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# REPORT OF PROCEEDINGS

OF THE

# CITY COUNCIL OF BOSTON

FOR THE YEAR

COMMENCING JANUARY 3, 1962, AND ENDING DECEMBER 27, 1962



CITY OF BOSTON  
ADMINISTRATIVE SERVICES DEPARTMENT  
PRINTING SECTION

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**BOSTON CITY MESSENGER**

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TO THE

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FOR

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Christopher A. Iannella, President

James S. Coffey

William J. Foley

Peter F. Hines

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## CITY OF BOSTON.

## Proceedings of City Council.

Monday, January 1, 1962.

The members-elect of the City Council assembled in the Council Chamber, City Hall, at 10 A.M., Senior Member-elect COFFEY in the chair.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

INVOCATION BY RIGHT REVEREND  
CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Under the benign disposition of divine providence, and by the free choice of its people, the City of Boston has selected from its million citizens these servants to direct the affairs of our city. For them in the opening hours of the new year and beginning of a new term we ask the grace and favor of our great and loving God, that they may clearly understand, bravely accept, and nobly carry out the oath of service to which they now subscribe. The year is new, the term is new, the frontiers are new, to them, O God, grant new hope new courage, new vision to match the new as well as the old problems.

Thy richest and Thy choicest blessings, O God, we ask for the Mayor of the city, the Councillors, the Committeemen, and for all our brother citizens in this venerable and beloved city of my birth and of my love. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the flag.

The Chair appointed Councillors-elect Piemonte and Tierney to escort his Honor the Mayor to the chamber, and the City Messenger was requested to conduct them, and the committee appointed left the chamber.

The committee appointed to escort his Honor the Mayor presently returned escorting his Honor the Mayor and his suite.

Chairman COFFEY—Ladies and Gentlemen, I present the Mayor of Boston, the Honorable John F. Collins. (Applause.)

Mayor COLLINS—The City Clerk will read the communication from the Election Commissioners certifying as to the new members elected to the City Council and will call the roll.

City Clerk MALLOY read the certificate of election of the members to the City Council as follows:

John E. Kerrigan, 213 West Eighth street (Ward 7).

Gabriel Francis Piemonte, 65 Brook Farm road (Ward 20).

William J. Foley Jr., 15 Thomas park (Ward 7).

Christopher A. Iannella, 14 Jaeger terrace (Ward 19).

Peter F. Hines, 7 Bellaire road (Ward 20).

John J. Tierney, Jr., 32 Melville avenue (Ward 17).

Thomas A. Sullivan, 44 Msgr. Denis F. O'Callaghan Way (Ward 7).

James S. Coffey, 24 White street (Ward 1).

Patrick F. McDonough, 11 Barrington road (Ward 16).

The City Clerk called the roll of members-elect, all being present except Christopher A. Iannella, and the Mayor then administered the oaths of office to the councillors-elect who were present.

Mayor COLLINS—The City Clerk will read the certificate of election of the members of the School Committee and will call the roll.

City Clerk MALLOY read the certificate of election of members of the School Committee as follows:

Thomas S. Eisenstadt, 21 Roslin street (Ward 17).

Arthur J. Gartland, 180 Commonwealth avenue (Ward 5).

Louise Day Hicks, 1780 Columbia road (Ward 7).  
William E. O'Connor, 28 Malcolm road (Ward 19).

Joseph Lee, 43 South Russell street (Ward 3).

The City Clerk called the roll of the members-elect of the School Committee, all being present, and the Mayor then administered the oaths of office to the School Committeemen.

Chairman COFFEY—His Honor the Mayor, John F. Collins, will now deliver his Annual Message.

ANNUAL ADDRESS OF HON. JOHN F.  
COLLINS.

Mayor COLLINS—Our first task this first day of the new year 1962 must be to protect, preserve, and promote the reputation of our beloved city of Boston.

The people of Boston have labored hard in the last two years to earn a good reputation for their city—and they have earned it.

I know of no period in Boston's history to compare with the last two years, in terms of the prodigious and unstinting efforts of every element of our population to move Boston forward in every desirable direction—in every possible area of civic and municipal betterment and accomplishment.

Examples of successful achievement resulting from our cooperative and unselfish effort abound—and have not gone unnoticed either in this nation or abroad.

Yet recently publicized events demonstrate only too sadly how difficult it is to earn a good reputation and how easily that good reputation may be damaged.

The moral is that, just as in the case of liberty itself, eternal vigilance is the price of good repute.

Let me say to you—and to all who hear or may read my words—wherever they may be, and wherever they may be:

I am proud of Boston and proud of the people of Boston. Boston is on the march. Boston is not on the edge—but in the midst—of its revival—its restoration to the forefront of the cities of the world—an international leader in industry, finance, education, the cultural arts and, above all, in civic spirit.

Boston has the heart, the courage and the conviction—the faith, the determination, and the drive to do the job.

We will do that job—we're doing it now—it will be done.

And, in a few short years, when our goals are attained and our renaissance is complete, delegations of citizens from all over this country and all over the world will be visiting us to see for themselves and to learn how we did it.

I congratulate the members of our new City Council and the School Committee and I thank all those whose service has been rewarded by re-election for great and public-minded cooperation during the last two years.

I look forward to working with your Honorable Bodies during the coming two years in a same spirit of mutual cooperation and dedication to maintaining and strengthening the social, educational, economic and moral integrity of our community.

Let us—you and I—match with our own efforts the zeal, the energy, and the generosity of our citizens themselves—the unselfish contributions of time and money which the people of Boston have made to their city in the past two years.

A review of the accomplishments of the last year, and a view ahead of activities during the coming year, logically may be put under the headings, "People," "Pocketbooks," "Programs," and "Public and Private Improvements."

## "PEOPLE"

Whatever else this city is, it is a city of people—with whose safety, health, education, and welfare we are and must constantly be concerned—people entitled to the best that we can possibly provide in the municipal services for which they pay.

I would like to review briefly some of our activities in these areas, working not only for the people, but with the people.



### Protection of Lives and Property

Boston's leadership in Fire Prevention activities was nationally recognized in 1961, when our Fire Department was recognized by the National Fire Protection Association as first in this field in the Commonwealth of Massachusetts and third among all cities in the nation over 500,000 population. Our fire fighters richly deserve our gratitude and commendation.

During the year, the department furnished instruction in fire prevention and protection not only to 2,700 members of the Police Force, but to key personnel of hospitals, schools, industrial plants, and naval and military installations.

To enhance our fire protection, contracts have been awarded for ten new pumping engines, four 100-foot and two 85-foot ladder trucks, to replace old and obsolete equipment.

Matching, and even keeping ahead of, federal and state advances in the field, our Civil Defense Department has been reorganized and its activities greatly expanded in depth and quality. Additional equipment and personnel have been acquired, a basic Disaster Plan has been developed, and public education and information services vastly increased.

To deal more efficiently with communication during emergency snow conditions, an Emergency Snow Removal Center has been set up in the Civil Defense Department, coordinating the activities of representatives of all city department- and public utilities involved.

The Traffic Department, in turn, has accelerated its programs of establishing one-way streets and of installing permanent street information signs, to facilitate snow-removal and street-cleaning work. In addition, it is about to embark on a complete modernization of all traffic signals in the Back Bay system, installed over 30 years ago, and has just finalized arrangements for traffic signal control at the dangerous intersection near the Boston University Bridge.

### Protection of Health

Internal reorganization of the Hospital Department was intensified in 1961, and progress is steadily being made in implementing expert consultant advice for improving efficiency at minimal cost. I am confident that the next few years will show a noteworthy decrease in the cost to the city of this essential service.

The Long Island Hospital was inspected and accredited in 1961 by the Joint Commission of Accreditation of Hospitals, the highest national rating a hospital can receive.

The Health Department is a continuing source of pride, its activities in all directions being maintained with improving standards of efficiency. Well publicized, but still noteworthy, was its role in the highly successful program of rodent control in the Back Bay, an outstanding example of cooperation between municipal departments, the Neighborhood Associations of the Back Bay, and property owners and residents of the area, most of whom paid a share of the cost of the program.

### Streets and Public Works

Another example of successful cooperation between public agencies and private citizens is the better and cleaner appearance of our streets—resulting from the coordinated efforts of the Mayor's office, the Public Works Department, the Health Department, private citizens from every walk of life, and news, radio, and television media. Antilitter equipment has been increased, ordinances have been proposed, and a nonprofit Citizens Committee for a Cleaner Boston has been incorporated to raise funds for a permanent educational program in this field, for reasons of sanitation, cleanliness and improved civic appearance.

When the first blizzard of 1960 struck, the city's arsenal of snow-fighting equipment consisted of a fleet of vehicles which matched Boston's cowpath look of years ago in age, performance, and appearance—better suited as museum pieces than as operating apparatus.

Eighteen pieces of front-rank equipment were more than ten years old, of which seven were acquired prior to World War II.

Inadequate equipment, coupled with unusual winter storm conditions resulted in increases in 1960 snow removal costs. A start was made in correcting this situation, even as 1961 made its frosty appearance, with the result that, through

expenditures of over \$1,000,000 since 1960, we have acquired 62 new pieces of snow-fighting equipment as well as numerous new sweepers, trucks, plows, spreaders, and other mechanical and motor vehicle equipment. We therefore face the seasonal fluctuations of 1962 with greater confidence of our ability to deal with all emergencies and service requirements.

A crash program has been undertaken to catch up with previously deferred street repair of unpatched water excavation, and the department vigorously pursues the "scrubbed clean look" for our streets, with 56 five-man crews and 50 individual workers assigned full time to this work.

Until recently this program operated under discouraging conditions, as a result of the indifference of automobile parkers, and the lack of advisory traffic signs. But, as a result of the Clean-Up educational program and the cooperation of the Traffic Department in the matter of signs, operating conditions are already improving.

Nineteen hundred and sixty-one accomplishments of the Water Division are notable. As a conservation measure, water meters have for the first time been installed in all public buildings; 150 miles of waterworks were surveyed, as a result of which underground breaks were repaired, through which we were losing 2,440,000 gallons of water per day, and faulty meters were corrected, which had been delivering 1,150,000 gallons daily without charge to customers.

### Cultural and Recreational Activities

In 1961, we were fortunately able to restore to the Library Department substantially all of the appropriations which we were sadly forced to cut in 1960, with the happy result services could be furnished to the public more nearly in accordance with our universal desire.

Demolition on land acquired in the rear of the Central Library was begun in November, and the cleared site will be available for a much-needed future addition.

A splendid new branch library building was opened at Roslindale square, and sites were obtained and architects' plans are in preparation for two new branch library buildings for two of Boston's oldest districts—the West End and the North End.

The Boston Arts Festival—only partly supported with public funds—again added to our cultural pleasure and reputation, amid that kind of healthy controversy that only proves once more how fervently dedicated Boston's citizens are to the nine muses.

I am inordinately proud of and impressed by the successful efforts of a group of private citizens, organized as the "Boston Opera Association," to raise more than \$375,000 to enable the city to provide stage facilities, in the new civic auditorium, for operatic and ballet productions. We are indeed grateful to them and to all those citizens who are always ready to demonstrate their affection for Boston with more than mere words.

I wish time permitted a full summary of the work of our Parks and Recreation Department, all the way from the improved appearance of the approaches to City Hall and Faneuil Hall, to its outstanding recreational program for young and old. Suffice it to say that its myriad activities are quietly and efficiently conducted, and always within the budget.

### Public Welfare

Because of numerous federal and state legislative changes and directives, Boston's gross expenditures in 1961 for public assistance increased \$2,600,000 to \$39,740,000. For example, Travel Allowances and Leisure Time Activity Allowances were increased by the state; medical and nursing home expense increased both intrinsically and as a result of federal legislation; and coverage of Aid to Dependent Children was broadened by the federal government.

In addition, I was gratified to grant the Board of Overseers' urgent request for a 20 per cent increase in general relief, as well as a rental increase to Old Age Assistance recipients whose rental ceiling grant was inadequate to provide suitable living accommodations.

Needless to say, it is our position that all welfare costs should and must be borne in full by the state and federal governments.

While we await this eventual result, however, some light pierces through the darkness: A

fairly steady decline is being noted in Old Age Assistance cases, as the Federal Social Security System matures in years, and the net cost of welfare assistance to the city is tending to decrease, because of increasing federal and state grants to communities, especially since the state has assumed 25 per cent of cost of welfare administrative expenditures.

#### "POCKETBOOKS"

##### The Tax Rate and Budgetary Control

Where money matters are concerned, our burdensome tax rate is not only a constant threat to the city's financial integrity, but to the economic well-being of every Boston businessman and inhabitant.

While we have been able with great effort to make two successive reductions in the tax rate, I shall never be content—either as Mayor or as private citizen—with a tax rate as high, or with a tax structure as archaic, as the state government persists in foisting upon us.

Nevertheless, until the Commonwealth meets its responsibilities in this regard, we shall have to make do, by nursing our resources, by making one dollar do the job of two, and by relying on our municipal ingenuity, at the risk that we may have to defer needed improvements, to the ultimate public disadvantage.

We therefore must continue to eliminate waste, to confine expenditures to the essential, and resolutely to postpone the unnecessary, however desirable or justifiable it may appear to be.

But at the very least, we must be granted absolute budgetary control over the expenditures of every city department for which we are required to provide the operating funds. Otherwise we face fiscal anarchy.

Until the Legislature grants full control over all municipal budgets to the city, I shall insist that all departments not directly under the Mayor's jurisdiction shall exercise budgetary self-control, and caution them not to look to year-end transfers from other departmental appropriations to cure their own budgetary excesses.

For example, I shall urge that the School Committee provide for all projected expenditures in its initial budget. However, it is my expectation that the School Committee will put an end to this annually recurring problem in its area by accepting 1957 legislation to such effect, as the four newly-elected members of the School Committee are publicly pledged to do.

##### Public Employees and Pay Adjustments

Boston's public servants are a faithful, hard-working lot. Their work often goes unappreciated, and in some cases, no amount of money could adequately compensate them for the loyalty, fidelity, and constancy of their services.

It is only natural that they should aspire to wages, working conditions, and benefits equivalent to those available in private industries.

There can be no doubt that employees in the lower grades of compensation, including family heads with many years' service, have had difficulty in making both ends meet.

Accordingly, increases of \$5 per week have been granted, effective this week, to 2,600 laborers and unskilled workers in Grades 8 to 11, who receive up to \$73.75 per week maximum after 11 years; and of \$2.50 per week to 1,500 workers in Grades 12 to 15, who receive up to \$83.75 per week.

These increases will cost us about \$875,000 per year, and will not increase the 1962 tax rate, because we will have the money in the till.

In addition, and effective in 1962, the city will pay 50 per cent of the cost of a contributory health and welfare insurance plan for all city employees. This will cost us about \$1,000,000 in 1962 and \$2,000,000 annually thereafter, and, again, will not increase the 1962 tax rate, because we will have the money in the till.

Moreover, the city will undertake, through outside independent experts, a review of job classifications and rates with a view to correcting any inequities found to exist, assuming our ability to pay equals our desire so to do.

However, if all of the general salary increases currently requested were to be granted, the city would face a substantial tax increase for 1962 and an even greater tax increase in 1963—in which year we will be faced with certain uncontrollable budgetary increases approximating \$8,000,000 in excess of 1962.

Nonetheless, I say to all city employees affected—you have kept faith with the city, and the city intends to keep faith with you as our resources permit.

##### The City's Debt, Credit Rating and Interest Costs

I am very pleased to report that the city's gross debt was reduced \$7,525,000 in 1961, to \$147,300,000—a two-year reduction in gross debt of \$13,230,000.

A corresponding reduction of \$4,420,000 was made in 1961 in the city's net debt, reducing the same to \$96,600,000, for a total two-year reduction of \$6,815,000.

Temporary loans issued by the city in 1961 were the lowest since 1947, and were \$10,000,000 lower than in 1960, and \$20,000,000 lower than in 1959.

Interest cost on temporary loans was also the lowest since 1947, notwithstanding an appreciable rise in the interest rate since that year—and were only slightly more than half the interest cost for 1960.

Under legislation successfully sought by the city, and effective in 1960, the city was permitted to invest temporarily idle funds in United States Treasury bills. In 1960, the city earned more than \$73,500, and in 1961 more than \$137,500 in this manner, thus offsetting cost of temporary loans to these extents.

Interest on refunds of taxes, which amounted to \$236,000 in 1959 and \$218,000 in 1960 was reduced to \$50,300 in 1961 as a result of a policy of insisting on waiver of interest in the settlement of tax abatement cases, a saving of obvious importance to the city.

The only permanent financing done by the city in 1961 occurred on October 24, when \$4,450,000 various purpose bonds were sold at a net interest cost to the city of 3.14 per cent, as compared with 3.38 per cent on October 25, 1960, and 3.83 per cent on November 17, 1959, thus reflecting the increasing confidence of investment bankers and the investing public in Boston's credit.

Our surplus revenue balance, technically known as the "Excess and Deficiency Account" increased by \$9,130,000 in the two-year period, to \$17,500,000 as of the close of 1961. This account, I regret to say, despite this major improvement, is not available for expenditure on tax relief, until such time as further substantial reductions are made in the account for uncollected taxes.

##### Operating Surplus and Collections of Revenues

The percentage of real estate and personal property tax collections increased in 1961, and the city's actual revenues exceeded estimated revenues by \$4,000,000.

Doubtless this was facilitated by the fact that for the first time in many years the tax rate was determined in time to enable all tax bills to be mailed before August 31.

As of December 31, 1959, the city had an accumulated operating deficit of \$2,880,000. As of December 31, 1961, the accumulated operating surplus was approximately \$4,500,000.

In 1962, it is expected that the Sewer Use charge, recently authorized by the past City Council, will bring in about \$3,600,000—a direct benefit to the taxpayer because the Sewer Use charge is assessed upon tax-exempt properties which formerly contributed nothing to the installation, maintenance, and operation of our sewer system.

In 1961, the Real Property Department realized \$639,000 from sales of foreclosed property, an increase of \$110,000 over 1960, and of \$500,000 over 1959. This is exclusive of the recent sale for \$800,000 of property on Franklin and Pearl streets, which had an acquisition cost to the city of about \$400,000.

During the year, the Tax Title Division of the Law Department foreclosed 720 tax-delinquent properties, and closed 242 cases by payment in full of \$1,656,000. Together with the book value of the foreclosed properties, the city realized \$2,870,000 from this source, an increase of \$1,260,000 over 1959.

On welfare reimbursement suits brought against other cities and towns, the Law Department collected \$170,300, or about \$8,000 more than in 1960, and \$140,000 more than in 1959.

On claims for welfare reimbursement against the Commonwealth, the Law Department collected more than \$296,000 in 1961, while the city received \$1,344,000 from the Commonwealth as reimburse-



ment for veterans' benefits expenditures, or \$490,000 more than in 1960, and \$630,000 more than in 1959.

#### Economies Effected

One year ago I was able to report that, as a result of strict implementation of a "no hire, no fire" policy, the city had been able to eliminate some 760 positions, excluding the School Department. This compared with a reduction in the work force of 363 between November 1, 1957, the date of the so-called "White Paper" to December 31, 1959. It was not to be expected that we could maintain such a rate of decrease during 1961, and indeed the 1961 rate slowed in pace, as many departments approached a leveling off point as to necessary complement of working forces. Nevertheless, we have effected further reduction of approximately 200 positions during the year just past and we shall continue to maintain, in spirit and in fact, the "no hire, no fire" policy.

The city departments under the Mayor's jurisdiction not only operated within their budgets but sufficiently below their budgets to enable us to transfer \$365,000 at the year's end for the purpose of paying salary increases granted in the School Department in the absence of budgetary provision therefor.

Numerous special economies have been effected in various departments, as by the consolidation of facilities and the elimination of unnecessary facilities, but I am constantly impressed, and intrigued, by the economies effected through the Purchasing Division as a result of the application of intelligent and perspicacious business ingenuity in the purchase of supplies for the City of Boston.

By an "open door policy" to all sales representatives, sufficient information has been received to enable us to buy such items as adjustable stools, formerly costing \$29.90 each, at \$14.28 each.

By revising specifications but maintaining standards of quality, uniform cloth was purchased at \$4.29 per yard as compared with \$5.96 per yard previously paid.

By purchasing in larger quantities, parking meter and traffic posts costing \$2.98 each in 1960 were purchased for \$1.75 each in 1961, and electrocardiograph paper for the City Hospital was purchased at \$2.10 per roll as compared with a previous price of \$3.50 per roll.

In addition, the Supply Department put to very good use the laundry equipment formerly at the Dover Street laundry by transferring the same to the Boston City Hospital and Deer Island, effecting savings of \$32,500 for equipment.

#### "PROGRAMS"

Because of the obvious benefits derived from the policy on which it embarked, the city has continued its program of departmental surveys and reorganizations, with a view to increasing efficiency of city services. In addition it has stimulated interdepartmental cooperation and coordination, a good example of which is the extension of the use of the Auditing Department's data processing equipment in the preparation of 1961 tax bills, for the Assessing Department, and in the preparation of retirement deduction records for the Boston Retirement Board.

The reorganization of the Assessing Department—stemming from recommendations of a survey sponsored by the city but paid for by private citizens—appears so far to be highly successful and well received by assessing employees, and the public. Significantly, the present Commissioner of Assessing, his two Associate Commissioners, and the Chairman of the Board of Review are all men promoted from the ranks, and solely on the basis of their experience and acknowledged abilities. It is hoped that the city and taxpayers alike will benefit greatly from the streamlining and increased efficiency of this department.

Currently under study for adoption are recommendations of a survey of Building Department organization and procedures, made by a private consultant whose services were paid for by a citizens' committee appointed by the Mayor. It is expected that additional definite proposals will be made for adoption early this year.

In the Health Department, reviews and surveys have been conducted under state and federal governmental sponsorship in numerous areas of activity, preparatory to submission of reorganization recommendations, a final report as to which, is expected very soon.

In addition, an intensive review of the records, forms, and procedures of the Vital Statistics Bureau has been made which will result in the installation of business machine equipment to modernize the Bureau's activities, records and planning.

It is appropriate, under the heading, "Programs" to make brief reference to our Legislative Program for 1962.

Thirty-eight legislative proposals have been filed on behalf of Boston and none of them seeks the selfish preferment of Boston over any other city or town, nor does Boston seek by any of them to avoid any of its proper responsibilities. The program as a whole can be characterized as a serious and sincere effort on the part of the City of Boston, on its behalf and on behalf of all cities and towns in like situation, to obtain from the Governor and the Legislature that measure of equity and justice and common sense that is necessary to enable Boston and the other cities and towns to accomplish their municipal purposes expeditiously, economically, and with proper facilities.

Foremost among these measures is a renewed effort to have the state fill in the stagnant waters of upper Port Point Channel, and to install a conduit system, thus eliminating a public health menace and source of constant complaint from residents of the South End. Under the proposal the improved land would be turned over to the city for purposes of Urban Redevelopment.

Other proposals are based on the home rule principle of budgetary control by the city of departmental expenditures for which it has the responsibility to provide the money.

Other measures, founded on good sense and reason, request the state to assume 50 per cent of the cost of administering veterans' benefits, and to furnish partial reimbursement, at least, for expenditures for general relief, as well as for facilitating the transfer of the Boston Sanatorium to the Commonwealth.

Other important measures seek the allocation to the Commonwealth of a portion of the expenses for extraordinary repairs to the Suffolk County Court House and for the assumption by the Commonwealth of 50 per cent of the expense of maintaining and operating the Suffolk County Court House.

This administration will never be satisfied with the status quo. Ours will be an endless quest for superiority in city performance and service. Boston enjoys a well-deserved reputation as the Athens of America in culture and education. Our aim is to make this city the Athens of America in municipal excellence and attractiveness as well.

As indicated we have made good starts already in reorganization of several departments—Assessing, Building, and Collecting. We shall extend this systematic soul searching to the Administrative Services Department, the city's most important central control and housekeeping agency.

After seven years of operation, it is time to re-examine the role and activities of the Administrative Services Department. We need to know how it may be strengthened as my strong right arm in budgeting, personnel, management improvement, and purchasing.

I have requested the Boston Municipal Research Bureau to conduct a survey of the Administrative Services Department to be undertaken with the cooperation of its Director and with the active assistance of several of my key staff members.

#### "PUBLIC AND PRIVATE IMPROVEMENTS"

As we look back to New Year's Day just one year ago, how overjoyed we would have been to be certain that just one year later we would be assured of the Prudential Center, the Government Center, and the numerous other public and private projects for the City of Boston that are on the planning board and even on the brink of actual construction.

Most of these blessings to the city are of such recent public announcement that a detailed review is hardly necessary.

But I ask you to look back four or five years and ask yourselves, would we dared have dreamed of so much, so soon?

Yet that's what you get, when you plan for it, work for it, earn it by the amalgamation of all dedicated forces—the shoulder-to-shoulder efforts of private citizens, private industry, public officials, and city, state, and federal agencies.



The favorable decision by the Supreme Judicial Court in the Prudential Center matter has a significance going far beyond that particular project. It is a milestone in the social and economic progress of—indeed it means the economic rebirth of—the Commonwealth of Massachusetts itself. It will enable not only Boston, but all of the hard-hit cities of Massachusetts to meet the 1970's renewed, remade, and reawakened.

The dead hand of outmoded and outworn legal and economic concepts will no longer drag us down into the bitter dust.

I shall summarize only briefly what is now or soon to be realized.

In the Prudential Center: A 52-story office building, the foundation for which is already complete and construction of which may commence as early as March; a 25-story hotel, to be known as the Hotel America; a bank headquarters building for one of Boston's largest banks; a 3,000-car parking facility; a municipal auditorium with exposition and convention facilities to equal the best, and with stage facilities that will enable the residents of Boston to view the finest operatic and ballet productions.

In the Government Center: A new federal building, plans for which are being drawn; a state office building, already about to commence, and three additional state buildings, architects for which are now being selected; a new \$20,000,000 city hall, the architects for which will be selected in the coming months from more than 1,500 architects throughout the country who are submitting designs in a prize contest for the purpose.

Through private financing: A complex of office and commercial facilities in the Government Center, widespread interest in which is already evident from numerous sources.

Also through private sources who have already put their money on the barrelhead: A new 30-story office building to be erected on the site recently sold by the city to a group of British investors, on Franklin and Pearl streets.

And, only recently announced: A 25-story mercantile and residential building on Tremont street, with internal parking and recreational facilities, which I have no doubt will mean the rebirth of the Tremont street shopping area which, notwithstanding the postwar inflation, has deteriorated in present land value to 20 per cent of its former value.

On Commonwealth Avenue and Clarendon Street: A new \$3,000,000 residential structure, privately financed.

And I can assure you that there are numerous other privately sponsored commercial, industrial, and residential projects ready to go, announcement of which at this time would be premature.

We can therefore thank the Almighty, each in our own way, for the bounties bestowed and about to be granted to our beloved city, and each in our own way pray once more for the continued good welfare of our city, for the health and happiness of each other and our children, and indeed for peace, good health, and prosperity for all of mankind. (Applause.)

Councillor-elect Christopher A. Iannella now being present, his Honor Mayor John F. Collins then administered the oath of office to him.

The Mayor and his suite were escorted from the Council chamber.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

**(Stenographic copy of such debate on file in office of City Clerk.)**



## CITY OF BOSTON

## Proceedings of City Council

Tuesday, January 2, 1962.

First meeting of the City Council for the year 1962, held in the Council Chamber, City Hall, at 2 P.M., Councillor Coffey, senior member, presiding, and all the members present.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

INVOCATION BY THE RIGHT REVEREND  
CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

God of our fathers, Thy gracious providence is our shield in the stillness of each night and our strength in the struggles of each new day. Thou alone art invincible in strength and infallible in wisdom. May the splendor of the richness, the beauty, and the freedom of the spirit of God be reflected in all our aspirations and all our endeavors to make this city a place where justice, righteousness, peace, and good will prevail.

This task—the task for this Council—demands docility of spirit, strength of will, and humility of soul—and all this asks much of an imperfect nature—far more than human capacity can supply. Therefore, this prayer, this petition to a higher source is necessary. The prayers of this Council and the unheard prayers of our people whose sincere and anxious quest for peace and unity is still unsatisfied are all necessary.

In this 322d year of our city as in its first year 1630 may the motto of Boston be the petition of our hearts, Sicut Patribus Sit Deus Nobis. God be with us as He was with our fathers. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

JURORS DRAWN.

Jurors were drawn in the manner prescribed by law, Councillor Hines presiding at the box, in the absence of the Mayor.

Coun. SULLIVAN in the chair.

Sixty traverse jurors, Superior Criminal Court, to appear February 5, 1962:

Ernest A. Benner, Ward 1; Arthur G. Donovan, Ward 1; Joseph P. Hourihan, Ward 1; Vincent Nazzaro, Ward 1; Raymond A. Twomey, Ward 1; Joseph Krol, Ward 2; Victor E. Merullo, Ward 2; Timothy F. Fearon, Ward 4; Leonard Lulka, Ward 4; Kenneth A. Robertson, Ward 4; Henry B. Roche, Ward 5; Robert J. Sullivan, Ward 5; Frank J. Barton, Ward 6; Coleman F. Greene, Ward 6; Anthony J. Innello, Ward 6; Alphonse K. Sidlauskas, Ward 6; Albert R. Ford, Ward 7; Joseph A. Jakubajtys, Ward 7; Edna F. Joyce, Ward 7; Robert J. Lockhart, Ward 7; Walter B. Gathwright, Ward 8; John A. Cobb, Ward 9; Gid Gilton Jordan, Ward 9; Jean Paul Provencher, Ward 9.

John F. Callahan, Ward 10; James E. Gately, Ward 10; Irene Hering, Ward 10; Earl C. Tucker, Ward 10; Robert C. Young, Ward 10; Elizabeth L. Cunningham, Ward 11; William A. Levreault, Ward 11; Harold F. Peterson, Ward 11; Luna Lenora Barron, Ward 12; Theodore R. Peters, Jr., Ward 12; George F. Kehoe, Ward 13; William David Fitzgibbon,

Ward 14; George Salibe, Ward 15; Victor J. Visganis, Ward 15; Helen E. Burke, Ward 16; Patrick J. Joyce, Ward 16; Leo LaCamera, Ward 16; Carmelo Arena, Ward 17; Richard J. Malloy, Ward 17; Arnold Munnis, Ward 17.

Dante R. Bonito, Ward 18; David C. Fagin, Ward 18; James J. McCarthy, Ward 18; James F. McLaughlin, Ward 18; Sarah Mallick, Ward 18; Frederick E. Wilson, Ward 18; Emma M. Furst, Ward 19; Bernard H. Haefner, Ward 19; Wilfred J. Hamm, Ward 19; John E. Breen, Ward 20; Carl Malmberg, Ward 20; Matthew J. Donohue, Jr., Ward 21; Timothy F. Kennedy, Ward 21; Joseph F. Toohy, Ward 21; Ralph S. Blevins, Ward 22; Edward T. Flanagan, Ward 22.

One hundred sixty-eight traverse jurors, Superior Civil Court, to appear February 5, 1962:

Albert S. Black, Ward 1; Helen Cheevers, Ward 1; Donald W. Cook, Ward 1; Phillip Cravotta, Ward 1; Roy F. Doran, Ward 1; Edward G. Goglia, Ward 1; Fannie Mastrangelo, Ward 1; Frank A. J. Miano, Ward 1; Albert A. Palma, Ward 1; Anthony Pimentel, Ward 1; Antonio J. Socci, Ward 1; Arthur C. Tasha, Ward 1; William J. Duncliff, Ward 2; Helen C. Field, Ward 2; Joseph S. McDonald, Ward 2; George T. Mullan, Ward 2; John J. Regan, Ward 2; Edward W. Roche, Ward 2; Arthur L. Teel, Ward 2; Joseph P. Donelan, Ward 3; Robert E. Lynch, Jr., Ward 3; Ainslie L. MacPhail, Ward 3; Salvatore Miceli, Ward 3; Anna A. Onessimo, Ward 3; Emily Pugliano, Ward 3; Joseph F. Doucette, Ward 4; Stephen G. Hanley, Ward 4; Charles E. Kunberger, Ward 4; Imogene M. Lahnehan, Ward 4; John W. Ready, Ward 4; Williard H. Bradbury, Ward 5; J. Kenneth Hanlon, Ward 5; Dorothy E. Keenan, Ward 5; Frances S. Kingman, Ward 5; Walter P. McDonough, Ward 5; John J. Mohan, Ward 5; Theodore J. Quint, Ward 5; Percy L. Rideout, Ward 5; Walter H. Westmoreland, Ward 5; John B. Chebator, Ward 6; Robert E. Faherty, Ward 6; Robert E. Joyce, Ward 6; John A. Shilalis, Ward 6; Martin Young, Ward 6.

