mr. Rourke, who recommends this sale, and is as follows:

July 13, 1910.

July 13, 1910.

Mr. L. K. Rourke,
Superintendent of Streets:
Dear Sir,—The following are facts relating to the lots of land owned by the City of Boston in East Everett, referred to in letter of Mr. Kiley dated July 11, ult.
The lots are within 400 feet of the East Everett depot on main line of Boston & Maine Railroad, Eastern Division. They are within three miles of Boston City Hall.
Adjoining land is assessed at 12 cents per square foot.

foot.

Gravel has been dug from the lots to a depth of

8 to 10 feet below the street level.
Plan of lots is on file in office of Street Commissioners, of which plan annexed sketch is copy.
The two lots (20,700 square feet) are assessed at

\$1,000.

Yours respectfully, F. A. McInnes, Acting City Engineer.

Your Committee on Public Lands recommends that they be sold at not less than the assessed value, at public auction, and that the proceeds go for the purpose of diminishing the city debt. I have a letter here from Mr. Rourke, recommending this sale, and one from Mr. O'Callaghan, the secretary of the Street Commissioners. If there is any other information the gentleman wants I shall be pleased to offer it to him.

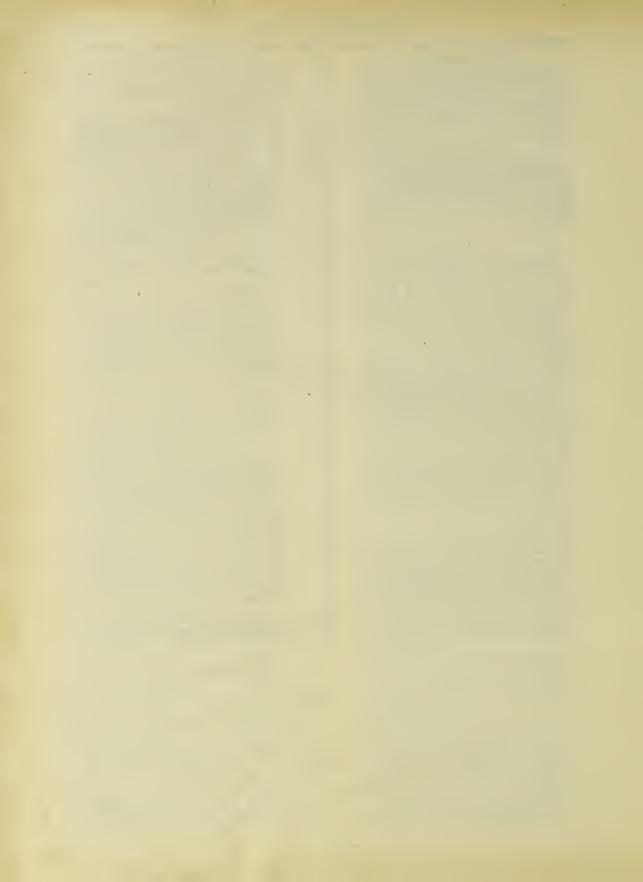
offer it to him.

Coun. BRAND—Mr. President, I should like to ask the chairman of that committee, Coun. Collins, if the committee visited the location and saw the land?

Coun. COLLINS-Mr. President, I would say that it has been the policy of this committee to visit every site. The committee has visited this land

The order was passed, yeas 7, nays 0.

Adjourned, on motion of Coun. KENNY, at 3.38 p. m., to meet on Monday, January 16, at 3 p. m., unless sooner called together by the President.



### CITY OF BOSTON.

# Proceedings of City Council.

Boston, January 16, 1911.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent—Coun. Collins, Curley, Hale and Kenny.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the last meeting.

#### APPOINTMENTS BY THE MAYOR.

The following was received:

City of Boston,
Office of the Mayor, January 16, 1911.
Subject to conference. Subject to confirmation by your honorable body,

Subject to confirmation by your honorable body, I hereby make the following appointments, all for the term ending April 30, 1911:

Hubert Foster (48 Phillips street, Ward 8) and William J. Wright (8 Sunnyside avenue, Everett), to be Weighers of Coal.

Lindsey W. Churchill (369 Winthrop street, Winthrop), James F. Hayes (1242 Blue Hill avenue, Ward 24) and Fred W. Towle (60 Sidney street, Cambridge), to be Weighers of Beef.

Daniel T. Flynn (21 Tileston street, Everett) and James D. Harrington (174 Adams street, Ward 20), to be Weighers of Coal, Measurers of Wood and Bark, Measurers of Grain, Weighers of Boilers and Heavy Machinery and Weighers of Beef.

JOHN F. FITZGERALD, Mayor.

Laid over under the law.

#### REBINDING OF RECORDS.

The following was received:

City of Boston, Office of the Mayor, January 13, 1911. To the City Council:

To the City Council:

I beg to recommend the passage of the accompanying order, appropriating four thousand dollars (\$4,000) for rebinding of certain records in the Assessing Department. A letter from the secretary of the Board of Assessors, appended hereto, explains the necessity for this appropriation.

Respectfully,

John F. Frizgerald, Mayor.

Assessing Department, January 12, 1911.

Hon. John F. Fitzgerald,

Mayor of Boston:

Sir,—At a meeting of the Board of Assessors held this day it was voted to ask for a special appropriation of \$\frac{8}{1},000\$ for the purpose of rebinding the old street and tax books, etc.

These books were formerly kept in the basement of the Old Court House and recently have been transferred to the new vault in the basement of City Hall. They run back for many years and are in a deplorable condition. They are very valuable and should be bound to preserve them.

We ask this as a special appropriation, as the books cannot all be taken away at one time, but will have to be sent as they can be spared.

Trusting you will recommend this appropriation to the City Council, we remain,

Yours respectfully,

Board of Assessors,

CHARLES E. FOLSOM, Secretary.

Ordered, That the sum of four thousand dollars (\$4,000) be transferred from the Reserve Fund to a special appropriation for Rebinding Old Records, to be expended under the direction of the Board of

Referred to the Executive Committee.

#### CITY PLANNING EXHIBITION.

The following was received:

Office of the Mayor, January 11, 1911.

To the City Council:

To the City Council:

I beg to transmit a letter from Arthur E. Buchholz, Esq., who has been appointed by his Honor Mayor Reyburn of Philadelphia as his representative in gathering together an exhibition of city planning and housing conditions, to be held in Philadelphia in May, 1911. Should it seem to your honorable body desirable that Boston should be represented at this exhibition, an appropriation would be necessary and I respectfully suggest that the appended communication be referred to the proper committee for consideration proper committee for consideration.

Respectfully,
JOHN F. FITZGERALD, Mayor.

Department of Public Health and Charities, Bureau of Health, Philadelphia, December 30, 1910.

Bureau of Health,
Philadelphia, December 30, 1910.

Hon. Mayor Fitzgerald,
Boston, Mass.:
Dear Sir,—I have been appointed by his Honor Mayor Reyburn of Philadelphia as his representative in gathering together an exhibition of city planning and housing conditions, to be held here early in May, concurrently with the Third National Conference on city planning and the problem of congestion. An appropriation of ten thousand (10,000) dollars has been made to the mayor for exhibition purposes. It is the mayor's earnest desire that the exhibition shall be thorough in scope and shall represent the best and most recent thought upon these subjects, both here and abroad. In order to secure the most up-to-date material, I write to ask for your assistance. I do so the more confidently knowing your interest in the subject. I will, consider it a great favor if at your earliest eonvenience you will let me know what material, either in your city or elsewhere, you regard as available for this exhibition. In order that I may know what space will be necessary for the exhibitions, I must know as soon as possible the amount of space required for the individual exhibitions.

I will hold myself in readiness, at your convenience, to go to see you in person, if that will be of any assistance in securing the character of exhibition that is desired.

Thanking you in advance for any suggestions, I

Thanking you in advance for any suggestions, I remain.

Very truly, ARTHUR E. BUCHHOLZ. Referred to the Executive Committee.

#### LIBRARY FURNISHING, JAMAICA PLAIN.

The following was received:

City of Boston, Office of the Mayor, January 11, 1911.

Office of the Mayor, January II, 1911.

To the City Council:

I beg to transmit a letter from the Superintendent of Public Buildings, urging the need of an appropriation of three thousand dollars (83,000) for furnishings for the Jamaica Plain Branch of the Boston Public Library. His list of furnishings desired is appended to his letter and I recommend the passage of the accompanying order transferring from the Reserve Fund to the appropriation for New Library Building, Ward 22, the amount which he believes to be necessary.

Respectfully, John F. Fitzgerald, Mayor.

Office of Public Buildings Department, January 5, 1911.

Hon. John F. Fitzgerald,

Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—The new building which is being erected on the lot with the Curtis Hall building, Jamaica Plain, and which is to be occupied by the Jamaica Plain Branch of the Boston Public Library, will shortly be completed with the exception of the necessary furnishings which will be required and for which no appropriation is available.
The library trustees are of the opinion that the building should be fully furnished before they begin occupancy.

begin occupancy.

I inclose a list of furnishings desired and for which it will be necessary to provide the sum of

approximately three thousand (3,000) dollars, which might be transferred to the appropriation for the building.

Yours respectfully,
M. J. Fish,
Superintendent of Public Buildings.

Furuiture, etc., for the Jamaica Plain Branch Library.

Awnings.

Awhings.
Book truck (L. B.).
Bookcase for eustodian's office.
Bulletin boards, two 2 fect 6 inches by 3 feet 6

Case for periodicals, 36 divisions (L. B. 7055, page 170 of catalogue).

Catalogue case for children's room, 16 trays, with base (L. B.).

Cash drawer.
Filing case, 3 drawers (vertical letter file).
Case for registration slips, 16 trays, with base

(L. B.), Chairs, 50, Victoria side.
Chairs, 50, Victoria side, children's height.
Chairs, desk, 3.
Chairs for lecture hall, about 150.

Chairs for fecture half, about 150. Clocks, 2.
Couch for lunch room.
Crickets, 12.
Curtains and shades for windows.
Desk or stand for lecture room.
Desks, 2, about 4½ by 2½ feet.
Desk chairs, 3.
Door mats.

Electric stove.

Fire extinguishers, with stands, Underwriters, 3. Lockers, steel, 2 (Merritt Company) to match the

4 we have. Mail box.

Cork carpet. (Include lecture hall and workroom in basement.)

basement.)
Periodical rack (L. B. No. 7053, page 171).
Newspaper rack (L. B. No. 7052, page 173).
Refrigerator (baby).
Rugs, 2 (custodian's office and workroom).
Screens for windows and screen doors.
Settees or benches, 2 (for space in front of issue

counter).

Signs for outside of building. Supply eloset for custodian's office and workroom. Tables, 10 round tables, 6 feet in diameter, with pillar base

Tables for workroom and custodian's office, 5 feet by 3 feet or less.

Umbrella stands, 1 large for public, 1 small for Umbrella stand for lecture hall. Shelving for basement room.

Ordered, That the City Auditor be, and hereby is authorized to transfer the sum of three thousand dollars (\$3,000) from the appropriation for Reserve Fund to the appropriation for New Library Build-

ing, Ward 22.
Referred to the Executive Committee.

#### IMPROVEMENTS, PRINCE STREET PLAYGROUND.

The following was received:

City of Boston, Office of the Mayor, January 11, 1911.

Office of the Mayor, January 11, 1911.

To the City Council:
I beg to transmit two letters from the chairman of the Board of Park Commissioners, under date of December 23 and 31, 1910, respectively, relating to improvements at the Prince Street Playground, together with a revised estimate from William D. Austin, of Stiekney & Austin, Architects, and a plan of the improvements proposed. This playground is the breathing spot for a district in which the evils of tenement house congestion are seen almost at their worst. It is patronized by thousands of children, and in my opinion should be made more useful and attractive, in accordance with some such plan as that outlined by the Park Commissioners. I recommend, therefore, the passage of the appended order transferring the sum of five thousand dollars (\$5,000) from the Reserve Fund to a special appropriation for Prince Street Playground improvements.

Respectfully,
John F. Fitzgerraln, Mayor.

City of Boston. Park Department, December 23, 1910.

City of Boston,
Park Department, December 23, 1910.
Hon. John F. Fitzgerald, Mayor,
City Hall, Boston:
Dear Sir,—The Park Commission still has in hand a portion of the appropriation for the Prince Street Playground which it plans to spend on a shelter and other improvements there, and you have transferred from unexpended balances the sum of \$3,000 in addition to what we have, so that we may earry out improvements at this playground as shown on plan presented to you, improvements which we think will add greatly to the attractive-ness and usefulness of this greatly used but hitherto somewhat uncared for playground. We should like to complete these improvements as promptly as possible, so that planting will not be delayed by them in the spring, and besides to avail of the unexpended balance that you have transferred to these purposes immediate action is necessary.

We have obtained various estimates from people whom we can count on for prompt execution, and

We have obtained various estimates from people whom we can count on for prompt execution, and for all these reasons we ask you to permit us to contract for the work to the best of our judgment without the delay required for public advertisement. Will you be good enough to give the Park Commission this authority?

Yours truly,

ROBERT S. PEABODY, Chairman.

ROBERT S. PEABODY, Chairman.

City of Boston,
Park Department, December 31, 1910.

Hon. John F. Fitzgerald, Mayor,
City Hall, Boston:
Dear Sir,—You will remember that I told you that we should ueed about \$3,000 more than the money in hand to complete what we propose for the Prince Street Playground. You therefore had \$3,000 transferred for this purpose. My offhand statement was made on the strength of Mr. Austin's rough estimate. Mr. Austin's note attached hereto corrects his rough estimate and explains that the work will finally cost perhaps \$2,000 more beyond the sum thus appropriated. We do not, however, need any more appropriation now than the transfer of \$3,000 that you have already made in order to carry out as much of this work as can be done before January 31. We are, therefore, arranging with the fund you have furnished to have everything done that it is possible to do in the winter mouths and when the spring comes we shall require \$2,000 to set and finish the work we shall ask you for it, or, as the playground has for some time needed improvement, we shall do this extra work from our annual appropriation.

This note is to tell you the condition of the work and to explain to you exactly our intentions.

Yours truly,
Robert S. Peabody, Chairman.

[Copy.]

[Copy.]
Stickney & Austin, Architects,
50 Bromfield Street,
Boston, Mass., December 29, 1910.

PRINCE STREET PLAYGROUND SHELTERS.

Prince Street Playeround Shelters.

R. S. Peabody, Esq.,
Chairman Park Department:
Dear Mr. Peabody,— The bids for the cast concrete work and the iron and steel, without including the cost of erection, about use up the total approximate estimate I gave you for the complete job. I generally get a little nearer the facts, but this kind of work is rather novel and, at the outset, certain essentials were overlooked which have since come to the surface.

The flower boyes themselves. I found had to be

certain essentials were overlooked which have since come to the surface.

The flower boxes themselves, I found, had to be larger and more expensively built than was contemplated in the rough sketch. The substitution of iron fences in place of concrete wall screen between columns adds some more. The original approximate estimate of the Concrete Engineering Company was based on the assumption that the east work would be done on the playground premises and that time enough would be allowed so that one mold would suffice for all the forty round columns. Now they expect to make five or six molds in order to complete the work by January 28.

Before the next year appropriations are determined upon, I would suggest that we get actual proposals for the balance of the work as follows: Plumbing and water, say \$500.

Setting of east concrete.

Setting of steel and iron work.

Excavations, dry wall foundations, concrete bases, concrete floors in shelters.

Wooden trellis work against party wall.
Painting of iron and steel work and of trellis.
Material for flower boxes. Loam, seeds, etc.
Care of same, watering, weeding and general custody of playground.
Architect's commission.
It looks now as if the total cost would be nearer \$6,000 that \$3,000. However, the auditor said to me the other day that the Mayor is very much interested in this project and would undoubtedly see that the necessary appropriations for it would be forthcoming, but it seems proper, at this time, before any irrevocable step has been taken, to send this letter.

The proposals should be promptly accepted, if at all, as there will be none too much time before January 28, 1911, to cast all the concrete work.
You will notice on the blueprint that I have changed location of gates as advised by Mr. Petti-

Yours truly, Wm. D. Austin.

Ordered, That the City Auditor be, and hereby is, authorized to transfer the sum of five thousand dollars (\$5,000) from the Reserve Fund to a special appropriation for Prince Street Playground improvements, to be expended under the authority of the Board of Park Commissioners.

Referred to the Executive Committee.

#### FOR JULIA WARD APPROPRIATION HOWE MEMORIAL

City of Boston, Office of the Mayor, January 11, 1911.

Office of the Mayor, January 11, 1911.

To the City Council:
On Sunday evening, January 8, 1911, memorial exercises in honor of the late Mrs. Julia Ward Howe were held in Symphony Hall under the direction of a committee of your honorable body. They were conducted on a scale worthy of the remarkable woman whose virtues and public services were commemorated. I recommend the passage of the appended order transferring the sum of nine hundred dollars (\$900) from the Reserve Fund to the appropriation for Mayor, public celebrations. An itemized schedule of the expenses is appended for your information.

Respectfully,

Respectfully, JOHN F. FITZGERALD, Mayor.

Expenses in Connection with the Julia Ward Howe

Michigan Dacreises.	
Orchestra, fifty men, Wallace Goodrich, conductor, concert and rehearsals Symphony Hall, rental and services of four doorkeepers, five ushers, two coat room attendants and four program boys,	\$450 00
with labor in extending the stage	300 00
3,800 tickets	17 30
	6 27
1,000 additional tickets	
1.000 invitations	16 96
200 platform tickets	2 50
200 performers' tickets	2 07
	69 51
4,500 programs	
Advertising (estimated)	10 00
Postage	15 50
	0000 **

Ordered, That the sum of nine hundred dollars (8900) ba transferred from the Reserve Fund to the appropriation for Mayor, public eelebrations. Referred to the Executive Committee.

#### CURFEW ORDINANCE.

The following was received

The following was received:
City of Boston,
Office of the Mayor, January 11, 1911.

To the City Council:
Pursuing the subject of the proposed ordinance recommended by the Boston Home and School Association, in a letter forwarded to your honorable body at its meeting of December 5, 1910, I beg to transmit a copy of an ordinance submitted by the officers of the said association, together with correspondence upon the subject from the Corporation Counsel and the Police Commissioner.

Respectfully,
JOHN F, FITZGERALD, Mayor.

JOHN F. FITZGERALD, Mayor.

Nine O'Clock Ordinance for the Business Section of the City of Boston.

Ordered: Section 1. That no child under fourteen years of age shall be, loiter or remain upon any street, highway, park, square, thoroughfare, or public alley, way or place in the business section of this city after 9 p. m., unless accompanied by a parent or guardian, or other adult person.

For the purposes of this ordinance the area comprised within the following streets and squares and all others included within them as boundaries shall be called the "Business Section":

Haymarket square, Canal street, Causeway street, between Canal and Portland streets; Portland streetet, between Canseway and Chardon streets; Chardon street, Bowdoin square, Bulfinch street, between Bowdoin square and Howard street; Howard street, between Bulfinch and Somerset streets; Somerset street, Beacon street, between Somerset and Arlington streets; Arlington street, set streets; Somerset street, Beacon street, between Somerset and Arlington streets; Arlington street, Boylston street, between Arlington and Tremont streets; Tremont street, between Boylston and Hollis streets; Hollis street, Washington street, between Hollis and Beach streets; Beach street, between Washington street and Harrison avenue; Harrison avenue, between Beach street and Phillips square; Phillips square, Essex street, between Phillips square and Atlantic avenue; Atlantic avenue, between Essex and Clinton streets, including Dewey square and Mercantile Wharf; Clinton street, between Atlantic avenue and Blackstone street; Blackstone street, between Clinton street and Haymarket square.

street; Blackstone street, between Clinton street and Haymarket square.
Sect. 2. The chief engineer at City Hall shall cause a whistle (provided for that purpose) to blow continuously for one minute at 8.50 p. m. daily.

Sect. 3. Any person who violates the pro-visions of this ordinance is liable to a fine not

visions of this ordinance is habe to a line not exceeding five dollars.

Note 1. The language of this ordinance is similar to the nine o'clock ordinances of Chelsea, Quincy, Everett, and other cities in operation for

years.
Note 2. Mr. Collingwood C. Miller, present chief engineer at City Hall, states that it would be a matter of twenty-five dollars (\$25) to run a steam pipe through one of the dead chimneys at City Hall.

City of Boston,

City of Boston,
Law Department, December 22, 1910.
Hon. John F. Fitzgerald,
Mayor, City Hall, Boston:
Dear Sir,— I return herewith drafts of a proposed nine o'clock or curfew ordinance. Your secretary said that you would like my opinion as to whether it was entirely legal and correct in its present form. I understood from his letter that the Police Commissioner was to be consulted as to whether it was a practical ordinance from a police point of view, and so give no opinion upon the merits of the measure. measure.

measure.

All courts have shrunk from defining the limits of the police power, saying that they would pass upon each particular exercise of it, but would not define its exact limits. This being so, it is difficult to say with certainty whether this particular exercise of the police power is legal. I should think, however, in order to make it legal the first section should be amended by inserting another exception substantially as follows: "or unless said child is travelling in the most direct course between the place of his employment, or an evening school at which he is an attendant, and his home."

Yours respectfully, Thomas M. Babson, Corporation Counsel.

City of Boston, Police Department,

Office of the Commissioner, January 2, 1911.

William A. Leahy, Esq.,
Sceretary:
Dear Sir,—I beg to acknowledge receipt of your letter of December 24, inclosing a draft of a "curfew" ordinance, so called, and a communication relating thereto addressed by the Corporation Counsel to his Honor the Mayor. In this the Corporation Coursel writes:
"All courts have shrunk from defining the limits of the police power, saying that they would pass upon each particular exercise of it, but would not define its exact limits. This being so, it is difficult to say with certainty whether this particular exer-

cise of the police power is legal. I should think, cise of the police power is legal. I should think, however, in order to make it legal that the first section should be amended by inserting another exception substantially as follows: 'or unless said child is travelling in the most direct course between the place of his employment, or an evening school at which he is\_an attendant, and his beauc.'"

It is to be understood, of course, that the term "police power" is here used in its broad sense, not as meaning power of the police.

The reply of the Corporation Counsel seems to overlook a vital question which was stated in my letter of December 8 to his Honor the Mayor in the following terms:

"An ordinance ereating an offence is worthless without a penalty for violation; and a fine is the only penalty which the city has a right to prescribe. But, under the laws of the state, a child who is not fourteen years of age cannot be made to pay a fine and neither can his parents be made to pay it for him."

who is not fourteen years of age cannot be made to pay a fine and neither can his parents be made to pay it for him."

The draft declarex in section 3 that "any person who violates the provisions of this ordinance is liable to a fine of not exceeding five dollars." To say that a person is "liable" to a fine if no court has power to enforce it is not to establish a penalty; and the only means possessed by a court to compet payment of a fine is to commit the offender to prison. But section 6, chapter 413, Acts of 1906, provides that:

"No child under fourteen years of age shall be committed to a lock-up, police station or house of detention, to a jail or house of correction, to the state farm, or the house of correction at Deer Island in the City of Boston, pending an examination, in default of bail, or for the nonpayment of a fine, except," etc.

The exceptions do not establish the authority of a court to imprison a child under fourteen years of age for nonpayment of a fine imposed because of

age for nonpayment of a fine imposed because of

age for nonpayment of a line imposed occasion a breach of an ordinance.

On this question of power to enforce payment of a fine, I should be glad to know the opinion of the Corporation Counsel. Without such power section 3 of the proposed ordinance becomes merely a threat, the ordinance itself falls, and discussion of a contract in of nearly and in the contract of the general subject is of no avail. I am,

Respectfully, STEPHEN O'MEARA, Police Commissioner for the City of Boston.

City of Boston,

City of Boston,
Law Department, January 6, 1911.
Hon. John F. Fitzgerald, Mayor,
City Hall, Boston:
Dear Sir,—I return herewith communication of
Mr. O'Meara in regard to the curfew ordinance,
so called. I did not suppose that I was to give my
opinion as to the wisdom of the proposed ordinance
or whether it could be enforced or not, only as to
its legality.

its legality.

its legality.

I agree with Mr. O'Meara that owing to the difficulties he suggests, it would be difficult to enforce
it. Under our charter the penalty for violation of
an ordinance is to be a fine of not exceeding \$20,
and as Mr. O'Meara says, in most cases it would be
difficult to collect a fine from a minor or his parent
or guardian. If it was an act of the Legislature it
could be provided that a minor should be put upon
probation for a first offence and on the second conviction sent to a reform school. This could not be
done under an ordinance. done under an ordinance.

Yours respectfully, Thomas M. Babson, Corporation Counsel.

Referred to the Committee on Ordinances,

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named:

#### Claims.

Mrs. C. E. Coursey, to be paid for a coat torn by a wire projecting from a tree on Fifth street, South Boston.

Elizabeth Kiggen, executrix, for compensation for damages to estate at 23-29 Wenham street by the construction of sidewalk.

Thomas D. Westron, for compensation for injuries caused by an alleged defect in highway at 188 Hanover street.

#### Executive.

Petitions for permits for children under fifteen years of age to appear at various places of amusement, viz.

Helen Guest, for children to appear at Hunting-

Helen Guest, for children to appear at Huntington Hall on the evening of January 18.

Rev. T. F. White, for children to appear at St.

Mary's Hall on the evening of January 12.

Adelina and Jennie Lewis, for children to appear at Bethesda Hall on the evening of January 19.

Joseph V. Traey, for children to appear at Verdi Hall on the evening of January 22.

Mrs. W. H. Marden, Jr., for children to appear at Mishawum Hall on the evening of February 28.

#### UNCLAIMED BAGGAGE.

A petition was received from the Boston Terminal Company for leave to sell unclaimed baggage. The President appointed as Special Committee on Unclaimed Baggage Coun. Ballantyne, Brand and McDonald.

#### PLAYGROUND, FOREST HILLS.

communication was received from the Forest Hills Citizens Improvement Association, urging the establishing of a playground at Forest Hills.

Referred to the Committee on Finance.

#### CONSTABLE'S BOND.

The City Treasurer, after having duly approved of the same, submitted the constable's bond of Matthew J. Peters.

Approved by the Council.

#### COAL AND COKE LICENSES.

A list of coal and coke licenses granted by the ecretary of the Commonwealth was received. Placed on file.

#### NOTICE OF HEARINGS.

Notices of hearings were received from the

Notices of hearings were received from the Harbor and Land Commissioners as follows:
Hearing on petition of Sturtevant Wharf and Storage Company for license to extend wharf at East Boston, to be held January 11.

Hearing on petition of National Biscuit Company for license to build bulkhead and fill solid in dock, Mystie river, on January 11.

Hearing on petition of F. W. Lawrence et al., to build wharf and to dredge on Mystic river, to be held January 25.

held January 25.

Placed on file.

#### KEEPING OF GASOLENE.

Notice was received from the Texas Company, 258 Southampton street, Ward 17, of keeping of gasolene and of intention to continue to do so at the above named premises for one year from date. Placed on file.

### NOTICE OF APPOINTMENTS.

Notice was received of the appointment by the Mayor of William J. Casey as Superintend-ent of Printing, a certified copy of the same having been delivered to the Civil Service Commission on January 7, 1911.

Notice was received of the appointment by the Mayor of Louis K, Rourke as Commissioner of Public Works, a certified copy of the same having been delivered to the Civil Service Commission on January 7, 1911.

Placed on file.

#### CONFIRMATION OF APPOINTMENT.

Notice was received of the confirmation by the Civil Service Commission of the appointment of Louis K. Rourke to be Commissioner of Public Works

Placed on file.

#### LOCATIONS.

A copy of an order was received from the Street Commissioners, granting West End Street Railway Company permission to alter tracks on Washington street, Haymarket square and Canal street, 339th location.

A copy of an order was received from the Wire Commissioner, granting permission to New England Telephone and Telegraph Company to ereet poles on Bellflower and Howell streets, Ward 16.

Placed on file.

#### NOTICES OF HEARINGS.

Notices of hearings were received from the Rail-

road Commissioners, as follows:

On petition of West End Street Railway Company, for approval of 338th location, on January 11.

On petition of Old Colony Street Railway Company, for approval of 11th and 12th locations, on January 17.

Placed on file.

#### SIDEWALK SCHEDULES.

Communications were received from the Superintendent of Streets concerning the cost of con-structing briek sidewalks with granite edgestones in front of estates on the following named streets,

in front of estates on the following named streets, recommending the passage of the following order:

That the persons named in the within schedules be and they hereby are charged and assessed with one-half the sums set to their respective names as their proportional cost of constructing sidewalks, as their proportional cost of constructing stewards, as hereinafter specified, with granite edgestones, in front of estates on the following named streets, and the same is ordered to be certified and notice given to the parties aforesaid, viz.:

Gravel sidewalks on Corbet street, between Norfolk and Evans streets, to the amount of \$1,625.17.

Artificial stone sidewalks on Welles avenue, between Argyle street and Talbot avenue, to the amount of \$558.62.
Artificial sidewalks on Washington street, Ward

Artificial sidewalks on Wasbington street, Ward 18, between School and other streets, to the amount of \$1,723.93.

Sidewalks on Heath street, Ward 22, and other streets, to the amount of \$1,528.68.

Gravel sidewalks on Forbes street, between Centre and Wyman streets, Ward 22, to the amount of \$1,091.81.

The orders were passed.

#### MINORS' LICENSES.

President BALLANTYNE submitted reports on petitions for minors' licenses for two hundred and twenty-four newsboys, ten bootblacks and six vendors, approving of the same.

The licenses were approved by the Council on the usual conditions.

#### SOLDIERS' RELIEF.

Coun. BUCKLEY, for the Committee on Soldiers' Relief, submitted a report recommending the passage of an order for the payment of aid to soldiers and sailors and their families in the City of Boston for the month of January

Report accepted; order passed

#### CONFIRMATION OF APPOINTMENTS.

The Chair called up Nos. 2 and 3, unfinished

The Chair called up Nos. 2 and 3, unfinished business, viz.:

2. Otis H. Hayes, to be a Constable of the City of Boston for the term ending April 30, 1911.

3. John Hines and Andrew S. Brewer, to be Weighers of Coal; Ernest S. Lent, to be a Weigher of Coal and a Weigher of Boilers and Heavy Machinery; Robert A. Driseoll, Edward F. McCormack and Edgar A. Smith, to be Weighers of Coal, Measurers of Wood and Bark, Measurers of Grain, Weighers of Boilers and Heavy Machinery and Weighers of Beef; all for the term ending April 30, 1911.

1911.

The question came on confirmation. Committee—Coun. Buckley and Brand. Whole number of ballots east 5, yeas 5, and the several appointments were confirmed.

#### PRINTING OF JULIA WARD HOWE MEMORIAL.

Coun. ATTRIDGE offered an order—That the Clerk of Committees, under the direction of the Clerk of Committees, under the direction of the Committee on Printing, be authorized to prepare and have printed an edition of one thousand copies of a volume containing an account of the memorial exercises beld by the City of Boston in bonor of Julia Ward Howe, the expense of the same to be charged to the appropriation for City Council, ineidental expenses

Referred to the Executive Committee.

#### SURVEY OF BURIAL GROUNDS.

Coun. BUCKLEY offered an order—Tbat his Honor the Mayor be requested to direct the proper authorities to make a careful investigation into the matter of the present boundary lines of the South Burial Ground on Wasbington street, and of the Granary Burial Ground on Tremont street, with a view to determining by accurate and official survey whether any part of those burial grounds have been taken and are being used for private purposes.

Coun. BUCKLEY offered an order—That if it sball be disclosed by examination and survey that any parts of the South and Granary burial grounds have been taken for private purposes, the Mayor be requested to take such steps as may be necessary to restore every foot of ground belonging to the city to the use and custody of the city, and that the board of trustees of the Cemetery Department be requested, through his Honor the Mayor, to explain why any part of the ancient cemeteries in their charge have been descerated and sequestrated for private use and profit.

The orders were read a second time, and the question came on their passage.

Coun. BUCKLEY—Mr. President, I wish to state in connection with these orders, which should both go together, that information has come to me from an authentic source which leads me to believe

state in connection with these orders, which should both go together, that information has come to me from an authentic source which leads me to believe that the public burial grounds of this city have been encroached upon by private interests. It seems to me that these orders ought to be passed, so that we may find out if such is the case. If it is the case, we ought to get back the property, or at least the

we ought to get back the property, of at least the city should get some recompense for property used by private interests. I think the Council ought to act favorably on these propositions to-day. The orders were passed.

#### PAYMENT OF PORTRAIT BILL.

President BALLANTYNE offered an order—That the bill of Frank B. Conlin, amounting to \$20, for three portraits, lettering titles and cartage and labor, for combination frame, President's room, be approved, and charged to the appropriation for City Council, incidental expenses.

#### EXPENSE OF P. J. CURLEY HEARING.

President BALLANTYNE offered an order— That the expense of the hearing given by the City Council relative to charges against Patrick J. Curley be charged to the appropriation for City Council, incidental expenses. Passed.

#### WIDENING OF NORFOLK STREET.

Coun. BRAND offered an order—That the sum Coun. BKAND offered an order—That the sum of \$100,000 be appropriated to be expended under the direction of the Board of Street Commissioners for the widening of Norfolk street, Dorchester, from Codman square to Dorr's Bridge, and that to meet said appropriation the City Treasurer be authorized, with the approval of the Mayor, to issue bonds or certificates of indebtedness of the city to said amount.

said amount.

Coun. BRAND—Mr. President, this order contemplates one of the most needed improvements in the great Dorehester section, one that we have been striving for in vain for the last few years. There is a similar loan order before the Committee on Finance, but, as it is evident that no action will be taken on a number of the loan orders before that committee, I take this method of bringing this matter before the Council at this time and urging

its passage. Owing to the few members present to-day, I move you, sir, that the order be specially assigned to the next meeting of the Council.

The order was assigned to the next meeting of

the Council.

#### TUNNEL, BAY STREET.

Coun. BRAND offered an order—That his Honor the Mayor be requested to recommend the transfer of the sum of \$4,500 from the appropriation for Reserve Fund to a special appropriation for the construction of a tunnel under Bay street, through to Savin Hill Beach, Ward 20, of the New York, New Haven & Hartford Railroad.

The PRESIDENT—The Chair will refer this order to the Executive Committee.

Coun. BRAND—Mr. President, I move a reconsideration of that reference. I rose and addressed the Chair just before you made the reference, and I think the least you could have done would have been to recognize me and give me a chance to say what I have to say. Coun. BRAND offered an order-That his Honor

what I have to say.
President BALLANTYNE—The gentleman may

President BALLANTYNE—The gentleman may proceed on the question of reconsideration.

Coun. BRAND—Mr. President, on November 14 I presented an order asking the Superintendent of Streets to make an estimate of the cost of constructing a tunnel at the end of Bay street, to allow of passage to the Savin Hill Playground and Savin Hill Beach. The Superintendent of Streets received the order through his Honor the Mayor and replied as follows: replied as follows:

replied as follows:

"Re inclosed order of the City Council, you are respectfully informed that the estimated cost of constructing a subway under the New York, New Haven & Hartford Railroad Company's tracks at the end of Bay street is \$4,500, not including any allowance for land damage. While the proposed subway would make a public passage-way through to Savin Hill Beach, as suggested in inclosed order, it would also appear to be of decided value to the New York, New Haven & Hartford Railroad, for the reason that it would provide a connection between their station for outbound travel and their station for inbound travel.

Respectfully,

L. K. ROURKE,
Superintendent of Streets."

Superintendent of Streets."

The Superintendent of Streets has given his idea as to the value of the tunnel. It would save the people using Savin Hill Beach and the playground more than half a mile's travel, and would save the residents of that section who use the New Haven Railroad a good many miles' walk during the year. I feel that this is a small matter and one that should not be delayed, the amount involved being but \$4,500. While I have no objection to reference to the Executive Committee, I certainly hope that the Council will to-day take some action in the matter.

If it is to be done this winter, work should commence If it is to be done this winter, work should commence very soon. If the Superintendent of Streets feels that the New Haven Road can be induced to contribute in some way to the expense, I shall be very glad to have him use his efforts in that direction, but I hardly think you can get the road to assist in this needed improvement. I will, under the circumstances, withdraw my motion to reconsider, and allow the order to go to the Executive Committee.

The order stood referred to the Executive Com-

mittee.

#### RECESS

The Council voted, on motion of Coun. ATTRIDGE, at 3.35 p. m., to take a recess subject to the call of the Chair.

The members reassembled in the Council Chamber and were called to order by President BALLANTYNE at 3.53 p. m.

#### EXECUTIVE COMMITTEE REPORTS.

Coun. ATTRIDGE, for the Executive Commit-

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Report on order (referred to-day) that the Clerk of Committees be authorized to prepare and have printed an addition of 1,000 copies of a volume containing an account of the memorial exercises held by the City of Boston in honor of Julia Ward Howe—that the order ought to pass. Report accepted; order passed.

(2) Report on petitions for permits (referred to-day) for children under 15 years of age to appear at various places of amusement. viz.:

day) for children under 15 years of age to appear at various places of amusement, viz.:

Helen Guest, for children to appear at Huntington Hall on the evening of January 18.

Rev. T. F. White, for children to appear at St.

Mary's Hall on the evening of January 12.

Adelina and Jennie Lewis, for children to appear at Bethesda Hall on the evening of January 19.

Joseph V. Traey, for children to appear at Verdi Hall on the evening of January 22.

Mrs. W. H. Marden, Jr., for children to appear at Mishawum Hall on the evening of February 28.

Report severally accepted; nermits granted on

Report severally accepted; permits granted on the usual conditions.

#### GENERAL RECONSIDERATION.

On motion of Coun. BRAND the Board refused a general reconsideration of all action taken to-day.

Adjourned, on motion of Coun. BRAND, at 3.54 p. m., to meet on Monday, January 23, at 3 p. m.

### CITY OF BOSTON.

# Proceedings of City Council.

Monday, January 23, 1911.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent—Coun. Collins, Curley and Hale.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the

last meeting.

#### JURORS DRAWN.

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894, viz.:

Jurors were drawn in accordance with the provisions of chapter 514, Acts of 1894, viz.:
Forty-one traverse jurors, Superior Criminal Court, to appear February 8, 1911, viz.:
First Session: Edward P. Cauley, Ward 17;
Thomas F. Shipsey, Ward 13; Charles W. Hall, Ward 20; Michael Cashman, Ward 2; Martin P. Kenny, Ward 11; William W. Collins, Ward 1;
Fred A. Clark, Ward 22; Thomas D. Borst, Ward 24; Michael E. Golding, Ward 17; Goorge P. Thomas, Ward 9; James P. Godfrey, Ward 3; George W. Forbes, Ward 4; William Byrnes, Ward 11; James G. Arbecam, Ward 16; Frank E. Flint, Ward 20; John D. Lyons, Ward 24; Joseph L. Frothingham, Ward 11; James Bonner, Ward 3; Charles F. Murphy, Ward 15; Constantine E. Towle, Ward 3; Joseph N. Gilman, Ward 4; Albert G. Gould, Ward 19; Joseph H. King, Ward 4; Albert G. Gould, Ward 14; Charles H. Bryant, Ward 16; Albert C. Sawyer, Ward 25; Alvin C. Michael, Ward 16; Lawrence A. Hoey, Ward 20; Ervin G. Smith, Ward 24; Herbert Burwell, Ward 16; Joseph G. Ball, Ward 24; Frederic A. Allen, Ward 8; John M. Hannan, Ward 24; Frank J. Fallon, Ward 20; John A. Sullivan, Ward 10; Allen, Ward 20; John A. Sullivan, Ward 16; Eben S. Files, Ward 25; Frank B. Frost, Ward 16; Eben S. Files, Ward 25; Frank P. Maguire, Ward 22; Charles S. Kopf, Ward 19; John J. Croke, Ward 20.

ward 22; Charles S. Kopi, Ward 19; John J. Croke, Ward 20.

Second Session: Edward C. Fitz, Ward 11; William J. Ahern, Ward 25; Frank R. Phillips, Ward 24; Benjamin Lourie, Ward 2; Louis Stein, Ward 18; Bames McCart, Ward 13; William B. Ladd, Ward 17; Frank F. Hill, Ward 20; Kenneth A. Ferguson, Ward 21; Thomas G. Boynton, Ward 3; Charles J. Monagle, Jr., Ward 12; James P. Wiley, Ward 13; John H. Murphy, Ward 2; Louis Rosenstein, Ward 8; Albert A. Allendorff, Ward 21; Chester H. Gray, Ward 24; Rufus J. Henchey, Ward 20; Fred R. Wells, Ward 10; James F. Morgan, Ward 9; Michael T. Kanc, Ward 15; Albert J. McKeen, Ward 21; Cl Frederick With, Ward 7; Charles E. Oberhauser, Ward 22; David P. Doolan, Ward 10; Warren A. Richmond, Ward 17; Daniel J. Ahern, Ward 23; Charles S. Des Mazes, Ward 22; George W. Wemple, Ward 19; Michael Cronin, Ward 5; Frank Sciberlich, Ward 22; Carl Eberhard, Ward 21; Earl P. Williams, Ward 20; Frank D. B. Mitchell, Ward 19; Jacob Marcus, Ward 8; John C. O'Toole, Ward 22; Corrad T. Forst, Ward 23; Hyman Stahl, Ward 7.

Stahl, Ward 7.
Thirty-five traverse jurors, Superior Civil Court, to appear February 13, 1911, viz.:
First Session: Eli Pitonoff, Ward 24; John A. Robinson, Ward 11; Frank S. King, Ward 3; John I. Egan, Ward 21; Stephen Langone, Ward 6; Walter Shipp, Ward 20; William A. Manning, Ward 23; Thomas W. Linton, Ward 13; Harry Hantz, Ward 12; Joseph W. Bryant, Jr., Ward 22; Harry Allen, Ward 8; William E. Cogswell, Ward 22; John H. Hess, Ward 8; Charles W. Lane, Ward 6; Frederick F. Rowell, Ward 24; Harry Houghton, Ward 11; Daniel J. Chapman, Ward 16; Freeman E. Vennard, Ward 7; Thomas Kennedy, Ward 18; Henry F. Burke, Ward 12; Albert F. Atwood, Ward 14; Philip French, Ward 11; Arthur C. Dunn, Ward 17; George F. Dennis, Ward 18; John Crowley, Ward 13; John M. Goldie, Ward 11; Angus C.

Davies, Ward 24; William C. Low, Ward 11; Frank Gallagher, Ward 3; Patrick O'Meara, Ward 3; Charles S. Patten, Ward 11; William H. Walsh, Ward 25; Fred J. McLaughlin, Ward 17; James J. Doyle, Ward 14; Walter L. Hayes, Ward 20.
Second Session: Samuel Susan, Ward I; Michael F. Cligget, Ward 12; Wallace S. King, Ward 10; George D. Winchester, Ward 21; George W. Lally, Ward 20; Charles H. Ranney, Ward 11; Alexander D. Remick, Ward 11; Herbert W. Marshall, Ward 20; John A. Costello, Ward 19; James B. Hatch, Jr., Ward 20; Frederick B. Washburn, Ward 20; James E. Dowley, Ward 9; Michael J. Connors, Ward 21; Ralph Coleman, Ward 14; Frank F. Whitney, Ward 19; John J. Murphy, Ward 2; Thomas J. McManus, Ward 2; Frank M. Davis, Ward 21; Walter B. Arey, Ward 16; Edward A. Carroll, Ward 11; Walter B. Arey, Ward 16; Edward A. Carroll, Ward 11; Walter B. Arey, Ward 16; Edward A. Carroll, Ward 11; Wolliam H. Harrington, Ward 16; William H. Abbott, Ward 24; James T. Carroll, Ward 18; Frank II. Powers, Ward 9; William J. Burke, Ward 21; William G. Harris, Ward 1; Bartholomew F. Coyne, Ward 20; Edward 16; Harden, Ward 21; Walter B. Arey, Ward 16; Edward A. Carroll, Ward 18; Frank II. Powers, Ward 16; Edward A. Carroll, Ward 18; Frank II. Powers, Ward 16; Edward White, Jr. Ward 18; Frank II. Powers, Ward 16; Edward 21; Walter Jr. Ward 18; Frank II. Powers, Ward 16; Daniel Boyle, Ward 9; Robert A. Gilett, Ward 21; George Fearing, Jr., Ward 11; George H. Major, Ward 20; Daniel Boyle, Ward 9; Robert A. Gilerbrist, Ward 8; Frank E. Nickerson, Ward 21; George Fearing, Jr., Ward 11; George H. Major, Ward 12; James J. Logan, Ward 20; Harry J. Burrows, Ward 21; James J. Logan, Ward 20; Harry J. Burrows, Ward 21; Jones J. Lewis E. Traey, Ward 22; Harly J. John J. Suphrue, Ward 4; Arthur C. Rietzel, Ward 21; John J. Suphrue, Ward 4; Arthur C. Rietzel, Ward 22; Harly Mard 23; Harly Ward 24; Prank 16; James R. Hobdell, Ward 15; John M. Kemp, Ward 16; James R. Hobdell, Ward 15; John M. Kemp, Ward 24; Walliam J. O'Gonge F. Shaw, Ward 25; John H.

Ward 22; Reuben S. Brown, Ward 23; Robert Bruce, Ward 9; George H. Young, Ward 17; Albert Frey, Ward 13; Thomas K. Reynolds, Ward 23; Edward J. Hughes, Ward 16; Louis Baer, Ward 11; Austin F. Murray, Ward 1; John M. McDonald, Ward 16; William T. Hersey, Ward 16; Joseph T. Adams, Ward 1; Alexander Anderson, Ward 14; Edward J. McGann, Ward 13; John E. Currie, Ward 1; Michael F. Lally, Ward 24; Henry A. H. Gifford, Ward 4; Walter S. Berry, Ward 24; Albert T. Sweetser, Ward 10; Clarence W. Stevens, Ward 14; Dennis F. Sheehan, Ward 21; Bernard J. McKenna, Ward 17; Israel Levy, Ward 21; Carlton J. Channell, Ward 18; John S. Russell, Ward 24.

#### APPOINTMENTS BY THE MAYOR.

The following was received:

City of Boston, Office of the Mayor, January 23, 1911.

To the City Council:

To the City Council:
Subject to confirmation by your honorable body,
I hereby appoint William Coakley (339 Harrison
avenue, Ward 9), Fred M. Crosby (252 Paris street,
Ward 1) and Arthur W. Hill (37 Falcon street,
Ward 1) Weighers of Coal for the term ending April
20, 1911 30, 1911.

Respectfully,
JOHN F. FITZGERALD, Mayor.
Lain over under the law.

#### RELEASE OF LAND.

The following was received:

City of Boston, Office of the Mayor, January 23, 1911.

Office of the Mayor, January 23, 1911.