Martin B. Butler, Ward 7; Chester W. Durgin, Ward 7; Domenica G. Fano, Ward 7; Robert J. Herr, Ward 7; Joseph J. McCarthy, Ward 7; Michael W. Moran, Ward 7; Frederick M. Rooney, Ward 7; John G. Taylor, Ward 7; Mary Walsh, Ward 7; John S. Witas, Ward 7; Petty E. Joy, Ward 8; Edward T. Coakley, Ward 9; John A. Daway, Ward 9; Abraham A. George, Ward 9; Pauline I. Washington, Ward 9; Herman H. Wolfe, Ward 9; Edward L. Woodson, Ward 9; Vincent L. Agri, Ward 10; William R. Badgett, Ward 10; Guy E. Esposito, Ward 10; Robert B. Higgins, Ward 10; James McParland, Ward 10; William A. Murray, Ward 10; William C. O'Brien, Ward 10; Evelyn Spikes, Ward 10; Chester L. Arnett, Jr., Ward 11; Charles J. Calvin, Ward 11; Paul O. Irbin, Ward 11; Charles J. Johnson, Ward 11; George A. Mulrey, Ward 11; Frank A. Povilaitis, Ward 11; James C. Wood, Ward 11; Celia Brown, Ward 12; Maurice Koopman, Ward 12; Albert H. Lighter, Ward 12; Sidney Needle, Ward 12; Thelma Pittman, Ward 12; Oscar R. Pritchett, Ward 12; Fred Tucker, Ward 12; Robert E. Wells, Ward 12.

Warren J. DeLappe, Ward 13; Charles A. Fraser, Ward 13; Michael Lehane, Ward 13; Martha M. Marcelonis, Ward 13; Bronius Mikonis, Ward 13; Marie Patricia, Ward 13; John F. Quinn, Ward 13; Daniel J. Quirk, Ward 13; Samuel E. Sapp, Ward 13; William H. Sweeney, Jr., Ward 13; Andrew E. Zilonis, Ward 13; Charles S. Devean, Ward 14; George Golub, Ward 14; Mayer Hechberg, Ward 14; Patrick E. Knight, Ward 14; William J. Newcomb, Ward 14; Samuel Port, Ward 14; Eva Schwartz, Ward 14; Samuel Shemel, Ward 14; Harry Silverstein, Ward 14; Alfred E. Burgess, Ward 15; Joseph Burns, Ward 15; John W. Hannigan, Ward 15; Edward T. Hurley, Ward 15; Edward C. Moran, Ward 15; Elizabeth Pasciueco, Ward 15; Michael J. Davey, Ward 16; Daniel Gorman, Ward 16; John Hynes, Ward 16; Charles B. Kalakowsky, Ward 16; Henry L. Moore, Ward 16; Frederick T. O'Driscoll, Ward 16; Peter R. Sarkunas, Ward 16; Cletus C. Stanley, Ward 16; Geraldine A. Carr, Ward 17; Henry J. D'Alelio, Ward 17;



John F. Fitzgerald, Ward 17; Frank M. Hutchinson, Ward 17; Henry L. McQueeney, Ward 17; George W. Murphy, Ward 17; Archibald R. Stewart, Ward 17.

Joseph P. Aiello, Ward 18; Joseph H. Caroto, Ward 18; Charles E. Cochrane, Ward 18; Joseph E. Green, Ward 18; Edward J. Hubner, Ward 18; Thomas F. Lyons, Ward 18; Edward P. McCarthy, Ward 18; James J. Moynihan, Ward 18; Charles F. Paris, Ward 18; Estelle C. Rachalski, Ward 18; Arthur G. Sotir, Ward 18; James J. Cronin, Ward 19; Edward G. Dalton, Ward 19; Francis J. Donlavey, Ward 19; John E. Foley, Ward 19; George K. Harrington, Ward 19; James J. Ronzio, Ward 19; Gerard J. Anglin, Ward 20; Charles S. Aymie, Ward 20; Rosario S. Badesa, Ward 20; Frederic Cormier, Ward 20; Irene A. Flynn, Ward 20; James A. Gibbons, Ward 20; Harold J. Hickey, Ward 20; Joseph F. LaLiberte, Ward 20; Richard D. McLaughlin, Ward 20; Joseph E. McMurrough, Ward 20; Allan D. Murray, Ward 20; Bernard Cugini, Ward 21; George E. DiMatteo, Ward 21; George J. Gronlund, Ward 21; Beatrice W. Lord, Ward 21; Murray A. Weinfeld, Ward 21; Anna Marie Williams, Ward 21; Patrick F. Curley, Ward 22; John Donoghue, Ward 22; Edward J. Donovan, Ward 22; Anne K. Flaherty, Ward 22; John P. Foley, Ward 22; James E. Montgomery, Ward 22; Edmund Anthony Pivar, Ward 22; Anthony J. Salvucci, Ward 22; Robert V. Tierney, Ward 22.

Senior Member Coffey in the Chair.

#### ELECTION OF PRESIDENT.

On motion of Councillor McDonough, the Council voted to proceed to the election of a President for the municipal year 1962. The Clerk called the roll with the following result:

For Patrick F. McDonough—Councillors Coffey and Sullivan—2.

For William J. Foley, Jr.—Councillors Foley and Kerrigan—2.

For Christopher A. Iannella—Councillor Hines—1.

For Peter F. Hines—Councillor Iannella—1.

For Thomas A. Sullivan—Councillor McDonough—1.

For Gabriel Francis Piemonte—Councillor Piemonte—1.

For John E. Kerrigan—Councillor Tierney—1.  
and there was no choice.

On motion of Councillor McDonough, the Council voted to proceed to the election of a President for the municipal year 1962. The roll was called with the following result:

For William J. Foley, Jr.—Councillors Foley, Kerrigan, Tierney—3.

For Patrick F. McDonough—Councillors Coffey, Sullivan—2.

For Christopher A. Iannella—Councillors Hines, Iannella—2.

For Thomas A. Sullivan—Councillor McDonough—1.

For Gabriel Francis Piemonte—Councillor Piemonte—1.  
and there was no choice.

#### CONSTRUCTION OF FIELD HOUSE AT THOMAS J. HYNES FIELD.

Coun. PIEMONTE offered the following:

Ordered, That the Park Commissioners be, and are hereby, requested to include in the budget for the current year, a sum of money sufficient for the construction of an adequate field house at the Thomas J. Hynes Field at the Veterans of Foreign Wars Parkway in West Roxbury.

The order was passed.

#### APPOINTMENT BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointment:

Constable with authority to serve civil process upon filing a bond for the term ending April 30, 1962; Herbert Ellaser Rosenfield, 17 Donald road, Dorchester.

Referred to the Committee on Confirmations when appointed.

#### PAYMENT OF OVERTIME TO CERTAIN CITY AND TOWN EMPLOYEES.

Coun. PIEMONTE offered the following:

Ordered, That chapter 510 of the Acts of 1961 entitled "An Act Requiring the Payment of Overtime to Certain City and Town Employees at the Rate of One and One-Half Times Their Regular Rate of Compensation" be, and is hereby, accepted for the City of Boston.

#### ADOPTION OF TEMPORARY RULES.

Coun. COFFEY offered the following:

Ordered, That the rules of the City Council of 1960-1961, except Rules 14, 25, and 35, be adopted as temporary rules of this Council until permanent rules are adopted.

The order was passed.

The foregoing order of Councillor Piemonte was passed under suspension of the rules.

#### ELECTION OF PRESIDENT.

On motion of Councillor Hines, the Council voted to proceed to the election of a President for the municipal year 1962. The Clerk called the roll with the following result:

For Christopher A. Iannella—Councillors Hines, Iannella, McDonough, Sullivan—4.

For William J. Foley, Jr.—Councillors Foley, Kerrigan, Tierney—3.

For Patrick F. McDonough—Councillors Coffey, Piemonte—2.  
and there was no choice.

#### BUILDING COMMISSIONER AND REPRESENTATIVE OF LAW DEPARTMENT TO APPEAR BEFORE EXECUTIVE COMMITTEE RE HEARINGS ON BUILDING DEPARTMENT.

Coun. PIEMONTE offered the following:

Ordered, That Building Commissioner and a representative of the Law Department be invited to appear before the City Council Executive Committee on Monday, January 8, 1962, to discuss the status of hearings being held at which various members of the Building Department are being directed to testify and also to acquaint the Honorable Members of the Council with the procedure being employed at said hearings.

Passed under suspension of the rules.

#### ELECTION OF PRESIDENT.

On motion of Councillor Iannella, the Council voted to proceed to another ballot for the election of a President for the municipal year 1962. The roll was called with the following result:

For Christopher A. Iannella—Councillors Hines, Iannella, McDonough, Sullivan—4.

For William J. Foley, Jr.—Councillors Foley, Kerrigan, Tierney—3.

For John J. Tierney, Jr.—Councillor Coffey—1.

For Gabriel Francis Piemonte—Councillor Piemonte—1.  
and there was no choice.

**CONDUCT OF AUCTION FOR SALE OF CITY-OWNED REAL ESTATE.**

Coun. PIEMONTE offered the following:  
 Ordered, That the Board of Real Estate Commissioners advertise all future auctions of real estate in the "City Record" for two consecutive issues prior to the date of the auction, and that the aide attending the auctioneer at each sale be furnished with a staff at least 8 feet in height which shall be painted with red and white spiral stripes and prominently displayed in a vertical position at the site of each auction for a period of at least ten minutes prior to the commencing of the auction and throughout the time of the auction.

On motion of Councillor Foley, the order was referred to the Committee on Urban Redevelopment, Rehabilitation, and Renewal, when appointed.

**REFERENCE OF UNFINISHED BUSINESS.**

Coun. COFFEY offered the following:  
 Ordered, That all matters of unfinished business referred to this City Council by the preceding City Council be hereby referred to the appropriate committees when appointed.  
 Passed under suspension of the rules.

**INFORMATION RE GOVERNMENT CENTER PROJECT AREA.**

Coun. PIEMONTE offered the following:  
 Ordered, That the Boston Redevelopment Authority furnish to the Boston City Council the following information with respect to the Government Center Project area:  
 A. The number of dwelling units of individuals and families displaced.  
 B. A break-down of families being displayed by size and income.  
 C. The number of individuals at present living in said project area in nonhousekeeping units.  
 Passed under suspension of the rules.

**ADDITIONAL SKATING RINKS AND SWIMMING POOLS BY METROPOLITAN DISTRICT COMMISSION.**

Coun. HINES offered the following:  
 Ordered, That the Metropolitan District Commission set a convenient date to meet with the Boston City Council for the purpose of discussing locations within the city for additional ice skating rinks and swimming pools.

Coun. FOLEY moved to amend the order by adding thereto the following words:  
 "and the redevelopment of Deer Island, Long Island, the Calf Pasture and the MEBAC area on Soldiers Field Road."  
 The motion was carried.  
 The order as amended was passed under suspension of the rules.

**PETITIONS REFERRED.**

The following petitions were received and referred to the committee named, viz.:

**Claims.**

- Anthony R. DeSantis, for compensation for damage to car caused by city truck.
- Lionel D. Greene, for compensation for damage to property at East Fourth street, caused by truck of Public Works Department.
- William C. Kelley, for compensation for damage to car by city snowplow.
- Angelo Linteris, for compensation for damage to car by city car.
- Wayne L. Moore, for compensation for damage to car by snowplow.

Hubert F. Moran, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

John A. Volpe Construction Company, for refund on fee paid for amendment of building permit.

Arthur J. Wilson, for compensation for damage to car by truck of Parks and Recreation Department.

**PETITIONS FOR INDEMNIFICATION.**

Petitions of Richard M. Baldwin, Joseph A. Dantona, John J. Denehy, William J. Desmond, John F. Doyle, John J. Maffei, Walter J. McEvoy, John T. Moran, Andrew E. O'Brien, William E. O'Connor, Melzer T. Pietroski, and George P. Smith, members of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses.

Severally referred to the Committee on Claims when appointed.

**NOTICE OF HEARINGS BEFORE DEPARTMENT OF PUBLIC UTILITIES.**

Notice was received from the Department of Public Utilities of hearing to be held January 11, 1962, at 10 A.M., on petition of Boston Edison Company for location of conduit on portions of Charlesgate East in care and control of Metropolitan District Commission.

Notice was received from the Department of Public Utilities of hearing to be held January 11, 1962, at 10 A.M., on petition of Boston Edison Company for location of conduit on portions of Boylston street in care and control of Metropolitan District Commission.

Severally placed on file.

**COMMUNICATION FROM ATTORNEY GENERAL MCCORMACK.**

A communication was received from Edward J. McCormack, Attorney General of the Commonwealth of Massachusetts, acknowledging receipt of copy of resolution adopted on December 18, 1961, relative to closing of East Boston Lamp Works by General Electric Company.

Placed on file.

**APPOINTMENT OF JOHN D. MOORE.**

Notice was received from the Assessing Department of the appointment of John D. Moore as full-time assistant assessor (provisional).

Placed on file.

**DESIGNATION OF PAUL M. FINAN.**

Notice was received from the Mayor of the designation of Paul M. Finan, 47 Leicester street, Brighton, to serve, ex officio, on the Board of Review of the Assessing Department, during the current municipal year ending December 31, 1962.

Placed on file.

**DESIGNATION OF JOHN M. CORCORAN.**

Notice was received from the Mayor of the designation of John M. Corcoran, 1601 Blue Hill avenue, Mattapan, to serve, ex officio, on the Board of Review of the Assessing Department, during the current municipal year ending December 31, 1962.

Placed on file.



USE OF PROCEEDS FROM SALE OF PARK  
LAND TO SCHRAFFT'S CANDY COM-  
PANY.

Coun. HINES offered the following:  
Ordered, Through his Honor the Mayor, that the Parks and Recreation Commission be allocated the proceeds to be received from the sale of lands to Schrafft's Candy Company for the purpose of making capital improvements to the parks and playgrounds of Charlestown, and Mr. Leo Baldwin of Charlestown be invited to submit a list of local needs in this regard.

In connection with the foregoing, Councillor Foley offered the following:

Moved, That the order be amended by inserting after the words "Leo Baldwin" the following words:

"Representative Doherty, Senator Umana, representatives of the various faiths in the area, the spiritual director of the "Hawks" the director of Charlestown Boys Club, the principals of the educational institutions, public and private, in the Charlestown area, and any other citizen of the area interested in this subject."

The motion to amend was carried.

The order as amended was passed under suspension of the rules.

ELECTION OF PRESIDENT.

On motion of Councillor Hines, the Council voted to proceed to another ballot for the election of a President for the municipal year 1962. The roll was called with the following result:

For Christopher A. Iannella—Councillors Hines, Iannella, McDonough, Piemonte, Sullivan—5.

For William J. Foley, Jr.—Councillors Foley, Kerrigan, Tierney—3.

For Gabriel Francis Piemonte—Councillor Coffey—1.

Chairman COFFEY announced that Councillor Iannella having received 5 votes was declared elected President for the municipal year 1962.

President IANNELLA was escorted to the chair amidst applause.

President IANNELLA expressed his thanks to the members of the Council for his election as President. (Applause.)

COMMITTEE TO PREPARE AND REPORT  
RULES.

Coun. IANNELLA offered the following:  
Ordered, That a committee of three members be appointed by the President to prepare and report rules to govern the proceedings of the City Council of 1962-1963.

Passed under suspension of the rules.

PRINTING OF "MUNICIPAL REGISTER."

Coun. IANNELLA offered the following:  
Ordered, That the City Clerk be authorized, under the direction of the Committee on Rules, to prepare and have printed the Municipal Register for the current year; and that the Clerk of Committees be authorized to prepare and have printed a pocket edition of the Organization of the City Government; the expense of said register and organization to be charged to the appropriation for City Documents.

Passed under suspension of the rules.

TEMPORARY EMPLOYEES IN CLERK OF  
COMMITTEES DEPARTMENT.

Coun. IANNELLA offered the following:  
Ordered, That until the second Wednesday following the first Monday in January, 1964,

the Clerk of Committees Department shall consist, in addition to the officers provided for in section 1 of chapter 12 of the Revised Ordinances of 1961, of not more than nine temporary clerks and/or temporary clerk-stenographers to be appointed from time to time by the City Council, each at a salary of \$89.50 per week and of not more than one temporary clerk-receptionist to be appointed from time to time by the City Council at a salary of \$85.50 per week.

Passed under suspension of the rules.

TEMPORARY APPOINTMENTS IN CLERK  
OF COMMITTEES DEPARTMENT.

Coun. IANNELLA offered the following:

Ordered, That effective upon the approval by the Mayor of the order passed this day by the City Council and providing for not more than nine temporary clerks and/or temporary clerk-stenographers and of not more than one temporary clerk-receptionist in the Clerk of Committees Department, the following persons be, and they hereby are, appointed to the positions set against their respective names until the second Wednesday of February, 1962:

Agnes G. Dinsmore, temporary clerk-receptionist.  
Edmund T. Doyle, Jr., temporary clerk.  
Michael A. Flynn, temporary clerk.  
Anthony Marmo, temporary clerk.  
Jeanne Silver, temporary clerk-stenographer.  
Arthur Vaughn, temporary clerk.  
Frances B. Winn, temporary clerk.  
George E. Corcoran, temporary clerk.  
James P. Scanlan, temporary clerk.  
Rita G. Cimeno, temporary clerk-stenographer.

Passed under suspension of the rules.

PHOTOGRAPHS FOR MUNICIPAL  
REGISTER.

Coun. IANNELLA offered the following:

Ordered, That the City Messenger be, and he hereby is, authorized and directed to have a photograph taken of each member of the City Council, 1962, and he be further directed to have these photographs inserted in the 1962 edition of the Municipal Register; and be it further

Ordered, That the City Messenger be, and he hereby is, authorized and directed to have one group photograph taken to be hung in the Council rooms.

Passed under suspension of the rules.

MATTERS PENDING BEFORE COM-  
MITTEES.

Coun. PIEMONTE offered the following:  
Ordered, That the City Clerk be, and he is hereby, requested to draw and prepare for the next meeting of the City Council a schedule of all matters pending before the Council, and that the City Clerk further be requested to prepare each week for the convenience of the members of the City Council and the members of the public a current list of all matters standing before the committees.

Passed under suspension of the rules.

ELECTION OF MANAGERS OF OLD SOUTH  
ASSOCIATION IN BOSTON.

Coun. IANNELLA offered the following:  
Ordered, That the Council proceed to the election of two members of the City Council as managers of the Old South Association in Boston.

Passed under suspension of the rules.  
The Clerk called the roll with the following result:

For Councillor Kerrigan—Councillors Coffey, Foley, Hines, Iannella—4.  
For Councillor McDonough—Councillors Coffey, Tierney—2.



For Councillor Coffey—Councillors Foley, Piemonte—2.

For Councillor Foley,—Councillors Hines, Iannella, Kerrigan—3.

For Councillor Hines—Councillors McDonough, Tierney—2.

For Councillor Tierney—Councillors McDonough, Sullivan—2.

For Councillor Sullivan—Councillor Piemonte—1.

For Councillor Piemonte—Councillor Sullivan—1.

Coun. PIEMONTE moved that the vote for Councillors Kerrigan and Foley be made unanimous.

Coun. FOLEY moved that a roll call be taken. The motion was carried.

The Clerk called the roll with the following result:

For Councillors Kerrigan and Foley—Councillors Coffey, Hines, Iannella, McDonough, Piemonte, Sullivan, Tierney—7.

For Councillor Foley—Councillor Kerrigan—1.

For Councillor Kerrigan—Councillor Foley—1.

Councillors Foley and Kerrigan were declared elected as managers of the Old South Association in Boston for the year 1962.

Adjourned at 4.28 P.M., on motion of Councillor Hines, to meet on Monday, January 8, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

**(Stenographic copy of such debate on file in office of City Clerk.)**



## CITY OF BOSTON.

## Proceedings of City Council.

Monday, January 8, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Very Reverend Thomas Nicastro, O.F.M., Headmaster of Christopher Columbus High School, North End, was escorted to the rostrum.

## INVOCATION BY THE VERY REVEREND THOMAS NICASTRO.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

O Omnipotent God, this afternoon, dedicated and loyal servants pause to speak to You. The reason is evident: before them lies a challenging and gratifying task of improving and promoting the welfare of the wonderful people of Boston. In preparation for this day, noble goals and admirable aspirations have been blueprinted on the ambitious drawing boards of their imaginations. To give reality to these progressive and promotional projects, Your ever-present and faithful assistance is so important.

Keep them always mindful of You, their Supreme God, and inspire them to act with the courage of their convictions. Never permit human respect or weakness to cloud their thinking. On the contrary, keep them heedful that on the eternal scoreboard of values, everything is judged and credited according to the mind of an Omniscient God.

In opening each session, they will turn fervently and faithfully to You for guidance. May this prayerful moment always resurrect the sincerity, the determination, the ambition of this opening day. May their energies and efforts be motivated by the common good of Boston, rather than by the selfish, monetary attraction of material treasures or personal friendships. May all the intellectual gifts God bestowed upon them be used to make our city a model for others to admire and to imitate. This is the help we ask from You, Almighty God, as we inaugurate the opening meeting of the Boston City Council. Please hear and answer us. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## JURORS DRAWN.

Jurors were drawn in the manner prescribed by law, Councillor McDonough presiding at the box, in the absence of the Mayor, viz.:

Eight grand jurors, Superior Criminal Court, to appear February 5, 1962:

Walter Ferranti, Ward 1; Peter Puleio, Ward 1; Michael J. Edwards, Ward 2; Anthony Greco, Ward 4; Virginia Pearson, Ward 5; Harry N. Trent, Ward 5; John L. Connolly, Ward 6; Elizabeth L. Ellis, Ward 6.

Eighty-eight traverse jurors, Superior Criminal Court, to appear January 22, 1962:

Leo V. DeLobis, Ward 1; Pasquale LaPorta, Ward 1; Louis Milano, Jr., Ward 1; Joseph E. Murphy, Ward 1; Raymond Shea, Ward 1; Frederick S. Phinney, Ward 2; William Fraser, Ward 3; Thomas E. Norris, Ward 3; Priscilla H. Bragg, Ward 4; Karl Edward Kunberger, Ward 4; Sidney L. Swoopes, Sr., Ward 4; Alphonse Greco, Ward 5; Walter A. Gustafson, Ward 5; Howard Everett Haskins, Ward 5;

Richard H. Kuhlke, Ward 5; Graziella MacKinnon, Ward 5; Catherine M. McQuillan, Ward 5; Michael P. Santry, Ward 5; Russell C. Steinert, Ward 5; James E. Stevenson, Ward 5; Frank Condangelo, Ward 6; Eugene J. Provenzano, Ward 6; Anthony Burkowsky, Ward 7; Joseph J. Stafford, Ward 7; Henry C. Thompson, Ward 7.

Ralph E. Bennett, Ward 8; George O. Brown, Ward 8; George McHugh, Ward 8; Charles J. Rindone, Ward 8; Ralph Davis, Ward 9; Annette E. Dietel, Ward 9; William H. Lawrence, Ward 9; William Marrow, Ward 9; Robert W. Hearn, Ward 10; Connell H. Decoteau, Ward 11; Martin Gerald Healy, Ward 11; Edward J. Kenney, Ward 11; Florence A. Scafati, Ward 11; Dalton L. Baugh, Ward 12; Gordon L. Boyce, Ward 12; Octavius Jeffery, Ward 12; Edward L. Suber, Ward 12; Benjamin Stella, Ward 13; Bessie C. Billage, Ward 14; Lewis A. Brown, Ward 14; Joseph Dufan, Ward 14; Lazarus James, Ward 14; Francis X. McElroy, Ward 14; Jack H. Resnick, Ward 14; Sullavin Xenos, Ward 14; Francis E. Bulger, Ward 15; John B. Coyne, Ward 15; William D. Coreoran, Ward 16; Michael Halloran, Ward 16; Joseph R. Kinsella, Ward 16; William F. Meneely, Ward 16.

Vincent R. Adduci, Ward 17; Carl G. Anderson, Ward 17; Frances Goldberg, Ward 17; John O'Brien, Ward 17; Anna K. Alpert, Ward 18; Ernest Bradbury, Ward 18; George A. Cabral, Ward 18; Frank Krohn, Ward 18; Michael T. LaFort, Ward 18; John F. McLoughlin, Ward 18; Charles R. Colley, Ward 19; Leonard J. Lydon, Ward 19; George W. Westwater, Ward 19; Habib Bistany, Ward 20; Dolores R. Capone, Ward 20; James J. Coleman, Ward 20; Vincent Erti, Ward 20; Thomas G. Maguire, Ward 20; Gerard J. O'Malley, Ward 20; Catherine C. Quinn, Ward 20; Clayton D. Robinson, Ward 20; Robert S. Burns, Ward 21; David H. Greene, Ward 21; Charles McGee, Ward 21; Alfred J. Roy, Jr., Ward 21; M. Mildred Sweeney, Ward 21; Loreto Cocuzzo, Ward 22; Henry R. Driscoll, Ward 22; Paul Pyykkonen, Ward 22; Fred Savignano, Ward 22; Warren Wells, Ward 22; Neil B. Zide, Ward 22.

## COMMITTEE TO PREPARE AND REPORT RULES.

In compliance with an order passed by the City Council on January 2, 1962, the President appointed Councillors Kerrigan, McDonough, and Foley as a committee to prepare and report the rules to govern the proceedings of the City Council for the years 1962-63.

## COMMITTEES FOR 1962.

President IANNELLA announced the appointment of Council committees for 1962, as follows:

## STANDING COMMITTEES.

## Executive.

All the members, Councillor Piemonte, Chairman, Councillor Coffey, Vice Chairman.

On the following committees, the first-named member is chairman, and the second-named member is vice chairman:

## Appropriations and Finance.

Councillors Sullivan, Piemonte, Hines, McDonough, Coffey, Foley, Kerrigan.

## Claims.

Councillors McDonough, Piemonte, Hines, Tierney, Coffey.

## Confirmations.

Councillors Piemonte, Sullivan, Foley, Hines, Tierney.

## Hospitals.

Councillors Tierney, Sullivan, Piemonte, Hines, Coffey.



## Inspection of Prisons.

Councillors Foley, Kerrigan, Sullivan, Coffey, Tierney.

## Legislative Matters.

Councillors Sullivan, McDonough, Foley, Hines, Kerrigan.

## Licenses.

Councillors Coffey, Hines, Piemonte, Sullivan, McDonough.

## Ordinances.

Councillors Hines, McDonough, Sullivan, Piemonte, Coffey.

## Public Housing.

Councillors Foley, Tierney, Hines, Kerrigan, McDonough.

## Public Lands.

Councillors Hines, Sullivan, Kerrigan, McDonough, Tierney.

## Public Services and Recreation.

Councillors Tierney, Foley, Coffey, Kerrigan, Hines.

## Rules.

Councillors Kerrigan, Tierney, McDonough, Foley, Piemonte.

Urban Redevelopment, Rehabilitation and Renewal.

Councillors McDonough, Sullivan, Piemonte, Coffey, Foley.

Placed on file.

#### APPROPRIATION OF \$70,000 FOR BOSTON REDEVELOPMENT AUTHORITY.

The following was received:

City of Boston,

Office of the Mayor, January 8, 1962.

To the City Council.

Gentlemen:

Under the provisions of section 3A of the City Charter, City and County officers which are authorized to make expenditures for the period after the expiration of any fiscal year and before the regular appropriations have been made by the City Council are restricted in incurring liabilities during such interval in excess of funds spent for similar purposes during any one month of the preceding fiscal year. This limitation would make it impossible to carry out the functions of the City Planning Board, which was incorporated into the Boston Redevelopment Authority under chapter 632 of the Acts of 1960.

I am forwarding herewith an order appropriating \$70,000, which, it is estimated, will provide for these expenditures until the passage of the regular budget. In order that there be no delay in payment of payrolls and other current expenses of this department, I recommend immediate consideration and adoption of this order by your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

Ordered, That the sum of money specified for the Planning Section of the Boston Redevelopment Authority be, and the same hereby is, appropriated for the purposes hereinafter specified, said sum to be raised by taxation on the polls and estates of the City of Boston, and that all orders heretofore or hereinafter passed by the City Council relating to appropriations, taxes and interest thereon apply to the appropriations and taxes herein provided for.

Boston Redevelopment Authority.....\$70,000

Referred to the Committee on Appropriations and Finance.

#### TRANSFER OF APPROPRIATION FOR FIRE STATION ON CAMBRIDGE STREET.

The following was received:

City of Boston,

Office of the Mayor, January 8, 1962.

To the City Council.

Gentlemen:

On September 11, 1961, your Honorable Body passed an order for the purchase of land

at Green and Chardon streets, and also on August 28, 1961, passed an order for the erection of a temporary fire station on that site. However, since these orders have been passed plans have been changed and a permanent fire station will be erected on Cambridge street, between Joy and South Russell streets, Boston.

I am submitting herewith an order which in effect will change the designated site from the location at Green and Chardon streets, to the new location on Cambridge street, between Joy and South Russell streets, Boston.

This action is necessary because of the specific designation of the site in the original orders and particularly since it concerns the purchase of land.

I respectfully recommend the adoption of the accompanying order by your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Fire Department, December 18, 1961.

Hon. John F. Collins,

Mayor of Boston.

Dear Sir:

I respectfully request that your Honor introduce an order into the City Council requesting the transfer of \$80,000, now assigned to the Fire Department for the purchase of land for a temporary fire station at Green and Chardon streets, Boston, and the sum of \$65,000 for the erection of said fire station, a total of \$145,000, to the appropriation of the Fire Department for the purchase of land for the erection of a new permanent fire station on Cambridge street, between Joy and South Russell streets, Boston.

The foregoing transfer is required in order that we may immediately begin work on acquisition of the land, acquire the services of an architect to draw up preliminary plans and specifications, and to start necessary borings on the land.

Under date of August 28, 1961, the City Council passed an order transferring \$65,000 from Interest on Temporary Loans to the Fire Department for buildings and improvements, said order being approved by your Honor on September 7, 1961.

On August 28, 1961 the City Council passed an order transferring \$80,000 from the Reserve Fund to the Fire Department for purchase of land, said order being approved by your Honor on September 12, 1961.

Very truly yours,

BOSTON FIRE DEPARTMENT,

THOMAS J. GRIFFIN,

Fire Commissioner.

#### CERTIFICATE OF VOTE.

The undersigned hereby certifies as follows:

1. That he is the duly qualified and Acting Secretary of the Boston Redevelopment Authority, hereinafter called the Authority, and the keeper of the records, including the journal of proceedings of the Authority.

2. That the following is a true and correct copy of a vote as finally adopted at a meeting of the Authority held on November 22, 1961, and duly recorded in this office:

The Development Administrator distributed copies of a memo dated November 22, 1961, re Bowdoin Square Fire Station Relocation, attached to which was a memo from Richard A. Beatty, Senior Planner, recommending the approval of the Cambridge Street site as requested by the Fire Department.

On motion by Mr. Colbert, seconded by Mr. Massucco, it was unanimously

Voted, That the Boston Redevelopment Authority hereby approves the acquisition of approximately 14,225 square feet of land on Cambridge street, between Joy street and South Russell street, by the City of Boston Fire Department for the construction of a permanent fire station to replace the present Bowdoin Square facility.

3. That said meeting was duly convened and held in all respects in accordance with law, and to the extent required by law, due and proper notice of such meeting was given; that a legal quorum was present throughout the meeting, and a legally sufficient number of members of the Authority voted in a proper

manner and all other requirements and proceedings under law incident to the proper adoption or the passage of said vote have been duly fulfilled, carried out and otherwise observed.

5. That if an impression of the seal has been affixed below, it constitutes the official seal of the Boston Redevelopment Authority and this certificate is hereby executed under such official seal.

7. That the undersigned is duly authorized to execute this certificate.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand this 26th day of December, 1961.

BOSTON REDEVELOPMENT AUTHORITY,  
By KANE SIMONIAN,  
Secretary.

Ordered, That in accordance with the provisions of section 3B of chapter 486 of the Acts of 1909, as amended by chapter 604 of the Acts of 1941 the City Auditor be, and hereby is, authorized to transfer:

From the appropriation for Fire Department, 70, Buildings and Improvements, Temporary Fire Station at Green and Chardon streets, \$65,000, 80, Land, Land for Temporary Fire Station at Green and Chardon streets, \$80,000, to the appropriation for Construction of Buildings and Acquisition of Land, Fire Department, \$145,000.