To the City Council:

I beg to transmit a communication from the Superintendent of Streets, inclosing a notice to your honorable body that the rights and easements acquired by the city in a certain parcel of land, between Hemenway street and the Fenway are no longer required for public purposes and might properly be released for a nominal consideration to the Old Colony Trust Company, acting as trustee for the Forsyth Dental Infirmary. Accompanying this communication and notice is a copy of an order authorizing me to execute a deed releasing for such consideration the said parcel of land to the said trust company. The reasons for this action seem to me adequate, as the Forsyth Dental Infirmary is an institution of a semipublic and charitable character, and I desire to recommend to your honorable body the passage of the order as drafted.

Respectfully, John F. Fitzgeraln, Mayor.

Street Department, City Hall, January 21, 1911.

To the Mayor:

To the Mayor:

Sir,—In accordance with chapter 25, section 50, of the Revised Laws of Massachusetts, I inclose herewith a notice to the City Council that the rights and easements acquired by the City of Boston on the twenty-first day of September, 1880, by deed of Dwight Foster et al., trustees, recorded with Suffolk Deeds, Book 1507, page 43, and by deed of the Boston Water Power Company of even date, recorded with said deeds, Book 1507, page 40, for the drainage of the waters of Stony brook in a portion of a certain parcel of land situated in that part of Boston called the Back Bay and lying between Hemenway street and the Fenway, and now in my charge, are no longer required for public purposes.

Respectfully,

Respectfully, L. K. ROURKE, Superintendent of Streets.

Street Department, City Hall, January 21, 1911.

To the City Council:

To the City Council:

The Superintendent of Streets, now having charge of certain rights and casements of the City of Boston in a parcel of land in that part of Boston called the Back Bay, situated between Hemenway street and the Fenway, being a portion of a parcel

of land rights in which were acquired for the drainage of the waters of Stony brook on September 21, 1880, by deed of Dwight Foster et al., trustees, recorded with Suffolk Deeds, Book 1507, page 43, and by deed of the Boston Water Power Company of even date, recorded with said deeds, Book 1507, page 40, hereby notifies your honorable body that in his opinion the rights acquired as aforesaid in that portion of the land herein described are no longer required for public purposes and requests that your honorable body will authorize his Honor the Mayor, in the name and behalf of the City of Boston and in accordance with the provisions of chapter 25, section 50, of the Revised Laws of Massachusetts, to execute a deed releasing, for a nominal consideration, to the Old Colony

provisions of chapter 25, section 50, of the Revised Laws of Massachusetts, to execute a deed releasing, for a nominal consideration, to the Old Colony Trust Company, as it is trustee for the Forsyth Dental Infirmary, a corporation duly established by law, all easements or other rights of the City of Boston in or over the following described portion of the land acquired as above, viz.:

Beginning at a point on the northerly side of Hemenway street at the northeasterly corner of other land of said Old Colony Trust Company, trustee as aforesaid; thence running northwesterly by said other land of said Old Colony Trust Company, trustee as aforesaid, 206 feet to the Fenway; thence turning and running northeasterly by said Fenway 10 feet; thence turning and running southeasterly by a line parallel with said first boundary and 10 feet distant northeasterly therefrom 191 feet to a point; thence turning and running southeasterly more southerly 10.03 feet to the point of beginning, and containing 1,985 square feet of land, more or less, as shown in red upon a plan made by Whitman & Howard, civil engineers, dated December 29, 1910, signed by the Superintendent of Streets of the City of Boston and deposited in the office of the Street Department, Sewer Division.

The entire parcel of land, rights in which were acquired by the City of Boston as aforesaid, is shown in red upon a plan dated June 18, 1880, deposited in the office of the City Engineer of the City of Boston.

City of Boston.

Respectfully, L. K. ROURKE, Superintendent of Streets.

Whereas, The City of Boston on September 21, 1880, by deed of Dwight Foster et al., trustees, recorded with Suffolk Deeds, Book 1507, page 43, and by deed of the Boston Water Power Company of even date, recorded with said deeds, Book 1507, page 40, acquired rights in a pareel of land for the drainage of the waters of Stony brook;

Whereas, The Superintendent of Streets, now having charge of said parcel of land, has notified the City Council that said rights in a certain portion of said parcel of land are no longer required for public nurposes:

purposes; Ordered, That his Honor the Mayor be and he is hereby authorized, in the name and behalf of the city and in accordance with the provisions of chapter 25, section 50, of the Revised Laws of Massachusetts, to execute a deed releasing, for a nominal consideration, to the Old Colony Trust Company, as it is trustee for the Forsyth Dental Infirmary, a corporation duly established by law, all easements or other rights of the City of Boston acquired as aforesaid in or over the following described parcel of land. viz.: of land, viz.:

Beginning at a point on the northerly side of Hemenway street at the northeasterly corner of other land of said Old Colony Trust Company, trustee as aforesaid; thence running northwesterly by said other land of said Old Colony Trust Company, trustee as aforesaid, 206 feet to the Fenway; thence turning and running northeasterly by said thence turning and running northeasterly by said Fenway 10 feet; theuce turning and running southeasterly by a line parallel with said first boundary and 10 feet distant northeasterly therefrom 191 feet to a point; thence turning and running southeasterly more southerly 10.03 feet to the point of beginning, and containing 1,985 square feet of land, more or less, as shown in red upon a plan made by Whitman & Howard, civil engineers, dated December 29, 1910, signed by the Superintendent of Streets of the City of Boston and deposited in the office of the Street Department, Sewer Division.

The entire parcel of land, rights in which were

The entire parcel of land, rights in which were acquired by the City of Boston as aforesaid, is shown in red upon a plan dated June 18, 1880, deposited in the office of the City Engineer of the City of Boston.

Referred to the Committee on Public Lands.

\$90

\$50

#### FIREPROOF FITTINGS, REGISTRY OFFICE.

The following was received:

City of Boston, Office of the Mayor, January 23, 1911.

To the City Council:

Office of the Mayor, January 23, 1911.

To the City Council:

In response to the recommendation of the Executing of December 19, 1910, that I be requested to submit an order transferring the sum of nine thousand dollars (\$9,000) from the Reserve Fund for additional fireproof fittings for the Registry of Deeds office, I beg to submit the appended letter from the Superintendent of Public Buildings, which advises me that after the customary advertisements in the City Record proposals were received for this work from the Art Metal Construction Company and the Van Dorn Iron Works Company, amounting, respectively, to \$5,400 and \$8,997.

I beg, therefore, to recommend the passage of the appended order, transferring the sum of fifty-four hundred dollars (\$5,400) from the Reserve Fund to a special appropriation for fireproof fittings, Registry of Deeds office. As the need of these fittings is said to be urgent I suggest that your honorable body take immediate action upon the matter.

Respectfully, John F. Fitzoerald, Mayor.

Office of Public Buildings Department, January 16, 1911.

January 16, 1911.

Hon. John F. Fitzgerald,
Mayor of the City of Boston:
Dear Sir,—Regarding the matter of additional
metal furnishings, etc., for the Registry of Deeds at
the courthouse, Pemberton square, I wish to
advise you that after having advertised in the City
Record the following proposals were received at this
office to-day and publicly opened and read:
Art Metal Construction Company, \$8,997.

Yours respectfully,
M. J. Fish,
Superintendent of Public Buildings.

Ordered, That the City Auditor be, and hereby is, authorized to transfer the sum of fifty-four hundred dollars (\$5,400) from the appropriation for Reserve Fund to a special appropriation for fireproof fittings, Registry of Deeds office, to be expended under the supervision of the Superintendent of Public Buildings

Referred to the Executive Committee. (See action later, under "Executive Reports.")

#### APPROPRIATION FOR PARIS STREET GYMNASIUM.

The following was received:

City of Boston,
Office of the Mayor, January 23, 1911.
To the City Council:
I beg to recover.

I beg to recommend to your honorable body the passage of the appended order, transferring the sum of six thousand dollars from the Reserve Fund sum of six thousand dollars from the Reserve Fund to a special appropriation, to be expended by the Board of Bath Trustees for the Paris Street Gymnasium. A letter from the chairman of the Bath Trustees, attached hereto, gives the reasons for this additional appropriation, which seems to me to be urgent and to require immediate action.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Bath Department, January 10, 1911.

Hon. John F. Fitzgerald,
Mayor of the City of Boston:
Dear Sir,—I respectfully request an additional appropriation of \$6,000 for the completion of the new Paris Street Gymnasium in East Boston.

The original appropriation of \$75,000 has proved inadequate, on account of the changes in plans which have necessitated additional expenditures out of the original amount.

This request for additional appropriation is made

This request for additional appropriation is made necessary by reason of the installation of the different items with costs:

The installation of a cork floor running \$1,905 The construction of two ceilings in the two

shower rooms..... \$860 The lessening of the width of the troughs in the cement flooring between the showers, The construction of a door and transom

into the locker room from the main ves-\$100 \$2,500

the gymnasium.

The painting of the walls of the playrooms,
The sinking of the electric lights in the handball court

The raising of the height of the door into the

main shower room And a few minor details approximating... \$6,000

As it is intended that the building shall be completed as near February 1 as possible 1 trust the urgency of this request will merit your immediate approval.

Very truly yours,
RICHARD M. WALSH,
Chairman Bath Trustecs.

Ordered, That the sum of six thousand dollars (\$6,000) be transferred from the appropriation for Reserve Fund to an appropriation for the Paris Street Gymnasium, to he expended under the direction of the Board of Bath Trustees.

Referred to the Executive Committee.

#### INTERNATIONAL CONGRESS EXHIBITION.

The following was received:

City of Boston, Office of the Mayor, January 23, 1911.

Office of the Mayor, January 23, 1911.

To the City Council:
I beg to transmit a communication from Mr.
Curt. M. Treat, secretary of the International
Municipal Congress and Exposition, to be held in
Chicago, September 18 to 30, 1911. In this communication the City of Boston, through its chief
magistrate, is invited to take part in the exposition magistrate, is invited to take part in the exposition by arranging and forwarding an exhibition of some of its municipal undertakings. As an appropriation would naturally be required for this purpose, and action by your honorable body would be necessary. I desire to invite your consideration to the question whether the city ought to be represented at this congress and exposition, and if so in what manner and on what scale this exhibition ought to be corrected. be arranged.

Respectfully,
John F. Fitzgerald, Mayor.

International Municipal Congress and Exposition, Chicago, December 27, 1910.

and Exposition,
Chicago, December 27, 1910.

To His Honor the Mayor:
Dear Sir,—We are pleased to announce to the municipalities and to municipal officials that Hon. John McVicar has been selected for the position of commissioner general of the International Municipal Congress and Exposition, to be held in Chicago, September 18 to 30, 1911.

John McVicar is the best known authority in this country on all that pertains to municipal government and the administration affairs of cities. He has been in active service in municipal work for more than twenty years. He was named to the office of president of the League of American Municipalities upon its organization, fifteen years ago, and has ever since been actively connected with that organization, for the past ten years as secretary.

Mr. McVicar is at present a member of the commission and superintendent of streets and public improvements at Des Moines, Ia., which city has recently attracted much attention because of its advanced form of government. Previously he served that city as mayor for three years.

This congress and exposition above referred to will cover in a practical as well as theoretical manner matters of interest to all branches of municipal service. Upon each day of the congress papers will be read and discussed by prominent municipal officials, and prominent municipalitics of this country and foreign countries will have attractive exhibits of municipal undertakings in which they excell. The manufacturers of municipal papiances will have elaborate exhibits that will interest and instruct municipal officials everywhere.

where.
Your city is invited to place on exhibition some one or more prominent undertakings which have

either been accomplished or are contemplated. And you are also most cordially invited, together with your official associates, to participate in the congress. Official delegate blanks will be sent you in due time.

Respectfully yours,
CURT. M. TREAT, Secretary.
Referred to the Executive Committee.

#### INQUIRY CONCERNING BRIGHAM HOSPITALS.

The following was received:

City of Boston, Office of the Mayor, January 23, 1911.

City of Boston,

Office of the Mayor, January 23, 1911.

To the City Council:

I desire to invite the attention of your honorable body to my unavailing efforts, through correspondence with trustees and directors, to obtain information in regard to the plans of the trustees of the Robert Brigham and Peter B. Brigham Hospitals. As the outlay of the city for hospital relief supplements and is to some extent dependent upon the outlay from private sources it seemed to me that an inquiry addressed to the trustees of these great estates was perfectly legitimate and that it should have been met with entire candor and as full a disclosure of the plans for the institutions as reasonable discretion would permit. As yet, however, nothing has been disclosed and the city government, as well as the public at large, remains in almost entire ignorance of the method of disposition of two great funds intended by the testators to be applied to the alleviation of the sufferinge of the people of this city. The president of this Board of Trustees of the City Hospital reports to me, under date of January 19, that he has corresponded with the trustees of both the Robert Brigham and the Peter B. Brigham estates, with no better results than have been obtained by me.

I suggest that an inquiry by some committee of your honorable body might be attended with a higher degree of success and in that event would repay you for the expenditure of your valuable time.

Respectfully,
JOHN F. FITZGERALD, Mayor.
Referred to the Executive Committee.
(See action ater, under "Executive Reports.")

### CITY PLANNING EXHIBIT.

The following was received:

City of Boston, Office of the Mayor, January 23, 1911. To the City Council:

Since transmitting under date of January 11 a letter from Mr. Arthur E. Buehholz, personal representative of his Honor, Mayor Reyburn of Philadelphia, in gathering together an exhibition of city planning and housing conditions, I have been favored with a visit from Mr. Buehholz, and would respectfully report to your honorable body the nature of the conference and exhibition which is to be held. is to be held.

the nature of the conference and exhibition which is to be held.

The conference, which is expected to last three days, will be the third national conference on eity planning, the two previous neetings having been held with great success in Washington and Rochester. During and following this convention there is to be held in the City Hall of Philadelphia a three weeks' exhibition of plans, models and other material bearing upon municipal problems and the remedies which may be applied to evils and imperfections in the existing order. Many American cities, including Baltimore, Washington, Chicago, Cleveland, St. Paul, New Haven, Providence and Hartford, as well as several foreign cities, have promised to be among the exhibitors.

The city of Philadelphia will pay for the transportation, care and return of all exhibits, will provide attendants, and guarantees sufficient wall space and floor area to dofull justice to the resources and dignity of its sister cities. It has been suggested by Mr. Buchholz that some representative be selected to gather together all the material of Boston, whether contributed by private organizations or by the city, and in this way unify the exhibit and present it as a well-planned entity rather than a miscellaneous assortment of features interesting in themselves, perhaps, but likely to lose a part of their effectiveness through faulty

arrangement. A large amount of material remaining from the Boston-1915 Exhibition has already been promised, and it is the earnest desire of the city authorities of Philadelphia that our own city

city authorities of Philadelphia that our own city should be represented.

As to the cost of a display worthy to be sent to this great conference and exhibition I can only report that the cost of preparing and installing in the old Art Museum during the National Education Conference in July the exhibits of the Bath, Park, Hospital, Health, Library, Street and Music Departments, previously displayed during the Boston-1915 Exhibition, was estimated at \$1,050. The cost of the views and exhibits planned for the London Town Planning Conference in October, but not sent on account of lack of time, was estimated at \$1,500. These figures may be valuable to your honorable.

at \$1,500.

These figures may be valuable to your honorable body in considering the question whether Boston ought to share with other leading American cities the honor and the profit of participation in the Philadelphia exhibition. My own opinion is that such exhibitions bring back tenfold their cost in the stimulation of thought and the awakening of a new spirit and higher aspirations toward progress in the things that pertain to government, and I would earnestly recommend appropriate action in such form as may commend itself to your honorable body.

Respectfully,

Respectfully, John F. Fitzgerald, Mayor. Referred to the Executive Committee.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Claims.

Margaret Mary Coleman, for a hearing on her

Jeremiah Francis Coleman, for a hearing on his claim.

Rose Rubin, for a hearing on her elaim.

Mary Patterson, for a hearing on her claim.

Mary Patterson, for a hearing on her claim.

Mary L. Gorinley, to be paid for the loss of fowls killed by dogs.

Gertrude L. Williams, for compensation for damages to building 31 Boston street by the break-

ing of a water pipe.

Harris Poorvu, for compensation for damages to boilers at 276-280 Hanover street eaused by alleged negligence of the Water Department.

#### Public Lands.

Charles II. Wentworth, that the City of Boston join in his petition to the honorable the judges of the Land Court to have the land therein described brought under the operation and provisions of chapter 128 of the Revised Laws.

#### Executive.

Petitions for permits for children under fifteen years of age to appear at various places of amuse-

nient, viz.:
St. Patrick's T. A. and L. Society, for children to appear at Dudley Street Opera House January 23

Gate of Heaven Ladies' Reunion Club, for children to appear at Imperial Theater on evening of January 29

January 29,
Mrs. and Miss Kelly, for children to appear at
Bethesda Hall on evening of February 13.
Bernadetti G. Masterson, for children to appear
at St. Rose Hall on evening of January 20.
F. L. Clark, for children to appear at Paine
Memorial Hall on evening of January 31.
Rev. M. J. O'Connor, for children to appear at
Jordan Hall on February 14 and 15.

#### CLERK HIRE.

W. T. A. Fitzgerald, Register of Deeds, submitted report in accordance with the provisions of section 33, chapter 22, of Revised Laws, certifying that certain persons had been employed in the office from December 19, 1910, to January 23, 1911, and that work had been performed to the amount of \$3,818.02.

Referred to the Committee on County Accounts. (See action later, under "County Accounts.")

#### CONSTABLE'S BOND.

The City Treasurer, after having duly approved of the same, submitted the constable's bond of Otis H. Hayes.

Approved by the Council.

#### COAL AND COKE LICENSES.

A list of coal and coke licenses granted by the Secretary of the Commonwealth was received. Placed on file.

#### NOTICE OF HEARINGS.

Notice was received from the Railroad Commissioners of hearing on January 20 on petition for approval of 339th location of West End Street Railway Company.

Notice was received of hearing on report of com-

missioners to determine payments of metropolitan park assessments.

Placed on file.

#### KEEPING OF EXPLOSIVES.

Notice was received from James Welch of keep-Notice was received from James Weich of Reeping of dynamite with necessary exploders and eaps for blasting purposes at Washington street and Corey road, and of intention to continue to keep at above named premises for one year from date.

Placed on file.

#### CERTIFICATES FROM ELECTION COMMISSIONERS.

Communications were received from the Board of Election Commissioners certifying that the records of the votes cast in this city at the municipal election held on January 10, 1911, showed that Timothy J. Buckley, Daniel J. McDonald and Earnest E. Smith were duly elected to the office of City Council for the term of three years, and that on the question of "Shall licenses be granted for the sale of intoxicating liquors in this city?" the vote was, yes, 36,682; no, 18,213.

Placed on file.

Placed on file.

#### SIDEWALK SCHEDULES.

Communications were received from the Superintendent of Streets concerning the cost of con-structing sidewalks in front of estates on the following-named streets, recommending the passage of

ing-named streets, recommending the passage of the following order:

That the persons named in the within schedules be and they hereby are charged and assessed with one-half the sums set to their respective names as their proportional cost of constructing sidewalks as hereinafter specified in front of estates on the following-named streets, and the same is ordered to be certified and notice given to the parties aforesaid, viz.:

Artificial sidewalks on Harvard street, between Washington street and Blue Hill avenue, to the amount of \$1,550.05.

Dunstable and other streets, gravel sidewalks, to the amount of \$646.42.

The orders were passed.

#### REFUNDING OF MONEY TO CAPTAIN HANLEY.

The following was received:

The following was received:

Police Department, January 19, 1911.

To the Honorable the Mayor and the City Council of the City of Boston:

Respectfully represents the Police Commissioner for the City of Boston that John J. Hanley, a captain in the Police Department of the City of Boston, has recently paid out the sum of forty-five dollars and seventy-five cents (\$45.75) as witness fees in the case of John Ingram r. John J. Hanley, in which the plaintiff claimed damages against said Hanley on account of his acts as a police officer and in which case a verdict was found for said defendant Hanley on the ninth day of June, 1908, that said Hanley has requested said Police Commissioner to

repay said sum to him, and that said Police Com-missioner believes that said sum should be so

repaid.
Wherefore said Police Commissioner respectfully

wherefore sad Fonce Commissioner respectful asks that said repayment be recommended.

STEPHEN O'MEARA,

Police Commissioner for the City of Boston.

Referred to the Committee on Claims.

#### REPORT OF BOSTON TRANSIT COMMISSION.

The following was received:

January 23, 1911.

Walter Ballantyne, Esq.,
President City Council:
Dear Sir,—I have the honor to transmit herewith,
in accordance with the provisions of section 24,
chapter 548, Acts of 1894, the annual report of this commission.

By order of the Boston Transit Commission.
B. Leighton Beal, Secretary.

(Accompanying the communication was the annual report.)
Placed on file.

#### CONSOLIDATION OF PARK AND OTHER DEPARTMENTS.

The following was received:

Law Department, January 19, 1911.

To the City Council of Boston,
City Hall, Boston:
Gentlemen,—Inclosed please find draft of an ordinance transferring the powers and duties of the Public Grounds, Bath and Music Departments to the Park Department.

Yours truly,
THOMAS M. BABSON,
Corporation Counsel.

Corporation Counsel.

An Ordinance Abolishing the Bath, Music and Public Grounds Departments and Transferring Their Duties to the Park Department.

Their Duties to the Park Department.

Section 1. The park department shall, after this eonsolidation, be known as and called the park and public recreation department.

Sect. 2. The park and recreation department shall be under the charge of the board of park commissioners, eonsisting of three commissioners who shall construct, improve, equip, govern and regulate the Common, the Charlesbank, including the passageway under Cambridge Bridge, Commonwealth avenue, Back Bay Fens, Jamaicaway, Arnold Arboretum, Franklin Park, Marine Park, North Brighton Playground, Dorchester Lower Mills Park, North End Park, Charlestown Heights, Charlestown Playground, the playground on Mitreet, South Boston, the grounds of Commonwealth Park, and all other lands taken by the loard, by purchase or otherwise, for park purposes or for playgrounds, and have the carc and superwealth Park, and all other lands taken by the board, by purchase or otherwise, for park purposes or for playgrounds, and have the carc and superintendence of the public grounds of the city and such other parks, playgrounds, public grounds and ways as may be placed in the charge of the board by the city, or by the board of Metropolitan Park Commissioners; shall make rules for the use and government thereof, and fix penalties for breaches of such rules, not exceeding twenty dollars for each offence, to be imposed by any court of competent jurisdiction; shall appoint a general superintendent, a musical director, who shall have charge of the music division, and all necessary deputies, engineers, surveyors, clerks, and other officers and fix the amount of their compensation. Sect. 3. Said board of park commissioners shall have the care and superintendence of all trees standing in the street so they shall not interfere with public travel; shall carry out all orders of the street commissioners made after public notice and hearing to remove trees standing in the street; shall upon request of the officer having charge of the public lamps trim in such manner as said officer may require any tree which interferes with the

the public lamps trim in such manuer as said officer may require any tree which interferes with the proper lighting of a street, and shall cause all

statutes and ordinances for the protection of trees, shrubs and flowers in the public grounds and streets

statutes and ordinances for the protection of trees, shrubs and flowers in the public grounds and streets to be strictly observed.