Referred to the Executive Committee.

APPROPRIATION FOR SALARY INCREASES TO CERTAIN EMPLOYEES.

The following was received:  
City of Boston,

Office of the Mayor, January 8, 1962.

To the City Council.  
Gentlemen:

Under the provisions of section 3A of chapter 486 of the Acts of 1909, expenditures for regular employees in the period after the expiration of a fiscal year and before the regular appropriations have been made by the City Council are restricted to an amount not exceeding in any one month the average monthly expenditure of the last three months of the preceding fiscal year. This limitation makes it impossible to provide a salary increase for certain employees in the labor service.

In order to make such increases effective on January 3, 1962, I am submitting herewith an order appropriating \$767,676, which it is estimated will provide for this salary increase throughout the fiscal year 1962.

I respectfully recommend immediate consideration and adoption of this order by your Honorable Body to avoid any delay in payment of these salary increases.

Respectfully,  
JOHN F. COLLINS, Mayor.

Ordered, That the respective sums of money specified for the City and County Departments, in the schedules hereinafter set out be, and hereby are, appropriated for the purposes hereinafter specified, said sums to be raised by taxation on the polls and estates in the City of Boston, and that all orders heretofore or hereafter passed by the City Council relating to appropriations, taxes and interest thereon apply to the appropriations and taxes herein provided for.

Ordered, That the respective sums of money hereinafter specified be, and hereby are, appropriated for salary increases in the Public Works Department, Water and Sewer Services, the same to be paid from income of said services.

Ordered, That the sum of money hereinafter specified be, and hereby is, appropriated for salary increases in the Cemetery Division of the Parks and Recreation Department, the same to be paid from the income of trust funds and departmental revenue.

CITY DEPARTMENTS

ELECTION DEPARTMENT	
1. Personal Services—Salary Increases	\$131
AUDITING DEPARTMENT	
1. Personal Services—Salary Increases	131
ADMINISTRATIVE SERVICES DEPARTMENT, PURCHASING DIVISION, PRINTING SECTION	
1. Personal Services—Salary Increases	914
REAL PROPERTY DEPARTMENT, BUILD- INGS DIVISION	
1. Personal Services—Salary Increases	21,965
REAL PROPERTY DEPARTMENT, MARKET DIVISION	
1. Personal Services—Salary Increases	783
FIRE DEPARTMENT	
1. Personal Services—Salary Increases	7,961
BUILDING DEPARTMENT	
1. Personal Services—Salary Increases	131
BOSTON TRAFFIC DEPARTMENT	
1. Personal Services—Salary Increases	6,264
PUBLIC WORKS DEPARTMENT	
1. Personal Services—Salary Increases	139,815
HEALTH DEPARTMENT, HEALTH DIVISION	
1. Personal Services—Salary Increases	131
HEALTH DEPARTMENT, WEIGHTS AND MEASURES DIVISION	
1. Personal Services—Salary Increases	131
HOSPITAL DEPARTMENT, HOSPITAL DI- VISION	
1. Personal Services—Salary Increases	326,723
HOSPITAL DEPARTMENT, SANATORIUM DIVISION	
1. Personal Services—Salary Increases	56,376
HOSPITAL DEPARTMENT, LONG ISLAND HOSPITAL DIVISION	
1. Personal Services—Salary Increases	53,766
PARKS AND RECREATION DEPARTMENT	
1. Personal Services.....	85,738
TOTAL CITY DEPARTMENTS.....	\$700,990

COUNTY DEPARTMENTS

BUILDINGS DIVISION, REAL PROPERTY DEPARTMENT (County Buildings)	
1. Personal Services—Salary Increases	\$3,784
COURT HOUSE (CUSTODIAN)	
1. Personal Services—Salary Increases	18,139
MEDICAL EXAMINER SERVICE, NORTHERN DIVISION	
1. Personal Services—Salary Increases	392
MEDICAL EXAMINER SERVICE, SOUTHERN DIVISION	
1. Personal Services—Salary Increases	131
TOTAL COUNTY DEPARTMENTS.....	\$22,446

INCOME DEPARTMENTS

CEMETERY DIVISION, PARKS AND RECREA- TION DEPARTMENT	
1. Personal Services—Salary Increases	\$7,308
PUBLIC WORKS DEPARTMENT, SEWER DIVISION	
1. Personal Services—Salary Increases	9,396
PUBLIC WORKS DEPARTMENT, WATER SERVICE	
1. Personal Services—Salary Increases	27,536
TOTAL INCOME DEPARTMENTS.....	\$44,240

TOTAL APPROPRIATION.....\$767,676

In connection with the foregoing message, Councilor PIEMONTE offered the following:

Coun. PIEMONTE moved that this matter be referred to the Executive Committee, and further, the City Messenger be directed to inform the Director of Administrative Services and the Personnel Director to appear before the Executive Committee at 3:30 P.M. today, and to bring with them whatever record and information or other persons necessary to clarify the status of the pay raise.

Coun. FOLEY moved to amend the foregoing motion by adding the following words: "and Mr. Gay, if available, Francis R. Gay, and Matthew McGrath, if available, and the City Messenger report to these gentlemen the Council at their convenience will give them an opportunity to be present."

The amendment was carried.

The motion, as amended, was adopted. The foregoing message and order were referred to the Executive Committee.



**STUDY OF PROPOSED MTA CHANGE IN SERVICE ON FOREST HILLS-SYMPHONY STATION LINE.**

The following was received:  
City of Boston,  
Office of the Mayor, January 8, 1962.  
To the City Council.

Gentlemen:

I transmit herewith communication from the Development Administrator of the Boston Redevelopment Authority relative to the resolve passed by your Honorable Body on December 11, 1961, regarding proposed change in type of service on the Forest Hills-Symphony line of the Metropolitan Transit Authority.

Respectfully,  
JOHN F. COLLINS, Mayor.

January 3, 1962.

Memorandum.

To: Mayor John F. Collins.  
From: Edward J. Logue.  
Re: City Council Resolution, December 11, 1961.

Dear Mayor:

With reference to the Council resolution of December 11, 1961, concerning the Forest Hills-Symphony line of the MTA I would like to report as follows:

The best current information we have from the MTA indicates that the proposed change in type of service on the Forest Hills-Symphony line consists of replacing the PCC trolley car operation now using the street surface with a diesel bus operation. We have asked the MTA staff to keep us informed of the status of this problem and of any modifications which may develop. We will inform you as soon as this information becomes available.

It is the opinion of the staff that substitution of busses for trolley cars on this particular line should be deferred until we are further along with the proposal to relocate the Everett-Forest Hills Rapid Transit to an alignment using the New Haven Right of Way. Busses would not be able to absorb the passenger volumes now using the Huntington Avenue line. The Boston Traffic Department is aware of the congestion that would result in routing a large number of busses along Huntington Avenue and are especially concerned about the routing problems in the vicinity of Symphony Station, which would be a terminal area for the bus service.

Through continuing liaison with the MTA and the Boston Traffic Department we hope to be able to contribute to a satisfactory resolution of these problems.

At the present our information is not complete enough to give you a definite answer, but we will keep you advised.

E.J.L.

In connection with the foregoing message, Councillor Foley offered the following:

Moved, That the Clerk forward a copy of this communication immediately, that is, before Wednesday, the tenth, to the Boston Redevelopment Authority as it is the Planning Board for the City of Boston, so that the Redevelopment Authority may on this matter adopt a sound planning position based on the staff study which was made for the guidance of his Honor the Mayor as he is a member of the Advisory Committee of the Metropolitan Transit Authority.

The motion was carried.

The foregoing message was placed on file.

**APPOINTMENT OF JACOB I. BRIER.**

The following was received:  
City of Boston,  
Office of the Mayor, January 2, 1962.  
To the City Council.  
Gentlemen:

Under the provisions of section 26L of chapter 121 of the General Laws, as amended,

I hereby appoint Jacob I. Brier of 32 Leston street, Mattapan, to be a member of the Boston Housing Authority for the term expiring January 8, 1967.

Respectfully,  
JOHN F. COLLINS, Mayor.

Ordered, That the appointment by his Honor the Mayor of Jacob I. Brier to be a member of the Boston Housing Authority for the term expiring January 8, 1967, be, and hereby is, confirmed and approved.

Referred to the Committee on Confirmations.

**PETITIONS REFERRED.**

The following petitions were received and referred to the committee named, viz.:

Claims.

James G. Ciampa, for refund on liquor license and juke box license.

Dennis M. Crowley, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the School Department.

Joseph DeChristoforo, for compensation for damage to car by snowplowing equipment.

Thomas F. Leydon, to be reimbursed as result of four executions issued against him on account of his acts as an employee of the Fire Department.

Mrs. William Marshall, for compensation for damage to property at 9 Josephine street, Dorchester, caused by broken water main.

Beatrice Moriarty, for compensation for injuries caused by an alleged defect at 281 Huntington Avenue, Boston.

Francis X. Murphy, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Joseph T. Ravino, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Ernest W. Westover Insurance Agency, for compensation for damage to car of Francis M. Sousa, caused by truck of Parks and Recreation Department.

**NOTICE OF HEARINGS BEFORE DEPARTMENT OF PUBLIC UTILITIES.**

Notice was received from the Department of Public Utilities of hearing to be held January 18, 1962, at 10 A.M., on rates and charges of New York, New Haven & Hartford Railroad Company.

Notice was received from the Department of Public Utilities of hearing to be held January 25, 1962, at 10 A.M., on petition of Trustees of Boston Metropolitan District Commission for approval of maturities and interest rates of bonds.

Severally placed on file.

**MINORS' LICENSES.**

Applications for minors' licenses were received from three newboys.

Licenses were granted under the usual conditions.

**APPROVAL OF CONSTABLE'S BOND.**

The constable's bond of Harry H. Sneider, having been duly approved by the Collector-Treasurer, was received and approved.

**APPOINTMENT OF EDWARD WEXLER.**

Notice was received from the Assessing Department of the appointment of Edward Wexler as full-time assistant assessor (provisional).

Place on file.



**APPOINTMENT OF JOSEPH F. FEENEY.**

Notice was received from the School Committee of the election of Joseph F. Feeney as a member of the Board of Commissioners of School Buildings for the term ending December 1, 1964.

Placed on file.

**NOTICE OF INTEREST IN CONTRACT.**

Notice was received from Samuel J. Tomasello, a member of the Board of Appeal, of his interest in contracts between the City of Boston and the S. J. Tomasello Corporation for highway reconstruction in Barker street, and also for repairs to roadway and sidewalks in streets under guarantee.

Placed on file.

**CITY COUNCIL TO GET COPY OF CITIZEN'S REPORT ON POLICE DEPARTMENT.**

Coun. PIEMONTE offered the following: Ordered, That his Honor the Mayor cause to be furnished to each member of the City Council a copy of the Citizen's Report on the Police Department; and further

That he cause to be filed with the City Clerk's office a copy of said Citizen's Report of the Police Department for the purpose of making its contents available to the public; and further

That a copy be furnished to any prospective consultant of the Police Department before executing any contract for studies of the Boston Police Department.

Passed under suspension of the rules.

**COPIES OF COMMUNICATIONS FROM THE MAYOR TO BE FURNISHED CITY COUNCILLORS.**

Coun. PIEMONTE offered the following:

Resolved, That in the future his Honor the Mayor forward nine additional copies of any communications to the Council, one of such copies to be furnished to each councillor before the reading of the communication by the City Clerk.

Coun. SULLIVAN moved to amend the foregoing resolution by adding at the end thereof the following words: "and that copies be forwarded to the Councillors whenever possible by noon of the day of the Council meeting."

The motion was carried.

Coun. FOLEY moved to further amend the foregoing resolution by inserting between the words "Mayor" and "forward" the following words "be respectfully requested to."

The motion was carried.

The foregoing resolution as amended was adopted under suspension of the rules.

**PUBLICATION OF NOTICE OF AUCTION SALES.**

Coun. PIEMONTE offered the following:

Ordered, That the Corporation Counsel be, and is hereby, requested to draw up and submit for the consideration of the Boston City Council amendments or changes in existing ordinances or in any new ordinances that may be required to make mandatory the printing in two consecutive issues of the "City Record," notice of auction sales by the city, notice of sales or purchases, and in every other instance where publication in the "City Record" is required by statute or ordinance.

Passed under suspension of the rules.

**LAND ON DEER ISLAND FOR RECREATIONAL AREA.**

Coun. FOLEY offered the following:

Whereas, The General Services Administration of the Federal Government has advertised at auction sale for February 6, 1962, the land on Deer Island in excess of 30 acres; and

Whereas, Said land on Deer Island is adjacent to property approximately 70 acres in extent presently owned by the City of Boston and devoted to penal purposes; and

Whereas, The said site on Deer Island presently offered by the Federal Government, if combined with the property of the City of Boston would yield a quantity of land in excess of 100 acres bounded by Boston Harbor on one side and by the Atlantic Ocean on the other; and

Whereas, The Planning Department of the City of Boston has previously considered this matter and determined that the area ought to be reserved for public use; and

Whereas, The Planning Department of the City of Boston pursuant to the preamble immediate hereto has requested and the General Services Administration has delayed said auction sale for a period of years; and

Whereas, The agencies of government which ought to be interested in this matter have not exhibited sufficient interest in it; be it therefore

Resolved, That the City Council requests the Boston Redevelopment Authority to immediately give its attention to this problem; be it further

Resolved, The City of Boston request the Metropolitan District Commission to immediately give heed to this opportunity of acquiring 100 acres of prime land in the harbor for recreational purposes; and be it further

Resolved, The City Council of the City of Boston feels that this site could be developed into a really striking seaside recreational area for persons of all ages.

The resolution was adopted under suspension of the rules.

**RECESS.**

On motion of Councillor Piemonte, the Council voted to take a recess at 3.07 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 5.03 P.M.

**EXECUTIVE COMMITTEE REPORT.**

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. The Executive Committee reports the approval of the order (referred today) appropriating \$767,676 for salary increases, and further recommends that the increase be extended to include all employees in the affected grades.

The Executive Committee having reported on the communication concerning salary increases further reports as in favor of \$1.56 per hour minimum wage for city employees, full or part time, and employees of any person or concern doing business with the City of Boston.

The report of the committee was accepted, and the order was passed, yeas 8, nays 0:

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

2. Be it Resolved, In the investigation of complaints against public employees and where there is a possibility that ultimate criminal action might result, the employee should be advised of the criminal aspect of the complaint before interrogation by his department head or other official, and should before interrogation be advised of his right to counsel.

The interim report was accepted, and the resolution was adopted.

CONGRATULATIONS TO MEDICAL STAFF  
AND EMPLOYEES OF CITY HOSPITAL.

Coun. KERRIGAN offered the following:  
Resolved, That the Boston City Council, in meeting assembled, does hereby congratulate the Medical Staff and all the workers at the Boston City Hospital for the prompt and efficient treatment accorded to the numerous victims of accidents suffered in last Saturday's severe ice storm.

The resolution was adopted under suspension of the rules.

SALARY LEVEL OF OFFICIALS OF CITY  
OF BOSTON.

Coun. FOLEY offered the following:  
Whereas, The Boston Municipal Research Bureau at the instigation of the Civic Progress Committee prepared a study in the year 1961 concerning the salary level of the higher echelon officials of the City of Boston;

Whereas, It is reputed that said study has long since been completed and submitted; be it

Resolved, That said report ought to be immediately released for public discussion.

Coun. PIEMONTE moved to amend the foregoing resolution by adding at the end thereof the following words: "and a copy of said report be furnished to each member of the Council, and that a copy be filed with the City Clerk open for public inspection."

The motion was carried.

The foregoing resolution as amended was adopted under suspension of the rules.

ADJOURNMENT IN RESPECT TO  
WILLIAM F. O'CONNELL.

Coun. IANNELLA offered the following:

Resolved, That when the City Council adjourns today, it be out of respect to the memory of William F. O'Connell, a Council attaché for many years, whose unfailing courtesy and devotion to duty characterized his service for many years, and the Council does further extend its heartfelt sympathy to his family in their bereavement.

The resolution was unanimously adopted, and a moment of silence was observed by the Council.

Adjourned at 5.27 P.M., in memory of William F. O'Connell, on motion of Councillor Kerrigan, to meet on Monday, January 15, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

(Stenographic copy of such debate on file in office of City Clerk.)

## CITY OF BOSTON

## Proceedings of City Council

Monday, January 15, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Reverend T. Raymond Sullivan, of Consolata Catholic Mission, Nyeri, Kenya, British East Africa, was escorted to the rostrum.

INVOCATION BY THE REVEREND  
T. RAYMOND SULLIVAN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Our Father who art in heaven and whose wisdom and power prevail in this Council, who has taught us to honor Thy name, we pause in the midst of our complex duties to pray to Thee, the author of all goodness and truth and peace, to ask that Thy will may today be done in this Council as it is foreseen in heaven. Give us the assistance to know Thy will and the wisdom to carry out our part in the legislative affairs of this Commonwealth.

As servants of Thy people, assist us in the pressing duties of our day. Mold us to Thy purposes, fashion us to Thy hands, shape us on the anvil of these days of destiny into fit instruments of Thy peace.

When day by day we have faithfully done the work Thou has given us to do, we leave the result to Thy eternal and unerring judgment, trusting that our actions may always be in conformity with Thy will. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## LOAN IN ANTICIPATION OF REVENUE.

The following was received:

City of Boston,

Office of the Mayor, January 15, 1962.

To the City Council.

Gentlemen:

I am in receipt of the attached communication of the City Auditor. In accordance with the recommendations contained therein, I submit herewith an order authorizing the issuance during 1962 of temporary loans in anticipation of revenue to an amount not exceeding \$45,000,000.

I respectfully recommend adoption of this order by your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Auditing Department, January 15, 1962.

Hon. John F. Collins,

Mayor of Boston.

Dear Sir:

In order to provide for the financing of the operation of the municipal government during the fiscal year 1962, it is necessary to submit to the City Council at an early meeting an order authorizing the issuance as needed during the year of temporary loans in anticipation of revenue receipts. This method of financing is made necessary by the fact that under the Massachusetts municipal tax calendar, the major portion of the city's revenue receipts is received late in the year.

By authority of section 4 of chapter 44 of the General Laws, the city could issue in 1962 in anticipation of revenue receipts temporary loans which would not exceed, in the

aggregate, the total tax levy of the fiscal year 1961 together with the corporation and income tax distributions received from the Commonwealth in the same year. This would total \$164,290,396.80. In 1961, a total of \$45,000,000 was authorized by the City Council and approved by the Mayor. During the year it was necessary to issue \$35,000,000. At the present time it appears that the 1962 requirements for this type of financing will be \$45,000,000.

I respectfully recommend therefore that an order in the amount of \$45,000,000 be submitted to the City Council for consideration and adoption.

Respectfully,

JOHN T. LEONARD,

Temporary City Auditor.

Ordered, That to provide temporarily money to meet the appropriations for the financial year 1962, the Collector-Treasurer be, and hereby is, authorized to 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 \$45,000,000 in the total, in anticipation of the revenue of the financial year that all such notes or certificates of indebtedness be made payable with the interest thereon within one year of their date and bear interest from their date until the same are made payable at such rate as the Collector-Treasurer and the Mayor may determine. The said Collector-Treasurer is hereby further authorized to renew or refund any such notes issued for a shorter period than one year, under the provisions of section 17 of chapter 44 of the General Laws.

Referred to the Committee on Appropriations and Finance.

EMERGENCY MEASURES AT HOSPITALS  
IN CASE OF DISASTER.

The following was received:

City of Boston,

Office of the Mayor, January 15, 1962.

To the City Council.

Gentlemen:

I transmit herewith communication from the Fire Commissioner concerning your order of December 11, 1961, relative to answers to certain questions as to special precautions in the event of a fire in hospitals in this city, similar to the recent disaster in Hartford, Connecticut.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Fire Department, December 26, 1961.

John F. Collins,

Mayor of Boston.

Sir:

In reply to correspondence from your office on December 13, 1961, I wish to submit the following report:

QUESTION 1. What special precautions, if any, exist to prevent a similar disaster in Boston?

ANSWER 1. A survey is being conducted by our Fire Prevention Division to ascertain this point. The intensity and spread of fire at the Hartford Hospital in what was considered to be a relatively fire safe hospital has indicated that a reassessment of the fire safety in all our hospitals, is in order. This involves a thorough and comprehensive check that will evaluate conditions that cause fire or contribute to its spread.

For your information, a copy of a hospital inspection form developed specifically for this purpose, has been enclosed. It will give an indication of the scope of current investigations of hospitals in the light of facts discerned from the Hartford disaster.

Each building in a hospital group must of necessity be considered as a separate entity. A realization that the number of buildings in some hospital groups is very high (Mass. General, 19 buildings; Boston State, 50 build-



ings) will lead to the logical conclusion that this program will be a lengthy one, and should take some time to complete.

QUESTION 2. Does the Fire Department have ladders of sufficient height to expeditiously remove all patients from high-rise hospital buildings?

ANSWER 2. The answer to this question is an involved one, and requires an explanation of conditions that exist. They are:

(a) This department has seven (7) one hundred (100) foot aerial ladder trucks in service. It is our belief that this is the longest ladder that is practical for use in the fire service. Some hospital buildings exceed 100 feet in height. Others are within this height, but due to their location, they are not accessible to apparatus or only portions of them are accessible.

(b) Many hospital patients could not be expeditiously removed over ladders due to their physical condition, the treatment they may be under, etc. Removal of patients over ladders will generally be a final effort or last resort.

(c) Windows to hospital rooms are in many cases of the casement or similar type, insufficient in size for a single individual to enter or leave a room through such an opening. The recent Hartford fire demonstrated this point when firefighters on aerial ladders could not enter patients' rooms because of the restricted window openings. They had to resort to verbally advising room occupants to keep room doors closed by blocking them, and to place wet blankets or pillows around doors to prevent heat, smoke, and fire entering. In some instances, wet pillows were used to stuff holes burned in room doors.

QUESTION 3. What requirements, if any, have been laid down for auxiliary, emergency power units which can operate elevators and lights in the event of normal electric supply cutoff?

ANSWER 3. Chapter 143 of the General Laws, states:

Exits, stairways, foyers, corridors and passageways shall be suitably lighted at all times when the building is in use, and artificial lighting is required.

When artificial lights fail, emergency lights shall become operative. It may be battery operated or by generator or self-contained battery units. Emergency lighting systems of batteries and generators, transfer switches and related lights shall be inspected and tested at intervals of once a week. Self-contained battery units shall be inspected and tested each day.

This above indicates that requirements have been laid down for emergency lighting.

Relative to emergency power for elevators, there are no requirements, but some hospitals do have auxiliary power supplies to meet all their needs. The necessity for requirements in this respect are questionable insofar as elevators are concerned.

QUESTION 4. Is there need for a "task force" or Committee of City and Hospital administrators to immediately undertake a review of emergency hospital evacuation and disaster plans?

ANSWER 4. This might prove to be alarming in many respects, both to hospital personnel and patients. More than likely the operations of the inspection program which we have initiated will serve this purpose.

Respectfully submitted,

THOMAS J. GRIFFIN,  
Fire Commissioner.

Boston Fire Department,  
Fire Prevention Division,  
115 Southampton Street,  
Boston.

HOSPITAL INSPECTION FORM

Name of Hospital..... Date of Inspection.....

Address.....

Owner..... Individual to whom notices should be sent.....

No. of Buildings in Hospital Group.....

Name or Designation of Particular Building Reported.....

Construction Type (check) 1. Fireproof..... 4. Light Wood and Masonry.....

2. Semifireproof..... 5. Metal Frame.....

3. Heavy Timber and Masonry..... 6. Wood Frame.....

Number of Stories.....

Height..... Width..... Depth.....

Certificate of Licenses, or Permits.....

Certificate of Occupancy.....

Certificate of Place of Assembly.....

Hospital License.....

Fire Department License.....

Fire Department Permits (Flammables, Incinerator, etc.).....

Other.....

Maintenance Contracts (Name and Address of Contractor).....

For cleaning range hoods, ducts, etc.....

For maintaining fire alarm system.....

If no alarm system and one is being installed,  
Name of Contractor.....

No. of Patients by Floor.....

No. of Personnel Normally on Duty.....

Maximum No. of Personnel and Patients in Hospital.....

Is Evacuation Plan in Effect?.....

Who Approved Plan?.....

Are all employees familiar with plans?.....

Do they know fire prevention rules for hospitals?.....

Are such rules posted?.....

(Inspector question employees at various times relative to these last two items)

Names of those questioned.....

Are fire drills held for employees?.....

Inspector check following from outside building.....

Outside.....

Location of nearest city Fire Alarm Box.....

No. and Location of Hydrants in Relation to Building.....

City Hydrants.....

Private Hydrants.....

Condition, Width and Grade of Streets.....

Drives or Approaches to Hospitals.....

Can apparatus approach for emergency evacuation, etc. (clarify)?.....

Building areas that are accessible.....

Building areas not accessible.....

Factors or Obstructions Influencing or Hampering Accessibility for Department Operations (Such as narrow drives, tunnels, grades, overhead wires, fences, walls, gates, parked cars, building set back, etc.).....

Exposures to This Building

- (a) Adjacent Buildings.....
- (b) Grass, Brush, Rubbish, etc.....
- (c) Combustible sheds, other.....

Buildings That This Building Might Expose.....

Outside Means of Egress

- (a) Number and Type.....
- (b) Location.....
- (c) Condition.....
- (d) Do they open out?.....

Outside Entrances to Basements

- (a) Location.....
- (b) Do they open out?.....

Steamer Connections

- (a) Location.....
- (b) What do they supply?.....
- (c) Are they accessible?.....
- (d) Test steamer connection with 2½-inch fitting to determine its condition.  
Is it operable?.....  
Can the Fire Department connect to it easily.....

Heavy Fuel Oil Shut-Off

- (a) Location.....
- (b) Is it operable?.....

Exits (All doors should close tightly)

Are there two independent exits from each floor?.....

Two from each room?.....

Where there are six or more occupants in a ward, etc., does one lead to outside?.....

(NOTE: Report any omissions of above to Assistant Chief — Fire Prevention.) Any obstructions to, or in, Doors, Stairs, Landings, Corridors.....

Do exit doors open out?.....

Fire doors kept closed?.....

(Remove any wedges or other obstructions)

Do room doors have latches or catches?.....

Is there any location where additional exits are necessary?.....

Exit and directional signs (natural or artificial lighting).....

Are there barred windows?.....

Or locked doors?..... (Clarify if answer Yes)

Are enclosed stairs or fire towers available?.....

- (a) Location of same.....
- (b) Self-closing doors?.....
- (c) Proper lighting?..... Type of emergency lighting.....

(d) Handrails.....

Sprinkler System

- (a) Is it complete or partial?.....
- (b) Are there any areas that should be sprinklered?.....
- (c) What supervisory features are provided?.....
- (d) Are sprinkler valves open?.....
- (e) Gauges registering properly?.....
- (f) Sprinkler heads free and unobstructed?.....
- (g) Where does sprinkler alarm sound?.....

Standpipe and Hose System

- (a) Condition of hose and nozzle.....
- (b) Location of first aid standpipe.....
- (c) Locations of Fire Department standpipes.....

Fire Extinguishers

- (a) Sufficient in number? (One for every 2,500 square feet floor area.).....
- (b) Is the type provided suitable for the hazard?.....
- (c) Condition of extinguishers.....
- (d) Have they been recharged as required? (yearly).....
- (e) Are they accessible?.....

Fire Alarm System

- (a) Is there a local alarm system with gongs and switches at each floor?.....
- (b) Are they in operable condition?.....
- (c) Are they tested weekly?..... (Recommend test at 12 noon each Wednesday.)
- (d) Are heat detection devices provided where required?.....
- (e) Is there an annunciator or other device to denote location of alarm?.....
- (f) Where is it located?.....
- (g) What method is used to transmit alarm to Fire Department?.....
- (h) If city box is available, what is box number?.....
- (i) Will a responsible person be available 24 hours a day to transmit an alarm?.....

Watch Service

What kind of service; or is there none available?.....

Heating Equipment

- (a) Location.....
- (b) How cut off from rest of building?.....
- (c) Are all openings thereto kept closed?.....
- (d) Type of fuel used.....
- (e) Where and how fuel stored?.....
- (f) Individual responsible for this equipment.....
- (g) When last checked?.....

Kitchens

- (a) Location .....
- (b) Type of fuel for cooking .....
- (c) Condition of ranges, hoods, ducts, etc. ....
- (d) Fire protection equipment available.  
(Can personnel use properly?) .....
- (e) Refrigerating equipment used .....
- (f) Does it have separate enclosure? (If answer is "No," should it have?) .....
- (g) Refrigerant used .....
- (h) Condition of motors, etc. ....
- (i) Is area vented? .....

Laundry

- (a) Location .....
- (b) How cut off from rest of building? .....
- (c) Are dryers and controls properly installed? .....
- (d) Are vents kept free and clear? .....
- (e) Do electric devices including irons have automatic controls and are they operating properly? .....
- (f) Do pilot lights operate OK? .....

SPECIAL HAZARDS

Compressed Gases — Oxygen and Nitrous Oxide

(Keep away from gases below)  
 Vinethene — Cyclopropane — Ether  
 Ethylene — Ethyl Chloride — Other

- (a) Where stored? .....
- (b) Are storage areas enclosed? .....
- (c) Are electric switches outside enclosure? .....
- Is wiring and equipment explosion-proof? .....
- (d) Any piping arrangements? .....
- (e) Location of shutoff valves .....
- (f) What ventilation facilities exist? .....

Conditions of Storage

Gas cylinders should be protected against:

- (a) Tipping over .....
- (b) Direct rays of sun .....
- (c) Heating sources .....

X-Ray Equipment

- (a) Location .....
- (b) Type of enclosure .....

Operating Room

- (a) Humidity control facilities .....
- (b) Sterilizing equipment (no sparks or flames?) .....
- (c) Is electric equipment grounded and designed to eliminate spark hazards? .....
- (d) Regarding auxiliary lighting source:

- 1. Type .....
- 2. Condition .....
- 3. Was it tested? .....

Did it function properly? .....

General Check — Any Area

- (a) Accumulation of waster paper, rubbish, furniture, etc.  
Where? .....
- (b) Housekeeping deficiencies .....
- (c) Stairs, ramps, elevators, vent, dumb-waiter and other shafts. ....
- 1. Are they enclosed? .....
- 2. Are doors self-closing? .....
- 3. What type of interior covering? (must be noncombustible) .....
- (d) All chutes, including rubbish and laundry: .....
- 1. Are there self-closing doors on all floors? .....
- 2. Is there a self-closing door or other device at base of chute? .....
- 3. Does chute run direct to basement without elbow or other offset which could lead to blockage? .....
- 4. In what area does chute terminate? .....
- What are the hazards in this area? .....
- Should changes be recommended? .....
- 5. Does chute have noncombustible lining? .....
- (Building Code requires 1 hour fire resistive rating)
- 6. Is there an automatic sprinkler installation in chute? .....
- How many sprinkler heads? .....
- At what floor levels are such heads located? .....
- 7. Is there a fire detection unit in the chute? .....
- 8. Is chute vented through the roof? .....
- What is the size of vent opening? .....
- (Roof vent of same size as chute is recommended by this department.)
- (e) Are there instances of temporary wiring, extension cords, or the use of electrical equipment which should be corrected? .....
- (f) Are covered metal containers provided for rubbish, oily waste and other material? .....
- (g) What methods are used to dispose of rubbish? .....
- (h) Is rubbish removed daily? .....
- How is it removed from wards? .....

Maintenance Shops

- (a) Carpentry
- (b) Plumbing
- (c) Electrical
- (d) Upholstery
- (e) Paint

Violations found

Corrections made

Incinerator

- (a) Location .....
- (b) How cut off from rest of building? .....
- (c) Is it an approved type? .....
- (d) Do feed hoppers close tightly? .....
- (e) Has it a spark arrestor? .....
- (f) How is rubbish handled in transfer from chute? .....
- (g) How frequently is the chute emptied? .....

Utility Gas Service

- (a) Location .....
- (b) Size .....
- (c) Shutoff location .....

Electrical Service

- (a) Location .....
- (b) Shutoff location .....