Sect. 4. Said board of park commissioners shall have the care and custody of all bath houses whether for all the year round use or floating bath houses in salt water for summer use, bathing beaches, swimming pools and gymnasia now or hereafter provided by the city, and shall construct every such new bath house and gymnasian for which an appropriation may hereafter he made. Sect. 5. Said board of park commissioners shall have the charge and control of the selection of public music to be given either indoors or in the open air, for parades, concerts, public celebrations and other purposes under the authority of the city council, except entertainments for children on the fourth of July; shall deteruine the parties to furnish the same, make the contracts and expend the moneys to be paid from the city treasury for such music and perform all other duties given by statute or ordinance to the former board of music trustees. Sect. 6. Chapter seven, chapter twenty-six, chapter twenty-cight and chapter thirty-three of the Revised Ordinances of 1898 and all ordinances and parts of ordinances inconsistent herewith are

and parts of ordinances inconsistent herewith are hereby repealed.

Sect. 7. This ordinance shall go into effect on

Referred to the Executive Committee, on motion of Coun. KENNY, with request to report back at next meeting.

#### MINORS' LICENSES.

President BALLANTYNE submitted reports on petitions for minors' licenses for one hundred seventy-six newsboys, fourteen bootblacks and two venders—recommending that the same be granted. Reports severally accepted; licenses granted on

usual conditions.

#### CONFIRMATION OF APPOINTMENTS.

Coun. BRAND called up Nos. 1 and 2, unfinished business, viz.:
Action on appointments submitted by the Mayor,

viz.:

1. James R. Murphy, to be a member of the Board of Appeal for the term ending July 31, 1912.

2. Hubert Foster and William J. Wright, to be Weighers of Coal; Lindsey W. Churchill, James F. Hayes and Fred W. Towle, to be Weighers of Beef; Daniel T. Flynn and James D. Harrington, to be Weighers of Coal, Measurers of Wood and Bark, Measurers of Grain, Weighers of Boilers and Heavy Machinery and Weighers of Beef; all for the term ending April 30, 1911.

The question came on confirmation. Committee.

The question came on confirmation. Committee, Coun. Brand and Buckley. Whole number of ballots cast 6, yeas 6, and the several appointments were confirmed.

#### PAYMENT FOR PORTRAITS.

President BALLANTYNE offered an order—That the bill of Frank B Conlin, amounting to twenty dollars, for portraits of City Clerk, Clerk of Committees and City Messenger, lettering titles, and cartage and labor, for combination frame, President's room, be approved and charged to the appropriation for City Council, incidental expenses. Passed.

#### MONEY FOR CLERICAL ASSISTANCE.

Coun. ATTRIDGE offered an order—That the City Auditor be authorized to allow for payment, and the City Treasurer to pay, until the appropriation bill for 1911-12 is passed, expenditures for clerical assistance by the following officers at the rate named per annum in cach ease, viz.:

Clerk, Superior Court, Civil Session	\$35,000
Clerk, Superior Court, Criminal Session	15,000
Register of Probate and Insolvency	15,500
Clerk, Supreme Judicial Court	9,000

Passed.

#### ACCEPTANCE OF CREST AVENUE.

Coun. BRAND offered an order-That the Street Commissioners be requested, through his Honor the Mayor, to accept and construct as a public way Crest avenue from railroad bridge to Vose street, being a continuation of Medway street, Dorchester, Ward 24.

Passed.

#### SIDEWALK ORDERS.

Coun. BRAND offered an order—That the Superintendent of Streets make a sidewalk along No. 1111 Blue Hill avenue, Ward 24, in front of the estates bordering thereon; said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of gravel with granite edgestone.

Passed.

Passed.
Coun, BRAND offered an order—That the Superintendent of Streets make a sidewalk along the southerly side of Rowen street, between Bushnell and Carruth streets, Ward 24, in front of the estates bordering thereon; said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone with granite edgestone.

Passed.

#### WIDENING OF NORFOLK STREET.

Coun. BRAND called up No. 4, special assign-

coun. BICAND called up No. 4, special assignment, viz.:

4. Ordered, That the sum of \$100,000 be appropriated, to be expended under the direction of the Board of Street Commissioners for the widening of Norfolk street, Dorchester, from Codman square to Dorr's Bridge, and that to meet said appropriation the City Treasurer be authorized, with the approval of the Mayor, to issue bonds or certificates of indebtedness of the city to said amount.

Assignated to the part meeting or proging of Court.

Assigned to the next meeting on motion of Coun, BRAND,

#### SALARY OF MISS COLA.

Coun. BUCKLEY offered an order—That the compensation of Miss Mary A. Cola, stenographer and typewriter for the Inspector of Claims, be at the rate of fifty dollars (\$50) per month from January 1, 1911, said sum to be paid from the appropriation for City Council, incidental expenses.

Coun. BUCKLEY—In connection with that order I would like to say that this girl has been doing that work for several years, and she has a great deal of work to perform. In a private business \$50 a month would not be considered large remuneration for her work. To a large extent it is legal, and she has to be extremely accurate in drawing up the reports. Certainly the \$50 a month proposed is but a reasonable compensation, and I hope the order will prevail.

President BALLANTYNE—The question is on the rejection of the order. The Chair would call the attention of the Council to the rule relating to orders pertaining to the expenditure of money—that unless the order is rejected it must lie over one week for final action. The order was not rejected and went over to the

one week for final action.

The order was not rejected and went over to the next meeting of the Council.

#### RECESS.

The Council, at 4.25 p. m., on motion of Coun. KENNY, took a recess, subject to the call of the Chair.

The members reassembled in the Council Chamber and were called to order by President BAL-LANTYNE at 5.17 p. m.

#### CONFERENCE CONCERNING TUNNEL. BAY STREET.

Coun. BRAND offered an order—That the Superintendent of Streets be requested to confer with the officials of the New York, New Haven & Hautford Railroad concerning the construction of a tunnel under their tracks at Bay street, Ward 20, through to Savin Hill Beach, relative to what proportion of the cost of said construction said railroad would be willing to bear, and report his findings to the City Council at its next meeting.

Passed.

#### COUNTY ACCOUNTS.

County Accounts, submitted report on the pay roll of the Register of Deeds (referred to-day), amounting to \$3,818.02—that same be approved.

Report accepted; pay roll approved by the

#### EXECUTIVE REPORTS.

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Report on message of Mayor, communication and order (referred January 16) to transfer \$900 to appropriation for Mayor, public celebrations—that the order ought to pass.

(2) Report on message of Mayor, communication and order (referred January 16) to transfer \$4,000 for rebinding of old records, to be expended under the direction of the Board of Assessors—that the order ought to pass

the order ought to pass.

(3) Report on message of Mayor, communication and order (referred to-day) transferring \$5,400 to appropriation for fireproof fittings, Registry of Deeds office—that the order ought to

Registry of Deeds office—that the order sognit spass.

The reports were accepted and the orders were severally passed, yeas 6, nays 0.

(4) Report on message of Mayor (referred to-day) relative to the plans of the trustees of the Robert Brigham and Peter B. Brigham Hospitals—recommending reference to a special committee of three members to wait upon and interview the trustees of said hospital.

The report was accepted, and the President appointed as said committee Coun. Kenny, Attridge and Brand.

and Brand.

(5) Reports on petitions (severally referred to-day) for permits for children under fifteen years of age to appear at various places of amusement—

state permits be granted, viz.:
St. Patrick's T. A. and L. Society, for children to appear at Dudley Street Opera House January

23 and 24.
Gate of Heaven Ladies' Reunion Club, for children to appear at Imperial Theater on evening of January 29.

January 29.

Mrs. and Miss Kelly, for children to appear at Bethesda Hall on evening of February 13.

Bernadetti G. Masterson, for children to appear at St. Rose Hall on evening of January 20.

F. L. Clark, for children to appear at Paine Memorial Hall on evening of January 31.

Rev. M. J. O'Connor, for children to appear at Jordan Hall on February 14 and 15.

The reports were accepted and the orders were severally passed, yeas 6, nays 0.

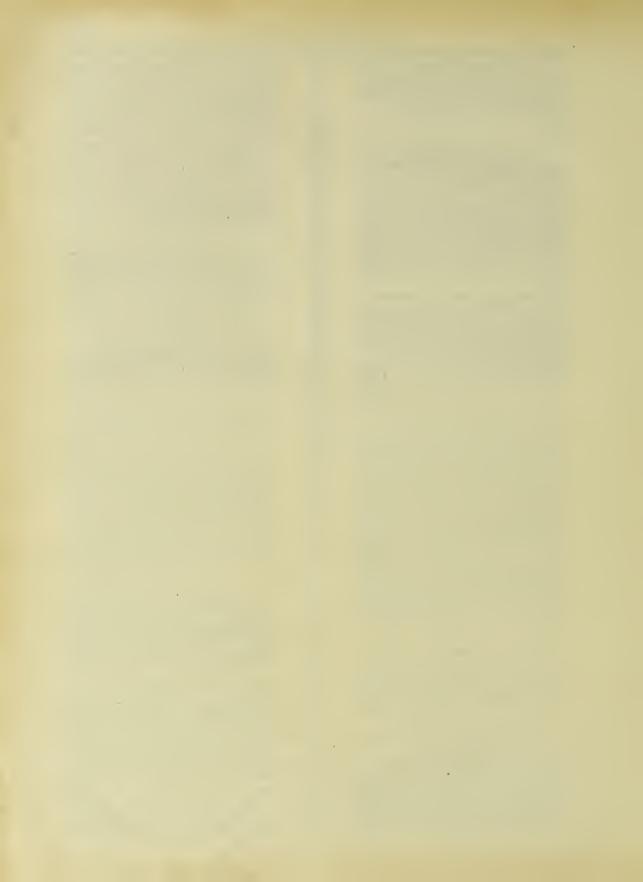
#### THE NEXT MEETING.

On motion of Coun. BRAND it was voted that when the Council adjourn it be to meet on Monday, January 30, at 3 p. m., unless sooner called together by the President.

#### GENERAL RECONSIDERATION.

On motion of Coun. BRAND general reconsideration of all action taken to-day was refused.

Adjourned, on motion of Coun. KENNY, at 5.20 p. m., to meet on Monday, January 30, at 3 p. m., unless sooner called together by the Presi-



### CITY OF BOSTON.

## Proceedings of City Council.

Monday, January 30, 1911.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at three o'clock p. m., President BALLANTYNE in the chair. Absent—Coun. Curley and Hale.

The Council voted, on motion of Coun. BRAND, to dispense with the reading of the records of the

last meeting.

#### CONSOLIDATION OF HEALTH AND REG-ISTRY DEPARTMENTS.

The following was received:

City of Boston,

Office of the Mayor, January 30, 1911.

To the City Council:

I beg to transmit a communication from the I beg to transmit a communication from the City Registrar, in reply to a letter of the Finance Commission under date of December 10, 1910, addressed to the honorable the City Council, recommending the consolidation of the Registry and Health Departments, together with a series of letters from persons interested in the subject, favoring and opposing this proposed consolidation. Accompanying this communication of the City Registrar and the above mentioned correspondence is a series of charts or exhibits, prepared by him, designed to disprove the contention that the work of one department duplicates the work of the other.

Respectfully,

JOHN F. FITZGERALD, Mayor.

Registry Department,
Boston, January 26, 1911.
Hon. John F. Fitzgerald, Mayor,
Boston, Mass.:
Sir,—Inclosed find the letters of several physical

Sir,—Inclosed find the letters of several physicians referring to the proposed consolidation of the department with the Board of Health.

Their recommendation is evidently based on the criticism of the death tables in the annual report, which are no longer compiled by this department. Of the eight physicians who have approved the recommendation, six have never reported births; one has not reported any births during the last flow years; one has reported fourteen (14) in the last four years.

The recommendations are not based on personal knowledge of the work of the department as a registration office, a fact which one of the physicians admits in his letter.

admits in his letter.

I inclose with this letters from physicians and other gentlemen who have had dealings with the department.

Respectfully, E. W. McGlenen. City Registrar. (Appended was a very large number of letters.) Referred to the Executive Committee.

#### COMPLETION OF HIGH FORT OBSERVATORY.

The following was received:

City of Boston, Office of the Mayor, January 30, 1911.

To the City Council:

To the City Council:

I beg to recommend the passage of the accompanying order, providing that the sum of three thousand dollars (\$3,000) shall be transferred from the Reserve Fund to a special appropriation for the completion of High Fort Observatory, to be expended under the direction of the Superintendent of Public Buildings.

The necessity for completing the observatory is set forth in two letters from Capt. Isaae P. Gragg, chairman of a committee of the Roxbury Historical Society, dated December 28, 1910, and January 5, 1911, respectively, attached hereto. An estimate

of the cost is furnished by the Superintendent of Public Buildings in his letter of January 23.

A plan of the proposed improvement is forwarded herewith for your information.

Respectfully,
JOHN F. FITZGERALD, Mayor.

Roxbury Historical Society, Roxbury, December 28, 1910.

Roxbury Historical Society,
Roxbury, December 28, 1910.

Hon, John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—You will remember that during your former administration, on petition of the Roxbury Historical Society, a loan bill item was passed to provide for changing the High Fort Standpipe into a public observatory. Under Superintendent Henry Sullivan the changes to the tower were made and \$700 balance left towards an entrance room; this amount was found not sufficient to construct a substantial structure and it was decided to wait until an additional appropriation could be obtained, it being understood with the City Auditor, at that time, that the \$700 balance was not to be covered into the city treasury; but under Mayor Hibbard's administration it was covered into the treasury contrary to the understanding with the society.

The society at their last quarterly meeting, December 14 last, appointed a committee consisting of past president Capt. Isaac P. Gragg, past president Hon. Edward Seaver, Hon. Richard Sullivan, to wait upon you, at your convenience, to explain the necessity for completing the observatory and providing for the same in the next loan bill.

It will take but a few minutes of your time to the art his committee and they will appreciate to the

It will take but a few minutes of your time to hear this committee and they will appreciate your assigning them an appointment to see you at an early date.

Respectfully yours, for the Committee,
ISAAC P. GRAGG, Chairman.
60 State Street, Room 214, Boston.

Roxbury, January 5, 1911.

Roxbury, January 5, 1911.

Hon. John F. Fitzgerald,
Mayor of Boston:
Sir,—Referring to your interview with committee from the Roxbury Historical Society, on completion of the High Fort Observatory in Roxbury, the items which the society wish to have included in the proposed estimates, are:
An entrance room to be built of same material and same style of architecture as is the tower, and in accordance with plans now in possession of the Engineering Department.

in accordance with plans now in possession of the Engineering Department.

Plain but substantial furniture for said entrance room, viz.: Two benches, small tall desk with book in which to register visitors, two or three chairs, swing gate, between entrance room and the tower, so as to regulate number of visitors ascending the tower at one time.

Eight bronze dials to be placed on rail of the balcony of the tower pointing to historic locations.

Eight bronze dials to be placed on rail of the balcony of the tower, pointing to historic locations. Large bronze tablet on outer base of the tower with roster of the regiments and commanders composing the forces of the Roxbury lines at the Siege of Boston, to take the place of the old defaced marble tablet placed there when the tower was part of the high service water system. This last item our committee overlooked drawing to your attention at our interview. tion at our interview.

Respectfully yours,
ISAAC P. GRAGG, for Committee.
60 State Street, Room 214.

City of Boston, Office of Public Buildings Department. January 23, 1911.

January 23, 1911.

Hon. John F. Fitzgerald,
Mayor of Boston:
Dear Sir,—Regarding the matter of the inclosed communication of Isaac P. Gragg, Esq., in relation to completion of the High Fort Observatory in Roxbury, I wish to advise you that I estimate the cost of same to be three thousand (3,000) dollars.

Yours respectfully,
M. J. Fish,
Superintendent of Public Buildings.

Ordered, That the City Auditor be, and hereby is, authorized to transfer the sum of three thousand dollars (\$3,000) from the appropriation for Reserve Fund to a special appropriation for the completion of High Fort Observatory, to be expended under the direction of the Superintendent of Public Buildings.

Referred to the Executive Committee. (See later, under "Executive Reports.")

#### OPTION ON PROPERTY.

The following was received:

City of Boston, Office of the Mayor, January 30, 1911

To the City Council:

To the City Council:
Pursuing my communication of November 28, 1910, with the letters of the Fire Commissioner thereto appended, in relation to the securing of an option on the property at the corner of Pover and Albany streets, belonging to James W. Brodbine, I beg to transmit a letter from the Fire Commissioner, which informs me that he has renewed his option on this property for the month of February, 1911, at the former price of thirty-eight thousand dollars (\$38,000), and requests me to bring it once more to the attention of your honorable body.

Respectfully,
JOHN F. FITZGERALN, Mayor.

City of Boston, Headquarters Fire Department January 30, 1911.

Hon. John F. Fitzgerald, Mayor:
Sir,—I beg to inform you that I have renewed
my option on the property at the corner of Dover
and Albany streets, belonging to James W. Brodbine, for the month of February, 1911. The option
price is thirty-eight thousand (38,000) dollars.
I request that this be again brought to the attention
of the City Cornell set it is exercter of consider. of the City Council, as it is a matter of considerable concern to this department that adequate and permanent facilities for our fire alarm and reserve apparatus be provided in the immediate future.

Very respectfully,
CHARLES D. DALY, Fire Commissioner.
Referred to the Committee on Finance.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

M. Masse, to be paid for damage to her gown by the bad condition of Charles street. Anna J. Sullivan, for conpensation for injuries caused by a fall on Washington street at Court

Jeremiah J. Murray, for compensation for damage to estate 659-677 Washington street caused by bursting of a water pipe in Tremont street January

John J. Williams, for compensation for damage to horses by an alleged defect in Atlantic avenue.

#### MINORS' LICENSES.

President BALLANTYNE submitted reports recommending that minors' licenses be granted to 119 newsboys, eight bootblacks and four venders. The licenses were granted on the usual conditions.

#### COAL AND COKE LICENSES.

A list of coal and coke licenses granted by the Secretary of the Commonwealth was received. Placed on file.

#### NOTICE OF APPOINTMENT.

Notice was received of the appointment by the Mayor of John E. Potts as Consumptives' Hospital Trustee, a certified copy of the same having been delivered to the Civil Service Commission on January 26, 1911. Placed on file.

#### CONFIRMATION OF APPOINTMENTS.

Notice was received of the confirmation by the Civil Service Commission of the appointment of William J. Casey to be Superintendent of Printing, Notice was received of the confirmation by the Civil Service Commission of John F. Cronin to be Children's Institutions Trustee.

### KEEPING OF GASOLENE.

Notice was received from Katherine Abbott, 240 Beacon street, Ward 11, John G. Godding, 904 Washington street, Ward 25, and Commonwealth Garage, Incorporated, 98 Brighton avenue, Ward 25, of keeping of gasolene and of intentions to continue to do so at the above named premises for one year from date.
Placed on file.

#### NOTICE OF HEARINGS.

Notice was received from the Railroad Commissioners of hearing on January 31 on petition of West End Street Railway Company for approval of 340th location.

Notice was received from the Railroad Commissioners of hearing on January 31 on petition of Old Colony Steet Railway Company for approval of location on Washington street, Ward 23, granted by Massachusetts Highway Commission.

Placed on file.

#### ERECTION OF POLE.

A copy of order of Street Commissioners granting permission to New England Telephone and Tele-graph Company to erect and to remove one pole on Royal street, Ward 25, was received. Placed on file.

#### ALTERATION OF TRACKS.

A copy of order of Street Commissioners for alteration of tracks of West End Street Railway Company on First street, 340th location, was received. Ordered printed and placed on file.

#### INVITATION TO CITY COUNCIL.

A communication was received from the Men's Club of the First Universalist Church of Somerville, inviting the City Council to attend a meeting on February 16, 1911.

Referred to the Executive Committee.

#### TUNNEL AT BAY STREET.

The following was received:

Street Department, January 30, 1911.

To the Honorable the City Council:
Pursuant to your request I have conferred with
the New York, New Haven and Hartford Railroad
officials concerning the construction of a tunnel
under its tracks at Bay street, Ward 20, through to
Savin Hill Beach. The railroad does not object to
the construction of this subway as the extension of
said blighway, but is not willing to beer any part of the construction of this subway as the extension of said highway, but is not willing to bear any part of the expense of this subway construction. Furthermore, the railroad officials insist on three feet of ballast between the roof of the subway and the base of the rails, which will increase the cost of the subway, as far as the city is concerned, to about \$8,700. The railroad would object very strenuously to any entrances from this subway onto its property.

Respectfully,

L. K. ROURRE,

Superintendent of Streets.

Superintendent of Streets. Referred to the Executive Committee. (See later, under "Executive Reports.")

#### SALE OF UNCLAIMED BAGGAGE.

The Special Committee on Unclaimed Baggage submitted a report on the petition of the Boston Terminal Company (referred January 16) for permission to sell unclaimed baggage—recommending the passage of the following:

Ordered, That the Boston Terminal Company be hereby authorized to sell at public auction, on or before March 1, 1911, and after publication of the time and place of sale, according to law, the articles

left and remaining unclaimed in the passenger station of said company in the City of Boston. Report accepted; order passed.

#### ORDINANCES.

Coun. BRAND, for the Committee on Ordinances, suhmitted the following:

(1) Report on message of Mayor and ordinance (referred December 5) to amend the ordinance establishing a Department of Public Works in sections 4 and 15 of said ordinance—that the same ought to pass ought to pass.

Report accepted; ordinance passed.

(2) Report on message of Mayor and ordinance (referred December 12) to amend section 26 of chapter 9 of Ordinances of 1910 concerning Public Works Department—that the ordinance ought to

pass.

Report accepted; ordinance passed.

(3) Report on order (referred May 16) that the Committee on Ordinances report relative to amending ordinance providing for the keeping of poultry in the city limits—that the order ought not

to pass.

Report accepted; order rejected.

(4) Report on message of Mayor and communication from Wire Department (referred September 12) relative to amendments to ordinances relative to poles and wires—recommending reference of the same to the Street Commissioners.

Report accepted; said reference ordered.

(5) Reports on ordinances—that the same he referred to next city government, viz.:

Message of Mayor and proposed ordinance (referred January 16) relative to children under four-teen years of age upon streets after nine o'clock

teen years of age upon streets after nine o'clock p. m. Message of Mayor and communication from

Message of Mayor and communication from Police Commissioner (referred August 8) concerning ordinances relating to parks and public grounds. Reports accepted; said references ordered.

(6) Reports on communications from Finance Commission—that the same he placed on file, viz.; Report (referred September 19) relative to proposed consolidation of Street and other departments, Report (referred December 5) relative to the consolidation of the Park, Public Grounds, Music and Beth Departments.

consolidation of the Park, Public Grounds, Music and Bath Departments.

Report (referred January 2) recommending transfer of duties of Registry Department to Health Department.

Reports accepted; papers placed on file.

(7) Reports on various papers—that no further action is necessary, viz.:

Ordinance (referred April 25) relating to removal of swill kitchen garbage etc.

of swill, kitchen garbage, etc.

Message of Mayor and communication from Police Commissioner (referred December 19) relative to prohibiting children under fourteen years of age from frequenting certain districts of the city after nine o'clock p. m. Boston Social Union (referred January 2), for a hearing relative to the suppression of unnecessary

noise.

Message of Mayor and communication (referred January 2) relative to curfew hell in Dorchester.

Message of Mayor and communications (referred January 5) relative to prohibition of children in husiness district after nine o'clock p. m.

Accepted.

#### SALE OF LAND IN EVERETT.

Coun. COLLINS ealled up No. 2, unfinished

Coun. COLLINS called up No. 2, unfinished husiness, viz.:

2. Ordered, That so much of an order passed by the City Council and approved by the Mayor May 16, 1903, authorizing the Board of Street Commissioners to sell by public auction certain lots of land belonging to the city, as relates to the sale of "an old, disused and exhausted gravel pit on Summer and Pleasant streets in Everett" be, and the same is, hereby rescinded, and the Street Commissioners are hereby authorized to sell the said lot on Summer and Pleasant streets at public auction at a figure not less than \$1,009, the proceeds of the sale of the same to he applied to the sinking fund for the reduction of the city debt.