- Emergency Electrical Service
  - (a) Type .....
  - (b) Location .....
  - (c) How and when placed in operation? .....
- Restaurants and Cafeterias (over 50 people place of assembly)
  - (a) Location .....
  - (b) Cooking facilities .....
  - (c) Type and source of fuel .....
  - (d) Emergency lights (if required) .....
  - (e) Other .....
- Pharmacy
  - (a) Location .....
  - (b) Hazardous materials .....
  - (c) Fire protection equipment available .....
  - (d) Violations .....
- Air Conditioning
  - (a) Complete or partial .....
  - (b) Location of intake .....
  - (c) Shutoff control .....
  - (d) Dampers (automatic where passing through walls, floors, etc.) .....
  - (e) Refrigerant used .....
- Laboratories
  - Hazardous materials used — kind and amount (include radioactive materials) .....
- Interior Finishes of Floors, Walls, and Ceilings
  - The Building Code requires a one (1) hour fire resistance rating for material used on corridor walls and ceilings.
  - (a) Is any acoustical ceiling tile used? .....
  - Location of use .....
  - (b) Is any questionable wall covering used? (tile, fabric, etc.) .....
  - Location of use .....
  - (c) What type of floor covering is used? .....
  - NOTE — Samples of above should be obtained and submitted for testing. Burden of proof is on occupant.
  - (d) If the ceiling is a hung ceiling, what is the height of the concealed space above it? .....
  - (e) In this concealed space, are proper cutoffs provided between ceiling and underside of floor above, over fire doors, and fire partitions? .....

Remarks:

Recommendations:

Inspected by.....  
 Title.....  
 Name of Hospital Representative.....  
 Title.....

Referred to the Executive Committee.

**VETO OF ORDER FOR PAYMENT OF OVERTIME TO CERTAIN CITY AND TOWN EMPLOYEES.**

The following was received:

City of Boston,  
 Office of the Mayor, January 12, 1962.

To the City Council.  
 Gentlemen:

I am returning herewith, disapproved, the order passed by your Honorable Body on January 2, 1962, accepting chapter 510 of the Acts of 1961 entitled "An Act Requiring the Payment of Overtime to Certain City and Town Employees at the Rate of One and One-Half Times Their Regular Rate of Compensation," the basic provision of which is that—

"Chapter 149 of the General Laws is hereby amended by inserting after section 33B the following section: Section 33C. Notwithstanding any other provision of general or special law, any permanent employee of a city or town who is required to work in excess of his regular number of maximum hours per week as regulated by law, ordinance or by-laws or rule shall be compensated for such additional hours of service at a rate of one and one-half times his regular hourly compensation. The provisions of sections thirty-three A and thirty-three B shall not apply in any city or town which accepts this section."

My objections to the order returned herewith are:

First, acceptance of St. 1961, c. 510, would deprive Boston of a certain measure of home rule; for it imposes a mandate in a field in which Boston now has discretion. In this case it is noteworthy, that where, as here, there is no provision for revocation of an acceptance, an acceptance once given may not be revoked. *Brucado v. Lawrence*, 388 Mass. 612, 615-616.

Second, G.L., c. 149, s. 33C, as inserted by St. 1961, c. 510, contains no provision like that to be found in G.L., c. 149, ss. 33A and 33B, to the effect that—

"This section shall not apply to policemen, firemen, school teachers, incumbents of offices specifically established by or under the authority of any general law or special act, or such other classes or groups of employees as from time to time may be specifically exempted therefrom in the manner provided for the acceptance of this section."

This failure to specify whether police officers, fire fighters, school teachers and supervisory and special personnel are covered not only invites controversy and litigation concerning their coverage, but also leaves uncertain the expense entailed. With Boston's financial plight such as it is, prudence cautions against the voluntary acceptance of such an uncertain obligation.

Finally, there is no real need for Boston to accept St. 1961, c. 510, because in Boston, employees to whom G.L., c. 149, s. 33B now applies are compensated for overtime on a time and one-half basis except for the first eight hours of authorized overtime service rendered on a day other than days constituting part of the employees' regular service. This exception is due to the stipulation, made at the time the work week of these employees was reduced from six to five days, that if work was required on the sixth day, the compensation therefor would be on a straight-time basis.

Respectfully,  
 JOHN F. COLLINS, Mayor.

The message and order were referred to the Committee on Legislative Matters.

**PETITIONS REFERRED.**

The following petitions were received and referred to the Committees named, viz.:

**Claims.**

Samuel Asaley, for compensation for injuries caused by an alleged defect at 58 Harvard street, Boston.

Robert E. Cady, for compensation for damage to car by snowplow.

John T. Coakley, for compensation for damage to car by vehicle of Public Works Department.

Eli A. Deorsey, for compensation for injuries and property damage caused by city-owned motor vehicle.

E. S. DeWolf, for compensation for damage to clothing caused by trash can fastened to pole.

Pearl F. Firth, for compensation for damage to car by police car.

John Harris, for compensation for damage to property caused by Fire Department.

Evelyn Hassey, for compensation for injuries and property damage caused by an alleged defect on Columbia road, Dorchester.

Michael Hassey, for compensation for injuries caused by an alleged defect on Columbia road, Dorchester.

Ray Hassey, for compensation for injuries caused by an alleged defect on Columbia road, Dorchester.

Thomas C. Hayes, for compensation for damage to car by city truck.

Sophie Hirsch, for compensation for injuries caused by an alleged defect at 578 Washington street.

Edward J. Hooley, for compensation for damage to car by vehicle of Park Department.

H. O. Larson, for compensation for damage to car by city truck.

E. Phillip Levine, Gilda Levine, Crimson Camera Exchange, Inc., for compensation for damage sustained, caused by an alleged defect on Beacon street, at Chestnut Hill avenue.

John Lunetta, for compensation for damage to car caused by city ambulance.

Albert Marley, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

Michigan Millers Insurance Company, for compensation for damage to car of William Shuman, caused by fire at Franklin Park Golf Club.

Edith L. Nash, for compensation for injuries caused by an alleged defect on Stonehurst street.

John J. O'Brien, for compensation for damage to car caused by an alleged defect at Rutherford avenue, Charlestown.

William G. Powers, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Boston City Hospital.

Virginia Prisco, for compensation for injuries caused by an alleged defect on Columbia road, Dorchester.

Leo Sadow, for refund on electrical permit.

John Sava, for compensation for damage to car by snowplow.

Marcia Shuman, for compensation for injuries caused by an alleged defect at Solomon Lewenberg Junior High School.

Theresa Tavano, for compensation for injuries caused by an alleged defect on Newbury street, Boston.

Joseph B. Waterhouse, for compensation for damage to eyeglasses by city employees.

#### Licenses.

Petition of James Fenton, 184 Dudley street, Ward 8, to operate bowling alleys on the Lord's day.

#### NOTICE OF HEARING BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held January 23, 1962, at 10 A.M., on rates and charges of Johnson Bus Lines, Inc.

Placed on file.

#### NOTICE OF HEARING BEFORE METROPOLITAN DISTRICT COMMISSION.

Notice was received from the Metropolitan District Commission of hearing to be held on

January 18, 1962, at 2.15 P.M., on petition of Boston Edison Company for location of conduit in portion of Leo M. Birmingham Parkway in care and control of Metropolitan District Commission.

Placed on file.

#### NOTICE OF HEARING BEFORE STATE DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of hearing to be held on January 22, 1962, at 2.30 P.M., on application of Tidewater Oil Company for license to reconstruct tanker dock and to dredge in and over tidewaters of Chelsea River in the cities of Boston and Revere.

Placed on file.

#### ABSENCE OF MAYOR.

Notice was received from the Mayor of his absence from the city from January 9 to January 14, 1962.

Placed on file.

#### APPOINTMENT OF JOHN T. LEONARD.

Notice was received from the Mayor of the appointment of John T. Leonard, 63 Whitten street, Dorchester, to be Temporary City Auditor of the City of Boston for a period of sixty days from the date hereof, due to the absence of the City Auditor, Joseph P. Lally.

Placed on file.

#### APPOINTMENT OF HENRY T. BRENNAN.

Notice was received from the Mayor of the appointment of Henry T. Brennan, 117 Rutherford avenue, Charlestown, to be Supervisor of Budgets in the Administrative Services Department for a term expiring on the first Monday of the January following the next biennial municipal election at which a Mayor is elected, vice John T. Leonard, resigned.

Placed on file.

#### RESPONSIBILITY OF COUNCIL RE EMPLOYEE CONTRIBUTORY GROUP INSURANCE.

The following was received:

City of Boston,  
Law Department, January 12, 1962.  
To the City Council.  
Gentlemen:

This is in response to your request of December 27, 1961, for my opinion as to your responsibilities with respect to the communication which, because in Boston you have the powers and perform the duties of County Commissioners, was sent you under date of December 18, 1961, by the Executive Secretary of the State Employees' Group Insurance Commission concerning the establishment of revised benefit-ceiling for employee contributory group insurance.

The Executive Secretary of the State Employees' Group Insurance Commission, calling to attention that neither the County of Suffolk nor the City of Boston has as yet accepted Chapter 32B of the General Laws, advises us that the communication was sent you solely as a matter of information. With this I wholly concur; and so I am of the opinion that you have no responsibility with respect to this particular communication but to place it on file.

Respectfully,

ARTHUR G. COFFEY,  
Corporation Counsel.

Placed on file.

INFORMATION RE GOVERNMENT  
CENTER PROJECT AREA.

The following was received:  
Boston Redevelopment Authority,  
January 12, 1962.

Mr. Walter Malloy,  
City Clerk.

Dear Mr. Malloy:  
In accordance with the instructions of the  
Authority, I am transmitting herewith fifteen

copies of a letter to the City Council from  
the Authority containing information with re-  
spect to the Government Center Project area,  
which was requested by Councilor Piemonte's  
order adopted by the City Council on Janu-  
ary 2, 1962.

Very truly yours,

KANE SIMONIAN,  
Executive Director.

January 10, 1962.

To the City Council.  
Gentlemen:

Reference is made to the Boston City Council order by Councilor Piemonte, January 2, 1962, requesting certain  
information with respect to the Government Center Project area.

In response to Question A, the number of dwelling units in the project area is as follows:

1. For families and single persons: 584 dwelling units.
2. For single persons in nonhousekeeping units (rooming houses and hotels): 358 rooming units.

In response to Question B, the break down by size and income of families being displaced (including single person  
families in dwelling units, but excluding single persons in nonhousekeeping units) is as follows:

(1)  
NUMBER OF FAMILIES BY FAMILY SIZE

Family Income per Month	1	2	3	4	5	6	7	8 and More	Total
Under \$200.....	72	47	2	5	—	—	—	—	126
\$200-\$249.....	29	23	19	16	5	—	1	—	93
\$250-\$299.....	19	19	16	20	12	4	1	—	91
\$300-\$349.....	14	13	14	15	4	3	1	3	67
\$350-\$399.....	6	15	4	8	5	3	1	—	42
\$400-\$449.....	4	13	12	5	3	2	1	—	40
\$450-\$499.....	5	8	3	3	1	—	1	—	21
\$500 or more.....	9	18	14	16	4	2	2	1	66
TOTAL.....	158	156	84	88	34	14	8	4	546

In response to Question C, the number of individuals living in nonhousekeeping units is as follows:

July-September, 1961, Survey: 322.

After taking, October 25, 1961: 232.

It is hoped that the above information meets the request of the City Council.

Very truly yours,

THE BOSTON REDEVELOPMENT AUTHORITY,  
(Rt. Rev. Msgr.) FRANCIS J. LALLY, Chairman,  
STEPHEN E. MCCLOSKEY, Vice-Chairman,  
JAMES G. COLBERT,  
MELVIN J. MASSUCCO,  
JOHN RYAN.

Placed on file.

notice than twenty-four hours from the time  
the notices are mailed or dispatched by special  
messenger.

QUORUM.

RULE 2. A quorum of the city council shall  
consist of five members. If, at any time any  
meeting is called to order, or if, during a  
meeting, on a vote on the adoption of a  
motion or order, a roll call shows less than  
a quorum present, the president may declare  
a recess of not more than ten minutes, after  
which time, if a quorum is not present, the  
meeting shall be adjourned. If, on the ques-  
tion of lack of a quorum a roll call shows  
less than a quorum present, the president shall  
declare the meeting adjourned.

PRESIDENT.

RULE 3. 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 proceed with the regular order  
of business. In the absence of the president  
the senior member by age present shall pre-  
side as temporary president, or until a pre-  
siding officer is chosen.

RULE 4. The president shall preserve de-  
corum 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, but no appeal shall  
be considered unless properly seconded. No  
other business, except a motion to adjourn or  
to lay on the table, 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

RULES OF CITY COUNCIL.

Coun. KERRIGAN, for the committee to  
prepare and report rules, for the City Council  
for the years 1962 and 1963, submitted the  
following:

The committee appointed to prepare and  
report rules to govern the proceedings of the  
City Council for the years 1962 and 1963  
respectfully submits and recommends for adop-  
tion the accompanying draft of rules as gov-  
erned the City Council for the years 1960 and  
1961, with the exception of the following  
changes:

Rule 25, Clause 2. Strike out the word  
"seven" and insert in place thereof the  
words "all the."

Rule 25, Clause 14. Strike out the word  
"five" and insert in place thereof the words  
"all the."

For the Committee,  
JOHN E. KERRIGAN, Chairman.

The rules reported were as follows:

RULES OF THE CITY COUNCIL  
1962-1963.

RULE 1. Unless otherwise ordered from  
time to time, and except on holidays, the  
regular meeting of the city council shall be  
held on every Monday at two o'clock P.M.  
Special meetings may be called by the presi-  
dent at his discretion, and by the city clerk  
for the purpose only of drawing jurors. No  
special meeting of the city council, except  
to draw jurors, shall be called, except with  
the consent of all the members, upon less



be by a roll call, and it shall be decided in the affirmative unless a majority of the votes are to the contrary.

The president may, at any time, during debate or otherwise, declare a recess for not more than ten minutes, and such action shall not be subject to appeal, nor shall any motions apply thereto.

**RULE 5.** 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.

**RULE 6.** The president shall, at the request of any member, make a division of a question when the sense will admit of it.

**RULE 7.** The president shall, without debate, decide all questions relating to priority of business to be acted upon.

**RULE 8.** 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 two members so request, shall cause the vote to be taken or verified by yeas and nays.

**RULE 9.** The president shall appoint all committees, fill all vacancies therein, and designate the rank of the members thereof.

**RULE 10.** 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.

#### MOTIONS.

**RULE 11.** Every motion shall be reduced to writing if the president shall so direct.

**RULE 12.** 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 13.** No motion or proposition of a subject different from that under consideration shall be admitted under color of amendment.

Any motion, order or resolution which in the opinion of the presiding officer does not have a direct bearing on the business of the council shall be referred without debate to the committee on rules and shall not be further considered by the council except upon report by that committee. There shall be no appeal from the decision of the chair hereunder, and this rule shall not be subject to suspension. No motions shall apply, nor shall unanimous consent to speak on the matter so referred be in order.

The committee on rules may report that any motion, order or resolution so referred to it is out of order because not having a direct bearing on the business of the council, and its report shall be a final disposition of the matter, subject to an appeal which shall be governed by the same provisions as those governing appeals from rulings of the presiding officer.

**RULE 14.** When a petition, 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 motions shall be put in the following order:

1. To a standing committee of the council.
2. To a special committee of the council.

Any member offering a motion, order or resolution, which is referred to a committee, shall be given a hearing on the same by the committee before a report is made thereon, provided he so requests at the time of offering the order or before final action by the committee.

If, after thirty days, a matter referred to a committee other than a committee of all the members is not reported upon, it may be recalled by a standing vote of three members of the city council.

If, within thirty days, a matter referred to a committee other than a committee of all the members is not reported upon, it may be recalled by a majority vote of all the members.

If, after sixty days, a matter referred to a committee is not reported upon, any member may recall such matter from the committee, and such matter shall not again be committed to any committee other than the executive committee.

The provisions of this rule shall not apply to matters referred to the rules committee under Rule 13, and such matters shall not be considered except upon report by that committee.

**RULE 15.** After a motion has been put by the president it shall not be withdrawn except by unanimous consent.

**RULE 16.** When a question is under debate the following motions only shall be entertained, and shall have precedence in the order in which they stand arranged:

1. To adjourn.
2. To lay on the table.
3. The previous question.
4. To close debate at a specified time.
5. To postpone to a day certain.
6. To commit.
7. To amend.
8. To postpone indefinitely.

**RULE 17.** 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, the motion to take from the table, and the motion for the previous question, shall be decided without debate.

#### READINGS.

**RULE 18.** Every ordinance, order and resolution, unless reported upon by a committee or rejected, shall have two several readings, both of which may take place at the same session unless objection is made, *provided, however*, that all orders for the expenditure of moneys, unless reported upon by a committee of the council, shall lie over for one week before final action thereon. Whenever the second reading immediately follows the first reading, the document may be read by its title only. All orders releasing rights or easements in or restrictions on land, 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, except in case in which a shorter period is authorized by law. Any order rescinding an order for any of the foregoing purposes shall require the same number of readings and of votes as was required for the passage of the original order.

#### RECONSIDERATION.

**RULE 19.** When a vote has been taken any member may move a reconsideration thereof at the same meeting. Debate on motions to reconsider shall be limited to twenty minutes, and no member shall occupy more than four minutes, but on a vote upon any subsidiary or incidental question, debate shall be limited to ten minutes, and no member shall occupy more than two minutes.

**RULE 20.** When a motion to reconsider has been decided, that decision shall not be reconsidered, and no question shall be twice reconsidered unless it has been amended after the reconsideration; nor shall any reconsideration be had upon the following motions:

- To adjourn.
- The previous question.
- To lay on the table.
- To take from the table.
- To close debate at a specified time.

A motion to reconsider may be laid on the table or postponed indefinitely, and the effect of such action in either case shall be to defeat the motion to reconsider.

CONDUCT OF MEMBERS.

RULE 21. Every member when about to speak shall rise, address the chair, and wait until he is recognized, and, in speaking, shall refrain from mentioning any other member by name, shall confine himself to the question, shall not use unbecoming, abusive, or unparliamentary language, and shall 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 apology in open session at the meeting at which 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 22. No member shall speak more than once on a question when another member who has not spoken claims the floor, and no member speaking shall, without his consent, be interrupted by another, except upon a point of order.

RULE 23. No member shall be permitted to vote on any question, or to serve on any committee, where his private right is immediately concerned, distinct from the public interest.

RULE 24. Every member who shall be present when a question is put, unless he is excluded by interest, shall give his vote in the affirmative or negative or shall respond "present," unless the council for special reason shall excuse him from voting.

STANDING COMMITTEES.

RULE 25. The following standing committees of the council, and the other committees, unless specially directed by the council, shall be appointed by the president:

1. A committee, to be known as the *Executive Committee*, to consist of all the members of the council.

2. A committee on *Appropriations and Finance*, 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, and all applications for expenditure which involve a loan.

3. A committee on *Claims*, to consist of five members of the council, 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 an account of the claims awarded or approved by them, and the amount of money awarded or paid in settlements thereof.

4. A committee on *Confirmations*, to consist of five members of the council, to whom shall be referred all appointments which are required to be confirmed by the council.

5. A committee on *Hospitals*, to consist of five members of the council, to whom shall be referred all matters concerning hospitals.

6. A committee on *Inspection of Prisons*, to consist of five members of the council.

7. A committee on *Legislative Matters*, to consist of five members of the council, who shall, unless otherwise ordered, appear before the committees of the General Court and represent the interest of the city; *provided*, said committee shall not appear unless authorized by vote of the city council and shall not, unless directed so to do by the city council, oppose any legislation petitioned for by the preceding city council.

8. A committee on *Licenses*, to consist of five members of the council, to whom shall be referred all petitions for licenses and permits.

9. A committee on *Ordinances*, to consist of five members of the council, to whom shall be referred all ordinances or orders concerning ordinances.

10. A committee on *Public Housing*, to consist of five members of the council, to whom shall be referred all matters concerning public housing.

11. A committee on *Public Lands*, to consist of five members of the council, to whom shall be referred all matters relating to public lands.

12. A committee on *Public Services and Recreation*, to consist of five members of the council, to whom shall be referred all matters concerning public safety, public welfare, public works, parks, playgrounds, and recreation.

13. A committee on *Rules*, to consist of five members of the council, to consider all matters concerning the rules, and to whom shall be referred all resolutions expressing opinions, principles, facts or purposes.

14. A committee on *Urban Redevelopment, Rehabilitation and Renewal*, to consist of all the members of the council, to whom shall be referred all matters concerning urban redevelopment, rehabilitation and renewal.

ORDER OF BUSINESS.

RULE 26. At every regular meeting of the council the order of business shall be as follows:

1. Communications from his honor the mayor.
2. Presentation of petitions, memorials and remonstrances.
3. Reports of city officers, etc.
4. Unfinished business of preceding meetings.
5. Reports of committees.
6. Motions, orders and resolutions.

SPECTATORS.

RULE 27. No person, except a member of the council, shall, at any time, be permitted to occupy the seat, in the council chamber, of any member of the council. The city messenger shall enforce this rule.

RULE 28. No person, excepting officials connected with the city council, and duly assigned reporters of the daily newspapers, shall be allowed in the anterooms 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. No demonstrations of approval or disapproval from the spectators shall be permitted, and if such demonstrations are made the gallery will be cleared. The city messenger shall enforce this rule.

BURIAL GROUNDS.

RULE 29. 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 executive committee of the city council on the application for such permission, after due notice has been given abutors.

COMMITTEE MEETINGS.

RULE 30. No meeting of any committee shall, without the consent of all the 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, *provided, however*, that meetings of the executive committee may be held in the recess period of any meeting of the council without such consent or notice. No committee, unless authorized by an order of the city council, shall incur any expense. No committee meetings shall be called later than one hour immediately preceding the time set for any regular meeting of the city council, nor shall any committee remain in session later than the hour named for any such regular meeting.

The clerk of committees shall mail notices of all committee meetings to all the members of the council.

FORM OF VOTES.

RULE 31. 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.

RULE 32. Every application for an appropriation to be provided for by transfer shall be referred to the executive committee, unless otherwise ordered, and no such appropriation shall be made until the said committee has reported thereon.

#### USE OF ROOMS ON COUNCIL FLOOR.

RULE 33. No person except members and officers of the city council and regularly assigned city hall reporters shall be admitted at any time to the president's room, the personal offices of the councillors, executive committee room or council chamber, except when invited on official business or accompanied by a member of the council.

#### CONFIRMATION OF APPOINTMENTS.

RULE 34. The question of confirming appointments by the mayor shall be decided by a yes and no ballot, if requested by one member or directed by the presiding officer.

#### AMENDMENT AND SUSPENSION.

RULE 35. The foregoing rules shall not be altered, amended, suspended or repealed at any time, except by the votes of two thirds of all the members of the city council.

The report was accepted and the rules adopted.

#### AMENDING HEART LAW TO INCLUDE CERTAIN EMPLOYEES OF PENAL INSTITUTIONS DEPARTMENT.

Coun. COFFEY offered the following:

Whereas, Section 94 of chapter 32 of the General Laws, as most recently amended by chapter 580 of the Acts of 1956 is now law; and

Whereas, An amendment entitled "An Act Extending the Provisions of the Heart Law, So Called, to Certain Employees of the Penal Institutions Department of the City of Boston," is now pending in the Massachusetts Senate awaiting passage by the Boston City Council and the Mayor; and

Whereas, This amendment consists of the following paragraph "Or to any employee of the Penal Institutions Department of the City of Boston whose regular or incidental duties require the care, supervision or custody of prisoners"; be it therefore

Resolved, That the Boston City Council favors the consideration by the Senate of the petition for amendment.

Referred to the Committee on Legislative Matters.

#### CONGRATULATIONS TO SPEAKER JOHN W. McCORMACK.

Coun. Kerrigan, for Coun. Coffey, Foley, Hines, Iannella, McDonough, Piemonte, Sullivan, and Tierney, submitted the following:

Whereas, the Honorable John W. McCormack has been signally honored by being elected Speaker of the House of Representatives of the Congress of the United States; and

Whereas, This great honor is the crowning achievement in a career of over four decades of public service; a career dedicated to serving the cause of his country and his fellow man; a career marked by an unselfish devotion to the best interests of his country and its people; and

Whereas, In both his private life and in his most distinguished public career, he has brought credit and renown to himself, his family, his district, and to the people of his beloved Boston; and

Whereas, His life and achievements are a striking illustration of what may be accomplished in this country of ours by courage and determination; and

Whereas, The said Honorable John W. McCormack has been the recipient of the highest honors from the leading universities and colleges of our country and also has received many ecclesiastical awards; therefore be it

Resolved, That the Boston City Council, in meeting assembled, does hereby congratulate Speaker John W. McCormack upon his receiving this notable honor and recognition by his colleagues in the House of Representatives of the Congress of the United States of America, and expresses the wish that his tenure as Speaker be marked by an era of harmony and progress.

The resolution was adopted under suspension of the rules.

#### INVESTIGATION RE COMPLAINTS CONCERNING EMPLOYEES.

Coun. McDONOUGH offered the following: Whereas, It is in the best interest of all city departments and the employees of such departments to protect the civil and constitutional rights of employees; and

Whereas, It is in the best interest of all departments and their employees to make certain that a thorough and impartial investigation of all criminal charges regarding the conduct of the affairs of such departments be conducted; and

Whereas, Such results can be expected to be best achieved by having such investigation conducted by an appropriate agency outside of said department; be it therefore

Ordered, That his Honor the Mayor be requested to instruct all department heads to refer any and all complaints involving allegations of criminal misconduct on the part of any employee or official of the city to the District Attorney for Suffolk County or to the Boston Finance Commission for investigation; and be it further

Ordered, That his Honor the Mayor be requested to instruct the Building Commissioner to cease and desist from further interrogating employees of the Building Department regarding allegations involving possible criminal misconduct, while in the presence of a stenographer, police officers, and lawyers of the city Law Department.

The rules were not suspended. The order was referred to the Executive Committee.

#### PARTICIPATION IN BOSTON COLLEGE SEMINAR.

President Iannella announced that the City Council had been honored in being chosen for the next Boston College Seminar on February 5, at 3 P.M. The Chair further announced that he together with Councillors Foley, Hines, McDonough, Piemonte, and Sullivan are invited to meet with Mr. John Galvin at 470 Atlantic avenue to discuss the procedure.

#### RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 3.25 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President Iannella at 5.23 P.M.

#### APPOINTMENTS TO STANDING COMMITTEES.

In accordance with the City Council rules adopted today, the Chair announced that all members will be on the Committee on Appropriations and Finance, and the Committee on Urban Redevelopment, Rehabilitation and Renewal.



**CONGRATULATIONS TO CHRISTMAS FESTIVAL COMMITTEE AND OTHERS.**

Coun. IANNELLA, for all the Councillors, offered the following:

Whereas, The Annual Christmas Festival, sponsored by the City of Boston and the Christmas Festival Committee, has drawn to a close, completing a most spiritual and artistic presentation, and attracting tens of thousands of visitors to our city; and

Whereas, The Christmas Festival Committee, despite a restricted budget and reduced appropriation produced more than 100 Christmas concerts, and assumed further much work previously performed by other city departments; be it

Resolved, That the City Council, through his Honor the Mayor, extends its felicitations and congratulations upon a job well done to the Christmas Festival Committee, and in particular to Chairman Harry J. Blake, Treasurer Ralph M. Binney, and Director Paul H. Hines; and be it further

Resolved, That congratulations be extended to the following city officers for their wholehearted cooperation with the Christmas Festival: Charles McCabe, Chief of Street Lighting, Public Works Department; Martin Walsh, Chairman, Parks and Recreation Commission.

The resolution was adopted under suspension of the rules.

**COMPENSATION TO CERTAIN EMPLOYEES IN PUBLIC WORKS DEPARTMENT.**

Coun. IANNELLA offered the following:

Whereas, The employees of the Public Works Department of the City of Boston are forced to work on Saturday and/or Sunday; and

Whereas, The employees of the Public Works Department when they work on Saturday are recompensed with time off; let it be

Resolved, That the employees of the Public Works Department work on a rotation basis on Saturday and/or Sunday; let it be

Resolved, That when an employee works on Saturday that he be compensated at the rate of time and one half for working on said Saturday.

Referred to the Committee on Public Services and Recreation.

**PEDESTRIAN LIGHTS AT HOLTON AND EVERETT STREETS.**

Coun. SULLIVAN offered the following:

Ordered, That the Traffic Commission be requested, through his Honor the Mayor, to install pedestrian lights at the junction of Holton and Everett streets, Ward 22.

Passed under suspension of the rules.

**REPORT ON RELOCATION OF FAMILIES OR PERSONS IN GOVERNMENT CENTER PROJECT.**

Coun. PIEMONTE offered the following:

Ordered, That the Boston Redevelopment Authority furnish the Boston City Council a report in detail of the steps they have taken in relocating the families or persons affected by the Government Center Project area.

Passed under suspension of the rules.

**STATEMENT BY COUNCILLOR FOLEY.**

Upon receiving unanimous consent to make a statement, Councillor Foley stated that he agreed with the Chairman of the Committee on Urban Redevelopment, Rehabilitation and Renewal, in his desire for regular meetings with the Boston Redevelopment Authority and that he would like a hearing on the order for an appropriation of \$70,000.

**STATEMENT BY COUNCILLOR SULLIVAN.**

Upon receiving unanimous consent to make a statement, Councillor Sullivan stated that in reply to the inquiry of Councillor Foley the Committee on Appropriations and Finance would hold a hearing and all the councillors would be notified.

**FLOODING JEFFERSON PLAYGROUND FOR SKATING RINK.**

Coun. PIEMONTE offered the following:

Whereas, It appears that the playgrounds in the Jamaica Plain area have been overlooked as a medium for the sport of skating; and

Whereas, It has been evidenced that there is a great demand for this type of sport in Jamaica Plain; and

Whereas, The time for this outdoor sport is limited and dependent on weather conditions; be it

Resolved, That the Park Commissioner be requested, through his Honor the Mayor, to make a special effort to flood the Jefferson Playground in the Jamaica Plain section of Boston; and be it further

Resolved, That a copy of this resolution be transmitted to the Park Commissioner.

The resolution was adopted under suspension of the rules.

**PROPOSED AMENDMENTS TO RULES.**

Coun. FOLEY offered the following:

Be it Ordered, That Rule 25, section 14, be amended by striking out the present section 14 and inserting in place thereof the following:

"14. A committee on Planning and Renewal to consist of all the members, to whom shall be referred all matters concerning planning and urban renewal."

Be it Ordered, That Rule 25, section 11, be amended by striking the present section 11 and inserting in place thereof the following:

"11. A committee on Public Lands and Development to consist of five members, to whom shall be referred all matters relating to public lands and to the disposal of surplus public land for improvement."

The orders were severally referred to the Committee on Rules.

**RESURFACE ALLSTON STREET, WARD 21.**

Coun. KERRIGAN offered the following:

Ordered, That the Commissioner of Public Works be requested, through his Honor the Mayor, to resurface Allston street, Ward 21.

Passed under suspension of the rules.

**FAVORING LEGISLATION INCREASING COMPENSATION TO MEMBERS OF POLICE DEPARTMENT.**

Coun. McDONOUGH and TIERNEY offered the following:

Resolved, That the Boston City Council, in meeting assembled, goes on record as favoring the passage of House No. 346 entitled "An Act Increasing the Compensation of the Members of the Police Department of the City of Boston"; and be it further

Resolved, That a copy of this resolution be forwarded to the Committee on Public Service of the House of Representatives of the Great and General Court.

The resolution was adopted, yeas 7, nays 0: Yeas—Councillors Foley, Hines, Kerrigan, Iannella, McDonough, Piemonte, Tierney—7. Nays—0.

**REPORT OF COMMITTEE ON CONFIRMATIONS.**

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

1. Report on appointments by the Mayor (referred December 27, 1961) of Joseph F. McArdle, Jr., and Arthur R. Warren as constables with authority to serve civil process upon filing of bond for the term ending April 30, 1962—recommending that the appointments be confirmed.

2. Report on appointment by the Mayor (referred January 2) of Herbert Ellaser Rosenfield as constable with authority to serve civil process upon filing of bond for the term ending April 30, 1962—recommending that the appointment be confirmed.

The reports were accepted, and the appointments were confirmed.

#### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of John L. Campbell (referred December 18, 1961) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of five hundred eighty-two dollars and eighty-four cents be allowed and paid to John L. Campbell, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Ladder 3, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of John R. Davis (referred December 11, 1961) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the School Department—recommending passage of the accompanying order:

Ordered, That the sum of one thousand one hundred thirty-seven dollars and seventy-five cents (\$1,137.75) be allowed and paid to John R. Davis, in reimbursement for amount of execution issued against him on account of his acts as an employee of the School Department, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of Frederick J. Eggers, Jr. (referred December 11, 1961), to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of thirty-seven hundred forty dollars (\$3,740) be allowed and paid to Frederick J. Eggers, Jr., in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Engine 1, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

4. Report on petition of Hubert F. Moran (referred January 2) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of one thousand eighty-four dollars (\$1,084) be allowed and paid to Hubert F. Moran, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Engine 26, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

5. Report on petition of Roy D. Moser (referred December 18, 1961) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Police Department—recommending passage of the accompanying order:

Ordered, That the sum of three thousand nine hundred fourteen dollars (\$3,914) be allowed and paid to Roy D. Moser, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Police Department, Division

17, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

6. Report on petition of Thomas W. Nee (referred December 4, 1961) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of one thousand dollars (\$1,000) be allowed and paid to Thomas W. Nee, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Engine 17, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

7. Report on petition of Timothy M. O'Brien (referred October 30, 1961) retired member of the Fire Department, for indemnification for hospital, surgical and medical expenses incurred by him as a result of an injury sustained while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100B of chapter 41 of the General Laws, upon petition of Timothy M. O'Brien, 61 Gates street, South Boston, a former member of the Fire Department, retired for accidental disability, for indemnification for hospital, surgical and medical expenses, incurred as a result of an injury received through no fault of his own while in the performance of his duty, there be allowed and paid, as certified by the panel appointed under provisions of said section, to the following the amount stated:

Dr. John J. McGillicuddy, Jr., 21 Bay State road .....\$5  
said sum to be paid from any appropriation suitable for the purpose of this section.

8. Report on petition of Richard M. Baldwin (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Richard M. Baldwin, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 16, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....\$16 50  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

9. Report on petition of Joseph A. Dantona (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Joseph A. Dantona, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on July 1, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Massachusetts General Hospital, Fruit street .....\$26  
Massachusetts Eye and Ear Infirmary, 243 Charles street..... 5

Total .....\$31



said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

10. Report on petition of John F. Denehy (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John F. Denehy, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 18, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Massachusetts Eye and Ear Infirmary, 243 Charles street.....\$7

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

11. Report on petition of William J. Desmond (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of William J. Desmond, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on July 20, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

William J. Desmond, petitioner, 26 Morrow road, Brighton..... \$3 45  
Massachusetts General Hospital, Fruit street ..... 21 00

Total .....\$24 45

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

12. Report on petition of John F. Doyle (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John F. Doyle, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 22, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Massachusetts General Hospital, Fruit street .....\$11

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

13. Report on petition of John J. Maffei (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. Maffei, a member of

the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 9, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

John J. Maffei, petitioner, 6 Chisholm terrace, Roslindale.....\$12 25  
Dr. Francis L. Colpoys, 1 Peabody square, Dorchester..... 25 00

Total .....\$37 25

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

14. Report on petition of Walter J. McEvoy (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Walter J. McEvoy, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 23, 1959, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Massachusetts General Hospital, Fruit street, .....\$9

said amount to be charged to the appropriations for Executions of Court, Damage Claims and Reimbursements.

15. Report on petition of John T. Moran (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John T. Moran, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on September 27, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

John T. Moran, petitioner, 42 Barry street, Dorchester .....\$12  
Dr. Jules H. Shaw, 510 Commonwealth avenue ..... 44

Total.....\$56

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

16. Report on petition of Andrew E. O'Brien (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Andrew E. O'Brien, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 4, 1960, there be allowed and paid as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:



Dr. Harold G. Lee, 1101 Beacon street,  
Brookline .....\$10  
Dr. Robert E. Grandfield, 1101 Beacon  
street, Brookline..... 20  
—  
Total.....\$30

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

17. Report on petition of William E. O'Connor (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of William E. O'Connor, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on April 11, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Harold G. Lee, 1101 Beacon street,  
Brookline .....\$10  
Dr. Robert E. Grandfield, 1101 Beacon  
street, Brookline..... 10  
—  
Total.....\$20

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

18. Report on petition of Melzer T. Pietroski (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Melzer T. Pietroski, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on July 30, 1961, there be allowed and paid, as recom-

mended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester ave-  
nue, Dorchester.....\$376 20  
Dr. Harold G. Lee, 1101 Beacon street,  
Brookline ..... 315 00  
Dr. Robert E. Grandfield, 1101 Beacon  
street, Brookline..... 10 00  
—  
Total.....\$701 20

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

19. Report on petition of George P. Smith (referred January 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of George P. Smith, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on October 25, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Milton F. Brougham, 264 Beacon  
street .....\$10  
Dr. Harold G. Lee, 1101 Beacon street,  
Brookline ..... 5  
—  
Total.....\$15

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

Adjourned at 6.05 P.M., on motion of Councilor McDonough, to meet on Monday, January 22, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)

## CITY OF BOSTON

## Proceedings of City Council

Monday, January 22, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., Senior Member Coffey in the Chair. Absent, Councillor Iannella.

The Reverend T. Raymond Sullivan, of Consolata Catholic Mission, Nyeri, Kenya, British East Africa, was escorted to the rostrum.

INVOCATION BY THE REVEREND T.  
RAYMOND SULLIVAN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

With bowed heads and humbled hearts we call upon the Lord who knows the folly of godless minds and the wisdom of God-filled thoughts. Before action, let there be a thought; before a thought, let there be a prayer; before a prayer, let there be a pure conscience which seeks not the will of men but the voice of God. With thankfulness for God's gift to man, let us approach the use of the talent of thought. Being not like the unworthy servant, we do not bury our treasure. Let us use the gift of reason to secure profit, not the profit of the miser, but the profit of those whose lives reveal the ways of God, the ways men must follow in the path of life. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

Coun. TIERNEY in the chair.

PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz:

Claims.

Ray J. Christmas, to be reimbursed as result of execution issued against him on account of his acts as employee of Penal Institutions Department.

James Gratorex and Henry Harrington, for compensation for injuries caused by city-owned motor vehicle.

Wilbur and Maureen Hicks, for compensation for injuries caused by fire apparatus.

Charence Jermy, for compensation for damage to car by city truck.

Matteo and Thomassina Lo Conte, for compensation for damage to property at 91 Faywood avenue, East Boston, caused by backing up of sewage.

James I. Maxwell, for refund on electrical permit.

Hubert F. Moran, to be reimbursed as result of two executions issued against him on account of his acts as employee of Fire Department.

Margaret C. Paige, for compensation for injuries caused by an alleged defect in Hawley street, Boston.

Manuel Salamanca, to be reimbursed as result of accident which occurred while in performance of duty as employee of Public Works Department, Maintenance Division.

Ralph G. Smalidge, for compensation for damage to car by fire apparatus.

Bob Smith Sporting Goods Company, for compensation for damage to property at 155 Washington street, Boston, caused by break in water pipe.

Joseph C. Vento, for compensation for damage to car by city-owned motor vehicle.

Michael S. Costello, to be reimbursed in amount of \$102, which was deducted from his salary as an employee of Collecting Department.

PETITION FOR INDEMNIFICATION.

Petition of Charles N. Vogel, retired member of the Fire Department, for indemnification for hospital, medical and surgical expenses.

Referred to the Committee on Claims.

NOTICE OF HEARING BEFORE STATE  
DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of hearing to be held January 29, 1962, at 2:30 P.M., on application of Metropolitan Transit Authority for license to lay and maintain one submarine cable in and over tidewaters of Mystic River, at Mystic Bridge, in the City of Boston.

Placed on file.

NEW FORMS FOR USE IN PROBATE  
COURT.

A communication was received from the Clerk of the Supreme Judicial Court enclosing copies of orders approving new forms for use in Probate Court.

Placed on file.

APPOINTMENT OF ROBERT C. NORD-  
BLOM.

Notice was received from the Mayor of the appointment of Robert C. Nordblom, 230 Beacon street, to be a member of the Auditorium Commission for the term ending May 1, 1966.

Placed on file.

APPOINTMENT OF ROBERT E. YORK.

Notice was received from the Mayor of the appointment of Robert E. York, 25 Cabot street, Winchester, to be Building Commissioner for the term ending May 15, 1966.

Placed on file.

COMMUNICATION FROM HARRY J.  
BLAKE.

A communication was received from Harry J. Blake acknowledging receipt of City Council Resolution commending those connected with the Boston Christmas Festival for their help.

Placed on file.

NOTICE OF INTEREST IN CONTRACT.

Notice was received from John Guarino, member of the Board of Examiners, of his interest in contract to prepare plans and specifications for Boston Housing Authority.

Placed on file.

MEETING OF COUNCIL AND MEMBERS  
OF METROPOLITAN DISTRICT COM-  
MISSION.

A communication was received from the Metropolitan District Commission acknowledging receipt of order suggesting a meeting with the Council relative to Metropolitan Parks District, and stating it will give the request attention.

Placed on file.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Thomas F. Leydon (referred January 8) to be reimbursed as a result of four (4) executions issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of twenty-three hundred sixty-five dollars thirty-five cents

(\$2,365.35) be allowed and paid to Thomas F. Leydon in reimbursement for amount of four (4) executions issued against him on account of his acts as an employee of the Fire Department, Engine 13, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The report was accepted, and the order was passed.

REPORT OF COMMITTEE ON LEGISLATIVE MATTERS.

Coun. SULLIVAN, for the Committee on Legislative Matters, submitted the following:

Report on resolution (referred January 15) favoring legislation extending provisions of

Heart Law to certain employees of the Penal Institutions Department—recommending the resolution be adopted.

The report was accepted, and the resolution was adopted.

Adjourned at 2.21 P.M., on motion of Councillor Coffey, to meet on Monday, January 29, 1952, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON.

## Proceedings of City Council.

Monday, January 29, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., Senior Member COFFEY in the chair. Absent, Councillor Iannella.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

May the grace, the favor and blessings of our heavenly Father be upon this city and its citizens. May all that is evil fly before the might and justice of God and may the weak hover ever closer to Him for their needed help.

Without the wisdom of God there is no real understanding; without the power of God nothing moves. May we understand more clearly that justice and good order for which these servants work in the City Council can never be established without the wisdom and power of God; and for these we pray at the opening of the sessions. May the great progress made in our city continue, and may the spiritual health of the city grow apace. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

Coun. McDONOUGH in the chair.

## PEDESTRIAN LIGHTS AT EVERETT AND HOLTON STREETS.

The following was received:

City of Boston,

Office of the Mayor, January 22, 1962.

To the City Council.  
Gentlemen:

I transmit herewith communication from the Traffic Commissioner concerning your order of January 15, 1962, requesting that pedestrian traffic signals be installed in the intersection of Everett street and Holton street, Brighton.

Respectfully,

JOHN F. COLLINS, Mayor.

Boston Traffic Department,  
January 19, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

This is in reply to Council order dated January 15, 1962, requesting that pedestrian traffic signals be installed in the intersection of Everett street and Holton street, Brighton.

Plans are now being prepared for the installation of traffic signals at this location.

Very truly yours,

THOMAS F. CARTY,  
Traffic Commissioner.

Placed on file.

## ACCEPTANCE OF CHAPTER 32B, CONTRIBUTORY GROUP INSURANCE FOR EMPLOYEES OF CITY OF BOSTON, AND COUNTY OF SUFFOLK.

The following was received:

City of Boston,

Office of the Mayor, January 22, 1962.

To the City Council.  
Gentlemen:

Ever since I became Mayor, employees of the city and also of the county have urged that

the city carry group insurance providing for such of them as so desire \$2,000 life insurance coverage as well as hospital, surgical, and medical benefits, with the premium on such insurance defrayed one half by the employee and one half by the city or county.

As indicated in my annual address on January 1, 1962, I believe that the city and county should embark upon such a program in the current year. Neither the city nor the county can do so, however, until chapter 32B of the General Laws has been accepted in behalf of the city and county. Accordingly, I submit herewith for your early adoption an order for the acceptance of said chapter 32B in behalf of the city and also an order for the acceptance thereof in behalf of the county.

Respectfully,

JOHN F. COLLINS, Mayor.

Ordered, That chapter 32B of the General Laws entitled "Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns, and Districts, and Their Dependents" be, and hereby is, accepted in behalf of the City of Boston.

Ordered, That chapter 32B of the General Laws entitled "Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns, and Districts, and Their Dependents" be, and hereby is, accepted in behalf of the County of Suffolk.

Referred to the Executive Committee.

## INTERIM REPORT OF EXECUTIVE COMMITTEE.

Coun. PIEMONTE, for the Executive Committee, submitted the following interim report:

I therefore acting as chairman of the committee and with the advice and consent of the committee, do make an interim report that the Executive Committee is unanimously in favor of including retired employees in any Blue Cross, Blue Shield, or medical plan the city adopts, and we so direct his Honor the Mayor.

The interim report of the committee was accepted.

## CITIZENS REPORT ON POLICE DEPARTMENT.

The following was received:

City of Boston,

Office of the Mayor, January 24, 1962.

To the City Council.  
Gentlemen:

I transmit herewith communication from the Director of Administrative Services relative to your order of January 8, 1962, in which you requested the Citizens Committee Report on the Boston Police Department.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston, January 23, 1962.

Albert Kramer, Administrative Assistant, Mayor's Office.

Dear Mr. Kramer:

In accordance with the request contained in the City Council order of January 8, 1962, introduced by Councillor Piemonte, I am pleased to submit herewith, by hand, 12 copies of the Citizens Committee Report on the Boston Police Department, compiled and issued in March of 1954 for proper distribution by you.

Yours very truly,

HENRY A. SCAGNOLI, Director.

## CITIZENS COMMITTEE REPORT ON BOSTON POLICE DEPARTMENT MARCH, 1954

## INTRODUCTION

Boston has had reason to be proud of its Police Department. The first real police department in the United States, it pioneered with many methods

in police administration and quickly adopted proven measures for making police work more efficient.

About 1913 the Boston Police Department instituted the police signal system which enabled police to call from their posts; this gave stations more direct control over the activities of patrolmen. Then came the three-platoon system which eliminated the need for dormitories in district stations. After the end of World War I, the automobile was introduced to police work. Radio communications followed with the establishment of the Bureau of Operations in 1934. About 1930, the Boston Police Department cooperated with the FBI in a uniform system of crime reporting which gradually changed police statistics into well-maintained reports of great value in fighting crime. Boston's answer to the need for training in police work was the police academy. All of these achievements have contributed in large measure to the relative success of the Police Department in preventing and suppressing crime.

During the last two decades, however, the attitudes on police matters in Boston have changed. Boston's police problems are constantly held to be unique when new methods or improvements are suggested. This myth of "uniqueness," too easily leads to the further conclusion that the usual tests of performance do not apply and that the policies, structure, and experience of other police forces have no bearing upon the methods that must be employed here. These attitudes have prevailed both in and out of the Police Department for many years with the result that the police force at times became insulated from some of the great constructive influences that are remodeling police service throughout the country.

The measure of success that Boston has achieved in attaining a relatively low crime rate has been won at a disproportionate cost. Of the 18 largest cities in the country, Boston's per capita expenditure of \$16.39 for police is the highest. Boston has 3.52 police officers per 1,000 population. This is also the highest among the 18 cities in Boston's population group. Just over one in every hundred males between 21 and 65 years of age in Boston is a member of the police force.

This report undertakes to (1) present an examination of the cost of the Police Department and its principal elements; (2) to show how the same police protection now enjoyed can be provided at less cost by the adoption of police methods whose value has been proved by experience in

many other large American cities; (3) to show that the present number of employees is excessive, and that by a reduction in the size of the force to a level comparable with that of other cities, savings of over \$1,000,000 may be realized.

The basic ideas which underlie the economics pointed out in this report stem from the survey of the Boston Police Department made in 1949 by Bruce Smith. Mr. Smith is a recognized expert in this field and has made similar surveys in the police departments of New York City, New Orleans, Cincinnati, Cleveland, Chicago, St. Louis, Kansas City, and Milwaukee, among other places.

The following report, moreover, does not presume to be comprehensive. While many areas of police administration are covered, there are other subjects treated by Mr. Smith in his original survey which are not included. These also call for follow-up and action. They include the adequacy of police training, the effective use of the probationary period for screening out incompetents, the sensible distribution of motor patrols, strengthening the organization for juvenile delinquency, and the revision of civil service laws and rules which adversely affect police management in Boston. Another police department policy which has long been questioned is the assignment of police officers at signalized intersections.

#### POLICE DEPARTMENT EXPENDITURES

Boston is now spending about \$9.8 million more for its Police Department than it did in 1940. Police Department costs have increased by 167 per cent during this 14-year period.

Expenditures for the Police Department in 1953 totaled \$14,966,412. This equals about 10 per cent of the city's total expenditures from the General Fund. In 1940 Police Department expenditures represented about 7 per cent of the expenditures from the General Fund. That ten cents in every tax dollar goes for police protection indicates how large a part the Police Department plays in the total expense picture of the city.

Table I shows the extent to which expenditures for the Police Department have increased since 1940. Since more than four fifths of the total goes for payrolls, most of the increase has necessarily come in this area. The cost of personal services has jumped from \$4,982,523 in 1940 to \$13,053,500, the 1954 appropriations, or a rise of 162 per cent.

TABLE I  
POLICE DEPARTMENT EXPENDITURES, 1940-1953, AND APPROPRIATIONS, 1954

Year*	Payrolls	Non-Contributory Pensions	Other	Total
1940.....	\$4,982,523	\$345,987	\$538,274	\$5,866,784
1941.....	5,057,072	353,284	578,973	5,989,329
1942.....	5,199,551	378,147	585,578	6,163,276
1943.....	5,325,139	402,521	554,421	6,282,081
1944.....	5,219,108	469,578	564,807	6,253,493
1945.....	5,401,882	546,350	526,180	6,474,412
1946.....	5,821,955	660,202	701,007	7,183,164
1947.....	6,896,420	783,220	677,930	8,357,570
1948.....	7,594,537	882,889	838,525	9,315,951
1949.....	8,533,336	983,001	916,871	10,433,208
1950.....	9,490,921	1,050,762	939,780	11,481,463
1951.....	10,490,505	1,111,671	1,087,371	12,689,547
1952.....	12,021,927	1,262,245	972,552	14,256,724
1953.....	12,665,895	1,377,184	923,333	14,966,412
1954.....	13,053,500†	1,717,828†	907,350†	15,678,678†

NOTE: "Other" expenditures for 1946-1948 include the costs of equipment financed from loan funds.

\* December 1 to November 30.

† Appropriations for fiscal year.

#### FACTORS IN EXPENDITURE RISE

Most of the rise in police costs has occurred since the end of World War II. Two main factors have shaped the increase in expenditures: (1) changes in the length of the work week, which eventually raised the uniformed manpower quotas by over 600 (2) periodic revisions in salary levels, and liberalization of fringe benefits such as vacations, sick leave, pensions, and overtime pay. A series of legislative acts of both the mandatory and permissive types were significant causes of the large increases in personnel costs.

Table II shows how two major reductions in the work week of the uniformed force have contributed to the rise in the number of personnel in the department. As of February 1, 1954 there were 3,070 employees in the Police Department—2844 uniformed men and 226 civilians. There are now 678 more employees on the department's payroll than there were in 1940. The "one day

between the Mayor and the Police Commissioner to use the 1929 patrolman quota and to appoint men up to this new level, were responsible for the addition of some 270 police officers to the force between 1947 and 1950.

Use of the figure of the number of patrolmen who were on the force in 1929 as the basis for computing the additional number needed to implement the "one day off in six" program in 1947 is open to serious question. Yet this 1929 figure was also used in computing the additional manpower needed to put the "five-day week" program into operation in 1951.

The validity of the 1929 figure for patrolman requirements is questionable because after 1929 a series of reorganization measures and the adoption of certain modern police techniques gradually reduced the number of patrolmen needed to operate the department. Legislation further reducing the work period for police to 5 days in any one week was accepted by the voters in 1950 and took

TABLE II  
POLICE DEPARTMENT PERSONNEL AS OF NOVEMBER 30, 1940-1953

Year	Uniformed Force	Civilian Force	Total
1940.....	2,205	187	2,392
1941.....	2,260	192	2,452
1942.....	2,284	196	2,480
1943.....	2,426	206	2,632
1944.....	2,252	241	2,493
1945.....	2,260	252	2,502
1946.....	2,233	232	2,465
1947.....	2,345	228	2,573
1948.....	2,433	229	2,662
1949.....	2,502	228	2,730
1950.....	2,503	224	2,727
1951.....	2,840	225	3,065
1952.....	2,848	224	3,072
1953.....	2,828	223	3,051
1954.....	2,844*	226*	3,070*

\* As of February 1.

Several increases in salaries also help explain a large proportion of the rise in police costs. Maximum salaries for uniformed classifications have increased in the following total amounts since 1940; patrolman, \$2,060; sergeant, \$2,440; lieutenant, \$2,900; captain, \$2,660; deputy

superintendent, \$3,000; superintendent, \$3,000. The increase for individual ranks correspond by and large with the raises granted to equivalent ranks in the Fire Department. Changes in salary for the 1940-1953 period are summarized in the table below.

	1940	1943	1944	1945	1947	1948	1949	1951	1953
Patrolman.....	\$2,100	\$2,300	\$2,500	\$2,500	\$3,000	\$3,000	\$3,300	\$3,800	\$4,166*
Sergeant.....	2,500	2,700	2,900	2,900	3,410	3,500	3,800	4,440	4,940*
Lieutenant.....	2,700	2,900	3,100	3,100	3,630	4,000	4,300	4,980	5,620*
Captain.....	4,000	4,000	4,000	4,200	4,840	4,840	5,140	6,000	6,660*
Deputy Superintendent.....	4,500	4,500	4,500	4,700	5,390	5,390	5,690	6,300	7,500
Superintendent.....	7,000	7,000	7,000	7,500	8,250	8,250	8,250	9,500	10,000

\* After 20 years of service.

OVERTIME PAY

State legislation of the last five years has contributed significantly to the increase in the personnel costs of Boston's Police Department. For example, the large annual outlay now made for overtime pay stems from an act of 1948 allowing a day off or an additional day's pay for work performed on 10 specified holidays. This was followed by an act in 1949 which allowed overtime pay for police work on primary day, election day, police listing, or parades. Service beyond the regular five-day work week is also compensated for as overtime. The net result of all this legislation dealing with overtime pay is that almost \$500,000 is expended each year for this purpose alone. The trend in this aspect of personnel costs is seen more clearly in the table below.

Year*	Overtime Expenditures
1947.....	\$829 52
1948.....	8,689 67
1949.....	142,993 62
1950.....	259,795 85
1951.....	342,136 58
1952.....	421,412 33
1953.....	455,281 96
1954.....	†475,000 00

\* December 1-November 30.

† Appropriation for year.

The huge annual commitment in the police budget for overtime is unusual among police departments. It is extraordinary because police

work, by its very nature, is continuous and the police officer is subject to duty call at all times. Of the 17 other large cities in the country, only 3 have overtime policies which are as liberal as those applying to the Boston Police Department. In 6 cities, no overtime whatsoever is allowed; in 8 cities, compensatory time off for overtime service is allowed; in 3 cities (including Boston) overtime pay at a straight-time rate is provided; one city pays for overtime at the rate of time-and-one-half.

EXTRA PAY FOR DETECTIVES

Almost \$100,000 a year in added costs for salaries is due to mandatory State Acts of 1948 and 1950 which set up special classifications and higher salaries for police officers assigned to detective work. As of November 30, 1953, there were 228 police officers with detective classifications carrying pay differentials ranging from \$300 to \$500 over the salaries for their regular ranks.

SICK LEAVE

Liberal sick-leave provisions established by an act of 1947 have added measurably to Police Department costs. The average number of days lost per police officer on account of sickness has risen steadily over the years. The table below shows that the total number of days lost has more than doubled since 1930, while the average size of the police force has risen by only 17 per cent. The rate of time lost per man has gone up from 6.1 days to 11.1 days, an increase of 82 per cent. Cost of sick leave thus runs to about \$500,000 a year.

MAN-DAYS LOST ON ACCOUNT OF SICKNESS 1930-1953

Year*	Average No. of Men on the Force	No. of Man-Days Lost on Account of Sickness	Average No. of Days Lost per Man
1930.....	2,423	14,883	6.1
1931.....	2,406	18,863	7.8
1932.....	2,332	17,833	7.6
1933.....	2,257	17,278	7.7
1934.....	2,204	18,613	8.4
1935.....	2,160	18,920	8.8
1936.....	2,125	19,242	9.1
1937.....	2,171	18,734	9.1
1938.....	2,254	19,534	9.1
1939.....	2,208	20,877	9.5
1940.....	2,202	19,530	8.9
1941.....	2,226	22,456	10.1
1942.....	2,268	20,582	9.1
1943.....	2,343	20,874	8.9
1944.....	2,340	25,720	11.0
1945.....	2,213	23,088	10.4
1946.....	2,218	24,846	11.2
1947.....	2,265	18,215	8.0



MAN-DAYS LOST ON ACCOUNT OF SICKNESS 1930-1953—Concluded

Year*	Average No. of Men on the Force	No. of Man-Days Lost on Account of Sickness	Average No. of Days Lost per Man
1948.....	2,363	29,036	12.3
1949.....	2,450	31,228	12.7
1950.....	2,501	28,884	11.5
1951.....	2,773	28,092	10.1
1952.....	2,837	30,303	10.7
1953.....	2,840	31,590	11.1

\* Year ending November 30.

The sick-leave law entitles police officers to accumulate sick leave at the rate of 15 working days a year up to a total of 90 working days. Sickness, injury, exposure to contagious diseases, or death in the immediate family are valid reasons for taking sick leave. Statistics on sick leave per police officer for 1948 and 1949 reveal a tendency of many officers to use up their "bank" of sick leave as quickly as possible. (All men were credited with seven and one-half days of the 90 days on the effective date of the law.) Although the sick-leave rate has declined somewhat from the 1949 peak, it is high enough to have a disturbing effect on both discipline and police costs.

That the sick-leave rate for Boston police is high as compared with rates for other cities is shown in the following table for 1951.

City	Average No. of Days Lost per Police Officer
Baltimore.....	14.6
BOSTON.....	10.1
Chicago.....	4.2
Cincinnati.....	8.8
Cleveland.....	6.7
Detroit.....	4.8
New York.....	14.7

Although the more liberal sick-leave provisions adopted in 1947 are commendable, they require tight controls if abuses are to be avoided and the exorbitant cost of lost time is to be reduced. Investigation of sick leave for sergeants or fellow

officers as practiced in Boston is inadequate enforcement and open to abuse. There must be strict interpretation of the sick-leave law and a strengthening of the investigation process through the police medical examiner.

PENSIONS

The costs of non-contributory pensions for the Police Department show the most spectacular jump of all. These have gone up by almost 400 per cent since 1940. This per cent of increase far exceeds the rate of increase for payroll costs. The substantial rise to the present level of \$1,717,828 is largely attributable to the postwar liberalization of pension laws for veterans. Not included are the city's payments toward the two contributory pension funds for employees of the Police Department.

It should be pointed out that the present Police Commissioner was quite aware of the cost implications of this legislation and stoutly opposed most of the bills when they were before the General Court.

COMPARISONS WITH OTHER CITIES

Table III shows that although Boston ranks tenth in population on a nationwide basis, it ranks sixth highest in total police expenditures, and highest of all the large cities of the country in police expenditure per capita.

If the comparison is confined to those seven cities in the group which observe a 40-hour work week, as does Boston, the latter's per capita expenditure of \$16.39 is far ahead of the next highest of \$12.84 for Washington.

TABLE III  
EXPENDITURES PER CAPITA FOR POLICE DEPARTMENTS IN CITIES OVER 500,000

City	Population 1950	Rank	Police Expenditures in 1952	Rank	Police Expenditures, Per Capita, 1952	Rank	
New York City.....	7,892,000	1	\$91,430,000	1	\$11.59	5	
Chicago.....	3,621,000	2	33,900,000	2	9.36	12	
Philadelphia.....	2,072,000	3	21,215,000	5	10.24	11	
Los Angeles.....	1,970,000	4	23,735,000	3	12.05	3	
Detroit.....	1,850,000	5	21,452,000	4	11.60	4	
Baltimore.....	950,000	6	9,937,000	8	10.46	9	
Cleveland.....	915,000	7	9,787,000	9	10.70	8	
St. Louis.....	857,000	8	8,913,000	10	10.40	10	
Washington, D. C.....	802,000	9	10,299,000	7	12.84	2	
BOSTON.....	801,000	10	13,127,000	6	16.39	1	
San Francisco.....	775,000	11	8,509,000	11	10.98	6	
Pittsburgh.....	677,000	12	5,767,000	13	8.52	14	
Milwaukee.....	637,000	13	6,835,000	12	10.73	7	
Houston.....	596,000	14	3,789,000	15	6.36	17	
Buffalo.....	580,000	15	5,411,000	14	9.33	13	
New Orleans.....	570,000	16	3,732,000	16	6.55	16	
Minneapolis.....	522,000	17	2,836,000	17	5.43	18	
Cincinnati.....	504,000	18	3,789,000	15	7.52	15	
Average for all cities.....						\$10.06	

The contention is often made that the per capita figures used to compare Boston with other cities in the same population group are unfair. The argument is offered that two-thirds of the 2,300,000 persons in the Boston metropolitan area live outside the city and enter it daily, and thus should be included in any per capita computations.

There are certain fallacies in this argument. Firstly, it is unlikely that more than half of the 1,500,000 persons outside Boston's political boundaries enter the city daily. Many of them work, shop, and travel in the highly urbanized centers surrounding Boston such as Cambridge, Lynn, Somerville, Everett, etc. Thus it would be unreasonable to use 2,300,000 as the population figure in making per capita calculations for Boston. Secondly, the fact that Boston's population in-

creases significantly during the daylight hours is not unique. All large cities have their satellite towns and their quota of daily commuters. Pittsburgh and San Francisco each have metropolitan area populations in excess of 2.2 million; per capita costs for police protection in these cities run to \$8.52 and \$10.90, respectively. Pittsburgh achieves a crime record that is lower than Boston's at an annual cost of almost half the Boston figure.

The number of police officers per 1,000 population for cities in Boston's population class ranges from a low of 1.12 in Minneapolis to 3.52 in Boston. The average for all the cities in the group is 2.08 police officers per 1,000 population. Boston's ratio is more than one-third higher than the next ranking city. Table IV shows the details on police manpower in the large cities of the country.

TABLE IV  
NUMBER OF POLICE OFFICERS PER 1,000 POPULATION IN CITIES OVER 500,000

	No. of Police Officers Sept. 9, 1952	Rank	No. of Police Officers Per 1,000 Population	Rank
New York City.....	18,596	1	2.36	3
Chicago.....	7,164	2	1.98	13
Philadelphia.....	4,707	3	2.27	5
Los Angeles.....	4,105	5	2.08	11
Detroit.....	4,327	4	2.34	4
Baltimore.....	2,016	8	2.12	9
Cleveland.....	1,802	10	1.97	14
St. Louis.....	1,913	9	2.23	6
Washington, D.C.....	2,071	7	2.58	2
BOSTON.....	2,817	6	3.52	1
San Francisco.....	1,570	11	2.03	12
Pittsburgh.....	1,452	12	2.14	8
Milwaukee.....	1,383	13	2.17	7
Houston.....	704	17	1.18	17
Buffalo.....	1,226	14	2.11	10
New Orleans.....	975	15	1.71	15
Minneapolis.....	583	18	1.12	18
Cincinnati.....	815	16	1.62	16
Average for all Cities.....			2.08	

Although the expenditure and manpower comparisons are made with the realization that conditions among the cities are not wholly comparable, the extraordinary strength of the Police Department in Boston points to overmanning in several broad areas. These are analyzed in subsequent sections of the report.

That the Police Department is achieving and has for many years achieved a high degree of crime suppression is clear from the accompanying

Table V. This shows that the number of Class I crimes per 1,000 population in Boston was approximately the same for 1952 as it was for 1940; moreover, that only two others of the 17 largest cities in the nation reporting have a lower figure for the number of Class I crimes per 1,000 population. These two cities with lower crime rates, however, attain equivalent results with a far less expenditure than does Boston. Table VI presents the details of the latest data on major crimes for all the large cities.