On January 2, 1911, the foregoing order was read once and passed—yeas 7, navs 0.

The order was read a second time and passed—yeas 7, nays 0.

yeas 7, nays 0.

#### INSPECTION OF PRISONS.

Coun. BRAND submitted the following:

The Report of the Committee of the City Council on Inspection of Prisons.

In City Council, January 30, 1911.

The committee of the City Council, appointed in accordance with the provisions of section 1, chapter 224, of the Revised Laws, to inspect the prisons in the County of Suffolk, have attended to that duty and submit the following report:

The institutions covered by law, consisting of Charles Street Jail, the Parental School for Truant Boys and Girls at West Roxbury, the House of Correction at Deer Island and the Suffolk School for Boys at Rainsford Island, have heen inspected periodically during the year as to the management, discipline, food, proper treatment, cleanliness and health, and in each institution the committee found health, and in each institution the committee found a strict observance of the rules of the institution and a proper care of the inmates. In each case the inmates were given the fullest opportunity to make complaint to the committee, if they so desired, of their food, clothing, treatment and the conduct of the officers toward them, but not one complaint was heard, which speaks highly for the efficient and intelligent care given by those in charge of these unfortunates. unfortunates.

#### Charles Street Jail.

The committee is pleased to note that the recommendations of last year have been carried out in regard to lighting. An electric lighting system has been installed, which is not only a great improvement but which has eliminated a source of danger from the former antiquated lighting system. The committee found the jail in good condition, with the utmost regard being paid to the cleanliness and comfort of the prisoners. The discipline is excellent and the general management good.

There is hut one recommendation the committee would make this year and it is that in connection

would make this year and it is that, in connection with the present system of tub baths, shower haths should he installed.

#### Deer Island.

The committee recommends repairs to be made on the front of the main huilding as soon as possible, as numerous breaks in the wall would seem to indicate that serious shocks had occurred from gun practice in the harbor forts, rendering the building unsafe in its present condition; and also building unsafe in its present condition; and also recommends the erection of a suitable brick huilding to properly segregate the victims of the drug habit and disorderly prisoners: and renews the previous recommendation that all so-called observation cases he sent to the City Hospital.

The committee recommends that a sufficient appropriation be made to enable the commissioner to erect a refrigerating and cold storage plant on the island.

to erect a rengerating and cont storage plant on the island.

The wharf at Eastern avenue has been put in good condition, as previously recommended, and the new steamer "George A. Hihhard" has been put in commission, plying daily hetween the city and Deer Island.

#### Parcutal School.

The committee found the new school and admin-

The committee found the new school and administration huilding fully completed and occupied, and it is a credit to the city.

This institution is in good condition. The buildings are scrupulously clean and the inmates well fed and cared for, and the school conducted in a most efficient manner.

We renew a previous recommendation that the old stable he demolished and a new one erected near the river. We also renew a previous recommendation that a coal pocket be erected adjacent to the heating plant, as it is a necessity for the proper housing of the coal.

#### Rainsford Island.

Your committee finds it necessary to renew previous recommendations in regard to the erection of the new administration building, with suitable playroom or gymnasium, with baths and proper sanitary arrangements. We would also recommend that the old cemetery be removed from the island to some more convenient and appropriate place, and the land filled in and graded for a playground or any other use the Board of Trustees may suggest.

We also recommend that a new heating plant be installed in what is called the "Cottage." This is entirely inadequate for the requirements, and is too small and cramped and is practically unfit for use. We would recommend a suitable addition, with increased heating capacity and suitable quarters for a coal bunker.

Your committee renews the recommendation

Your committee renews the recommendation that the bay be filled in, giving the institution an enlarged land area, and also recommends the renovation of the dormitories, dining hall, work shops and school rooms.

The committee also recommends that, if this institution is to be retained at Rainsford Island, a sufficient sum be appropriated to enable the trustees to erect a modern shoe shop. We believe that all shoes used by the immates of the infirmary at Long Island, almshouse at Charlestown, as well as the Parental School and this institution, can be made therein, instead of purchasing them as at present from the State Prison authorities.

The committee found the institution in good condition, the inmates well cared for and the general discipline and management efficient, but we recom-

discipline and management efficient, but we recom-mend the immediate abolition of the lock-step now in vogue at the institution which, in our opinion, is detrimental to the future welfare of these young

Annexed will be found the reports of those in charge of the various institutions, as required by

For the committee, FRENERICK J. BRANN,

Chairman. Report accepted and ordered printed as a city document. (Doc. 169.)

#### RETIREMENT SYSTEM FOR EMPLOYEES.

Coun. KENNY called up No. 5, past assignment,

viz.: 5. 5. Whereas, The Legislature of the Commonwealth of Massachusetts has passed an act authorizing the cities and towns of the Commonwealth to establish a retirement system for their employees;

and,
Whereas, It is the opinion of the Boston City
Whereas, It is the opinion of the Boston City Council that such a retirement system would be of benefit to the city and to the employees; therefore be it

Ordered, That the provisions of chapter 619 of the Acts of 1910 be accepted by the Boston City Council in behalf of the City of Boston. The question came on the passage of the pre-

the Acts of 1910 be accepted by the Boston City Council in behalf of the City of Boston.

The question came on the passage of the preambles and order.

Coun. KENNY—Mr. President, the Legislature, now in session, will probably have before it a new or amended bill along the lines laid down by the act which was passed a year ago. It seems to me it would be much better for this Council to reject this act at the present time and permit the Legislature to start in again and prepare something new. As one member of the Council I desire to say that I am wholly opposed to this act of the Legislature, chapter 619 of the Acts of 1910. I am heartly in favor of any legislation which provides for a pension for the laboring man. I am quite willing, as a member of this Council to vote to further the adoption of a law which will provide a pension for the laboring man, and I trust that the Legislature will in its wisdom prepare such a bill this year. I am not in favor of and shall not vote for a measure which includes within its provisions a pension for those who occupy higher positions in the government. It seems to me that where a man has been earning only a living wage for a great number of years and reaches that point in life when he is unable to labor further, when he is in his declining years and the eve of his life is approaching, it is very proper that the City of Boston should consider his past faithful and loyal service, because of the fact that he has been receiving only a living wage. But I am not ready and shall not be prepared to vote to give a pension to those occupying higher positions, who have been receiving a compensation which compares very favorably in amount with what is paid for corresponding services in other walks of life. I think, Mr. President, that that covers all I wish to say for the time being upon this matter. I certainly trust that the Council will vote to reject this act in its present form.

The Council refused to accept the act.

#### EXECUTIVE COMMITTEE REPORTS.

Coun. ATTRIDGE, for the Executive Committee, submitted the following:

(1) Report on message of Mayor, communica-tion and order (referred January 23), for transfer of \$6,000 from Reserve Fund to appropriation for Paris Street Gymnasium—that the order ought to

Report accepted; order passed, yeas 7, nays 0.

(2) Report on message of Mayor, communica-tion and order (referred January 16), to transfer \$3,000 from Reserve Fund to appropriation for library building, Ward 22, that the order ought to

Report accepted; order passed, yeas 7, nays 0.

(3) Reports on messages, etc., recommending reference of the same to the next conference of heads of departments, for discussion, viz.:

Message of Mayor and communication (referred January 16) relative to exhibition of City Planning

January 16) relative to exhibition of City Planning at Philadelphia.

Message of Mayor (referred January 23) relative to City Planning Conference.

Message of Mayor and communication (referred January 23) relative to Municipal Congress to be held in Chicago.

Reports accepted; said references ordered.

(4) Reports on various papers—recommending reference of same to the next City Council, viz.: Ordinance (referred July 6) relative to charging of fees for permits issued by Street Commissioners. Report on report of Committee on Ordinances (referred May 16) establishing fees for permits granted by Street Commissioners.

Report on message of Mayor (referred November 18) relative to ordinance or permits of the commissioners.

28) relative to ordinance concerning fees for permits.

Report on message and communication (referred January 2) protesting against erection of incinera-tor, Brighton district.

Reports accepted; said references ordered.

(5) Report on communication from Finance Commission (referred December 12) relative to acceptance of chapter 527, Acts of 1910, concerning construction of Washington street from La Grange street to Metropolitan avenue as a state highway—that the same be placed on file.

Report accepted; communication placed on file.

(6) Report on petition of Massachusetts Homeopathic Hospital (referred December 12) to be refunded \$140 paid for entrance to a sewer—that the petitioner have leave to withdraw.

Report accepted.

(7) Report on message of Mayor, communica— (5) Report on communication from Finance

Report accepted.

(7) Report on message of Mayor, communication and order (referred January 10), transferring
\$5,000 from the Reserve Fund to a special appropriation for Prince Street Playground, improvements,—that the order ought not to pass.
The report was accepted, and Coun. KENNY
moved recommittal of the order to the Executive

Coumittee.

Coun. BUCKLEY—Mr. President, I don't see why these things should not be acted upon in the first place, when they are up before the Executive Committee, and I should like to ask the gentleman Committee, and I should like to ask the gentleman if further information has come to him since last Thursday when he opposed this appropriation for the Prince Street Prayground, which I favored. Coun. KENNY—Mr. President, I made that motion in order that the committee might reconsider its action. I have since been further informed, and I shall be prepared to vote for the order. Coun. BUCKLEY—Mr. President, if the gentleman is prepared to vote for it, I certainly am, and I hope it will be passed.

The order was recommitted to the Executive

The order was recommitted to the Executive

Committee.

Committee.

(8) Report on preambles and resolves (referred December 19) relative to salaries of firemenrecommending the passage of the same in the accompanying new draft:

Whereas, The high efficiency of the Boston Fire Department deserves appreciation and recognition that is consistent with the enlarged scope of its duties and its service in a great and wealthy metropolitan area; and

duties and its service in a great and wealthy metropolitan area; and
Whereas, There has been no increase in salaries of members of the Fire Department for twenty-three years; be it therefore
Resolved, That the Fire Commissioner be requested to consider the advisability and expediency of increasing the salaries of all members of the Fire Department who have served five years or more, if sufficient appropriation therefor should be made; and be it further

Resolved, That the Fire Commissioner be requested to consider the advisability and expediency of including in his estimates for the next fiscal year a sum sufficient to allow for the above increase.

The report was accepted, and the question came

The report was accepted, and the question came on the passage of the order.

Coun. KENNY—Mr. President, I wish to say this in opening, that I do not yield to any member of this board in my interest in and admiration for the firemen of Boston. I think the Fire Department of Boston will compare favorably with any fire department in any city of this country. I think the personnel of the Fire Department is of the right stuff and that there are men who have been serving the sonnel of the Fire Department is of the right stuff and that there are men who have been serving the city in that department for a great many years who fall little short of being heroes. Therefore, I say that I will not yield to anybody in my respect and admiration for the Boston Fire Department. I want the members of the Fire Department to be paid, and paid liberally. I say that individually. But I have no right, it seems to me, to come into this Council, in the face of the charter under which we are doing business, under which we are established, and say to the head of any department his eshall consider the advisability of paying his inshed, and say to the head of any department that he shall consider the advisability of paying his men more. It seems to me it is clearly beyond the province and right of this Council to lay down regulations, either by intimation or suggestion, for the head of a department, or request him to pay a larger amount to his employees. That is a matter that rests wholly between the Mayor and the head that rests wholly between the Mayor and the head of a department, and for us to undertake to interpose ourselves between the men of the department and their head is, it seems to ne, in violation of the charter. I think it is a very serious matter. It may result in destroying to some extent the discipline of the department. You are going to the back door for something that you have no right to demand at the front door. That is what it means. As I have already said, this is strictly a matter which belongs to the Mayor and the Fire Commissioner, and if we pass this resolution to-day we are opening the door for other meinbers either next missioner, and if we pass this resolution to-day we are opening the door for other meinbers either next year or years following, to come in here with petitions in their hands asking the heads of departments to consider the advisability of increasing salaries generally. When the charter was passed it was at least the expectation, the intention, of the Legislature, that we were to divorce the legislative from the executive branches. There was to be a complete separation. We are here not for the purpose of telling the Fire Commissioner how much eshould pay men. That is for him to say; let him decide. Let him treat them fairly and liberally and we will all subscribe to it. But we haven't the right to come in here and tell him to do it. We have an opinion here from the Corporation Counsel, and it seems to me any man who reads the opinion will clearly see what was in the mind of the Corporation Counsel. I am going to read this opinion, because otherwise it will not be on the record, and I want to get it on the record.

get it on the record.

Coun. COLLINS—Mr. President, I should like to have the councilor read the entire opinion. It is

Coun. KENNY-Yes, I intend to do so (reading):

Law Department, 73 Tremont Street, Boston, January 14, 1911.

To the Executive Committee of the City Council, Boston, Mass.:

Gentlemen,—You request my opinion as to whether or not the adoption of the accompanying resolve would be in conflict with any of the provisions of law. This request was received some weeks

sions of law. This request was received some weeks ago but in some way was overlooked. It is in conflict with the city charter for the City Council to interfere with executive business by requesting increases in the pay of members of the different departments of the city. This resolution eems to have been drawn in order to obviate this objection. It merely requests the Fire Commissioner to consider the advisability and expediency of increasing the salary of members of the Fire Department. Technically it is not in conflict with the provisions of the city charter because it merely requests the commissioner to consider the subject

requests the commissioner to consider the subject.
The latter portion of the resolve has to do with
the appropriations over which the City Council has
jurisdiction.

Yours truly, THOMAS M. BABSON. Corporation Counsel.

Mr. President, these resolutions have got to be taken together with the remarks made before this body at the time of their introduction. I subscribed heartily to all that was said by the councilor from Ward 9 (Coun. Attridge) in presenting the resolutions in his references to the Fire Department. But his remarks on that coasiant taken in connections. his remarks on that occasion, taken in connection with the resolution, mean but one thing, and that is that the Fire Commissioner shall consider the question of increasing these salaries, and when you read into the resolution his remarks you are clearly acting in violation of the charter. As I have already read into the resolution his remarks you are clearly acting in violation of the charter. As I have already said, this resolution is neither more nor less than an invitation to the Fire Commissioner to increase the salaries. My friend on the other side is a lawyer. He knows very well that in any cause of action pending in court the amount which the plaintiff seeks is named in the writ and is called the addamnum. Now just imagine after a case has been tried and the jury is about to retire, one of the jurors getting up and saying to the Court, "I would like to have the plaintiff sattorney increase the addamnum, so as to give the plaintiff more." We are acting here as a jury for the purpose of appropriating or setting aside money that belongs to the city, we are here as a board of trustees charged with the high responsibilities of trustees, and I claim that when we go around to the back door and seek to influence a commissioner who is charged with a solemn duty in determining what his men shall receive by any such method as this we are stepping beyond our rights. We should not do it. It is resolutions of this character — and I say this with all due respect to my friend of Ward 9 — that will reduce the respect for this body. This comes pretty near to playing politics. I do not charge my friend with playing politics, but resolutions of this character give to the critices of this Council the right to say that we are playing politics. I call upon the members of the Council to resent that, to stand up here and vote down these resolutions. We have no desire to throw any water upon the firemen. I certainly disclaim any such intention, but, as a precebers of the Council to resent that, to stand up nere and vote down these resolutions. We have no desire to throw any water upon the firemen. I certainly disclaim any such intention, but, as a precedent for future guidance in years to come, I call upon the Council now to reject these resolutions, and I sincerely trust that they will do so.

Coun. ATTRIDGE-Mr. President, I request that when the vote is taken it be by yeas and nays.

Coun. ATTRIDGE—Mr. President, I request that when the vote is taken it be by yeas and nays.

Coun. COLLINS—Mr. President, as one who was not here at the last meeting of this body I will say that these resolutions come to me, as it were, new. Since this opinion is before me for the first time and I am called upon to act, I am willing to accept the responsibility and use the best judgment at my disposal within these few minutes. This opinion says that "it is in conflict with the city charter for the City Council to interfere with executive business by requesting increases in the pay of members of the different departments of the city." But it also says, "Technically, it is not in conflict with the provisions of the city charter because it merely requests the commissioner to consider the subject." Agreeing or disagreeing as we may with the Corporation Counsel, he is the legal adviser of this government, and he says that this is not in conflict with the city charter. The question then comes, what should we do as members representing the legislative branch of this government? Personally I am frank to confess that I don't know what the firemen of the City of Boston ought to receive. They may in justice be entitled to several hundred dollars a year more. I simply don't know. But these resolutions are hefore us asking the Fire Commissioner to consider the advisability of increasing their pay. I cannot see, as a fair question, what objection there is to asking him to consider that proposition, any more than there is objection to resolutions put in here to consider the increase of pay of hundreds of asking him to consider that proposition, any more than there is objection to resolutions put in here to consider the increase of pay of hundreds of other employees of the city. Not being an expert in the various branches of the city's service, I don't know what is fair or what is not fair. I believe that is for the commissioner to decide. I am going to vote in favor of this proposition on this ground, and this ground alone, that I don't know what is fair pay for a fireman. I believe, as I have said before, that that is for the commissioner to decide. But in voting for these resolutions I do not want to be placed on record as in favor of an increase of \$100, \$200, \$300 or \$400. I simply say I don't know. I shall leave it with him and shall be content with whatever conclusion he reaches. reaches.

The preambles and order were passed, yeas 6, nays 1, Coun. KENNY voting nay.

(8) Reports on message of Mayor (referred

December 12) relative to payment of annuity to Mrs. Margaret J. Ryan, widow of the late Dis-trict Chief Ryan—recommending the passage of the

following:

Ordered, That an annuity of \$300 be allowed and Ordered, That an annuity of \$300 be allowed and paid, as long as she remains unmarried, to Mrs. Margaret J. Ryan, widow of the late District Chief Ryan, late a member of the Fire Department, who died from injuries received while in the discharge of his duties as a member of said department; the amount paid under the authority of this order to be charged to the uppropriation for Fire Department. Report accepted; order passed.

#### CLAIMS.

(1) Coun. BUCKLEY, for the Committee on Claims, submitted a list of all claims upon which action has been taken during the municipal year 1910 and respectfully recommends that the same be printed as a city document.

Report accepted; ordered printed as a city document. (Doc. 168.)

(2) Report on petition of Mary L. Gormley (referred January 23) for payment for loss of fowls killed by dogs—recommending the passage of the following.

Ordered, That there be allowed and paid to Mary L. Gormley the sum of \$5 in compensation for the loss of fowls killed by dogs January 16, 1911; said

Ordered, That there be allowed and paid to Mary L. Gormley the sum of \$5 in compensation for the loss of fowls killed by dogs January 16, 1911; said sum to be paid from the income from dog licenses. Report accepted; order passed.

(3) Report on petition of estate of John T. O'Lalor (referred last year) for payment for expenses incurred by him for his acts as a police officer—recommending the passage of the following:

Ordered, That there be allowed and paid to Margarct O'Lalor, executrix of the estate of John T. O'Lalor, the sum of \$125 for expenses incurred by him in suit against him on account of his acts as a police officer, said sum to be charged to the appropriation for Police Department.

(4) Report on petition of Police Commissioner (referred January 23) that John J. Hanley be paid for expense incurred by him for his acts as a police officer—recommending the passage of the following:

Ordered, That there be allowed and paid to John J. Hanley, the sum of \$15.75 for expenses incurred by him in suit against him on account of his acts as a police officer, said sum to be charged to the appropriation for Police Department.

(5) Report on elaim of Washburn Realty Trust, Ltd., for compensation for damage to property caused by break in water main in Tremont street, January 3, 1910—recommending the passage of the following:

Ordered, That there be allowed and paid to the Washburn Realty Trust, Ltd., the sum of \$1,875, being compensation for damage to property No. 675-679 and No. 694-696 Washington street, caused by a broken water main in Tremont street on January 3, 1910, said sum to be charged to the appropriation for Water Department.

Recommended by the Water Commissioner.

Coun. KENNY—Mr. President, doesn't that go over under the rules?

President BALLANTYNE—This matter has been before the Council before, and was referred to the Committee on Claims.

Coun. KENNY—Oh. I see. All right.

been before the Council before, and was referred to the Committee on Claims.

Coun. KENNY—Oh, I see. All right.

Coun. BUCKLEY—Mr. President, I would like to tell Coun. Kenny that that matter has been approved by the Water Department and has been thoroughly investigated. We simply take it as a matter of course from the Water Department.

The report was accepted and the order was passed

passed.

(6) Reports on petitions—that the petitioners be given leave to withdraw, viz.:

Frank H. Walter et al. (referred 1998), for per-

sonal injuries.

Daniel P. Kelley (referred 1907), for compensation for damages to property at Call street, Jamaica

Plain, by a defective sewer.

Eugene Charles Maheux (referred last year), for compensation for damage to premises by water at 12-14 Chadwick street, Roxbury.

John J. Merney (referred last year), for damage to automobile by a defect in Broadway, corner O

August H. Meslage (referred last year) for compensation for damage to his own and his wife's elothing and to buggy by a spraying machine of the city.

G. T. Everett (referred last year), for compensation for damage to coat.

Cora B. Hutchins (referred 1909), for compen-

sation for expenses incurred in removing obstruc-tions in the sewer at 192-194 West Selden street, Ward 24.

Ward 24.

Thomas M. Daley (referred last year), for compensation for injuries to son caused by being knocked down by city team on Atlantic avenue. Commonwealth Construction Company (referred last year), to be paid for extra work on its contract for Round Hill street.

Albert S. Mason (referred last year), to be allowed a larger annuity than that previously granted him. Marion Cowhig (referred last year), for compensation for sickness caused by the spraying of trees at 14 Dawson street, Dorchester Katherine I. Kelley (referred last year), for compensation for injuries caused by an alleged defect in Washington street, near Avon street.

in Washington street, near Avon street.

Accepted.

#### WASHINGTON STREET, WARD 23-STATE HIGHWAY

Coun. KENNY offered the following:
Ordered, That the Council proceed to consider the question of the acceptance or rejection of chapter 527 of the Acts of 1910 relating to the construction as a state highway of a part of Washington street, West Roxbury.
The order was read a second time and the question came on its passage.
Coun. BRAND—Mr. President, I rise to a point of order, that the matter is not properly before the Council. We have no right to act on an order of that character.
President BALLANTYNE—The Chair will rule the point of order well taken.
President BALLANTYNE offered an order—That the City Council hereby accepts chapter 527, Acts of 1910, entitled "An Act to Provide for Constructing as a State Highway a Part of Washington Street in the West Roxbury District of the City of Boston."

The order was read a second time and the

The order was read a second time and the question came on its passage.

Coun. BUCKLEY—Mr. President, I realize at this time that this order is introduced simply for the purpose of rejection, as I was told in the Executive Committee the other day, and I object to such action. While I don't wish to bring in anything that happened in the recent campaign at this time, yet the gentleman here on my right (Councilor-elect Smith) was at the meeting of the Germantown Improvement Association at the same time I was, speaking upon local improvements, and as a coming yet the gentleman here on my right (Councilorelect Smith) was at the mecting of the Germantown Improvement Association at the same time I was, speaking upon local improvements, and as a coming member of this body, who represents the Municipal League, he stated then that the local improvement societies were the proper societies and the proper people to come before the city government asking for the improvements which they desired in the different sections of the city. I happened to speak after him, and I said that one member on the floor of the City Council would be worth twenty improvement societies, for the reason that they would come before the eommittee, the committee would vote in executive session to reject, and there would be no record of who voted for or who voted against a thing. The people of that section of the city are very much in favor of having this act accepted, and to-day, in accordance with the wishes of the people of the West Roxbury district, I rise here and ask the members of this Council—the people of the West Roxbury district, I rise here and ask the members of this council—the people of the West Roxbury district not having a representative here—to vote in favor of the acceptance of this act. I certainly cannot be accused of playing politics at this time in so asking, because my election is over and I am not secking a re-election. So, gentlemen, I now ask you to vote in favor of the acceptance of this act.