TABLE V  
CRIME DATA FOR CITIES OVER 500,000 POPULATION, 1940 AND 1952

	Population 1940	No. of Class I Crimes 1940	No. of Class I Crimes Per 1,000 Population 1940	Population 1950	No. of Class I Crimes 1952	No. of Class I Crimes Per 1,000 Population 1952
New York City.....	7,455,000	42,663	5.72	7,892,000	142,141	18.01
Chicago.....	3,397,000	37,180	10.95	3,621,000	55,526	15.33
Philadelphia.....	1,931,000	12,567	6.51	2,072,000	a	a
Los Angeles.....	1,504,000	47,319	31.46	1,970,000	55,595	28.22
Detroit.....	1,623,000	39,771	24.51	1,850,000	45,861	24.79
Baltimore.....	859,000	9,976	11.61	950,000	20,443	21.52
Cleveland.....	878,000	15,959	18.18	915,000	15,785	17.25
St. Louis.....	816,000	12,702	15.57	857,000	19,794	23.10
Washington, D. C.....	663,000	13,692	20.65	802,000	24,258	30.25
BOSTON.....	771 000	7,649	9.92	801,000	7,823	9.77
San Francisco.....	635 000	13,417	21.13	775,000	20,212	26.08
Pittsburgh.....	672 000	8 586	12.78	677,000	6,348	9.38
Milwaukee.....	578 000	6,089	10.53	637,000	7,871	12.34
Houston.....	385,000	10,333	26.84	596,000	13,850	23.24
Buffalo.....	576,000	3,100	5.38	580,000	4,686	8.08
New Orleans.....	495,000	3,924	7.93	570,000	7,862	13.79
Minneapolis.....	492,000	6,560	13.33	522,000	7,710	14.77
Cincinnati.....	456,000	9,792	21.47	504,000	6,713	13.32

a. Records undergoing revision

Whether the extremely favorable crime rate position enjoyed by Boston is due primarily to the size of its police force or to the law-abiding character of its people is a moot question. This is not to deny the Police Department the well-deserved credit for the city's crime record.

If Boston's low crime rate is due to the number of police officers directly involved in protection, then the present number of officers directly engaged in such protection is adequate. It must be recognized, however, that most of the recommendations in this report concern activities not directly involved in protection, such as consolidation of divisions and patrol wagon service, substitution of school crossing guards, and the elimination and reduction of special details. In the one recom-

mendation that deals with police protection, the Police Commissioner himself agrees that one-man patrol cars may be used in certain areas without affecting public safety.

Therefore, the recommendations made in the report may be adopted without reducing the police coverage needed to maintain Boston's high protection level. Such adoption would mean a substantial saving or surplus in manpower.

It would follow then that the present quota of police personnel could be reduced by the number of positions thus saved. In practice this would mean refraining from filling vacancies up to the number represented by the manpower savings which flow from the recommendations.

TABLE VI  
CLASS I CRIMES IN CITIES OVER 500,000 POPULATION, 1952  
(a) Records undergoing revision

	No.	HOMICIDE		ROBBERY		AGGRAVATED ASSAULT		BURGLARY		LARCENY		AUTO THEFT		
		No. Per 100,000 Population	No.	No. Per 100,000 Population	No.	No. Per 100,000 Population	No.	No. Per 100,000 Population	No.	No. Per 100,000 Population	No.	No. Per 100,000 Population	No.	No. Per 100,000 Population
New York City...	306	3.88	8,757	110.96	8,042	101.96	42,591	539.67	70,949	899.00	11,496	145.07		
Chicago.....	289	7.98	6,261	172.91	4,283	118.28	13,498	372.77	23,000	635.18	8,195	226.32		
Philadelphia.....	a	a	a	a	a	a	a	a	a	a	a	a	a	a
Los Angeles.....	81	4.11	2,566	130.25	3,620	183.76	11,259	571.53	31,828	1,015.63	6,241	316.80		
Detroit.....	109	5.89	2,253	121.78	3,614	195.35	8,770	474.05	25,760	1,392.42	5,355	289.46		
Baltimore.....	91	9.58	791	83.26	1,575	165.79	4,365	459.47	8,483	892.95	5,138	540.84		
Cleveland.....	74	8.09	723	79.56	395	43.17	2,174	237.60	11,321	1,237.27	1,093	119.45		
St. Louis.....	101	11.79	1,127	131.51	2,405	280.63	4,505	524.50	8,867	1,024.66	2,789	325.44		
Washington, D. C.	72	8.98	943	117.58	4,592	572.57	5,391	672.19	11,527	1,437.28	1,733	216.08		
BOSTON.....	18	2.25	191	23.85	216	26.97	1,144	142.95	4,224	527.34	2,030	253.43		
San Francisco....	45	5.81	1,250	161.29	677	87.36	4,637	598.32	10,060	1,298.06	3,543	457.16		
Pittsburgh.....	25	3.69	536	79.17	246	36.34	1,934	285.67	1,411	208.42	2,196	324.37		
Milwaukee.....	26	4.50	129	20.25	207	32.50	667	104.71	5,937	932.03	905	142.07		
Houston.....	134	22.47	346	58.05	250	41.95	4,426	742.62	6,614	1,109.73	2,080	348.99		
Buffalo.....	19	3.28	140	24.14	211	36.38	1,078	185.86	2,277	392.59	961	165.69		
New Orleans.....	66	11.58	404	70.88	621	108.95	1,627	285.44	3,805	579.82	1,839	322.63		
Minneapolis.....	11	2.11	297	56.90	75	14.37	1,930	369.73	4,233	810.92	1,081	27.09		
Cincinnati.....	32	6.35	284	56.35	366	52.62	1,415	280.75	3,968	787.30	648	128.57		



CONSOLIDATION OF DISTRICT STATIONS

For one reason or another, Boston has operated its Police Department with an overdeveloped plan of divisional or district stations. Boston, with a smaller land area than 16 of the 18 largest

cities of the country, has more district stations than all but four cities in the group. Only one city has a smaller average area per district and a smaller average population per district. The table below shows these facts on district stations.

POLICE STATION DATA FOR CITIES OVER 500,000 POPULATION

	No. of District Stations*	Average Square Miles Per Police District	Average Population Per Police District
New York City.....	85	3.7	92,800
Chicago.....	38	5.5	95,300
Philadelphia.....	24	5.3	86,300
Los Angeles.....	12	37.6	164,200
Detroit.....	15	9.3	123,300
Baltimore.....	9	8.7	105,600
Cleveland.....	6	12.5	152,500
St. Louis.....	12	5.1	71,400
Washington, D. C.....	14	4.4	57,300
BOSTON.....	16	3.0	50,600
San Francisco.....	9	5.0	86,100
Pittsburgh.....	9	6.0	75,300
Milwaukee.....	6	8.6	106,000
Houston.....	1	160.0	596,000
Buffalo.....	17	2.3	34,100
New Orleans.....	7	28.5	81,400
Minneapolis.....	5	10.8	104,400
Cincinnati.....	8	9.4	63,000

\*Including headquarters stations used as district stations; excludes harbor stations.

In Boston there is a police station for each 3.0 square miles of land area and a police station for every 50,600 people. If Boston's ratio of 50,600 population to a district were applied in some of the other cities, Chicago would have 71 instead of 38 stations (plans are under way for a further reduction to 32); Detroit would have 36 instead of 15 stations; Baltimore would have 19 instead of 9 stations; Cleveland would have 18 instead of 6 stations; and St. Louis would have 17 instead of 12 stations. It is quite evident that Boston has more stations than it really needs.

HISTORY OF POLICE DISTRICT STATIONS

There have been but few attempts to revamp the Police Department's divisional setup since the change-over to a single Police Commissioner in 1906. The outstanding effort in this direction came in 1933 when Divisions 4 and 5 in the South End were consolidated; Divisions 6 and 7 in South Boston were combined; Division 8, the Harbor Police, was eliminated and integrated with the force at Division 1; and Division 3, serving the West End and Beacon Hill, was eliminated.

Beginning in 1935 a new Police Commissioner began to gradually undo many of the consolidations of 1933; Division 8, the Harbor Police, was restored as a separate station; Division 3, the Joy Street station, was reopened.

Thus the divisional pattern today includes one more station than it did in 1906 and two less than it did in 1929. By 1935 the number was down to its lowest modern point of 15; reopenings of division stations between 1935 and 1940 brought the number up to its present number of 17.

The whole concept of police work has changed in the past quarter-century with the development of the two-way radio, the adaptation of the automobile to police work, and the extended use of the telephone for citizen reporting of crime to the police. Despite these advances in police work, however, Boston clings to the old-time district station which was once designed to combine the functions of a police court, a dormitory for men off duty, and a sleeping room for the captain in charge, and which took on subsequent uses for lockup, clerical duties, and roll call.

POLICE STATION NEEDS

Boston now has 16 land stations and one harbor police station. The oldest was built in 1862 and the most modern in 1925.

Bruce Smith, in his Survey Report of the Police Department in June, 1949, recommended modifications of the existing pattern of divisional stations to adapt it to modern police needs. The fact that Boston is overdeveloped with divisional stations and that the crime habits of the population are very low indicates that a reduction in the number of stations is common sense.

Police stations are expensive to operate because they require a captain, a house lieutenant for each shift, two or more police officers for clerical and signal duty, two or more police officers for patrol wagon duty, and a patrolman in charge of prisoners. These quotas apply to each of the three shifts of duty. Total overhead of each station is three times these quotas plus a 32 per cent allowance for days off, vacations, and sick leave. In addition, there is the cost of a janitor, plus operating and maintenance expense.

The divisional station itself contributes nothing toward the control of crime during these modern times. Almost all the crimes known to the police are reported by telephone. The main arguments for a divisional station are for a convenient lookup to detain prisoners and for carrying on the necessary signal and clerical activities of the division.

Most of the present stations in Boston were built to meet the needs of a population which traveled on foot or by horse-drawn vehicle. Quick response to a call for police now results from the nearness of a patrol car, not to the proximity of a district station.

The trend in large and small cities alike is toward a reduction in the number of district stations. Reorganization of district stations is an issue that is very much alive in many of the large cities. In New York City the new Police Commissioner is planning the consolidation of districts in line with a recent report by Bruce Smith that they be reduced from 85 to 70. In Chicago, the 38 stations are soon to be consolidated into 32. Philadelphia, which reduced its stations from 36 to 24 during the last 7 years, is now planning a further reduction to 21 or 22. Detroit is contemplating a further cut in its number of stations from 15 to 14. Cleveland reorganized its district station pattern in 1938 when it reduced the original number of 16 to 6.

Although a few stations closed in the past have been reopened in response to a demand which supposedly originated with the people living in the vicinity of the closed stations, it is difficult to believe that the public is interested in where prisoners are held, but only that they receive efficient police protection.

SMITH'S RECOMMENDATIONS FOR DIVISION CONSOLIDATIONS.

In his report of 1949 Bruce Smith recommended the elimination of five stations. (The stations to be eliminated are 1, 3, 9, 17, and 19.) Using the September 1, 1953, schedule of assignments, this would mean a saving in manpower of 134 officers and men.

There is nothing unique in this recommendation. A reduction from 17 to 12 divisions merely conforms to police practices which have prevailed in most cities for some time. It is not an experiment but rather the application of a sound scheme for the distribution of district stations. To be sure,

some of the stations selected for retention are not located as centrally for the combined division as might be preferred. New stations scheduled in the capital improvement program will straighten out this situation in most cases; in the meantime, division boundaries can be changed so as to render the 12 stations retained more equidistant from all sections of the divisional areas.

It should be emphasized that two stations—one for West Roxbury and the other as part of a courthouse in Roxbury—are in the 1954-59 capital improvement program. A third station for Scollay square has been deferred to a later date. In view of the substantial operating economies that stem from division consolidation, the new station program, which can be easily financed from the savings, should be speeded up so that three new stations will be scheduled over the next 6-year period. Furthermore, 6 of the 10 stations involved in the consolidation are over 60 years old; 4 of these 6 are over 80 years old. Perpetuation of these structures becomes costly preservation. The estimates on cost for the new stations listed in the capital improvement program seem overly generous. The trend everywhere is toward small, one-story stations with adjoining shelters for police vehicles, and a small cell block. In most cases, an outlay of not more than \$250,000 per station would be adequate.

The cost of the new Metropolitan District Commission station at Columbia Circle was about \$60,000. Although this is a relatively small station, its cost is less than one quarter of the estimate made for a new Boston police station. A more comparable station would be the type scheduled in the capital improvement program of San Francisco which plans two district stations at \$188,000 each. Milwaukee has plans for two stations at \$200,000 apiece.

Bruce Smith underscored the need for eliminating unnecessary divisional stations in his rejoinder to the Police Commissioner who had disagreed with the consolidation proposals. The Police Commissioner assumed that police stations played an important part in Boston's excellent crime record. Bruce Smith answered "It is sufficient to restate the obvious fact that duplication of indoor police personnel, who are engaged in administrative and housekeeping tasks, cannot raise the quality of police service on the streets, along the water front, or down in the dark alleys. Every unnecessary divisional station absorbs a substantial quota of manpower, without adding to protective activities. Many of our large cities have reduced the number of district stations without affecting the quality of police service in any way."

#### ECONOMIES IN CLOSING POLICE DIVISION STATIONS.

The personnel savings from closing the five divisional stations as recommended would be about \$575,000, as shown below.

5 Captains at \$6,140.....	\$30,700
17 Lieutenants at \$5,150.....	89,550
110 Patrolmen at \$3,900.....	429,000
8 Janitors and Laborers at \$3,220.....	25,760
	<u>\$575,010</u>

In addition savings would be realized from heating and utilities for the closed stations and from repairs required for the buildings. Total savings would easily reach \$600,000 a year.

Divisional consolidation will not mean fewer foot patrolmen nor fewer men in patrol cars. Through a policy of not filling vacancies, the total strength of the Police Department could be reduced by 132 men in about two years through this move alone.

#### UTILIZATION OF POLICE OFFICERS FOR NONPROTECTIVE DUTIES

A major objective of any police department should be the elimination of duties for police officers which are of a nonprotective or nonenforcement nature. Police manpower that is so misdirected or wasted adds up to a considerable number in the Boston Police Department.

Special police details in Boston represent a particularly large segment of such nonprotective work. The special details group includes 26 police officers assigned to various City Hall offices. Many of these details should be eliminated entirely; others can be handled at far less cost, and more effectively, by nonuniformed personnel.

Of the 26 men now detailed to City Hall offices, ten are payroll guards. Their elimination is contingent upon the installation of a check method of payment for personnel. The other 16 men are distributed among various City Hall offices. Six positions can be considered essential and should be retained (two each for the Mayor's Office, the Collector's Office, and the Treasurer's Office). Six can be eliminated. They include two in the Main Hall on the first floor, one at the Veterans' Services Department, one at the City Council, and two at the Election Department. The remaining four men who are presently being used as a night detail at City Hall can be replaced by four civilian watchmen.

The situation at the Registry of Motor Vehicles, wherein a sergeant and as many as 10 to 15 men search files, can be corrected by the substitution of lower-paid clerical help. The civilian help not only would be cheaper, but also more adept at the paper work involved in file searching. It might be desirable to permit the Registry of Motor Vehicles to engage such clerical personnel and to bill the city for such service. This arrangement would save the cost of supervision and training, travel time, and the difference between the state and city wage levels.

There are two men stationed at the main library and at several branch libraries throughout the city. The use of uniformed police officers for such duty is unnecessary. If it is the practice of the Police Department to assign to these posts men who are unfit for general duty, this policy should be revised. Disabled men may well be used for clerical and signal work in station houses where it is presently being performed by able-bodied men.

Savings of about \$75,000 would result from adoption of these recommendations. This figure is arrived at as follows:

City Hall	Net Savings
6 posts eliminated at \$3,900.....	\$23,400
4 posts replaced by night watchmen at \$3,000.....	3,600
Library	
10 posts eliminated at \$3,900.....	39,000
Registry	
10 posts replaced by civilian clerical help at \$3,000.....	9,000
Total.....	<u>\$75,000</u>

Savings of at least \$39,000 is wrapped in the use of 10 police officers as guards for city payrolls. That Boston is lagging far behind the rest of the country in changing over to a complete system of payment by check is evident from the table below. In Boston two out of every three employees are paid in cash. Except for Baltimore, where this ratio is reversed, no other large city pays its employees in cash.

#### METHODS OF PAYING CITY EMPLOYEES IN CITIES OVER 500,000 POPULATION

City	Full-Time Employees (Less School)	Paid In	
		Check	Cash
Baltimore.....	13,956	9,565	3,491
Buffalo.....	5,800	5,800	0
Chicago.....	28,000	28,000	0
Cincinnati.....	6,774	6,774	0
Cleveland.....	11,417	11,417	0
Detroit.....	36,229	36,229	0
Los Angeles.....	31,348	31,348	0
Milwaukee.....	7,945	7,945	0
Minneapolis.....	4,941	4,941	0
New Orleans.....	5,500	5,500	0
New York.....	128,519	128,519	0
Philadelphia.....	23,500	23,500	0
Pittsburgh.....	6,800	6,800	0
San Francisco.....	15,000	15,000	0
St. Louis.....	12,478	12,478	0
Washington, D. C.....	14,341	14,341	0

NOTE: Data gathered August, 1953

Supply Room duties of the Property Clerk's office at Station 2 needlessly involve uniformed men. A captain, sergeant, and three patrolmen—none of whom is reported as disabled—are engaged in such unproductive police activity. In the Fire Department, civilian personnel perform similar work.

In the Superintendent's Office are three patrolmen who are engaged full-time in clerical duties. None of these police officers is unfit for regular police work.

Police officers who are doing work of a civilian nature should be replaced by qualified civilians. About \$11,000 can be saved by substituting civilians for police officers in the two cases mentioned above.

**SPECIAL CASES OF OVERMANNING**

Attention must also be given to activities which take up more personnel than work load data warrant. It is obvious that the assignment of too many police officers or officers of too high rank to police work which can be carried on by fewer men or by less-costly supervision entail excessive expenditure. The following cases should be examined in the light of these premises.

**CITY PRISON**

Statistics show that the work load and total staff at the City Prison, located in the Courthouse

**WORK LOAD AND PERSONNEL, CITY PRISON, 1940-1953**

Year	No. of Commitments	Average Daily No.	No. of Police Officers Assigned	Average Daily No. of Prisoners Per Police Officer
1940	18,240	50.0	9	5.6
1941	20,318	55.7	8	6.9
1942	17,966	49.2	7	7.0
1943	10,340	28.3	8	3.5
1944	10,055	27.5	8	3.4
1945	11,041	30.2	9	3.4
1946	10,849	29.7	15	2.0
1947	13,717	37.6	15	2.5
1948	14,055	38.5	19	2.0
1949	14,028	38.4	20	1.9
1950	14,348	39.3	20	2.0
1951	13,465	36.9	24	1.5
1952	13,866	38.0	23	1.7
1953	13,854	38.0	26	1.5

**THE HOUSE OF DETENTION**

The relation of work load to personnel in the House of Detention involves matrons instead of police officers. Here again, the statistics show that the average number of daily commitments has

**WORK LOAD AND PERSONNEL, HOUSE OF DETENTION, 1940-1953**

Year	No. of Commitments	Average Daily No.	No. of Matrons Assigned	Average Daily No. of Prisoners Per Matron
1940	3,404	9.3	7	1.3
1941	3,390	9.3	7	1.3
1942	3,495	9.6	7	1.4
1943	3,277	9.0	9	1.0
1944	3,576	9.8	9	1.1
1945	3,985	10.9	9	1.2
1946	3,416	9.3	8	1.2
1947	4,027	11.0	9	1.2
1948	3,459	9.5	8	1.2
1949	3,495	9.6	7	1.4
1950	3,020	8.3	8	1.0
1951	2,509	6.9	12	0.6
1952	2,926	8.0	13	0.6
1953	2,687	7.4	13	0.6

**CARE OF POLICE HORSES**

There has been a significant reduction in the work connected with the grooming of horses used by the department in traffic control, but the number of personnel maintained in such work has remained stationary. In 1940 the 22 horses in the Police Department required 9 hostlers; today the number of horses is down to 15, but the number of personnel handling them is still 9.

**SCHOOL CROSSING GUARDS**

The use of civilian guards at school crossings as a substitute for police officers would also yield savings of manpower estimated at about \$100,000 a year. Employment of part-time guards to protect children at school crossings is neither new nor experimental. It has been in operation in some cities for more than two decades. During the last five years the device spread like wildfire as police departments were forced to conserve their uniform strengths. Drastic changes in the work week and improvement in salaries had pushed police costs to levels which demanded the introduction of less-costly procedures wherever possible.

building, have been moving in opposite directions. The average number of daily commitments was 50 in 1940 and 38 in 1953, a decrease of 24 per cent; however, during the same period, the total number of police officers assigned increased 189 per cent, from 9 to 26. The shortening of the work week could not account for such an extraordinary increase in staff.

The total number of police officers assigned includes 1 captain, 2 lieutenants, 5 sergeants, and 18 patrolmen. It is reported that many of these men are disabled. Use of so many high-ranking officers for this activity is hardly warranted.

The current situation at the City Prison is about what it was when surveyed by Bruce Smith in 1949. Its uneconomical operation, with a ratio of less than two prisoners per police guard for an average 24-hour period, is due to the fact that it does not truly function as a central lockup. The intown Police Stations 1, 2, 3, 4, and 16 make only partial use of the City Prison for their male prisoners. If these stations sent all their male prisoners to the City Prison, except where they were needed for further investigation or where court regulations disallowed it, the prisoner load at the City Prison would become more reasonable in terms of police guards and in terms of the prison capacity of about 150. One result of this move would be to cut down on the need for police officers in charge of the lockups at the five affected divisions.

declined considerably. They dropped from 9.3 in 1940 to 7.4 in 1953, or by about 20 per cent. Yet, at the same time, the number of matrons assigned increased from 7 to 13, an increase of about 86 per cent.

Current practice in Boston calls for diversion of police officers from foot patrol and automotive patrol to guard crossings at both public and parochial schools. The amount of police manpower now represented in school crossing work is substantial. There are about 200 public elementary schools and 50 parochial schools which must be covered. If two hours per school day at public school crossings and three hours per school day at parochial school crossings are the average requirements, this coverage now takes up over 100,000 police manhours during the course of the school year. In terms of full-time patrolman service, this is the equivalent of about 55 men.

There are two disadvantages of the Boston policy on protection at school crossings: (1) police officers are diverted from patrol work, due to the coverage needed for school crossings, much of the city is unprotected for two or more hours during each school day; (2) expensive, trained police officers are used unnecessarily for work which can be performed as effectively by other personnel on a part-time basis at less cost. School crossing duty is not conducive to smooth



operation and scheduling of foot patrol. It breaks up the regular tours of duty for two, three, or four times during the day.

The Institute of Public Administration in New York has made a survey of this question and published its findings in a report entitled "School Crossing Guards: A Major Police Development." The summary of this report, based on a study of the 122 cities employing men or women guards on a part-time basis for the protection of children at school crossings, contains the following conclusions as to results:

"It is difficult to avoid the conclusion that on the basis of all the evidence the use of part-time school crossing guards by American police departments can no longer be regarded as an innovation but is a well-established practice that has the enthusiastic endorsement of the police, the general public, and its immediate beneficiaries: the children, the parents, and the schools. This survey of major police departments confirms beyond all controversy the extensive benefits resulting from the programs. They have increased the number of police available for regular duty. They have obviated

the need for an inefficient and uneconomical use of the professional force. They have produced substantial financial savings in many departments, in some cases amounting to hundreds of thousands of dollars and in many cases to tens of thousands. They have made it possible to give protection at more school crossings than might otherwise be the case. They have improved the public relations of police departments. Most impressive of all, they have raised the standards of traffic safety for children at school crossings in a remarkable degree."

What is highly significant is that civilian crossing guards are being used most widely in the largest cities. Twelve of the 18 cities with over 500,000 population already use them; two others are considering their adoption. Chicago, which has 270 school crossing guards, is planning to expand this number to about 800. At least seven of the larger municipalities in Massachusetts are employing civilian crossing guards. These include Brockton, Lynn, Medford, Newton, Quincy, Springfield, and Worcester. The latter city appointed 50 such guards just last year.

#### CITIES OVER 250,000 POPULATION USING SCHOOL CROSSING GUARDS IN 1952

	Year Program Started	GUARDS CURRENTLY EMPLOYED		
		Men	Women	Total
Atlanta, Georgia.....	1950		51	51
Baltimore, Maryland.....	1952		45	45
Buffalo, New York.....	1952		185	185
Chicago, Illinois.....	1951		270	270
Cincinnati, Ohio.....	1948	48	29	77
Cleveland, Ohio.....	1925	138	197	335
Dallas, Texas.....	1940	83		83
Detroit, Michigan.....	1952	2	41	43
Houston, Texas.....	1938	88		88
Indianapolis, Indiana.....	1945	86	57	143
Kansas City, Missouri.....	1942	61	6	67
Long Beach, California.....	1952	2	7	9
Los Angeles, California.....	1941	74	114	188
Louisville, Kentucky.....	1949		75	75
Milwaukee, Wisconsin.....	1950		110	110
New Orleans, Louisiana.....	1952		40	40
Philadelphia, Pennsylvania.....	1952		719	719
Pittsburgh, Pennsylvania.....	1947		200	200
Rochester, New York.....	1951		50	50
San Antonio, Texas.....	1952		106	106
Seattle, Washington.....	1948	30		30

Source: Audrey M. Davis, School Crossing Guards: A Major Police Development, April, 1953

Whether women or men make the best crossing guards, whether school custodians or retired police officers should be appointed, etc., must be determined on the basis of local preference. The study by the Institute of Public Administration presents up-to-date information on personnel problems connected with school crossing guards; method of appointment, qualifications, pay, uniforms, and training. Those cities which employ their guards on an hourly basis pay an average rate of \$1.21 per hour; those which employ them on a weekly basis pay an average rate of \$1.25 per hour; those which employ them on a monthly basis pay an average rate of \$1.19 per hour. The average hourly rate of pay for the 113 cities analyzed is \$1.21 per hour.

If Boston appointed part-time civilians and paid them at the rate of \$1.25 an hour, total wages for the group would run to about \$120,000 a year. The outlay for caps, arm bands, and badges would be insignificant.

It is difficult to estimate accurately the savings resulting from the substitution of civilians for police officers on school crossing duty. The net figure of \$100,000 already estimated comes from an accumulation of the total manhours now given to school crossing duty and the deduction of the annual pay required for the civilian guards. The Police Commissioner in New York City, which is now considering the adoption of the school crossing guard device, estimated that it would mean the release of about 1,000 officers, or 6 per cent of the total force, for foot patrol duty and the saving of a great deal of money. The estimated saving in this report from the substitution of civilians for police officers at school crossings is very conservative.

#### ONE-MAN PATROL CARS

When automobiles were first introduced into police work, they were considered merely an auxiliary to foot patrol. The auto squad was usually held in reserve to answer direct calls from headquarters in emergency cases. The

practice of assigning more than one officer to a car developed from the auto squad plan and the tradition of two or more men in patrol cars persisted until recent years.

The idea of substituting one-man crews for two-man crews was later introduced in police circles and became a hotly-debated issue. Today, however, the use of one-man cars is nothing more than common practice in 10 of the largest cities in the country in Boston's population group and in 69 per cent of the cities in the United States containing 10,000 or more people.

The practice in Boston of meeting the auto patrol problem in each district, everyday, and on all tours of duty with two-man crews costs the city heavily in personal service outlays and should be questioned at this time.

There are sharp differences between the characteristics of police districts within the city, as well as between the districts of the so-called downtown area and the suburban area. This fact should be recognized in analyzing the use of two-man patrol cars in Boston.

The Police Commissioner himself is aware of the difference between the downtown area and the suburban area and agrees that the adoption of one-man crews outside the downtown area is feasible.

Applying the principle of the use of one-man patrol cars to the areas of the city which lie outside the "downtown area", as suggested by the Police Commissioner, it is found that 34 patrolmen positions may be eliminated. If the 32 per cent factor for days off, vacations, and sick leave is applied, the total manpower saved runs to 45 positions. This would mean an annual saving of \$175,000.

Restricting the use of one-man patrol cars to the daylight hours in suburban areas would be only a minimum step. The program may be expanded later to apply to other shifts. It is significant that in eight other large cities in the country one-man patrol cars are used on both day and night shifts. This is shown in the following table.

City	Population	Shifts when 1-man patrol cars used
Los Angeles.....	1,970,000	Day shift, night shift
New York City.....	7,892,000	Day shift, evening shift, night shift
Philadelphia.....	2,072,000	Day shift
Baltimore.....	950,000	Day shift, evening shift, night shift
Cincinnati.....	504,000	Day shift, evening shift, night shift
Houston.....	596,000	Day shift, evening shift, night shift
Milwaukee.....	637,000	Day shift, evening shift, night shift
Minneapolis.....	522,000	Day shift
St. Louis.....	857,000	Day shift, evening shift, night shift
San Francisco.....	775,000	Day shift, evening shift, night shift

Adoption of one-man patrol cars will not only result in manpower savings, but also will mean more efficient use of the cars; it is common knowledge that an officer patrolling alone will give first attention to police duties and will be less likely to succumb to the distractions arising from the presence of a fellow officer.

Adoption of the one-man patrol car principle in Boston must be allied with retraining for police officers in their use, just as switching from two-piece engine companies to one-piece engine companies in the Fire Department has required new training for fire fighters.

**CONSOLIDATION OF PATROL WAGON SERVICE**

If the previous recommendation on consolidation of divisions is adopted, consolidation of patrol wagon service would be automatically included, and no further savings or economies can be assumed.

Consolidation of patrol wagon service, apart from station consolidation, would mean the elimination of 6 wagons and the saving of 46 men and \$180,000. The districts affected by station consolidation could be serviced as follows: Division 1 from Division 2; Division 3 from Division 16; Division 9 from Division 10; Division 17 from Division 13; and Division 19 from Division 18.

Any move along this line, however, is opposed by the Police Commissioner. He objects to extending the present response distance of the wagons since he feels that emergency situations could not be handled as quickly as necessary.

The Commissioner is correct in expressing concern for adequate coverage in accident cases. The Police Department, however, should not have to assume this duty so completely. The Administrative Survey of the Boston City Hospital made in 1949 viewed with alarm the fact that police patrol wagons are so continuously occupied with the transportation of accident victims. In 1953, police patrol wagons made almost 18,000 trips to hospitals. The Hospital report stated that the health and safety of these victims call for skillful handling by a trained hospital ambulance service instead of police officers. The report called for the strategic deployment throughout the city of some of the ambulances now housed at the City Hospital to provide proper ambulance coverage in areas where the accident incidence is high.

If this recommendation were put into effect, it should answer the Commissioner's objection to eliminating patrol wagons in so far as transportation of accident victims is concerned. All other police business could then be handled by the revised pattern of patrol wagon service.

**SUMMARY OF POLICE DEPARTMENT ECONOMIES**

Below is a summary of the approximate savings that can be made if the recommendations as outlined in the report are adopted:

1. Consolidation of certain divisions.....	\$600,000
2. Reduction of special details and substitution in some cases.....	86,000
3. Elimination of guards for city payrolls	39,000
4. Adoption of one-man patrol cars for day shift in suburban areas.....	175,000
5. Substitution of school crossing guards for police officers.....	100,000
	<hr/>
	\$1,000,000
6. Alternative of consolidation of divisions; consolidation of patrol wagon service.....	\$180,000
Placed on file.	

**PETITIONS REFERRED.**

The following petitions were received and referred to the committee named, viz.:

**Claims.**

Margaret M. Glynn, for compensation for damage to property at 16 Woodlawn street, Jamaica Plain, caused by broken water pipe.

Leon Gordon, for compensation for damage to car caused by an alleged defect at 261 Broadway.

Frances R. Masovetsky, for compensation for injuries caused by an alleged defect at Boylston and Arlington streets.

James F. Reardon, to be reimbursed as result of accident which occurred while in performance of duty as employee of Fire Department.

Katherine M. Tavernese, for compensation for damage to car caused by an alleged defect at 1003 Massachusetts avenue.

George S. Walker, for compensation for damage to car caused by cemetery truck in Mount Hope Cemetery.

James M. Walsh and Richard George, for compensation for injuries and damage to car caused by motor vehicle of Fire Department.

Martin A. Weidman, to be reimbursed as result of accident which occurred while in performance of duty as employee of Public Works Department.

John White, for compensation for injuries caused by an alleged defect in Mt. Pleasant avenue.

**PETITIONS FOR INDEMNIFICATION.**

Petitions of Bernard P. Buckley, William H. Chapman, Christopher J. Harris, Paul F. Lombard, Thomas P. O'Connell, Philip A. O'Farrell, David F. Sheehan, and Frederick W. White, members of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses.

Severally referred to the Committee on Claims.

**NOTICES FROM DEPARTMENT OF OF PUBLIC UTILITIES.**

A communication was received from the Department of Public Utilities transmitting copy of order granting petition of Boston Edison Company for location in portions of Boylston street in the care and control of the Metropolitan District Commission for wires and cables.

A communication was received from the Department of Public Utilities transmitting copy of order granting petition of Boston Edison Company for location in portions of Charlesgate East in care and control of the Metropolitan District Commission for wires and cables.

Severally placed on file.

**MINORS' LICENSES.**

Applications for minors' licenses were received from three bootblacks and two newsboys.

Licenses were granted under the usual conditions.

**REPORT OF BOSTON FIREMEN'S RELIEF FUND.**

The Annual Report of Boston Firemen's Relief Fund, from September 1, 1960, to August 31, 1961, was received and placed on file.



## APPROVAL OF CONSTABLE'S BOND.

The constable's bond of Herbert Ellsner Rosenfield, having been duly approved by the Collector-Treasurer, was received and approved. Placed on file.

## ABSENCE OF MAYOR.

Notice was received from the Mayor of his absence from the city from January 26 to February 11, 1962.

Placed on file.

## REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Hubert F. Moran (referred January 22) to be reimbursed as a result of two (2) executions issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of twelve hundred dollars (\$1,200) be allowed and paid to Hubert F. Moran, in reimbursement for amount of two executions issued against him on account of his acts as an employee of the Fire Department, Special Service District, Engine 26, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Charles N. Vogel (referred January 22) retired member of the Fire Department, for indemnification for hospital, surgical and medical expenses incurred by him as a result of an injury sustained while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100B of chapter 41 of the General Laws upon petition of Charles N. Vogel, 28 Bowdoin avenue, Dorchester, a former member of the Fire Department, retired for accidental disability, for indemnification for hospital, surgical and medical expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty, there be allowed and paid, as certified by the panel appointed under the provisions of said section, to the following the amounts stated:

Charles N. Vogel, petitioner, 28 Bowdoin avenue, Dorchester.....	\$69 74
Dr. Paul I. O'Brien, 1101 Beacon street, Brookline .....	5 00

Total.....\$74 74

said sum to be paid from any appropriation suitable for the purpose of this section.

3. Report on petition of Roy J. Christmas (referred January 22) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Penal Institutions Department, Deer Island—recommending passage of the accompanying order:

That the sum of four hundred ninety-five dollars (\$495) be allowed and paid to Roy J. Christmas, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Penal Institutions Department, Deer Island, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

4. Report on the petition of Albert L. Marley (referred January 15) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of twelve hundred dollars (\$1,200) be allowed and paid to Albert L. Marley, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Engine 40, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

5. Report on petition of William G. Powers (referred January 15) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the City Hospital—recommending passage of the accompanying order:

Ordered, That the sum of three hundred ninety-four dollars twenty-nine cents (\$394.29) be allowed and paid to William G. Powers, in reimbursement for amount of execution issued against him on account of his acts as an employee of the City Hospital, ambulance driver, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

## REPORT OF COMMITTEE ON LICENSES.

Coun. COFFEY, for the Committee on Licenses, submitted the following:

Report on petition (referred January 15) for license to operate bowling alleys on the Lord's day for James Fenton, 184 Dudley street—recommending that the license be granted.

The report was accepted, and the license was granted.

## REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. SULLIVAN, for the Committee on Appropriations and Finance, submitted the following:

1. Report on communication from the School Committee (referred November 23, 1960) concerning loan of \$10,000,000 for school construction—recommending that the communication be placed on file.

The report was accepted, and the communication was placed on file.

2. Report on order (referred November 21, 1960) for loan of \$10,000,000 for construction of schoolhouses—recommending the order ought to pass.

The report was accepted.

In connection with the foregoing order, Councilor Foley offered the following:

Moved, That the matter be referred to the Executive Committee for action today, and that the City Auditor appear before the Executive Committee at 3 p.m. concerning the question of debt management and that the Corporation Counsel be also requested to appear on the matter of the application of the mandatory referral ordinance to this matter.

The motion was carried.

The foregoing order was referred to the Executive Committee.

3. Report on message of the Mayor and order (referred January 8) for appropriation of \$70,000 for Boston Redevelopment Authority—recommending that the order ought to pass.

The report was accepted, and the order was passed, yeas 8, nays 0.

Yeas—Councilors Coffey, Foley, Hines, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

4. Report on message of the Mayor and order (referred January 15) for temporary loan of \$45,000,000 in anticipation of revenue—recommending that the order ought to pass.

The report was accepted, and the question came on giving the order its first reading. The order was given its first reading and passage, yeas 7, nays 0.

Yeas—Councilors Foley, Hines, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—7.

Nays—0.

The order was assigned to the next meeting for final action.

## EXECUTIVE COMMITTEE REPORTS.

Coun. PIEMONTE, for the Executive Committee, submitted the following:



1. Report on order (referred December 28, 1959) re penalty for violation of minimum standards of fitness for human habitation—recommending the same be placed on file.

The report was accepted, and the order was placed on file.

2. Report on communication from the School Committee (referred January 3, 1961) concerning loan of \$10,000,000 for construction of schoolhouses—recommending the same be placed on file.

The report was accepted, and the communication was placed on file.

3. Report on resolution (referred October 5, 1959) for Council to confer with Metropolitan District Commission to reconsider traffic pattern for Jamaica way—recommending no further action is necessary.

4. Report on order (referred October 19, 1959) for study by Administrative Services Department of Water Division of Public Works Department—recommending no further action is necessary.

5. Report on message of the Mayor and order (referred June 27, 1960) for sale to Saul Perlman of three Mergenthaler Linotype machines—recommending no further action is necessary.

6. Report on resolution (referred June 27, 1960) that Harvard University provide four annual scholarships to Harvard Medical School to certain residents—recommending no further action is necessary.

7. Report on order (referred March 6, 1961) that Boston Redevelopment Authority consider for improvement area bounded by Washington, Grove, and Centre streets, West Roxbury—recommending no further action is necessary.

The reports were severally accepted.

COUNCIL TO BE NOTIFIED OF HEARINGS BY LICENSING DIVISION OF MAYOR'S OFFICE.

Coun. PIEMONTE offered the following:

Resolved, That his Honor the Mayor request the Licensing Commission of the Mayor's Office to notify the individual city councillors of the time, date, place and subject matter of any hearings to be held by them in the future.

In connection with the foregoing resolution, Councillor Foley offered the following:

Moved, That the order be amended by adding at the end thereof the following words: "That the Corporation Counsel prepare a summary of the constitutional and statutory law applying to the granting and revocation of licenses for theatrical performances and other similar entertainment in the City of Boston."

The amendment was carried.

The resolution as amended was adopted under suspension of the rules.

MONTHLY TAX PAYMENTS TO BE TURNED OVER TO CITY IN TWO PAYMENTS.

Coun. PIEMONTE offered the following:

Resolved, That his Honor the Mayor request all banks collecting monthly payments on account of taxes from mortgagors of Boston properties to turn over said moneys so collected to the Collector-Treasurer of the City of Boston on account of taxes in two payments, one on April 1 of each year and the other on or before October 31, of the year collected.

The resolution was adopted under suspension of the rules.

UNLICENSED DUMP AREA IN WEST ROXBURY.

Coun. HINES offered the following:

Ordered, That the Corporation Counsel and Health Commissioner seek an injunction (and

take other appropriate action) against the owner of vacant lots on Weld street, Ward 20, between Centre and Walter streets, to the end that the maintenance of a de facto, unlicensed dump giving rise to a public and private nuisance in the nature of rodents, offensive odor, and littering in a residential neighborhood, be forthwith prohibited.

Passed under suspension of the rules.

ELECTION OF CITY CLERK.

Coun. McDONOUGH offered the following: Ordered, That the City Council now proceed to the election of a City Clerk to serve for the term of three years beginning with the first Monday in February, 1962, and until his successor is elected and qualified.

Coun. TIERNEY in the chair.

The foregoing order was passed under suspension of the rules.

Assistant City Clerk Dunlea called the roll with the following result:

For Walter J. Malloy—Councillors Foley, Hines, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—7, and Walter J. Malloy was declared elected City Clerk for the term of three years beginning with the first Monday in February, 1962.

Chairman TIERNEY—The Chair would like to state that City Clerk Malloy extends to each and every member of the Council his sincere appreciation for the vote just taken, and states that he will endeavor to do a good job as City Clerk.

REQUEST FOR INFORMATION FROM BOSTON REDEVELOPMENT AUTHORITY.

Coun. McDONOUGH offered the following:

Ordered, That the Boston Redevelopment Authority be requested to furnish this Body with the information described below, on or before February 12, 1962:

1. The number of structures used for human habitation which have been destroyed as a direct result of any and all urban redevelopment projects within the City of Boston.

2. The number of separate housing units (apartments) which were contained within said structures.

3. The number of individuals who have been required to move as a result of the destruction of the said structures.

4. The number of families who have been required to move as a result of the destruction of said structures.

5. The average rental paid for the dwelling units (apartments) contained within said structures.

6. The number of structures used or to be used for human habitation which have been built as a direct result of any and all urban redevelopment projects within the City of Boston.

7. The number of separate housing units (apartments) contained within said structures.

8. The average rental charged for the dwelling units which have been built as a direct result of any and all redevelopment projects within the City of Boston.

Coun. PIEMONTE moved that the order be amended by adding at the end thereof the following words:

"and 9. a break down of the monthly income of the families displaced."

The amendment was carried.

The order as amended was passed under suspension of the rules.

INFORMAL PRESENTATION RE  
WASHINGTON PARK PROJECT.

Coun. FOLEY offered the following:

Whereas, The Boston Redevelopment Authority is approaching final decision with respect to the proposal of the Redevelopment Director concerning application of the so-called "Early Acquisition" law to the Washington Park Project Area; and

Whereas, It appears that a new approach to the problem of rehabilitation of private residential property involving direct subsidy is involved; and

Whereas, It is in the best interest of the Renewal Program that close cooperation be established both on a formal and informal basis between the Boston Redevelopment Authority and the City Council; be it therefore

Resolved, That the City Council requests the Boston Redevelopment Authority to provide an informal presentation to the City Council this week, if possible, before forwarding on a formal basis proposals for Council action.

Referred to the Executive Committee.

RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 4 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by Chairman Tierney at 4.35 P.M.

EXECUTIVE COMMITTEE REPORTS.

Coun. PLEMONTE, for the Executive Committee, submitted the following:

1. Report on resolution of Councillor Foley (referred today) re Washington Park Area—recommending acceptance of report to be stated orally by the Chairman of Committee on Urban Redevelopment, Rehabilitation and Renewal.

The oral statement of Councillor McDonough, Chairman of the Committee on Urban Redevelopment, Rehabilitation and Renewal, is as follows:

"The Committee on Urban Redevelopment, Rehabilitation and Renewal will meet in the Council Chamber at 2.30 P.M. on Tuesday, January 30, 1962, and I have asked the City Messenger to notify the staff or that part of the staff of the Redevelopment Authority which is responsible for the Washington Park project to be here at that time, and at that time, I expect that the staff handling that project, especially the director of the project, will give us the briefing which is the subject of Councillor Foley's order.

"As chairman of the committee I would notify now, rather than by using other means, all the members of the committee to attend that committee meeting here in the Council Chamber at 2.30 tomorrow."

The report of the committee embodying the statement of Councillor McDonough was accepted, and the resolution was referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

2. Report on order (referred today) for loan of \$10,000,000 for construction of school-houses submits a partial report in the form of the accompanying resolution.

Resolved, The Council wishes to inform his Honor the Mayor that it favors immediate action to enable the School Committee to initiate its \$10,000,000 program for the construction of new school buildings.

In order that our action be consistent with sound debt management and be related to other programs for which borrowing within the city's debt limit may be necessary within 1962, the Council respectfully requests immediate consideration and your recommendation on this matter.

The partial report was accepted, and the resolution was adopted.

REQUESTS FOR INFORMATION ON  
HOUSING NEEDS.

Coun. SULLIVAN offered the following:

Ordered, That the Boston Housing Authority report to the Council on the number of active applications now on file with the Boston Housing Authority for admission to units of housing under control of the Authority, including the category of the elderly, and any further substantiation of existing need in Boston for housing for people of low or moderate means.

In connection with the foregoing, Councillor Sullivan offered the following:

Moved, That the order be amended by inserting between the words "active" and "applications" the words "qualified and evaluated" and by adding at the end thereof the words: "including total applications received from residents of Boston."

The amendment was carried.

The order as amended was passed under suspension of the rules.

PLANNING ASPECTS OF PUBLIC  
HOUSING.

Coun. FOLEY offered the following:

Ordered, That the Committee on Public Housing explore the comprehensive planning aspects of public housing in the City of Boston as distinct from public housing problems associated with urban renewal.

On motion of Councillor Foley, the order was referred to the Committee on Public Housing.

Adjourned at 4.57 P.M., on motion of Councillor Piemonte, to meet on Monday, February 5, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 47, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)

## CITY OF BOSTON.

## Proceedings of City Council.

Monday, February 5, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair. Absent, Councillor Coffey.

The Reverend Peter A. Shakalis, curate at St. Joseph's Rectory, Allen street, West End, was escorted to the rostrum.

INVOCATION BY THE REVEREND  
PETER A. SHAKALIS.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Almighty and eternal God, sovereign master of the universe, we bow our heads in suppliant prayer and adoration. Gratefully we thank Thee for Thy gracious bounty and humbly ask forgiveness for our many transgressions.

We ask Thy inspiration on the issues before us that we may see what we ought to do and strengthen our wills that we may act in a manner pleasing to Thee. May liberty and justice be ever preserved in our beloved city.

Grant us, O Lord, both ever to serve Thy majesty with a sincere heart and have a will devoted to Thee alone, who livest and reignest forever. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the flag.

JURORS DRAWN.

Jurors were drawn in the manner prescribed by law, Councillor Tierney presiding at the box, in the absence of the Mayor.

Fifty-eight traverse jurors, Superior Criminal Court, to appear March 5, 1962:

Joseph Blandini, Ward 1; Joseph Ierardi, Ward 1; Anthony Perrotti, Ward 3; Michael J. Sarni, Ward 3; Michael Bruno, Ward 4; George R. Dunn, Ward 4; Donald H. Edgemon, Ward 5; Abraham Fink, Ward 5; Andrew D. MacLachlan, Ward 5; John H. Nerl, Ward 5; Robert J. Powers, Ward 5; Harold Sidentius, Ward 5; Ruth C. Watson, Ward 5; Patrick T. Mulkern, Ward 6; Lance J. Cleary, Ward 7; Joseph P. O'Neil, Ward 7; Othniel F. Clarke, Ward 8; Jack W. Crump, Ward 8; Charles D. Fields, Ward 9; Martin M. Keazirian, Ward 9; Ruth L. Morle, Ward 9; Jeremiah Browne, Ward 10; Patricia A. Curry, Ward 11; Lorraine E. O'Neil, Ward 11; Francis J. Swiek, Ward 11; Olive N. L. Denniston, Ward 12; Homer B. Platt, Ward 12; Arthur H. Jenkins, Ward 13; Lawrence J. Quirk, Ward 13; Arthur Cohen, Ward 14; Lester Stearns, Ward 14; Charles F. Binda, Ward 15; Joseph M. Arsenault, Ward 16; James F. Bairstow, Ward 16; Paul A. Donovan, Ward 16; Phillip Greco, Ward 16; Austin P. Hunt, Ward 16; John P. McLaughlin, Ward 16; James J. Ryan, Ward 16; William F. Callahan, Ward 17; Charles J. Flynn, Ward 17; Francis W. Ingersoll, Ward 17; Eleanor K. McCabe, Ward 17; John J. Ricketts, Ward 17; Dorothy R. Aylward, Ward 18; John J. Cheverie, Ward 18; Saul Rothman, Ward 18; Arthur R. Schott, Ward 18; Thomas J. Buttimer, Ward 19; Lawrence F. Edwards, Ward 19; John C. Sullivan, Ward 19; Frank A. Zodda, Ward 20; Thomas McKeown, Ward 21; Angus MacLeod, Ward 21; Anna L. Mudgett,

Ward 21; Helen F. Tobin, Ward 21; John Joseph Daly, Ward 22; Armando B. DiMatteo, Ward 22.

Coum. SULLIVAN in the chair.

One hundred eighty-one traverse jurors, Superior Civil Court, to appear March 5, 1962: Hugo V. Ascolillo, Ward 1; Francis Consilvio, Ward 1; Carmelo A. Guaetta, Ward 1; Joseph F. Howard, Ward 1; Louis Jeveli, Ward 1; Henry R. Molledo, Ward 1; Edward A. Nardi, Ward 1; Donald E. Scala, Ward 1; Camillo A. Siraco, Ward 1; Bernard Sulprizio, Ward 1; James F. Broderick, Ward 2; Alfred J. Dionne, Ward 2; Felix Moccia, Ward 2; William V. Shrewsbury, Ward 2; Lena Asenza, Ward 3; Giovanni Bosco, Ward 3; Raymond J. Hubbard, Ward 3; Cosmo Lorina, Ward 3; Joseph F. Murphy, Ward 3; Paul Edward Corley, Ward 4; Bernice J. Farrow, Ward 4; Charles E. Furey, Ward 4; James M. Gearin, Ward 4; Robert Goshgarian, Ward 4; Spencer C. Jones, Ward 4; Winifred P. Kelly, Ward 4; Lyman S. Mosher, Ward 4; Godfrey G. Richardson, Ward 4.

James J. Cole, Ward 5; Lucien J. Deschenes, Ward 5; Joseph F. Doyle, Ward 5; Dorothy O. Excell, Ward 5; Bjarne Johansen, Ward 5; Elaine Mourey, Ward 5; Madeyn O'Loughlin, Ward 5; Gladys C. Patten, Ward 5; Adeline C. Spencer, Ward 5; Stanley J. Stanwick, Ward 5; Marie M. Swanton, Ward 5; Raymond E. Tibbetts, Ward 5; John E. Upton, Ward 5; John E. Walsh, Ward 5; Evelyn S. Young, Ward 5; John J. Carney, Ward 6; Thomas F. Healey, Jr., Ward 6; Francis D. McDonough, Ward 6; William J. McDonough, Ward 6; Patrick J. Nevins, Ward 6; Albert H. Adams, Ward 7; Edward Czechowski, Ward 7; Timothy J. Donovan, Ward 7; John Doyle, Ward 7; Mary E. Flaherty, Ward 7; Henry Glaze, Ward 7; Charles P. Kruger, Ward 7; Arthur J. Leone, Ward 7; Robert Levesque, Ward 7; Richard C. Martin, Ward 7; Edward J. Sullivan, Ward 7; Albert A. White, Ward 7; Daniel P. Antonino, Ward 8; Thomas V. Campbell, Ward 8; Elizabeth A. Harkins, Ward 8; Josephine R. Milkey, Ward 8; Bernard A. Morley, Ward 8; Raymond E. Proctor, Ward 8; David W. Kelly, Jr., Ward 9; Bernice F. Mayers, Ward 9; William R. Wilson, Ward 9; Franklin W. Wright, Ward 9; Salvatore Alessi, Ward 10; Michael N. Bravos, Ward 10; John Doherty, Ward 10; Paul L. Hutchinson, Ward 10; G. Norman Robb, Ward 10; Eugene Sheehan, Ward 10; Josephine Sienkiewicz, Ward 10; Gertrude V. Sullivan, Ward 10; James Edward Sullivan, Ward 10; William H. McGough, Ward 11; Richard J. Shields, Ward 11; Thomas Ewell, Ward 12; Richard King, Ward 12; Jeff C. Reed, Ward 12; Irving H. Sparks, Ward 12; Norman Tursky, Ward 12; Fred A. Babcock, Jr., Ward 13; Timothy J. Barrett, Ward 13; John Alfred Bouchea, Ward 13; Patrick H. Crowley, Ward 13; John J. Curran, Ward 13; Colman J. Greene, Ward 13; John Kelliher, Ward 13; Phillip A. Martel, Ward 13; David M. Wallace, Ward 13.

Dominic Abbatangelo, Ward 14; James Allen, Ward 14; Edward G. Hayes, Ward 14; Gerald Hershoff, Ward 14; Joseph Romasco, Ward 14; Joseph J. White, Ward 14; George R. Coyle, Sr., Ward 15; Gerald D. Cummings, Ward 15; Charles A. Eriandson, Ward 15; Robert E. Liljegren, Ward 15; James M. McDonough, Ward 15; James T. McManus, Ward 15; Earl J. Mooney, Ward 15; Francis W. Rowe, Ward 15; Leonard A. Watt, Ward 15; Edward S. Williams, Ward 15; John A. Blixt, Ward 16; Jacob W. Blumentig, Ward 16; Stephen A. Calderoni, Ward 16; Mary A. Emerson, Ward 16; Alfred Girard, Ward 16; William J. Hoar, Ward 16; James P. Kelly, Ward 16; Leo J. Sullivan, Ward 16; Phillip Zentackos, Ward 16; Albert H. Brustin, Ward 17; James P. Cunningham, Ward 17; George F. Davidson, Ward 17; Vincent H. Early, Ward 17; Frank N. Spagnolo, Ward 17; Thomas M. Vesey, Ward 17.

Arthur G. Andrews, Ward 18; Omer Chagnon, Ward 18; Harry A. Davis, Jr., Ward 18; Orazio DiTullio, Ward 18; Sam Freedman,



Ward 18; Charles J. Gilbert, Ward 18; Charles H. Gorman, Ward 18; James L. Huber, Ward 18; John J. McCafferty, Ward 18; Eugene L. McCarthy, Ward 18; Jeremiah L. Munns, Ward 18; Gordon A. Peters, Ward 18; Arthur W. Roberts, Ward 18; Douglas M. Strachan, Jr., Ward 18; George I. Towner, Ward 18; Paul A. Trifiro, Ward 18; Giovanni Urdi, Ward 18; Oscar W. Valle, Ward 18; Helen M. Bailey, Ward 19; Lillian Biancuzzo, Ward 19; John E. Coyne, Ward 19; James P. Kilroe, Ward 19; Frank A. Moran, Ward 19; Theodore Olbrys, Ward 19; Mary A. Parkin, Ward 19; Gaetano Pinciaro, Jr., Ward 19; Jeremiah Shea, Ward 19.

Carl A. Bader, Ward 20; John J. Delodge, Ward 20; Leonard H. Finn, Ward 20; Thomas P. Gormley, Ward 20; John H. Humphrey, Ward 20; Victor C. Lavache, Ward 20; William W. Thomas, Ward 20; David Aronson, Ward 21; Harold F. Brackett, Ward 21; Patrick F. Collins, Ward 21; Frances E. Donovan, Ward 21; Edith A. Fish, Ward 21; William A. McCarthy, Ward 21; John C. Spillane, Ward 21; Maunsel W. Bowers, Ward 22; James Boyle, Ward 22; Leon A. Dembro, Ward 22; Louis P. Falabella, Ward 22; Frank James Faldetta, Ward 22; Joseph A. Gill, Ward 22; Charles J. Green, Ward 22; James A. McNabb, Ward 22; Elizabeth M. Mahoney, Ward 22; George H. W. Massey, Ward 22; Stephen J. Operach, Ward 22; Louise Raia Palci, Ward 22; Earle B. Thrasher, Ward 22; Jennie L. Whelan, Ward 22.

#### APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following:

Weighers of Beef for the term ending April 30, 1962: Samuel C. Martin, 88 Eastern avenue, Arlington; Hartley G. French, 425A Washington street, Westwood.

Referred to the Committee on Confirmations.

#### COORDINATORS TO EXPEDITE REPAIR WORK ON THOROUGHFARES UNDER CHAPTER 90.

The following was received:  
City of Boston,  
Office of the Mayor, February 2, 1962.

To the City Council.  
Gentlemen:

I transmit herewith communication from the Commissioner of Public Works concerning your motion of December 27, 1961, in which the Public Works Commissioner of the City of Boston and the Public Works Commissioner of the Commonwealth of Massachusetts advise the City Council if, in the year 1962, steps can be taken to designate officials within their separate departments to act as coordinators to expedite the repair work on thoroughfares

within the City of Boston which come within the purview of Chapter 90 of the General Laws of the Commonwealth.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
January 23, 1962.

Albert Kramer, Administrative Assistant,  
Mayor's Office.

Dear Sir:

Reference is made to the following City Council order dated December 27, 1961:

"Moved, That the Commissioner of Public Works of the City of Boston and the Commissioner of the Department of Public Works of the Commonwealth of Massachusetts advise the City Council if, in the year 1962, steps can be taken to designate officials within their separate departments to act as coordinators to expedite the repair work on thoroughfares within the City of Boston which come within the purview of Chapter 90 of the General Laws of the Commonwealth; and be it further

"Moved, That the response received from the Public Works Commissioner be returned with this motion attached."

For several years prior to January 1, 1960, a serious backlog of Chapter 90 construction had developed, due to the shortage of engineering personnel in the State Department of Public Works. His Honor, Mayor Collins, and I discussed this matter early in 1960 with the then State Commissioner of Public Works DiNatale, and were informed that his department was as concerned with the problem as we were and steps would be taken to establish a new State Public Works District, to be located in the City of Boston, which would handle our Chapter 90 program.

Under Commissioner Ricciardi this has been done by setting up a new Public Works District No. 3 with headquarters on D street, South Boston, in charge of District Engineer George Lybrand. Although the shortage of engineers in the State Department of Public Works has not been relieved, more manpower has been assigned to Boston work, and we now expect that by July 1, 1962, we will be up to date.

Concerning the question of designating officials of both departments as coordinators, the City Council may be assured that the State District Engineer, George Lybrand and I personally devote all of the necessary time to coordinate our activities.

In concluding this report, I should point out that the engineering of these Chapter 90 projects involves not only engineering surveys and construction designs by the state engineers, but also a considerable amount of general design and highway improvement layout by this department's engineering force, which, at the present time, is approximately 23 per cent below strength, due to our inability to recruit new qualified personnel.

Respectfully,  
JAMES W. HALEY,  
Commissioner of Public Works.  
Placed on file.

#### BUDGET FOR 1962.

The following was received:

City of Boston,  
Office of the Mayor, February 5, 1962.

To the City Council.  
Gentlemen:

I submit herewith the budget allowances for City and County Departments for the year 1962, totaling \$119,677,281.

The above figure represents a decrease of \$1,978,228 in the appropriations allowed for the year 1961. Appropriations for the current year already approved by your Honorable Body, however, total \$767,676 covering salary increases for certain employees in the labor service throughout the year 1962. City and County Departments account for \$723,436 of this appropriation, and the remaining sums of \$4,240 will be allocated to Income Departments as ordered by your vote of January 8, 1962. In addition, your Honorable Body also approved the sum of \$70,000 to provide for salaries of personnel, of the City Planning Board which was incorporated into the Boston Redevelopment Authority under chapter 652 of the Acts of 1960. The net decrease of the 1962 recommended allowances, as a result of the above actions, will be \$1,184,792 less than the 1961 appropriations.

A decrease of \$2,085,518 in appropriations for City Departments is offset, to some degree, by an increase in County Departments of \$107,320. It should be noted, however, that the increase in the county appropriations is, for the most part, the result of statutory obligations over which department heads had little or no control.

After careful study and a thorough scrutiny of each departmental budget request, it has been found possible to reduce such requests by \$8,134,423. This reduction was realized by a decrease in City budget requests of \$7,363,599, and in County budget requests of \$870,824.

In addition to the City and County budgets, I am also submitting herewith the budget of the Income Departments for the year 1962, totaling \$5,102,333, which represents an increase of \$1,737,663 over 1961 appropriations. Since the ap-

proportions for the budget of the Income Departments will be met solely from revenue collected by said departments, the increase will have no effect on the 1962 tax rate. A comparison of these budgets with the 1961 budgets for the various departments is explained in detail in a communication from the Supervisor of Budgets contained herein.

When I submitted my 1960 budget recommendations, there was a general feeling throughout the city that it would be impossible to expect the city to operate efficiently, while, at the same time, living within the appropriations allowed. This same feeling prevailed after my submission of the 1961 budget recommendations. It is interesting to note that with no essential services eliminated and with many of these services greatly improved, some departments finished the year with a surplus. I was mindful of the fact, nevertheless, that the operations of almost every department have been affected seriously by deferred budgeting of our equipment needs, which had been going on for many years. In March of 1961, your Honorable Body authorized the borrowing of \$3,000,000 for departmental equipment.

I am inaugurating with this budget a policy of annual replacement of departmental equipment. To this end I directed every department head to make an objective survey of his equipment needs, and such requests, as were justified have been incorporated in this budget for new equipment. It is my intention that this program will be continued in subsequent years.

The businesslike program of frugality and thrift which this administration has carried on since January, 1960, has indeed been difficult for all. I am grateful to your Honorable Body for your understanding and cooperation during this time.

An outstanding example of the success of this program is shown by a recent statistical comparison made between the City of Boston and the 38 other cities in the Commonwealth on budgetary requirements for the years 1960 and 1961. Whereas the other 38 cities of the Commonwealth showed a 12.9 per cent increase in budgetary appropriations, the City of Boston showed only a 1.2 per cent increase.

It should also be noted that since January, 1960, we have reversed the upward trend of the tax rate, which, if permitted to continue its course, as it had in years prior to this administration, would now be approaching \$125.00.

Although we have adhered to a strict policy in budget appropriations and recognize that it is imperative to constantly strive toward economy in our government, we are aware that our efforts will not produce the financial recovery of the city we desire without assistance from the State Legislature. Now that we have demonstrated our ability to administer efficiently our city government it is anticipated that the General Court of Massachusetts will see fit to act favorably on a number of proposals presently before it and others which will be filed in the future to aid in the restoration of Boston to the position of leadership it must attain as the core city of New England.

I respectfully recommend to your Honorable Body adoption of the accompanying appropriation and tax orders.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Administrative Services Department, February 5, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

In accordance with the provisions of section 3 of chapter 4 of the revised city ordinances, I have prepared, in segregated form, the annual budget for City, County, and Income Departments, to be submitted by you to the City Council for the year 1962.

GENERAL STATEMENT

The budget allowances recommended herein represent a net decrease in City and County Departments under the total appropriations authorized in 1961 of \$1,978,228. The budget recommendations for Income Departments contain, for the first time this year, the Sewer Service Division as a result of the enactment of chapter 311 of the Acts of 1961 and the Cemetery Division by the acceptance of chapter 13 of the Acts of 1961. Consequently the appropriations recommended for the operation of the Income Departments reflect an increase over the actual appropriations authorized in 1961 of \$1,737,663, but it is noted that these divisions are now self-supporting and will not affect the tax rate for the current year.

	1961	1962	DECREASE
	APPROPRIATIONS	RECOMMENDATIONS	
CITY BUDGET . . . . .	\$113,384,839 00	\$111,299,291 00	\$2,085,548 00
COUNTY BUDGET . . . . .	8,270,670 00	8,377,990 00	107,320 00*
TOTAL . . . . .	\$121,655,509 00	\$119,677,281 00	\$1,978,228 00
	1961	1962	DECREASE
	APPROPRIATIONS	RECOMMENDATIONS	
INCOME DEPARTMENTS . . . . .	\$3,364,670 00	\$5,102,333 00	\$1,737,663 00*

\* Denotes increase

CITY BUDGET

Permanent Employees. The budgetary recommendations for 1962 reflect a reduction under the 1961 appropriation of \$1,176,561. This sum, however, does not reflect a previous appropriation order submitted by your Honor to the City Council dated January 8, 1962, to provide for a salary increase for certain employees in the labor service. This appropriation totaled \$767,676 of which \$700,990 was for employees of City Departments. In addition, a similar order appropriating \$70,000 for the City Planning Board, which was incorporated into the Boston Redevelopment Authority under chapter 652 of the Acts of 1960, has been presented to the City Council. The budget request for the Redevelopment Authority was reduced by this \$70,000. If these two appropriations were deducted from this item a more realistic reduction in this appropriation would be \$405,571 under 1961. A decrease in employees, which did not affect the efficient operation of services demanded of the city, accounts for this reduction.

Temporary Employees. Budget recommendations for this item have been reduced under the 1961 appropriations by \$107,915.