Coun. KENNY—Mr. President, if any fairminded man who can remove himself into an atmosphere of clearness and sensibility, and who is willing to throw off the prejudice that may surround him in certain ways, will take this report of the Finance Commission and read it, I don't see how he can avoid one conclusion—that we must, as a matter of common sense, reject this act.

Coun. RENNY—Mr. President, I have not finished. I did not interrupt the gentleman. It means a saving to the City of Boston of \$80,000 if this boulevard is constructed under the general law instead of under a special act.

Council rejects this act, asking the Mayor to call upon the Highway Commissioners to lay out and construct this road in accordance with the general construct this road in accordance with the general laws as a state highway. That will follow if this order is rejected. That will mean the construction of all that is necessary, all that anybody contends for—a 60-foot road almost out to the boulevard at Forest Hills, at a saving to the City of Boston of \$80,000 as compared with the expense under the special act. If any man can make any fair, honest opposition to such an order I would like to hear it.

Coun. BUCKLEY—Mr. President, the gentleman refers to the Finance Commission and he evidently takes his authority from them. I would like to ask him if he considers that the Finance Commission represents the citizens of Boston.

like to ask him if he considers that the Finance Commission represents the citizens of Boston.

Coun. KENNY—I believe absolutely that they do represent the citizens of Boston—absolutely, in every detail, in every essential, in every respect, conscientiously, fearlessly and honestly.

Coun. BRAND—Mr. Chairman, I move that this order be referred to the next city government.

Coun. KENNY—And I hope that motion will not prevail, Mr. President.

The motion to refer was lost

The motion to refer was lost.
The order was rejected.
Coun. BUCKLEY doubted the vote and asked

Coun. BUCKLEY doubted the vote and asked for the yeas and nays.

The order was rejected, yeas 1, nays 6, Coun. Buckley voting yea.

Coun. KENNY offered an order—That the Mayor be requested to petition the Highway Commissioners for the construction, under the general laws relating to the laying out of state highways, of a part of Washington street as a state highway, to wit from La Grange street to Netropolitan avenue.

wit, from La Grange street to Metropolitan avenue, at a width of 60 feet. Passed.

#### SIDEWALK ORDERS.

Coun. COLLINS offered an order—That the Superintendent of Streets make a sidewalk along both sides of Newhall street, between Pierce avenue and Ashmont street, Ward 24, in front of the estates bordering thereon; said sidewalk to be from 3 to 10 in the states and the sidewalk to be from 3 to 10 in the states.

and Ashmont street, ward 24, in front of the estates bordering thereon; said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of gravel with granite edgestone, under the provisions of chapter 437 of the Acts of 1893.

Coun. BALLANTYNE offered an order—That the Superintendent of Streets make a sidewalk along both sides of Hutchings street, from Elm Hill avenue to Blue Hill avenue, Ward 21, in front of the estates bordering thereon; said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone with granite edgestone, under the provisions of chapter 437 of the Acts of 1893.

Coun. BRAND offered an order—That the Superintendent of Streets make a sidewalk along both sides of Hancock street, between Columbia road and Winter street, Ward 20, in front of the estates bordering thereon; said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of brick with granite edgestone, under the provisions of chapter 437 of the Acts of 1893.

with granite edgestone, under the provisions of chapter 437 of the Acts of 1893.

Coun. BRAND offered an order—That the Superintendent of Streets make a sidewalk along both sides of Melville avenue, between Washington street and Dorchester avenue, Ward 20, in front of the estates bordering thereon; said sidewalk to be from 3 to 10 inches above the gutter adjoining, to be from 5 to 12 feet in width, and to be built of artificial stone with granite edgestone, under the provisions of chapter 437 of the Acts of 1893.

Severally passed.

#### SALARY OF MISS COLA

Coun. BUCKLEY called up No. 3, special assign-

Coun. BUCKLE 1 called up No. 3, special assignment, viz.:

3. Ordered, That until otherwise ordered the compensation of Miss Mary A. Cola, stenographer and typewriter for the Inspector of Claims, be at the rate of fifty dollars (\$50) per month from January I, 1911, said sum to be paid from the appropriation for City Council, incidental expenses.

Passed.

#### CONFIRMATION OF APPOINTMENTS.

Coun. BRAND called up No I, unfinished business, viz.;

1. Action on appointments submitted by the Mayor January 23 of William Coakley, Fred M. Crosby and Arthur W. Hill to be Weighers of Coal for the term ending April 30, 1911.

The question canne on confirmation. Committee, Coun. Brand and Attridge. Whole number of ballots cast 6, yeas 6, and the appointments were confirmed.

#### POLES ON STREETS.

Coun. BRAND offered the following:

City of Boston In the Year Nineteen Hundred and Ten.

An Ordinance To Amend Section 15 of Chapter 9 of the Ordinances of 1910.

Be it ordained by the City Council of Boston, as follow

Section fifteen of chapter nine of the Ordinances of 1910 is hereby amended by striking out the whole of said section and inserting in place thereof the

Sect. 15. Said commissioner shall, when authorized thereto by an order of the street commisthorized thereto by an order of the street commis-sioners, issue such a permit to a responsible person for the purpose of placing and maintaining in the streets poles for the support of wires, on a con-dition the terms of which shall be those hereinbefore stated in section nine of this ordinance, and in addi-tion that the wires applies for the agentic that tion that the person applying for the permit shall keep said poles well painted and in good condition, to the satisfaction of the commissioner; shall keep the name of the person owning the pole distinctly the name of the person owning the pole distinctly painted on the crossbars used and occupied by him on the pole, and also on the pole at a point not less than six feet nor more than eight feet from the ground; shall allow the departments of the city, free of all charge, the exclusive use of a crossbar and a portion of each pole, the same to be designated by the street commissioners, for the purpose of placing wires thereon; shall not suffer or permit any other person to place or keep wires on said poles, or upon the fixtures thereto affixed, without permission being first obtained in writing from the street commissioners; shall not remove any pole erected under missioners; shall not remove any pole erected under this order until, and shall remove any pole when, directed by the street commissioners so to do; and that on the violation of any term of these conditions the said commissioner shall remove the poles at the

the said commissioner shall remove the poles at the expense of the person owning them.

Coun. BRAND—Mr. President, the object of that ordinance was to obviate the conflict between ordinance and statute. A part of the ordinance which was passed here creating the Board of Public Works is in direct conflict with the statutes or the revised charter, placing the care of poles in the hands of the Street Commissioners and not of the City Council. By adopting this amendment you will obviate any possibility of conflict and confusion and avoid a great deal of annoyance. I move that this be referred to the Committee on Ordinances.

Ordinances The ordinance was referred to the Committee on

#### PROTECTION OF FLAG POLE.

Coun. BRAND offered an order-That the City Coun. BRAND offered an order—That the City Messenger be authorized to place a piece of galvanized iron around the base of the flag pole at Andrew square, South Boston, for the purpose of wheels coming in contact therewith, the expense thus incurred to be charged to the appropriation for City Council, incidental expenses.

The order was declared not passed.

Coun. BRAND—Mr. President, I doubt the vote, and in doubting the vote I wish to say that I understood the President to rule that the order was rejected. Am I right?

President BALLANTYNE—The order was declared not passed.

clared not passed.

Coun. BRAND—Mr. President, this contemplates a very small expenditure for preserving the

plates a very small expenditure for preserving the flagstaff in that square.

The order was declared passed.

Coun. KENNY—Mr. President, I may be too late now, but I addressed the Board before the action was declared on that proposition. I don't care if the expense is only 25 cents.

President BALLANTYNE—Do you move a green idention?

reconsideration?
Coun. KENNY—Yes, I do, Mr. President.
Reconsideration prevailed.

Coun. KENNY-Mr. President, I would like to

Coun. KENNY—Mr. President, I would like to know by what authority this Board directs anybody to spend \$25 or 25 cents on a matter of that kind. I wish the President would answer me.

Coun. BRAND—Mr. President, I think it is the duty of every member of this Council where it becomes necessary to protect the city's property to use every reasonable, honest, fair means within his power to do so. It has been represented that this flagstaff which was creeted at a cost of perhaps \$700 or \$800 in Andrews square is being ruined by the hubs of the wheels of wagons driving up to the watering trough. To protect it the City Messenger, in whose charge all the flagstaffs of the city are, is asked to have the pole protected with a piece of galvanized iron. I think it is my duty as a member of this Council, and the duty of Coun. Kenny, to look out for the city's interests in these matters.

Coun. KENNY—Mr. President, it seems to me my duty is to call it to the attention of the proper officer and not tell him to spend the money. That

officer and not tell him to spend the money.

omeer and not ten min to spend the money. That is his duty.

Coun. COLLINS—Mr. President, in order to find out just whose duty it is, I move reference of the order to the Executive Committee.

The order was referred to the Executive Committee.

(See action later, under "Executive Reports.")

#### RECESS.

On motion of Coun. COLLINS the Council voted at 4.09 p. m. to take a recess, subject to the eall of the Chair.

The members reassembled in the Council Chamber and were called to order by President BAL-LANTYNE at 4.56 p. m.

#### EXECUTIVE COMMITTEE REPORTS.

Coun ATTRIDGE for the Executive Commit-

Coun ATTRIDGE for the Executive Committee, submitted the following:

(1) Report on order (referred to-day) that the City Messenger be authorized to place a piece of galvanized iron around the base of the flag pole at Andrews square, South Boston, the expense incurred to be eharged to the appropriation for City Council, incidental expenses—that the order ought to pass.

Coun, KENNY-Mr. President, I was in error earlier in the afternoon in stating that this property earlier in the atternoon in stating that this property was the property of some other department. I understand now that it is property under the eare, keeping and eustody of the City Council. Therefore, Coun. Brand was quite correct in his position and I desire to vote for the order.

Report accepted; order passed.

(2) Report on order (referred January 16) requesting transfer of \$4,500 for Bay Street Tunnel—that the same be referred to the next City Council.

Report accepted; said reference ordered.

(3) Report on message of Mayor, communica-tion and order (referred January 16), for transfer-of \$5,000 from Reserve Fund to special appropria-tion for Prince Street Playground, improvements recommending its passage in the following new

draft:
Ordered, That the City Auditor be, and hereby is, authorized to transfer the sum of two thousand dollars (\$2,000) from the Reserve Fund to a special appropriation for Prince Street Playground, improvements, to be expended under the authority of the Board of Park Commissioners.

President BALLANTYNE—The Chair will rule that the order is irregular, that the Council has no right to reduce an order for transfer.

Coun. BRAND—Mr. President, that being your ruling, I move that the matter be especially assigned to the next meeting of the Council, on Saturday.

The motion to assign to the meeting on Saturday was earried.

was earried.

#### NEXT MEETING.

On motion of Coun. BRAND it was voted that when the Council adjourn it be to meet on Saturday, February 4, at 2 p. m.

#### GENERAL RECONSIDERATION.

On motion of Coun. BRAND the Council refused a general reconsideration of all action taken

Adjourned, on motion of Coun. BRAND, at 5.01 p. m., to meet on Saturday, February 4, at 2 p. m.

# CITY OF BOSTON.

# Proceedings of City Council.

Saturday, February 4, 1911.

Final meeting of the City Council, held in the Council Chamber, City Hall, at two o'clock p. m., President BALLANTYNE in the chair. Absent—

The Council voted, on motion of Coun. McDON–ALD, to dispense with the reading of the records of the last meeting.

#### WORK ON ROXBURY HIGH FORT.

The following was received:

City of Boston, Office of the Mayor, February 2, 1911.

To the City Council: To the City Council:

I desire to recommend that the sum of three thousand dollars (\$3,000), appropriated by your honorable body at its last meeting for the completion of High Fort Observatory, otherwise known as Roxbury High Fort, be expended by the Superintendent of Public Grounds instead of the Superintendent of Public Buildings, and have prepared the accompanying order, which effects this change.

Respectfully,

John F. Fitzgerald, Mayor.

Ordered, That the sum of three thousand dollars (\$3,000), appropriated for the completion of the Roxbury High Fort, be expended under the direction of the Superintendent of Public Grounds instead of the Superintendent of Public Buildings. The order was passed, yeas 8, nays 0.

### NOTIFICATION OF APPOINTMENTS.

The following was received:

City of Boston, Office of the Mayor, February 3, 1911.

Office of the Mayor, February 3, 1911.

John T. Priest, Esq.,
City Clerk, Boston, Mass.:

Dear Sir,—I hereby notify you that the following appointments heretofore duly certified to you are for the terms provided in chapter 486 of the Acts of 1909, and that the appointees named are to hold office until the dates specified in the inclosed list, unless removed by the Mayor in accordance with the provisions of section 14 of chapter 486 of the Acts of 1909: Charles D. Daly, Fire Commissioner, April 30,

1914.

Louis A. Ginsburg, Trustee for Children, April

30, 1915.
Salem D. Charles, Street Commissioner, January 4, 1914.
John F. Cronin, Trustee for Children, April 30,

Louis K. Rourke, Commissioner of Public Works, April 30, 1915. William J. Casey, Superintendent of Printing,

April 30, 1914.

Respectfully,
John F. Fitzgerald, Mayor. Placed on file.

#### NOTIFICATION OF RESIGNATIONS.

The following was received:

City of Boston,

Office of the Mayor, January 31, 1911.

John T. Priest, Esq.,
City Clerk:
Sir,—In order that it may be made a matter of record, you are hereby notified that I have accepted the resignation of James H. Smyth from the office of Superintendent of Printing, to take effect on January 31, 1911 January 31, 1911.

Respectfully, John F. Fitzgerald, Mayor.

City of Boston, Office of the Mayor, January 31, 1911.

John T. Priest, Esq.,
City Clerk:

Sir,—In order that it may be made a matter of record, you are hereby notified that I have accepted the resignation of Herbert F. Price from the office of Consumptives' Hospital Trustee, to take effect on January 12, 1911.

Respectfully,
JOHN F. FITZGERALD, Mayor.

City of Boston,
Office of the Mayor, January 31, 1911.
John T. Priest, Esq.,
City Clerk:
Sir,—In order that it may be made a matter of record, you are hereby notified that I have accepted the resignation of Mrs. Rachel S. Thorndike from the office of Children's Institutions Trustee, to take effect on December 16, 1910.
Respectfully,
JOHN F. FITZGERALD, Mayor.
Severally placed on file.

Severally placed on file.

#### APPOINTMENTS BY PUBLIC WORKS COMMISSIONER.

Notice was received from L. K. Rourke, Commissioner of Public Works, of the appointment of James H. Sullivan to the position of Division Engineer in charge of the Highway Division of the Public Works Department; Frederic H. Fay to the position of Division Engineer in charge of the Bridge and Ferry Division of the Public Works Department; Frank A. McInness to the position of Division Engineer in charge of the Sewer and Waterworks Division of the Public Works Department; all to take effect February 1, 1911. February 1, 1911. Placed on file.

### CONSOLIDATION OF DEPARTMENTS.

The following was received:

City of Boston,
Board of Commissioners of the
Department of Parks,
February 2, 1911.

Department of Parks,
February 2, 1911.

Walter Ballantyne, Esq.,
Chairman Boston City Council:
Dear Sir,—At the meeting of the Park Board held this afternoon the newspaper accounts of the last meeting of the Council were called to the attention of the Board. In these the Board of Park Commissioners had been quoted as favoring the adoption of the ordinance touching the Public Grounds, Music, Bath and Park Departments and public celebrations, and merging them into one Recreation Department.

We desire to say that the ordinance now under discussion by the City Council has never been referred to the Park Board for approval or disapproval. The Board has never heard of the proposed ordinance officially. To inquiries from the Finance Commission the Board replied that it was unwilling to express a fixed opinion at such short notice. The proposal of the Finance Commission did not embrace at that time the public celebration branch of the city's work. On the question of the city baths and gymnasia the Park Board wrote the Finance Commission that these seemed at first thought to be more intimately connected with sanitary work than with ours and that we were not much informed as to the duties of the Music Department.

The work even as proposed by the Finance Com-

ment.

The work even as proposed by the Finance Commission has looked larger and larger to us the more we have considered it, not to speak of the many and varied additions now suggested. Hence the Board voted at the meeting to-day that they disapprove very strongly of the proposed ordinance being adopted.

Yours your truly.

Yours very truly,
ROBERT S. PEABODY,
JAMES M. PRENDERGAST,
DANIEL H. COAKLEY,
Board of Commissioners of the Department of Parks.

Placed on file.

#### MINORS' LICENSE.

President BALLANTYNE presented the petition of Edith Russell for permits for children under

fifteen years of age to appear at Kossuth Hall, evening of February 7.

The rule was suspended on motion of President BALLANTYNE, and a permit was granted on the usual conditions.

#### PUBLIC LANDS.

Coun. COLLINS, for the Committee on Public Lands, submitted the following:

(1) Reports on various papers—recommending reference of same to the next City Council, viz.:

Communication from A. M. Johnson (referred November 21) relative to sale of land, Gibson street

and Dorchester avenue.

Message of Mayor, communication and preamble and order (referred October 24) for release of land at Common and Warrenton streets to J. H. Mann.

and order (referred October 24) for release of land at Common and Warrenton streets to J. H. Mann. Message, communication and preambles and order (referred January 23) releasing rights of eity in land on Hemenway street and Fenway.

Reports accepted; said references ordered.

(2) Report on petition of Bartholomew H. Couig (referred July 18) for modification of certain restrictions on land corner South street and Park road, Ward 23—recommending reference to Park Commissioners for action by them.

Report accepted; said reference ordered.

(3) Report on message of Mayor, communication and order (referred September 28) to release restrictions on land on Peterborough street, Ward 11—recommending reference to Law Department for report to next City Council.

Report accepted; said reference ordered.

(4) Report on petition of Charles H. Wentworth (referred January 23) that the city join in placing certain land under lands registration actrecommending reference to Law Department for report and order to City Council.

Report accepted; said reference ordered.

#### EXECUTIVE REPORTS.

HALE, for the Executive Committee, Coun. HALL, for the Executive Committee, submitted a report on proposed ordinance (referred January 23), abolishing the Bath, Music and Public Grounds Departments and transferring their duties to the Park Department—recommending passage of ordinance in following new draft:

City of Boston.

City of Boston,
In the year nineteen hundred and eleven.
An Ordinance
Abolishing the Bath, Music and Public Grounds
Departments and transferring their duties to
the Park Department.
Be it ordained by the City Council of Boston,

the Park Department.

Be it ordained by the City Council of Boston, as follows:
Section 1. The Park Department shall after this consolidation be known as and called the Park and Public Recreation Department.

Sect. 2. The park and recreation department established under the charge of the board of park commissioners, consisting of three commissioners, the chairman to receive a salary of \$5,000 per annum and give his entire time to the work of the department, which board shall exercise the powers and perform the duties herein enumerated and all other powers and duties not herein specifically enumerated which are required by existing laws or ordinances to be exercised and performed by the park commissioners, the superintendent of public grounds, and the trustees of the bath and the music departments. The commissioners shall construct, improve, equip, govern and regulate the Common, the Charlesbank, including the passageway under Cambridge bridge. commissioners shall construct, improve, equip, govern and regulate the Common, the Charlesbank, including the passageway under Cambridge bridge, Commonwealth avenue, Back Bay Fens, Jamaica-way, Arnold Arboretum, Franklin Park, Marine Park, North Brighton Playground, Dorchestet Lower Mills Park, North End Park, Charlestown Heights, Charlestown Playground, Wood Island Park, Fellows Street Playground, the playground on M street, South Boston, the grounds of Commonwealth Park, and all other lands taken by the board, by purchase or otherwise, for park purposes or for playgrounds, and have the eare and superintendence of the public grounds of the city and such other parks, playgrounds, public grounds and ways as may be placed in the charge of the board by the city or by the board of metropolitan park commissioners; shall make rules for the use and government thereof, and fix penalties for breaches of such rules, not exceeding twenty dollars for each offence to be imposed by any court of competent

jurisdiction; shall appoint a general superintendent, two deputy superintendents, a musical director, who shall have charge of the music division, engineers, surveyors, clerks, and other officers; define the powers and duties of such officers and fix the

the powers and duties of such officers and fix the amount of their compensation.

Sect. 3. Said board of park commissioners shall have the care and superintendence of all trees belonging to the city; shall trim all shade trees belonging to the city; shall trim all shade trees standing in the street so they shall not interfere with public travel; shall carry out all orders of the street commissioners made after public notice and hearing to remove trees standing in the street; shall upon request of the officer having charge of the public lamps trim in such manner as said officer may require any tree which interferes with the proper lighting of a street, and shall cause all statutes and ordinances for the protection of trees, shrubs and flowers in the public grounds and streets to be strictly observed. to be strictly observed.

shrubs and flowers in the public grounds and streets to be strictly observed.

Sect. 4. Said board of park commissioners shall have the care and custody of all bath houses, whether for all the year round use or floating bath houses in salt water for summer use, bathing beaches, swimming pools and gymnasia now or hereafter provided by the city, and shall construct every such new bath house and gymnasium for which an appropriation may hereafter be mide.

Sect. 5. Said board of park commissioners shall have the charge and control of the selection of public music to be given either indoors or in the open air, for parades, concerts, public celebrations and other purposes under the authority of the city council, except entertainments for children on the fourth of July; shall determine the parties to furnish the same, make the contracts and expend the moneys to be paid from the city treasury for such music, and perform all other duties given by statute or ordinance to the former board of music trustees. Sect. 6. Chapter seven, chapter twenty-six, chapter twenty-eight and chapter thirty-three of the Revised Ordinances of 1898 and all ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Sect. 7. This ordinance shall go into effect upon its passage.

The report was accepted and the question came

its passage.

The report was accepted and the question came
the ordinance in the new draft.

The report was accepted and the question came on the passage of the ordinance in the new draft.

Coun. BRAND—Mr. President, I am very much surprised that this Council persists in acting so hastily on such an important matter as this. I do not believe that the several members of this Council are sufficiently informed in regard to this ordinance; and, while I am in no sense an obstructionist and do not wish to be considered in that light I do feel that due ears should be used in all light. I do feel that due ears should be used in all light, I do feel that due care should be used in all matters of importance relating to the city's welfare. I believe in adopting all due precaution and every honorable means of increasing the efficiency, and at honorable means of increasing the efficiency, and at the same time decreasing the expense of conducting the various departments of the city. I was not opposed to the consolidation of the various departments and the creation of the Department of Public Works, but I was opposed to the form of the ordinance. It was full of inaccuracies and flaws, and I thought it was unwise to pass it in that form. But the majority of the Council saw fit to pass it. They believed—I think honestly—that it was a good thing for the city, and they acted accordingly. The consolidation of the various street departments and the proposed consolidation of the park. good thing for the city, and they acted accordingly. The consolidation of the various street departments and the proposed consolidation of the park, public grounds, bath and music departments, are entirely different. On the one hand, the departments were conducted by paid heads, on the other hand by an unpaid board. I do not believe any unpaid board can devote sufficient time to the proper conduct of an important department such as this ordinance contemplates. I am convinced, if you are going to make this consolidation, that the responsibility should be placed in the hands of men who are paid for it; but I question the right of this City Council to make this consolidation. If I understand the statute correctly, it is in direct conflict with chapter 24 of the statutes relating to the City of Boston, the consolidated Statutes of 1908, which is plain and explicit. It says that:

"There shall be a board of park commissioners of the City of Boston, consisting of three persons, not members of the City Council, one of whom shall annually be appointed by the Mayor subject to confirmation by the board of aldermen, for the term of three years beginning with the first day of May in the year of his appointment, and until his successor is appointed and confirmed."

Then it goes on to state what the duties of the commissioners are and what shall be done. This

Park Commission is created by statute. rark Commission is created by statute. Inis ordinance contemplates the consolidation of various other departments with that department—which I think we have no right to do, in the first place. If we have that authority and right, I think it should not be done until after mature deliberation and until after the matter has been gone into very carefully. Three men who are serving as an unpaid board cannot become familiar with the workings of all these departments. They must of necessity appoint deputies, or superintendents and deputies, and even then they are not informed. They are simply the recognized heads of the departments. I question whether they would have responsibility in the matter; if the workings of this ordinance were not what you expect I hardly think the responsibility could be placed on their shoulders. It seems to me that the criticism which one of the morning papers made is just. I consider it is indecent haste to try to force through at the eleventh hour an important ordinance of this character. I can see no good reason why this dinance contemplates the consolidation of varicharacter. I can see no good reason why this should not go over to the next city government. The next city government will be composed practically of the same members as you have here The next city government will be composed practically of the same members as you have here to-day. One member, myself, retires, and another member takes my place, and I believe the incoming member is in hearty accord with the majority of this Council. I feel that the responsibility should be placed on the new Council and that the ordinance should not be forced through at this eleventh hour—and the eleventh hour almost gone, at that. For that reason and because of various inaccuracies that appear in this proposed ordinance, I move you, sir, that the ordinance be referred to the next city government. This is the fourth day of February, The ordinance contemplates its taking effect on the first of February. If it goes over for another week, two weeks, or even three weeks, certainly no hardship will result, and the budget will not be made up for a month. It will not affect the city in any way, shape or manner, and I can see no reasonable excuse for wanting to force this through to-day. I believe it is a matter that the new city government should take up section by section, analyze it carefully, inform themselves on the whole subject and then decide intelligently. I do not believe there are two members of this Council who are familiar with the various provisions of this ordinance, excent as they may have heard it read are familiar with the various provisions of this ordinance, except as they may have heard it read. I do not believe there are two members of the Council familiar with the amendment to section 2 Council familiar with the amendment to section 2 as offered by Coun. Kenny. I do not believe there are two members here who know what that section 2, with the changes in it, refers to. I do not believe they know what Coun. Kenny was aiming at when he had this section 2 redrawn—and I would like to ask Coun. Kenny at whose suggestion the change was made, if he will answer?

Coun. KENNY—Mr. President, do I understand that the gentleman desires to have me answer him now? I intend when he finishes to say something to the Board.

thing to the Board.

Coun. BRAND—I will waive the quest on for the time being, and the councilor will have ample opportunity to answer. I would like to know, finally, what prompted the amended section, who authorized it, who suggested it, what the reason was and what he hopes to gain by the amendment? I believe every member of this Council wants to be fully informed on this subject and if they do they certainly cannot fail to agree with me that this should go over to the next city government. I certainly hope that the members here will upon second thought agree with me and will vote to refer the matter to the next city government.

thought agree with me and will vote to refer the matter to the next city government.

Coun. KENNY—Mr. President, the very reasons which the gentleman urges for postponement—which, I understand, are that there is to be a new city government—fail utterly in the very next sentence, when he says that the personnel of the Board is not going to change, with the exception of one member. The very members who have been over this matter and who have threshed it out from week to week for several months are to remain in over this matter and who have threshed it out from week to week for several months are to remain in office, and the gentleman who is objecting, protesting against our acting on this matter, is the one who is going to leave us. In the first place, if I may call attention to the fact, he is reading from an old draft of the ordinance, the first draft put in here, which does not contain the changes and amendments, and he is being misled by that paper. I am afraid, when he says that some members have not looked into this matter very thoroughly, that he is striking pretty near home. I want to say, in the first place, that we are acting strictly within our rights and strictly under the charter, and for the information of the gentleman I am going to read to him what the

of the gentleman I am going to read to him what the Mayor of Boston said when he recommended to this Council the adoption of this very thing that we are going to pass on now. It was this:

"Under section 5, chapter 486, of the Acts of 1909, the Mayor and the City Council are empowered to reorganize, consolidate or abolish departments, in whole or in part; transfer the duties, powers and appropriations of one department to another, in whole or in part, and establish new departments."

Now, that is exactly what we are doing, precisely. You could not clothe in language any more expli-

You could not clothe in language any more explicitly and clearly the very thing that we are doing here, as stated in the charter. Action has not been hurried upon this matter. On the I7th of October the Mayor sent a communication to this Council recommending the adoption of an ordinance — not, of course, in the form in which this proposed ordinance appears, because at that time it was not in form, but he recommended such action as we now contemplate. And what does he say about it?

contemplate. And what does he say about it? He says:

"The Park and Public Grounds Departments do work so similar that the distinction between them seems to be merely a nominal one. The Bath and Park Departments also perform similar functions, in part, the former having charge of the public baths and gymnasiums, while the latter conducts both baths and outdoor gymnasiums in several of the playgrounds under its control. The summer concerts of the Music Department are chiefly given in parks where the permanent music stands are located, and the appropriation for public celebrations is used for athletic games and music as well as for entertainments of a miscellaneous character."

And he goes on from that point:

"While each of these departments has done good work under the conditions imposed upon it, there

work under the conditions imposed upon it, there is no doubt that substantial improvements could is no doubt that substantial improvements could be made. Certain items of expenditure could probably be curtailed, but more particularly the work could be laid out on a broader plan, so that a final balance would be maintained between the needs of the different sections of the city and the claims of the different branches of the service. Though actual friction may seldom arise, there is a lack of correlation when activities which from their nature should be parts of a single harmonious system are carried on separately, each branch working out its own results without comparison or consultation

its own results without comparison or consultation with the others.

"Rational recreation for congested city populations is now recognized as a form of social hygiene, a powerful preventive of disorder and disease and a wise investment for any municipality. The subject should be looked at as a whole and a due proportion observed among the various recreative functions performed by the city. This, in my judgment, may best be accomplished by bringing all these functions together under a single department." ment.

Mr. President, if we should sit here for a week and discuss the matter, we could not put it in more concise, clear or logical form than the Mayor has done in his own communication; and still the gendone in his own communication, and sain the gen-tleman says we are doing this hurriedly—and this was last October, mind you. Again—later, another branch of the city government took up this matter for investigation and made a report to the city for investigation and made a report to the city government recommending in like terms the consolidation which we propose. I am not going to take up the time of the members here by reading from these reports. Each member has had the opportunity, as I have had, to go over them, and I believe we have all been over them and understand them. Simply for the sake of keeping the record clear, and in order that there may appear on the record a denial of the statements made by my friend froni Dorchester, Coun. Brand, I take this opportunity to set him and the Board right in this matter. In the matter of the amendments, Mr. President, I am responsible for the amendments, I hold myself responsible as far as there is any responsibility in that matter, and I would say that my friend is again in error when he says there is responsibility in that matter, and I would say that my friend is again in error when he says there is no provision made for paying the commissioners. We have already agreed this afternoon in executive session to pay the chairman a salary, so that he may give a part of his time at least—we should expect the whole of it under certain conditions—to the fulfillment of the duties of the office which we have greated. I think I can say for every member have created. I think I can say for every member of this Council that we should all deplore the giving up of their offices by the present Park Commission. They are men eminently qualified for the duties

of the office. It has been a patriotic service. They linve performed their work satisfactorily, with energy, with ability, with foresight, and we should lave performed their work satisfactorily, with energy, with solity, with foresight, and we should all he very, very sorry to lose their services. It would be deplorable. Nevertheless, as I have already said to-day in executive session, we are not building for the present. Meu come and men go, city councils come and city councils go, but this ordinance is intended to go on and to meet conditions as they will exist in Boston not only this year but in other years to follow. While we should deplore the giving up of their office by any of the commissioners, nevertheless, that question cannot fairly enter into this matter. This is a public matter. We must make provision for the fulfillment of the duties of these positions as we think fair, just and proper, without regard to individuals, and, while we all hope that the chairman of the Park Commission and his confrères on that Board will remain with the city, nevertheless, if they must go, we hope and believe the Mayor can and will be able to find other men who will also perform those duties satisfactorily. The chairman of the Park Commission, under this ameudment, is entitled to receive a salary of \$5,000. He need not, however, take it if he does not want it He can allow it to remain in the treasury. I understand that he is a gentleman whose income is far in excess of that sum, but I also understand that, as has been the case with certain other officers, if he does not want it, but if he does not want it to past. It will be his right to take it if he does want it. Out if he does not want it, it is a simple matter for him to do as others have done at times in the past, allow it to remain in the treasury. When he leaves the office it may be that his successor will not be as well off in this world's goods as he is, and he may need that moncy. It is no disgrace to need money and to earn it honestly.

Coun. BRAND—Mr. President, Coun. Kenny said that my remarks, part of them at least, struck very near home in reference to knowledge of this ordinance. In reply to that I will simply say that a hit bird always flutters. Coun. Kenny made the flutter. I want to correct a statement he made in reference to something which he attributed to me. I did not say that this ordinance did not contemplate paying the chairman of this commission. I referred to unpaid boards, and I still reiterate that the Park Commission of the City of Boston is an unpaid board. About twenty minutes ago the Executive Committee, or part of them, decided that they had better pay the chairman of the Park Commission \$5,000. It is a hastily drawn ordinance, and the new draft is presented here embodying in it a salary of \$5,000 for the chairman. I simply make this statement as a correction. I am going to refer again to this so-called old draft of the ordinance, and I want to call your attention to a little conflict of authority here in the second section, or section 2, unless they have corrected is since I have read it over. There have been so many corrections that it is hard to keep track of them. No, I guess they have not corrected it. It says here in section 2—

Coun. KENNY—That is the old draft that you are reading. Coun. BRAND-Mr. President, Coun. Kenny

Coun. KENNY-That is the old draft that you are reading.

Coun. BRAND-That this new commission Coun. BRAND—That this new commission shall appoint a general superintendent, a musical director who shall have charge of the music division; and then in the first section of section 5 it says: "Said Board of Park Commissioners shall have the charge and control of the selection of public music to be given, either indoors or in the open air." That is, they have a musical director who does not direct. He is not in authority, or anything else. He is a mere pawn on the chess board. The Park Commissioners are the ones who shall say what the music shall be. This is of minor importance, I realize, but it simply goes to show how the ordi-Commissioners are the ones wno small say music shall be. This is of minor importance, I realize, but it simply goes to show how the ordinance is drawn in a faulty way, and I presume there are a great many more inaccuracies in it. Coun. Kenny failed to answer fully the question I asked, and I am going to repeat it. Coun. Kenny, who suggested the amendment of section 2 of the ordinance? He said that he drew that, and I don't question that at all; but who suggested the drawing of it? Whose idea was it? Did you work it wourself?

Coun. KENNY—Are you asking me that question now? I think you had better finish.

Coun. BRAND-Will the councilor answer?

Coun. KENNY-I must decline to answer questions in this manner. I shall be very glad when the gentleman finishes to answer any questions. Coun. BRAND—I will excuse the councilor for

Coun. BRAND—I will excuse the councilor for the present.

Coun. KENNY—I don't ask to be excused.

Coun. BRAND—I suppose likely he does not care to answer it very fully, anyway. However, I shall accept any reply he makes after I take my seat. I have not heard the councilor say anything which would change my opinion in regard to this matter. I still think that the passing of an important ordinance like this at the very last meeting, and almost the closing minute, the closing moments of this Council, is the most unwise thing that the Council could possibly do, and I still repeat that I trust that the Council will in its wisdom refer this to the next city government. this to the next city government.

this to the next city government.

Coun. KENNY—Mr. President, the position of the gentleman who has just spoken reminds me of the position of the chairman of a board of selectmen in one of our suburban towns. There was a matter before the board on which he had already expressed an opinion to some friend, letting the cat out of the bag by saying, when a person in favor of the proposition argued before the Board, "No, I don't think that is so." Finally the advocate of the measure said, "Can't you be convinced?" "Yes, I think I could perhaps, but I would like to see the man who can convince me." That is probably the attitude of my friend here. Probably there is not on the earth's surface the man who can convince him to vote this afternoon for this ordiably the attitude of my friend here. Probably there is not on the earth's surface the man who can convince him to vote this afternoon for this ordinance. Coming back to the matter before us, he spoke of the musical director. Of course the musical director is a subordinate under the control and supervision of the Park Commission. It must be so. The commissioners will have charge of the department. We all hope, as far as these departments are concerned, that they are going to be managed with the same care, skill and forethought as at present. The amendments here provide for the appointment of two deputy superintendeuts, one for the public grounds and one for the baths. The same skill that has been at the command of the city heretofore in the management of these departments is not going to be interfered with. It is a consolidation, as in the case of the Board of Public Works. We have no doubt that the Park Commissioners will recognize the efficiency of the men who have brought about the present condition of these various departments and recognize that efficiency. We certainly hope that they will. That is a matter of course for the Park Commissioners.

Inat is a matter of course for the Park Commissioners.

Coun. HALE—Mr. President, I have listened with a good deal of interest to the arguments on both sides of this question. As far as I can make out—I wish to be corrected if I am wrong—only two arguments have been advanced against it by my frieud from Dorchester. The first was one easting doubt upon our right, our legal power, to pass this ordinance, which was drawn up by the city solicitor; and the other objection was that we were acting in undue haste in passing an ordinance on the 4th of February that was introduced to our body on the 24th of October. I would like to ask Coun. Brand whether there are any other objections to this proposed consolidation than these two I have mentioned.

Coun. BRAND—Will you kindly repeat your question? I did not hear it.

Coun. HALE—Have you any other objections to this, Mr. Brand, other than that you think we have no legal right to pass this ordinance, and that you think we are acting too hastily?

Coun. BRAND—Mr. President, in answer to the councilor I would say that one of the objections which I have made, which will probably appeal to the councilor who has just returned after an absence of six months—and I will stand on that ground—is that we are not sufficiently informed to pass that ordinance to-day. The legal aspect I

ground-is that we are not sufficiently informed to ground—is that we are not sufficiently informed to pass that ordinance to-day. The legal aspect I have referred to incidentally; but the main reason is that I don't think the members of this Council have had time to look into this thing enough and to inform themselves—and that is particularly applicable to my esteemed friend across the way.

Coun. HALE—Mr. President, might I ask the councilor how long he wants to look iuto an ordinance of this kind, if three and one-half months is not long cnough?

not long cnough?

Coun. BRAND—Mr. President, this ordinance as drafted was sent to the Council on October 17, or it is dated October 17. It was received here on October 24, as appears in the minutes of October 24, bearing the date of October 17. Now this Council did not consider the matter at that time, and has not considered it until very recently, and I don't

think that Coun. Hale has given it any considera-

tion whatever.
Coun. KENNY-Mr. President, the gentleman

means that he has not considered it.

Coun. Brand's motion to refer the matter to the next City Council was declared lost. Coun. BRAND doubted the vote and asked for the yeas and navs.

The motion to refer to the next City Council was

lost, yeas 2, nays 6:
Yeas—Coun. Brand, Buckley—2.
Nays—Coun. Attridge, Ballantyne, Collins, Hale,
Kenny, McDonald—6.

The question came on the passage of the ordi-

nance.
Coun. BUCKLEY—Mr. President, I move that section 2 of this proposed ordinance be amended by making the salary of the chairman \$6,500 and the salaries of his two associates \$5,000 each, and that they give all their time to the city.

section 2 of this proposed ordinance De amended by making the salary of the chairman \$6,500 and the salaries of his two associates \$5,000 each, and that they give all their time to the city.

The question earne on the adoption of Coun. Buckley's amendment.

Coun. BUCKLEY—Mr. President, I make this amendment hoping that if the ordinance is passed this amendment will be a part of the ordinance. I believe absolutely that if men are given the powers and responsibilities which this proposed ordinance gives these three men they should he compelled to give all their time to the city, that they should have no outside business interests or other interests, and that they should get a fair compensation for the work which they do. We have been very fortunate in our Board of Park Commissioners in Boston, but I have it on good authority that those men will not serve the city with the increased responsibilities which this consolidation will give them, and it is not fair to ask an unpaid board to serve the city in this matter. A member of this Council said when the question was asked if they were willing to assume the additional duties which the consolidation would entail, that he knew they would, when as a matter of fact no member of the Council knew that they would. Now, we are going a little too far into this consolidation business. Coun. Brand said a while ago that he was not necessarily opposed to consolidation, but that he was opposed to the ordinance which was introduced, because there were glaring inaccuracies in it. I am not only opposed to the ordinance, hut I am also opposed to the ordinance which was introduced, because there were glaring inaccuracies in it. I am not only opposed to the ordinance, hut I am also opposed to the ordinance which was introduced, because there were glaring inaccuracies in it. I am not only opposed to the ordinance which was introduced, because there were glaring inaccuracies in the interest of this idea that we must consolidation, because I believe it is absolutely wrong. It takes away t at all we would have had that plan instead of Plan 2. So you cannot say that at all we would have had that plan instead of Plan 2. So you cannot say that this charter was accepted by the people of Boston, who were instructed properly with respect to the sections of the charter. The only thing that was brought out on the public platform was the fact that in one case the people absolutely ruled and that in the other case we had conventions, which we wanted to do away with so that the people could rule their own city. Now a small coteric of men is ruling the entire city, and the great mess of the taxpayers don't get an opportunity to say what they want and what they ought to have. I am very much surprised at the gentleman from South Boston (Coun. Kenny), for whom I have the highest respect. He knows as well as I do that the people whom he ought to represent do not believe in this consolidation. If the ordinance is going through I hope my amendment will prevail.

Coun. BRAND—Mr. President, just a word. If possible, I would like to move a division of the question. The ordinance, as it came to us, did not provide for any remuneration whatever, and I believe the Park Commissioners, composed of such men as Robert S. Peabody, Mr Prendergast and Mr. Coakley, would scorn to take a dollar of the eity's money for holding such a position. I think it is an insult to them to offer it to them and I would move you, sir, a division of the question; if possible,—shall the ordinance pass, in the first place, and shall we pay the chairman \$5,000?

President BALLANTYNE—I would suggest to the councilor that a very good way to test that question would be to vote on the amendment offered by Mr. Buckley.

question would be to vote on the amendment offered by Mr. Buckley.

Coun. BRAND—Mr. President, I will say that I am unalterably opposed to the city's spending one dollar for the services of the chairman of the Park Board. He accepted the office knowing that there was no compensation, and the added duties which you contemplate by the passage of this ordinance I presume he would cheerfully accept.

The question came on Coun. Buckley's amendations of the country and the country are contemplated to the country and the country are contemplated to the country are contemplat

The question came on Coun. Buckley's amend-

ment.

Coun. BUCKLEY—Mr. President, before you put that question I would like to state something for the benefit of Coun. Brand. He certainly does not expect that all these men who have manifold duties to perform will continue in that position if they have increased responsibilities placed upon them. They cannot afford to give their time to the city for nothing, and at the same time they are the best men that we could possibly get. I hope the ordinance will not go through at all, but if it does go through I hope there will be a provision for a salary for each official under it.

The question came on Coun. Buckley's amend-

The question came on Coun. Buckley's amend-

ment.
Coun. BRAND—Mr. President, do I understand that it is impossible to divide the question?
President BALLANTYNE—The Chair cannot see any way to divide the question. The amendment is that the chairman of the commission receives a salary of \$6,500 and the other two members \$5,000 each, and give all their time to the work of the department.

55,000 each, and give an their time to the work of the department.

The amendment was rejected, yea 1, nays 7, Coun. Buckley voting yea.

The ordinance as reported in the new draft was passed, yeas 6, nays 2, Coun. Brand and Buckley votine year. voting nav.

## PAYMENT FOR ABOLITION OF GRADE CROSSINGS.

Coun. ATTRIDGE offered an order—That the City Treasurer be authorized to pay from any funds in the treasury, on bills approved by the Commissioner of Public Works, any expense incurred in carrying out the orders of any commissioners or court relating to the abolition of grade crossings, and shall replace the sums so paid from the money received from the state and other parties as their share or proportion of said expense.

Passed.

Passed

# ORDINANCES.

Coun. BRAND for the Committee on Ordinances, submitted a report on ordinance (referred January 30) to amend section 15 of ordinance concerning Public Works Department—that the same ought to pa

cerning Public Works Department—that the same ought to pass.

Coun. BRAND — Mr. President, this amendment to the ordinance was in answer to a letter received by the Corporation Counsel in regard to a communication sent to us from Commissioner of Wires, Mr. Cole. He made a recommendation, if you remember, in regard to the height of wires, changing them from 25 feet to 21 feet from the ground to allow the city to use the lower crossarm instead of the upper one, as at present. Corporation Counsel Babson writes as follows:

"As to the Wire Department. The letter of the Commissioner of Wires and the sending of it by the Mayor to the City Council seems to have been written and done in ignorance of the change made in the city charter by section 28 of the charter amendments of 1909. That section, as far as this subject goes, transfers to the Street Commissioners the jurisdiction exercised by the Board of Aldermen concerning the use of public ways for the location of conduits, poles and posts for telephones, telegraph, street railway or illuminative purposes. All

matters spoken of by Mr. Cole in his communication are now within the control of the Street Commis-sioners and not of your Board."

The report was accepted and the ordinance

passed.

# ANNIVERSARY OF DESTRUCTION OF "MAINE."

Coun. BUCKLEY offered an order—That his Honor the Mayor be requested to cause the bells to Honor the Mayor be requested to cause the bells to be rung at 9 a. m., noon and sunset and flags on all city staffs to be raised at half-mast, on February 15, the thirteenth anniversary of the destruction of the battleship "Maine" in Havana Harbor, Cuba, the expense attending the same to be charged to the appropriation for City Council, incidental expenses. Coun. BUCKLEY— Mr. President, this is an order that has been passed for several years, and generally introduced by Coun. Curley. Owing to his absence to-day I have been requested to introduce the order and to read this letter, so that you may know from whom it came. I believe absolutely in the order and that it should pass. This is the letter:

801 Columbia Road,

letter:

S01 Columbia Road,
January 15, 1911.

Congressman-elect James M. Curley:
My dear Friend,—Will you kindly request his
Honor Mayor John F. Fitzgerald, through the
Board of Councilors, as you have kindly done on
the 10th, 11th and 12th anniversaries of the destruction of the battleship "Maine" in Havana Harbor, to
have the bells tolled, at 9 a. m., noon and sunset
and flags on all city flagstaffs (parks, schools and
public buildings) put at half-mast (and memorial
exercises in our schools) on this the 13th anniversary of the destruction of the battleship "Maine" in
Havana Harbor, Wednesday, February 15, 1911,
in memory of her brave heroes who sacrificed their
lives on the "altar of duty" and with respect to their
comrades of the Spanish-American war?

With respect to the memory of the late Mayor
John F. Fitzgerald, the councilors and yourself for
the passage of the bill, for the observance of Battleship Maine Day the past three years, and looking
forward to the same this year, I am,
Your sincere friend,
SIGSBEE CHIDWICK DONOVAN.

"Then let us ever keep them in mind,

"Then let us ever keep them in mind, Let faithful memory linger yet, And let the flags droop, and the bells toll low, 'Lest we forget! Lest we forget!'"

The order was passed.

# APPROPRIATION FOR PRINCE STREET PLAYGROUND.

President BALLANTYNE called up special assignment, No. 1, viz.:

1. Report of Executive Committee recommending the passage of the following:

Ordered, That the City Auditor be, and hereby is, authorized to transfer the sum of two thousand dollars (\$2,000) from the Reserve Fund to a special appropriation for Prince Street Playground, improvements, to be expended under the authority of the Board of Park Commissioners.

Indefinitely postponed, on motion of President Ballantyne.

## BUILDING PERMITS, NORFOLK STREET.

Coun. BRAND called up past assignment, No. 3,

viz.; 3.

3. Ordered, That in view of the loan order now pending before the City Council for the widening of Norfolk street, that the Building Commissioner be requested to refuse to grant any permits for the erection of any buildings out to the present street. line, and to revoke any permits granted for the erection of such buildings, pending the passage of the loan order for the widening of said street.

Indefinitely postponed, on motion of Coun. BRAND.

# BRANCH LIBRARY, CHARLESTOWN.

Coun. BUCKLEY ealled up past assignment,

No. 4, viz.:
4. Message of the Mayor recommending the passage of the following:

Ordered, That the City Auditor be authorized to transfer the appropriations of \$15,000 each from the appropriations for "Branch Library, Charlestown, Estate," and "Branch Library, Charlestown, Alterations and Completion," to an appropriation for "Branch Library, Charlestown," Indefinitely postponed, on motion of Coun. BUCKLEY

### WATER METER ADJUSTMENT BOARD.

Coun. BUCKLEY called up past assignment,

No. 5, viz.:
5. Ordered, That the Water Commissioner, through his Honor the Mayor, be directed to establish a "Water Meter Adjustment Board," to tablish a "Water Meter Adjustment Board," to consist of three master plumbers. The said Water Meter Adjustment Board shall have the sole authority to revise all bills that in the opinion of property owners or tenants may be deemed

Indefinitely postponed, on motion of Coun.

BUCKLEY

## REFERENCE OF UNFINISHED BUSINESS.

Coun. BRAND offered an order-That all matters of an unfinished nature in the hands of the several committees of this City Council be referred to the City Council of 1911.

# SYMPATHY FOR COUN. CURLEY.

Coun. BRAND offered the following: Resolved, That the members of the City Council tender to their colleague, Coun. James M. Curley, their sympathy for him in his present illness and their sincere wishes for his speedy recovery. Ordered, That the City Clerk forward a copy of these resolutions to Coun. Curley.

Adopted by a unanimous rising vote.

# TAXES ON ART MUSEUM PROPERTY.

Coun. BUCKLEY offered an order-That his

Coun. BUCKLEY offered an order—That his Honor the Mayor be requested to investigate the published statement that the Art Museum property was purchased by the Copley Square Trust in 1902, and that said trust evaded paying taxes upon said property for a number of years, and if said statement is found to be true that his Honor the Mayor take the necessary legal steps to collect all taxes owed on said property.

The order was read a second time and the question eame on its passage.

Coun. BUCKLEY—Mr. President, within a week in a periodical published in Boston there appeared a statement that the title to the Art Museum property was passed to the Copley Square Trust in 1902 and that they have not paid any taxes on that property for the past eight years, or ever since they held it, up to the present year. If that state of facts exists it is only right that the people, the owners, whatever you may call them, of the Copley Square Trust should pay the taxes on every piece of property they own. As I understand it, the statement was made that they owed about \$300,000 or so for taxes on that piece of property. These men, who pose as the reformers in Boston, who practically run the City of Boston to-day, ought to be compelled to pay the taxes on every piece of property which they own and I hope the Council will pass this order so that we may have a fair statement of the facts in the case. If the title to that passed in 1902 I trust that legal measures will be taken to compel this company to pay the taxes.

The order was passed. pay the taxes.
The order was passed.

WIDENING OF NORFOLK STREET. Coun. BRAND called up past assignment, No. 2,

Ordered, That the sum of \$100,000 be appropriated, to be expended under the direction of the Board of Street Commissioners for the widening of Norfolk street, Dorchester, from Codman square to Dorc's Bridge, and that to meet said appropriation the City Treasurer be authorized, with the approval

of the Mayor, to issue bonds or certificates of indebtedness of the city to said amount.

Referred to the next city government on niotion of Coun. BRAND.

#### CARE OF SHADE TREES.

President BALLANTYNE called up past assign-

ment, No. 6, viz.:
6. An ordinance concerning the Public Grounds
Department and the care of shade trees. (Contained in Document 138.)

Referred to the next city government on motion of Chairman BALLANTYNE.

# MINUTES AND DOCUMENTS FOR MEMBERS.

Coun. McDONALD offered an order—That the City Messenger be authorized to cause a sufficient number of the City Council Minutes for 1910 to be number of the City Council Minutes for 1910 to be bound in the usual manner, and to supply each number of the City Councils of 1910 and 1911 and each of the heads of the several city departments with one copy of the same, also the usual number of copies for the Boston Public Library, the expense incurred for said binding to be charged to the appropriation for City Council, City Council proceedings. Passed

Coun. McDONALD offered an order-That the Coun. McDONALD offered an order—I hat the City Messenger be authorized to supply each member of the City Council of 1910 and 1911 and each of the heads of the several city departments with one set and the Public Library with the usual number of sets of the city documents for 1910, when completed and bound.

Passed.

#### PRINTING OF CLOSING PROCEEDINGS.

Coun. BRAND offered an order—That the closing proceedings of the City Council for 1910 be printed as a city document, and that the Superintendent of Printing be directed to have copies thereof printed, containing the members' portraits and a group picture of the members and officers of the Council, and to distribute said copies and copies of said pictures among the members of the City Council, the expense incurred to be charged to the appropriation for City Council, incidental expenses. expenses. Passed.

# GENERAL RECONSIDERATION.

Coun. HALE moved a general reconsideration on all matters, hoping the same would not prevail. Lost.

#### CLOSING PROCEEDINGS.

Coun. BRAND offered the following

Resolved, That the thanks of the City Council be extended to Walter Ballantyne for the able manner in which he has presided over the meetings of this body for the municipal year of 1910.

The question came on the passage of the resolution

tion

Coun. BRAND said:

Coun. BRAND said:

Mr. Clerk, the curtain is about to fall for the last time on the City Council of 1910. Our work is ended. I am the only one to retire. Before retiring I have a few words to say, and I would like to address myself briefly to the members of the Council before I attend to the President's case. I wish to say to you, Coun. Hale, that it has been a pleasure to me to serve here in the Board of Aldermen and in the new City Council with you. It has been a source of regret not only to myself but to the other members of the Council that your illness has prevented your attendance at all our meetings. We all hope that your vacation and the change have vented your attendance at all our meetings. We all hope that your vacation and the change have restored you to your wonted health and vigor. I hope, councilor, that your health will be spared for many years and that the city will enjoy your services. As for Coun. Curley, who is unavoidably detained to-day on account of illness, we all rejoice with him, I am sure, in his distinguished elevation in the public service, having been elected to one of the lighest offices within the gift of the people, that of a representative in Congress in Washington. It is one of the greatest compliments that a man could

receive, as he was elected in the largest congressional district of Massachusetts. I regret exceedingly that he is now at the hospital and has been sional district of Massachusetts. I regret exceedingly that he is now at the hospital and has been detained there on account of a serious illness. I trust that his recovery will be speedy and that he will soon be restored to his duties as councilor. The relations of Coun. Buckley and myself since he has been a member of this Council have always been most friendly, and I believe that his sterling honesty will appeal to his constituents as it does to the members of this Council. I am confident that every time he votes he does so with a sincere desire to do his full duty to the city and to the people whom he directly represents. I congratulate him upon his re-election to the office which he occupies as a member of this city government, and I bespeak for him an unbroken success as long as he desires to fill public office. Coun. Attridge served in the Board of Aldermen with us, Mr. President, and I am glad to have heen a member of this Chamber with him. I believe he is dominated wholly and at all times by a sense of duty, and I believe that he is one of the most useful members of our Council. While we do' not always agree on matters of public interest, I respect him for his opinions and I trust that I have his respect. I wish for him continued success in public life. his opinions and I trust that I have his respect. I wish for him continued success in public life. As for my good friend on the right from South Boston (Coun. Kenny), I feel sure that Old Colony avenue and McNary Park will not suffer in the years to come at his hands. I know he will always raise his voice for what he thinks is right and needed for South Boston, and I hope he will display the same zeal when this New Haven Railroad trust, better known as the Park Square Trust, comes before this Council. I hope he will give it the same diligent scrutiny that he does all matters that have come before the present Council, and I feel same diligent scrutiny that he does all matters that have come before the present Council, and I feel sure that he will do so. If he will do that I am confident that the interests of the city will be safeguarded. I don't believe he would ever submit to the New Haven road requiring the City of Boston to purchase \$300,000 or \$400,000 of property for the extension of a street to benefit their property at the city's expense. I am glad that he is to remain in the Council another year. I consider him one of my warmest friends. While I have differed with him many times I know that he is honest at heart and honest in purpose. I congratulate the city on having you, Mr. Councilor, as a differed with him many times I know that he is honest at heart and honest in purpose. I congratulate the city on having you, Mr. Councilor, as a member of the city government, and I hope that you will be spared for many years and will be called upon to fill public office for years to come. You have my best wishes. My good friend, Coun. McDonald, who has sat on my left during the year, always has a smile and a joke, and he never forgets his old friend over in Charlestown. It is needless for me to mention his name. As the distinguished councilor has been returned to this Council this year I congratulate him. I confess distinguished councilor has been returned to this Council this year I congratulate him. I confess-and I think he will agree with me—that his halo is somewhat smoky (laughter), but I believe that he will be impressed with the importance of his position and will do his full duty to the city. He has a long term to serve, and I hope that the halo association will feel so well satisfied at the close of his three years' service that they will say to him, "Well done, thou good and faithful servant." My good friend, Coun. Walter Collins, my colleague from Dorchester, on your shoulders, sir, is placed a serious responsibility. You represent the largest district in this city, containing more than a fifth of the entire population, directly; indirectly you represent the entire city. We have served together for a year and are still friends and neighbors. I congratulate you upon the indirectly you represent the entire city. We have served together for a year and are still friends and neighbors. I congratulate you upon the fact that you have two years more of service to the city. I believe that you have the interests not only of our immediate section at heart, but the interests of the entire city. I helieve that you will perform your duties fearlessly and well. I wish to leave in your care and keeping, believing that you will safeguard them with fidelity, the extension and widening of Norfolk street and the construction of Medway street bridge. I hope you will not forget these two needed inprovements in our section in the coming year, and I helieve that both are possible of consummation. I shall watch your career with interest and applaud your every act which merits applause. I bespeak for you, brother Collins, a successful career, and I trust that as long as you see fit to fill public office, it will be yours. You have my best wishes. And now I want to say a word to the memhers of the official staff of the City Council. My tenure of office has resulted in the making of many friendships, and none that I have made here do I prize more

lrighly than that for my good friend, John Dever, the Clerk of Committees. Always genial, good natured, kindly and ready to give assistance, always ready to serve, he is one of the most faithful officials that the City of Boston or the city government of Boston has. I believe that he will fill the office he now holds with credit to analysis team to serve, he is one of the most faithful officials that the City of Boston or the city government of Boston has. I believe that he will fill the office he now holds with eredit to himself and to the city for many years, and for as long as he desires. Brother Dever, you have my best wishes. To the Assistant Clerk, the secretary of the Council, Arr. Frank X. Chisholm, who has served in that capacity for a great many years, I want to extend my thanks for the many courtesies I have received at his hands. Always courteous, agreeable and abliging, he is one of the useful officials of our City Council, and to him I extend my thanks. I want also to thank our worthy and esteemed friend and official, John T. Priest, City Clerk. My association with him has been most pleasant. I am pleased to have been of service in electing him to the exalted position which he holds. He is a credit to the city, absolutely honest and incorruptible. I wish for him a long life and a successful one. To his assistant, Wilfred J. Doyle, I want to say that at his lands I have received many courtesies. I have enjoyed his friendship in the years that I have been here. I am indebted to him for many favors and kindnesses, and I believe he is one of the most efficient officials we have. He is thoroughly posted on city affairs, and no man knows the work, the routine of the City Clerk's office and the work of the city government better than he. I wish for him a most successful eareer, and I hope that as long as he wishes to hold office here in the City of Boston it will be his privilege to do so. You have my best wishes, Mr. Assistant City Clerk Doyle. Mr. City Messenger Leary is another friend of mine, whom I have always found obliging, kind aud eady to assist in every way he possibly can. I think that he fills a niche here in the city government no other could fill with equal ability. He has been here a great many years and is familiar with every detail of the work. I want to thank him for his many kindnesses, and I hope he will be reta respected friend, Edward W. Harnden, the official stenographer. When some of our new members took office they rather questioned the wisdom of retaining a stenographer to make verbatiin reports of the remarks made by them. I am confident that every one of such members is satisfied that he was wrong in his conclusions, and that the wisdom of the final decision has been amply justified by the efficient service which he has rendered. He has certainly made friends with every member here. Mr. Harnden, you will please accept my heartfelt thanks for all your courtesies, and I wish for you a long eareer of official usefulness. I desire also to express my appreciation of the services of Officers McHugh and Leahy, and I would not forget the officer who has left us. I had the pleasure of his acquaintance for a number of years and regret his untimely taking off. But Officer MeHugh has been here on guard for a great many years, is known to every man who visits City Hall, and is intimately associated with our Council. I wish to thank Officer McHugh, and to tell him, as one member of the City Council, that I appreciate his efficient conduct of his office and am glad to number him among my acquaintances. I wish for you, Officer MeHugh, a long life and a happy one, and a continuance in office as long as you desire it; and I extend the same wishes to Officer Leahy and the other officers with whom we come in contact. And now I want to say just a word to the members of the Press, the molders of public opinion. The success or failure of a member of this Council is due largely to the members of the Press who are represented here. They can make out number. They can make good men bad and they can make bad men good. I came here almost a total stranger to them. There are one or two who have left the staff since I became a member of the city government with whom I was somewhat acquainted. But I want to say that nothing contributes to the success of the city government so

much as the useful men who sit around the reporters' table. Every one is an artist in himself, and well adapted to fill the place, and he does it in a most able and efficient manner. I congratulate each and every paper represented here on having the services of such valuable men. I want to thank the reporters for the many courtesies that I have received at their hands. I feel honored to have their acquaintance and their friendship, and I thank them. Mr. President, you and I have served together for three years and a month in the city government, and we have never had any serious differences. You occupy a position which I occupied before you. We both deplore the ruthless flight of time. It seems but a month since your election to the exalted position you occupy, and the year iu which I served as chairman of the Board of Aldermen passed altogether too quickly. While my occupancy of that chair was more strenuous election to the exalted position you occupy, and the year in which I served as chairman of the Board of Aldermen passed altogether too quickly. While my occupancy of that chair was more strenuous than yours has been, it was simply because I had a larger body to handle, and I had a number of men who wanted to talk more than the present Council has wanted to talk. Sometimes they wanted to talk all at once, and some of them wanted to occupy the greater part of the time. I had a pleasant experience, however, but also a severe one. There were times when I felt like using something besides a gavel to preserve order. You, on the contrary, have had a mild summer sea to sail upon. Everything has been sunshiny and pleasant with you. You are to be congratulated on being the first president of the new City Council under the new charter, and you have one more year to serve. I presume that if you desire it, you will be returned to the Council at the end of that time. What your future years will bring forth I am unable to say, but I want to express to you the high esteem I hold for you as a man, as a member of the City Council and as a friend. I believe that you have not the faculty of making friends, and the members of the Council are to be congratulated on having selected you as their leader. While it has not perhaps been always pleasant to rule as you have been compelled to do, I feel that you have always ruled as you felt was just and fair to the members, and as you thought was absolutely right. You have not always been on time; sometimes you have called the meetings late, Mr. Balantyne, but I think that has not hurt your feelings very much. The members of the Council have for you a high appreciation as a man and as a presiding officer, and they want to express to you in some times you have dealled upon to perform a more pleasant one than I am going to perform to-day. Old eustoms and usages have been swept away by the new charter, but the members of the City Council and the officials want to show to you in some substantia engagements—yes, and to keep his political engagements. So that you may always be prepared to be on time, it becomes my great pleasure, on behalf of the City Council and the officials, to present you, sir, with this beautiful gold watch and chain. Every link in that chain represents a link in the chain of friendship which you have formed since you have been a member of the city government; and we trust that you will necept this token with our love and good will. (Applause.)

The resolution was adopted by a unanimous rising yote.

rising vote.

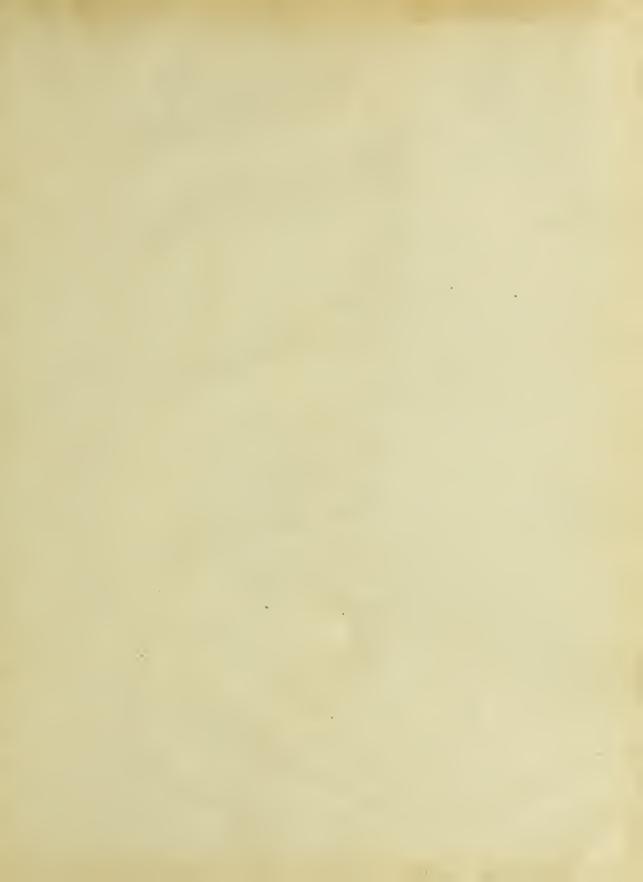
Presideut BALLANTYNE—Mr. Clerk and fellow members of the City Council, I have listened here trying to think of something to say in response to the many kind words that have been uttered by my good friend and colleague, Coun. Brand, and in rising to respond I believe I have undertaken one of the most difficult tasks that I ever undertook in my life. I came here to this government three years ago an entire stranger to every member of the Board of Aldermen, with one exception, and with that one I had only a slight acquaintance for a year or two. I came, as I say. acquaintance for a year or two. I came, as I say, an entire stranger, and in a very short time I found many friends. A friendship sprang up between other members of the Board and myself that year which I prize very highly and which I

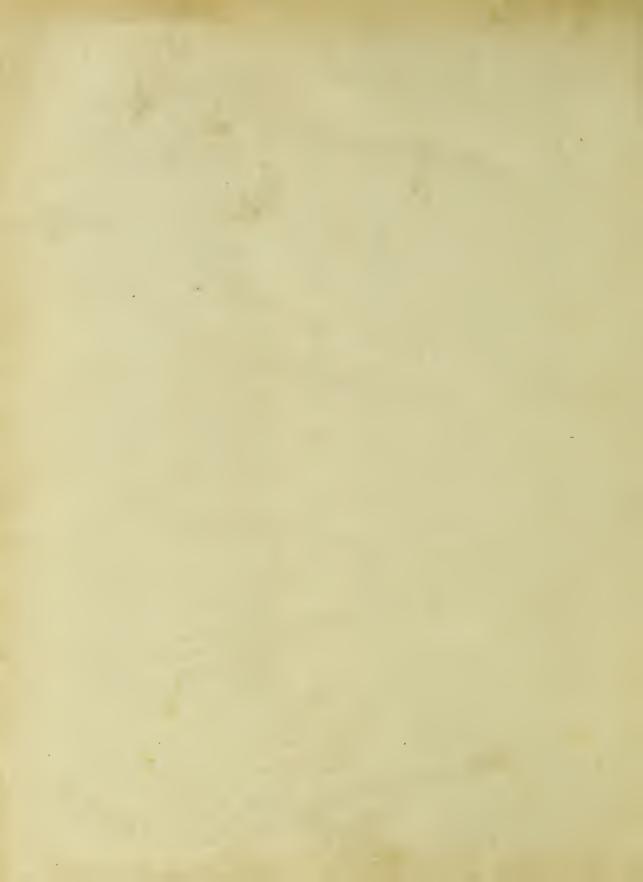
hope will last long. Among those members was my good friend Coun. Brand, as well as Coun. Curley, whom I am sorry to say has been unable to be with us the past few weeks. In passing I sincerely hope and trust that Coun. Curley will soon be restored to perfect health, so that he may again take up his duties in the City Council. In my second year's experience in the Board of Aldermen I had two other members of the present City Council with me, Coun. Hale and Attridge. The friendships that I made in that Board during the second year are as warm to me to-day as those of the first. Then we come down to the present City Council. There were four new men who came in last year, all entire strangers to me. It seems to me the words of Coun. Brand are right when he says that I have the faculty of making friends. I never suspected it before, but during my experience here I have found myself in the hands of friends when I have grasped the hand of any member of this Council. I am not going to detain you with any long speech. The hour is late and I know what awaits you. But I cannot let this occasion pass without just saying one word of appreciation of the high bonor which you conferred upon me what awaits you. But I cannot let this occasion pass without just saying one word of appreciation of the high honor which you conferred upon me a year ago. At that time I promised you that I would try to fill the office to the best of my ability, that I would wield this emblem of authority impartially. I have tried to the best of my ability to fulfill that pledge, and I take this beautiful token that you have presented me with to-day as evidence that you are satisfied that I have done what I could and have fulfilled my duty to the best of my ability. I have made mistakes, and there are few men who do not. I know of no man who could fill men who do not. I know of no man who could fill an office such as this for a year without making some mistakes. But I believe you will all be charitable enough, gentlemen, to think that any mistakes I have made have been mistakes of the

head and not of the heart. I have tried to be fair with every member of this Board, and I wish to take this opportunity, without going around to the members individually, to thank the Board collectively for their great kindness and courtesy to me and for their effort to make my path smooth during my term of office. I wish to say the same thing to the City Clerk and his assistant, to the City Messenger and his assistant, to our genial friend John Dever, to Mr. Chisholm, the secretary of the Board, as well as to our very efficient stenographer, Mr. Harnden. I appreciate all the courtesies that I have received at their hands during the year. To the members I have the same thing to say. I appreciate all your kindness and courtesy, and I am sure it has happened many times during this year that you have had to be kind to me in order for me to get along in the smooth path I was trying to follow. This beautiful timepiece that you have seen fit to present to me to-day I assure you I appreciate very highly. I shall appreciate it not only for its intrinsic value but for its associations. During the remaining years of my life, whether they be few or many, every time I look upon that timepiece it will remind me of the many pleasant days and the many pleasant acquaiutances I made in the City Council during the year 1910. Gentlemen, I thank you most sincerely for your kindness during the past year and for your kind remembrance of me to-day. (Applause.) The Chair awaits the pleasure of the Board.

Coun. BRAND—Mr. President, if there is no other business to come before the Council I move that we now adjourn without day.

The Council voted to adjourn, without day, at









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