Overtime. Allowances recommended for City Departments represent an increase of \$470,708 over comparable appropriations of last year. The major factors involved are indicated below:

Police Department . . . . .	\$185,000	Acceptance by the city of chapter 546 of the Acts of 1953 authorized paid holidays for uniformed members of Police and Fire Departments.
Fire Department . . . . .	137,000	
Public Works Department . . . . .	\$81,000	Revision of overtime pay scales by Executive Order of the Mayor, dated April 28, 1961.
Parks and Recreation Department . . . . .	10,000	
Hospital Department:		Permanent nurses, attendants, and medical workers agree to work extra hours due to shortage in personnel.
Boston City Hospital . . . . .	\$10,000	
Long Island Hospital Division . . . . .	15,000	
Various Departments . . . . .	\$22,000	Revision of overtime pay scale by Executive Order of the Mayor, dated April 28, 1961.

Contractual Services. The recommended decrease in this item is \$179,000 under the 1961 appropriation. Supplies and Materials. This allowance is reduced by \$129,801 below the previous year's appropriation.

Current Charges and Obligations. Increase in this appropriation is \$50,000 due to rental of equipment.

Equipment. This appropriation shows an increase of \$336,000 due in part to the use of \$150,000 in 1961 for down payment on the Equipment Loan and the balance for purchase of Public Works Department equipment.

Structures and Improvements. The recommended decrease in this budget request is \$462,000 under the 1961 appropriations. This is due in part to the fact that no request has been received from the Public Works Department for down payments for loans.

Land and Improvements. An increase in Parks and Recreation Department requests for playground improvements is \$25,000 above the 1961 appropriations.

Special Appropriations. This appropriation request is decreased \$901,711. The recommendation for Snow Removal is \$750,000 less than last year's allowance. In addition there is no provision for a down payment of \$150,000 for a Departmental Equipment Loan.

#### COUNTY BUDGET

Allowances recommended for County Departments reflect an increase of \$107,320 over 1961.

Personal Services. Sliding scale and new positions necessitated by legislation passed by the General Court in 1961, which resulted in a greater volume of parking violations, and increased salaries of court officers and stenographers are responsible for the additional allowance of \$126,914 in 1962.

Contractual Services. This recommendation reflects a decrease of \$25,261 below the 1961 allowance. Again we have reduced the request for master and auditors to the minimum figure of \$45,000 in anticipation of receiving relief from the Legislature whereby the Commonwealth would bear this expense.

Supplies and Materials. This allowance reflects a decrease of \$16,022 under last year's appropriation.

Current Charges and Obligations. This item shows an increase of \$6,691 over the 1961 appropriation. The principal reason for the increase is the rental of I.B.M. equipment for a full year and higher insurance premiums.

Equipment. The recommended allowance in this item shows an increase of \$4,998. This is due to the higher cost of the items purchased under the policy of replacing obsolete office equipment, flags, and library books.

Pensions and Annuities. This allowance is \$10,000 over the 1961 appropriation due to the increased number of pensioners in the noncontributory pension system.

#### INCOME DEPARTMENTS

The Income Department allowances represent an increase over 1961 appropriations of \$1,737,663. The major portion of this increase is due to the transfer of the Sewer Service of the Public Works Department and the Cemetery Division of the Parks and Recreation Department into the Income Department classification.

#### CONCLUSION

The preceding paragraphs summarize in general a comparison of the 1962 recommended budget allowances with the 1961 appropriations.

Respectfully,

HENRY T. BRENNAN, Supervisor of Budgets.

#### APPROPRIATIONS AND TAX ORDERS FOR THE FINANCIAL YEAR 1962

Ordered, That to meet the current expenses payable during the financial year beginning with the first day of January, 1962, for 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 County of Suffolk, or the departments or officers thereof, the respective sums of money specified in the tables and schedules hereinafter set out be, and the same are, hereby appropriated for the several departments and for the objects and purposes hereinafter stated.

Ordered, That the appropriation for Water Service, current expenses, and the payment to the Metropolitan Water District Commission, Commonwealth of Massachusetts, and for the interest and debt requirements for water purposes be met by the income of said service and any excess over income from taxes as provided for by chapter 488 of the acts of 1895; that the appropriation for Sewer Service current expenses, payment of maintenance assessments to the Metropolitan District Commission, Commonwealth of Massachusetts and for the interest and debt requirements for loans issued for sewer purposes be met by the income authorized to be assessed by section 18, chapter 83 of the General Laws as amended by chapter 311 of the Acts of 1961; that the appropriation for the Cemetery Division, Parks and Recreation Department authorized by chapter 13, Acts of 1961 be met by the income from trust funds and departmental revenue and any excess over income from taxes; that appropriations for the maintenance and operation of parking meters and the regulation of parking and other traffic activities incident thereto, be met by the income from parking meter fees; that the other appropriations hereinafter specified be met out of the money remaining in the treasury at the close of business on December 31, 1961, exclusive of the money raised by loan or needed to carry out the requirements of any statute, gift, trust or special appropriation; by the income of the financial year beginning January 1, 1962; by taxes on the polls and estates in the City of Boston; and by the proceeds of any duly authorized loans.

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 that all contributions made to any appropriation be expended for the objects and purposes directed by the several contributors thereof.

Ordered, That all taxes raised to meet the appropriations of the city, and all taxes assessed for meeting the city's proportion of the state tax for the year 1962, or for any other taxes or assessments payable to the Commonwealth, shall be due and payable on July 1, 1962. Interest shall be charged at the rate of 4 per cent per annum and computed from October 1, 1962, on all real estate and personal property taxes remaining unpaid after November 1, 1962, and assessed and payable in the year 1962, before said November 1, 1962, until such taxes are paid. All interest which shall have become due on taxes shall be added to and be part of such taxes.

Ordered, That except as the appropriation for any purpose or item shall be increased by additional appropriations or transfers lawfully made, no money shall be expended by any department for any of the purposes or items designated in the tables and schedules hereinafter set out in excess of the amount set down as appropriated for such specific purpose or item.



CITY BUDGET

APPROPRIATION	Total	1 Personal Services	2 Contractual Services	3 Supplies and Materials	4 Current Charges and Obligations	5 Equipment	7 Structures and Improvements	8 Land and Non- Structural Improvements to Land	Special Appropriations
<b>GENERAL GOVERNMENT</b>									
<b>LEGISLATIVE AND EXECUTIVE</b>									
1-01-71 Mayor, Office Expenses.....	\$163,100 00	\$127,500 00	\$3,000 00	\$7,200 00	\$25,000 00	\$400 00	—	—	\$16,600 00
1-01-73 Office of Development.....	16,600 00	—	—	—	—	—	—	—	166,955 00
1-01-76 Office of Neighborhood Improvement.....	166,955 00	—	—	—	—	—	—	—	—
1-01-94 Commissions and Entertainment of Distinguished Guests.....	25,000 00	—	—	—	—	—	—	—	25,000 00
1-01-95 Public Celebrations.....	85,000 00	—	—	—	—	—	—	—	85,000 00
1-13-77 U. S. Bond Allotment Plan.....	28,337 00	—	—	—	—	—	—	—	28,337 00
1-13-78 Committee for Civic Unity.....	1,000 00	—	—	—	—	—	—	—	1,000 00
1-13-79 Youth Activities Bureau.....	33,000 00	—	—	—	—	—	—	—	33,000 00
1-01-12 City Council.....	154,670 00	140,440 00	8,655 00	4,325 00	275 00	975 00	—	—	—
1-01-13 City Council Proceedings.....	20,000 00	—	20,000 00	—	—	—	—	—	—
<b>ELECTRONS</b>									
1-01-21 Election Department.....	420,290 00	322,000 00	77,115 00	16,400 00	4,075 00	700 00	—	—	—
<b>FINANCE</b>									
1-01-31 Auditing Department.....	409,587 00	354,000 00	13,835 00	17,500 00	24,000 00	252 00	—	—	—
1-01-36 Assessing Department.....	727,062 00	662,500 00	40,340 00	19,030 00	3,329 00	1,863 00	—	—	—
1-01-37 Collecting Division, Treasury Department.....	281,225 00	204,600 00	26,200 00	41,300 00	8,625 00	500 00	—	—	—
1-01-38 Treasury Division, Treasury Department.....	273,606 00	189,100 00	24,395 00	15,050 00	44,635 00	426 00	—	—	—
1-01-39 Board of Sinking Fund Commissioners, Treasury Department.....	2,650 00	2,200 00	—	300 00	150 00	—	—	—	—
<b>ADMINISTRATIVE SERVICES</b>									
1-01-40 Administrative Services Department.....	1,154,353 00	879,893 00	91,205 00	96,010 00	71,220 00	925 00	—	—	15,000 00
<b>LAW</b>									
1-01-51 Law Department.....	435,650 00	357,500 00	69,550 00	5,700 00	1,700 00	1,200 00	—	—	—
<b>RECORDING AND REPORTING</b>									
1-01-61 City Clerk Department.....	95,953 00	87,688 00	5,625 00	2,065 00	170 00	465 00	—	—	—
1-01-62 City Documents.....	45,000 00	—	45,000 00	—	—	—	—	—	—
<b>PLANNING</b>									
1-01-72 Board of Zoning Adjustment.....	2,400 00	460 00	1,640 00	300 00	—	—	—	—	—
1-01-73 Zoning Commission.....	2,400 00	—	—	—	—	—	—	—	—
<b>GENERAL GOVERNMENT BUILDINGS</b>									
1-01-80 Real Property Department.....	1,452,588 00	799,265 00	445,636 00	58,950 00	98,937 00	400 00	\$50,000 00	—	—
<b>MISCELLANEOUS GENERAL GOVERNMENT</b>									
1-01-91 Boston Retirement Board.....	114,350 00	102,000 00	10,050 00	2,000 00	300 00	—	—	—	—
1-01-92 Finance Commission.....	70,000 00	49,056 00	13,618 00	720 00	5,806 00	800 00	—	—	—
1-01-93 Finance Commission.....	—	—	—	—	—	—	—	—	—
<b>PUBLIC SAFETY</b>									
1-02-11 Police Department.....	18,288,543 00	17,230,000 00	399,000 00	469,900 00	54,643 00	135,000 00	—	—	—
1-02-21 Fire Department.....	12,874,117 00	12,085,000 00	307,750 00	390,500 00	15,063 00	75,804 00	—	—	—



COUNTY BUDGET

APPROPRIATION	Total	1 Personal Services	2 Contractual Services	3 Supplies and Materials	4 Current Charges and Obligations	5 Equipment	7 Structures and Im- provements	Special Appropri- ations
<b>GENERAL GOVERNMENT</b>								
RECORDING AND REPORTING								
4-01-65 Registry of Deeds.....	\$471,100 00	\$435,000 00	\$7,612 00	\$18,093 00	\$10,115 00	\$280 00		
GENERAL GOVERNMENT BUILDING								
4-08-12 County Court House (Custodian).....	700,480 00	562,644 00	85,740 00	49,355 00	1,166 00	1,375 00		
1-01-84 Buildings Division, Real Property Department.....	191,955 00	145,500 00	34,655 00	11,300 00	200 00	300 00		
<b>CORRECTION</b>								
CORRECTIONAL INSTITUTIONS								
4-08-11 Jail.....	542,868 00	427,170 00	19,398 00	94,550 00	1,100 00	750 00		
4-08-12 Central Office, Penal Institutions Department.....	60,485 00	50,700 00	220 00	500 00	65 00			
4-08-13 House of Correction, Penal Institutions Department.....	1,037,147 00	628,700 00	33,600 00	365,500 00	7,147 00	2,200 00		
4-08-14 Middlesex County Training School.....	75,000 00	—	—	—	—	—		\$75,000 00
<b>JUDICIAL</b>								
CENTRAL COURTS								
4-12-11 Supreme Judicial Court.....	104,400 00	98,960 00	2,325 00	2,590 00	125 00	400 00		
4-12-12 Superior Court, General Expenses.....	150,269 00	143,074 00	1,580 00	2,035 00	140 00	3,500 00		
4-12-13 Clerk's Office, Superior Court, Civil Session.....	875,815 00	569,697 00	286,100 00	18,000 00	518 00	1,500 00		
4-12-14 Criminal Session, Superior Court.....	704,810 00	437,060 00	236,545 00	9,040 00	225 00	2,000 00		
4-12-15 Municipal Court, City of Boston.....	1,045,406 00	962,526 00	43,300 00	35,935 00	1,445 00	2,000 00		
4-12-16 Boston Juvenile Court.....	154,272 00	142,696 00	9,185 00	1,320 00	405 00	556 00		
4-12-17 Probate Court.....	89,911 00	37,516 00	23,000 00	20,560 00	1,435 00	1,400 00		
4-12-18 Court Officers' Division, Superior Court.....	398,722 00	382,000 00	15,000 00	1,425 00	297 00			
4-12-19 Probation Department, Superior Court, Criminal Session.....	4 31,329 00	81,686 00	5,160 00	4,113 00	250 00	120 00		
DISTRICT COURTS								
4-12-21 Municipal Court, Charlestown District.....	107,366 00	100,702 00	3,236 00	3,100 00	128 00	200 00		
4-12-22 East Boston District Court.....	113,567 00	106,253 00	2,300 00	4,000 00	114 00	250 00		
4-12-23 Municipal Court, South Boston District.....	105,862 00	99,535 00	3,500 00	2,500 00	279 00	345 00		
4-12-24 Municipal Court, Roxbury District.....	187,085 00	176,053 00	6,235 00	21,970 00	225 00	500 00		
4-12-25 Municipal Court, West Roxbury District.....	406,045 00	427,665 00	19,099 00	19,099 00	1,132 00	600 00		
4-12-26 Municipal Court, West Roxbury District.....	137,473 00	124,917 00	3,472 00	3,500 00	81 00	200 00		
4-12-27 Municipal Court, Brighton District.....	91,264 00	83,936 00	3,375 00	3,390 00	500 00	343 00		
4-12-28 District Court of Chelsea.....	120,394 00	113,386 00	2,450 00	3,350 00	128 00	500 00		
MEDICAL EXAMINATIONS								
4-12-31 Medical Examiner Service, Northern Division.....	51,380 00	46,000 00	3,860 00	1,425 00	10 00	85 00		
4-12-32 Medical Examiner Service, Southern Division.....	30,688 00	27,768 00	1,575 00	1,000 00	311 00	35 00		
4-12-33 Associate Medical Examiner Service, Northern Division.....	5,048 00	4,040 00	865 00	125 00	18 00			
4-12-34 Associate Medical Examiner Service, Southern Division.....	5,048 00	4,040 00	865 00	125 00	18 00			
OTHER								
4-12-41 Social Law Library.....	2,000 00	—	—	2,000 00	—	—		
4-12-42 Mental Illness.....	50,000 00	—	49,700 00	300 00	—	—		
<b>MISCELLANEOUS</b>								
4-13-75 Pensions and Annuities.....	210,000 00	—	—	—	—	—		210,000 00
GRAND TOTAL.....	\$8,377,990 00	\$6,433,016 00	\$919,856 00	\$692,611 00	\$27,168 00	\$20,339 00	—	\$285,000 00



INCOME DEPARTMENTS BUDGET

APPROPRIATION	Total	1 Personal Services	2 Contractual Services	3 Supplies and Materials	4 Current Charges and Obligations	5 Equipment	7 Structures and Improvements	8 Land and Non- Structural Improvements to Land	Special Appropriations
1-01-37 Collecting Division, Treasury Department:									
Water Service.....	\$179,511 00	\$153,498 00	\$6,472 00	\$16,088 00	\$3,283 00	\$170 00			
Sewer Service.....	29,000 00	24,000 00	—	5,000 00	—	—			
3-03-31 Sewer Service, Public Works Department..	801,778 00	551,502 00	154,092 00	61,533 00	1,131 00	30,520 00			
3-13-21 Cemetery Division, Parks and Recreation Department.....	384,830 00	208,000 00	23,700 00	17,800 00	70 00	25,200 00		\$50,000 00	
3-71-12 Water Service, Public Works Department..	3,253,214 00	1,751,000 00	669,300 00	273,965 00	78,049 00	190,909 00	\$290,000 00	—	\$154,000 00
3-71-16 Pensions and Annuities.....	454,000 00	—	—	—	—	—	—	—	—
TOTAL.....	\$5,102,333 00	\$2,751,000 00	\$853,564 00	\$374,446 00	\$82,533 00	\$246,790 00	\$290,000 00	\$50,000 00	\$454,000 00

Referred to the Committee on Appropriations and Finance.

## PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

## Claims.

Michael Anzilotti, to be reimbursed for loss of eyeglasses while in the performance of duty as an employee of the Building Department at 8 Salem street, Charlestown.

Ann M. Bergen, for compensation for injuries and damages caused by an alleged defect at 27 Eliot street, Boston.

Julia G. Brennan, for compensation for injuries caused by an alleged defect at 7 and 9 Lawn street, Roxbury.

Anthony Cerullo, to be reimbursed as result of accident which occurred while in performance of duty as employee of Public Works Department (Highway Division).

Mary Cronin, for compensation for damage to property at 347 Silver street, South Boston, caused by flooding from sewer.

Natalie F. Ford, for compensation for damage to automobile caused by city truck.

Aleksandras Griauzde, for compensation for damage to property at 42 Thomas park, South Boston, caused by break in water main.

Isabelle F. Hayes, for compensation for injuries and damages caused by an alleged defect on Woodruff Way, Mattapan.

Genaro Lanno, for compensation for damage to property at 95 Faywood avenue, East Boston, caused by backing up of sewer.

Motors Insurance Corporation, for compensation for damage to car of Edward J. Butler, caused by tow truck of Fire Department.

Margaret P. Mullins, for compensation for damage to car caused by apparatus of the Fire Department.

Joseph Pirello, for compensation for damage to car caused by city sander.

Herbert Schilder, D.D.S., for compensation for damage to car by car of School Committee.

Mary Sherzi and Louis Sherzi, for compensation for damage to property at 42 and 44 West Eagle street, East Boston, caused by Fire Department.

Robert Stafford, for compensation for damage to property at 40 Humphreys street, Dorchester, caused by leak in water pipe.

Arthur J. Walsh, to be reimbursed as result of accident which occurred while in performance of duty as employee of the Public Works Department.

## PETITION FOR INDEMNIFICATION.

Petition of James H. Mullane, employee of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses.

Referred to the Committee on Claims.

## NOTICES FROM DEPARTMENT OF PUBLIC UTILITIES.

A communication was received from the Department of Public Utilities transmitting copy of order granting petition of Mayor of City of Boston for exemption of minimum vertical clearance requirements in connection with construction of a municipal auditorium to provide access to facilities of Boston & Albany Railroad (New York Central Railroad lessee).  
Placed on file.

## APPROVAL OF CONSTABLE'S BOND.

The constable's bond of Joseph F. McArdle, Jr., having been duly approved by the Collector-Treasurer, was received and approved.

## NOTICE OF INTEREST IN CONTRACT.

Notice was received from William H. Ellis, Jr., Trustee of Boston City Hospital, of his interest in a contract between W. H. Ellis & Son and City of Boston, for removing two damaged dolphins at Chelsea Street Bridge.  
Placed on file.

## RENAMING BUREAU OF DIAGNOSTIC LABORATORY THE BUREAU OF LABORATORY SERVICES.

The following was received:

City of Boston,

Health Department, January 30, 1962.

Mr. Walter J. Malloy,  
City Clerk.

Dear Sir:

Pursuant to the authority vested in the Health Commissioner under the Revised Ordinances of 1961, chapter 15, section 3, to determine the bureaus, if any, which shall exist in the several sections of the Health Division of the Health Department.

You are advised that I have determined that, as of this date, the Bureau of Diagnostic Laboratory will be renamed, and the official title of that bureau will be Bureau of Laboratory Services.

Yours very truly,

F. ROBERT FRECKLETON, M. D.,  
Health Commissioner.

Placed on file.

## APPOINTMENT OF WILLIAM J. RICHARD.

Notice was received from the Health Department of the provisional appointment of William J. Richard as Deputy Sealer of Weights and Measures.

Placed on file.

## COMMUNICATION FROM METROPOLITAN DISTRICT COMMISSION.

A communication was received from the Secretary of the Metropolitan District Commission acknowledging resolution adopted by the Council on January 8, 1962, concerning acquisition of certain federally-owned land at Deer Island, for seaside recreational purposes.

Placed on file.

## REPORT OF COMMITTEE ON ORDINANCES.

Coun. HINES, for the Committee on Ordinances, submitted the following:

On message of the Mayor and ordinance (referred December 11, 1961) "further regulating excavations for, and foundations of, building and structures in the City of Boston," the Committee on Ordinances not having had sufficient time to consider this ordinance, respectfully recommends that the ordinance be rejected without prejudice and that his Honor the Mayor resubmit this ordinance except for amendment as suggested by the Building Commissioner in his letter to the chairman dated January 30, 1962, to wit:

That on page 44 in subparagraph 8 strike out the first sentence completely and revise the second sentence to read: "When a permanent metal casing is used, it shall be fastened to the enlarged base in such a manner that the two will not separate."

For the Committee,

PETER F. HINES, Chairman.

The report was accepted, and the ordinance as submitted by the Mayor was rejected without prejudice.

## REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Bernard P. Buckley (referred January 29) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Bernard P. Buckley, a mem-

ber of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on November 22, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

St. Elizabeth's Hospital, 736 Cambridge street, Brighton.....\$21

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of William H. Chapman (referred January 29) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of William H. Chapman, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on November 20, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Massachusetts General Hospital, Fruit street .....\$31

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of Christopher J. Harris (referred January 29) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Christopher J. Harris, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 18, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Massachusetts Eye and Ear Infirmary,  
243 Charles street..... \$8 50  
Dr. Jules H. Shaw, 510 Commonwealth  
avenue ..... 27 00

Total .....\$35 50

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

4. Report on petition of Paul F. Lombard (referred January 29) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Paul F. Lombard, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 26, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Paul F. O'Brien, 195 Ashmont  
street, Dorchester..... \$75 00  
Dr. Alfred W. Branca, 195 Ashmont  
street, Dorchester..... 15 00  
Carney Hospital, 2100 Dorchester ave-  
nue, Dorchester..... 595 65

Total .....\$685 65

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

5. Report on petition of Thomas P. O'Connell (referred January 29) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Thomas P. O'Connell, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 9, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester ave-  
nue, Dorchester.....\$78 50  
Dr. Paul I. O'Brien, 195 Ashmont street,  
Dorchester ..... 10 00

Total .....\$88 50

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

6. Report on petition of Philip A. O'Farrell (referred January 29) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Philip A. O'Farrell, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on July 30, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Massachusetts General Hospital, Fruit  
street .....\$13 50

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

7. Report on petition of David F. Sheehan (referred January 29) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of David F. Sheehan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 12, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

David F. Sheehan, petitioner, 10 Wil-  
mington avenue, Dorchester..... \$18 00  
Carney Hospital, 2100 Dorchester ave-  
nue, Dorchester..... 344 85  
Dr. John J. Todd, 587 Beacon street..... 180 00

Total .....\$542 85



said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

8. Report on petition of Frederick W. White (referred January 29) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Frederick W. White, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on August 24, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	\$25
Dr. Milton Cohen, 1101 Beacon street, Brookline .....	15
Total .....	\$49

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

TEMPORARY LOAN OF \$45,000,000.

Coun. SULLIVAN, called up, under unfinished business, No. 1 on the Calendar, viz.:  
1. Order for temporary loan of \$45,000,000 in anticipation of revenue.

On January 29, 1962, the foregoing order was read once and passed, yeas 7, nays 0.

The order received its second reading and passage, yeas 8, nays 0.

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.  
Nays—0.

REPORT OF COMMITTEE ON PUBLIC LANDS.

Coun. HINES, for the Committee on Public Lands, submitted the following:

On the order of the Mayor submitted December 11, 1961, requesting transfer of 20,500 square feet of land taken by tax foreclosure and declared surplus by the Parks and Recreation Commission, for the purpose of auction in order to make possible a development described in the attached documents, the committee recommends passage.

1. Attached is a letter of intent and description by the Beaulieu-Munroe Corporation which desires to purchase the property at auction to erect a new plant for storage, light manufacturing, and offices for the concern who are heating engineers. This concern seeks to

acquire the adjoining 20,000 square feet owned by one Edward W. Grogan whose communication and verification are also attached. It is then contemplated to have the entire assembled land rezoned from residential to local business use.

2. Attached is a petition signed by all abutters of the city-owned parcel assenting to the proposed development of this land.

3. While it might be preferable to set up this development by restrictive deed, such is not possible since the land was taken by tax default as outlined in the Mayor's order.

4. Attached are two statements by the Columbia Civic Organization assenting and recommending the passage of the order.

For the Committee,  
PETER F. HINES, Chairman.

The report was accepted.

In connection with the foregoing report, Councillor McDonough offered the following motion:

Moved, That a copy of the Report of the Committee on Public Lands dated February 5, 1962, relative to 20,500 square feet of land in the North Dorchester area be referred to the Planning Chief of the Boston Redevelopment Authority for his comments regarding the order in the light of any General Neighborhood Redevelopment Plan now existing or contemplated for the North Dorchester area, the General Plan as it affects the North Dorchester area, and also the merits of rezoning that area for business use; be it further

Moved, That these comments be in writing and forwarded to this Body on or before February 26, 1962.

The motion was carried.

On motion of Councillor Foley the foregoing order was referred to the Executive Committee.

EXECUTIVE COMMITTEE REPORT.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. Report on ordinance (referred December 27, 1961) providing further against littered streets—recommending acceptance of the ordinance with the following changes: That the word "knowingly" be inserted after the word "shall" in the second line of sections 49A, 49B, 49C.

The report was accepted.  
The amendment was adopted.  
The ordinance, as amended, was passed.

Adjourned at 3.57 P.M., on motion of Councillor Foley, to meet on Monday, February 12, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON.

## Proceedings of City Council.

Monday, February 12, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the Chair. Absent, Councillor Coffey.

The Reverend Angelus Zator, pastor of Our Lady of Czestochowa Parish, South Boston, was escorted to the rostrum.

INVOCATION BY THE REVEREND  
ANGELUS ZATOR.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Almighty and dear God, from Whom proceed all good things, good counsel, and all blessings, accept our praise today when we honor two great leaders of our nation on their birthdays, Abraham Lincoln, the great emancipator, and Thaddeus Kosciuszko, a patriot of two continents, a true lover of freedom and democracy.

Grant us, dear Lord, the unblemished vision of the good we are to do, and give us Your divine grace to carry on Your work in the spirit of Lincoln and Kosciuszko, unselfishly, with dedication, love of God and neighbor, through Christ, Your beloved son, Our Lord.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

VISIT TO CITY COUNCIL OF STUDENTS  
OF OUR LADY OF CZESTOCHOWA  
PARISH.

President IANNELLA, on behalf of the City Council, welcomed to the Council a visit by Reverend Angelus Zator, pastor; the nuns, and the students of the eighth grade grammar school of Our Lady of Czestochowa Parish.

In connection with the foregoing visits, Councillor Piemonte offered the following on behalf of all the councillors:

Moved, That this meeting be dedicated to the sisters and students of the school.

The motion was carried.

## JURORS DRAWN.

Jurors were drawn in the manner prescribed by law, Councillor Hines presiding at the box in the absence of the Mayor, viz.:

Two additional grand jurors, Superior Criminal Court, to appear forthwith:

Peter DiPirro, Ward 2; Joseph A. Sacco, Ward 8.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments: Constables with authority to serve civil process upon filing of bond for the term ending April 30, 1962:

Samuel L. Pearl, 136 Callender street, Dorchester; Anthony J. McDonough, 10 Melville avenue, Dorchester.

Referred to the Committee on Confirmations.

RESURFACING ALLSTON STREET, WARD  
21.

The following was received:

City of Boston,  
Office of the Mayor, February 9, 1962.  
To the City Council.

Gentlemen:

I transmit herewith communication from the Commissioner of Public Works concerning your order of January 15, 1962, relative to the resurfacing of Allston street, Ward 21.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
January 30, 1962.

Albert Kramer, Administrative Assistant,  
Mayor's Office.

DEAR SIR:

Reference is made to the following City Council order dated January 15, 1962:

"Ordered, That the Commissioner of Public Works be requested, through his Honor the Mayor, to resurface Allston street, Ward 21."

This is to advise that Allston street, Brighton, is included in our 1962 reconstruction program.

Respectfully,

JAMES W. HALEY, Commissioner.

Placed on file.

FLOODING JEFFERSON PLAYGROUND  
FOR ICE SKATING.

The following was received:

City of Boston,  
Office of the Mayor, February 9, 1962.  
To the City Council.

Gentlemen:

I transmit herewith communication from the Park Commissioner concerning your resolution of January 15, 1962, relative to flooding the Jefferson Playground in Jamaica Plain for ice skating.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
Parks and Recreation Department,  
January 23, 1962.

Mr. Albert Kramer,  
Administrative Assistant, Mayor's Office.

DEAR SIR:

I am in receipt of your memo of January 19 concerning order filed by Councillor Piemonte requesting that the Jefferson Playground in Jamaica Plain section be flooded for ice skating.

It is not possible to flood this particular area; because of the peculiar terrain it does not adapt itself for skating. Very recently we spent a large sum of money reconditioning this playground, and to flood the area would only undermine the work that has already been accomplished.

I believe that we have been very generous in the flooding of playgrounds this year throughout all sections of the city and, having in mind that the Metropolitan District Commission have constructed and are now constructing artificial skating rinks in and outside the city, our attendance on the regular playgrounds is declining.

I trust that Councillor Piemonte will understand that it is not possible in every instance to flood all the areas requested; and, because of the explanation stated herein, I deem it inadvisable to flood the Jefferson Playground.

Very truly yours,

MARTIN F. WALSH, Commissioner.

In connection with the foregoing message and communication, Councillor Piemonte offered the following motion:

Moved, That this communication be remanded back to the commissioner, and I further request that he give us a list of the playgrounds that have been flooded this year and the attendance at each one of them.

The motion was carried.

The message and communication were referred to the Parks and Recreation Commissioner.



RESURFACING MAGDALA STREET,  
DORCHESTER.

The following was received:

City of Boston,  
Office of the Mayor, February 9, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Commissioner of Public Works concerning your order of October 2, 1961, relative to the resurfacing of Magdala street, Dorchester.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
January 31, 1962.

Mr. Albert Kramer,  
Administrative Assistant, Mayor's Office.

Dear Sir:

Some time ago the following City Council order was passed:

"Ordered, That the Public Works Commissioner be requested, through his Honor the Mayor, to resurface Magdala street, Dorchester."

We have now completed our preliminary reconstruction program for 1962 and wish to advise the City Council that Magdala street will be included.

JAMES W. HALEY,  
Commissioner of Public Works.  
Placed on file.

USE OF PROCEEDS FROM SALE OF PARK  
LAND TO SCHRAFFT'S CANDY COM-  
PANY.

The following was received:

City of Boston,  
Office of the Mayor, February 9, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Park Commissioner concerning your order of January 2, 1962, relative to the disposition of the proceeds to be received from the sale of certain Parks and Recreation Department land to the Schrafft Company in the Charlestown district.

Respectfully  
JOHN F. COLLINS, Mayor.

City of Boston,  
Parks and Recreation Department,  
January 23, 1962.

Mr. Albert Kramer,  
Administrative Assistant, Mayor's Office.

Dear Sir:

This will acknowledge your letter of January 19 relating to the order filed by Councillor Hines under date of January 2. This order concerns itself with the proceeds that are to be received from the sale of certain Parks and Recreation Department land to the Schrafft Company in the Charlestown district.

The Law Department is in the process of preparing a deed on this property which is to be sold for \$24,600. Councillor Hines' order indicates that the Parks and Recreation Commission be allocated the proceeds of this sale for the purpose of making capital improvements to Parks and Recreation Department playgrounds in the Charlestown district. I understand certain public officials and residents of the Charlestown community are participating in the recommendations for the improvements.

If and when this land is sold, under city rules and regulations, the money must be deposited to a special account set up by the City Auditor, namely, "Sale of City Lands." All funds received by the city for the sale of lands, no matter which department is involved in the sale, must deposit the funds to this account. The funds, then upon approval of his Honor the Mayor, can be transferred by the City Auditor to a special account set up by the City Auditor for a particular improvement purpose.

When we have been informed that actual payment has been received by the Law Department and the funds deposited, then I will arrange for further action.

Very truly yours,  
MARTIN F. WALSH, Commissioner.  
Placed on file.

MONTHLY TAX PAYMENTS TO BE  
TURNED OVER TO CITY IN TWO  
PAYMENTS.

City of Boston,  
Office of the Mayor, February 12, 1962.  
To the City Council.  
Gentlemen:

On January 29, you adopted a resolution that I "request all banks collecting monthly payments on account of taxes from mortgagors of Boston properties to turn over said moneys so collected to the Collector-Treasurer of the City of Boston on account of taxes in two payments, one on April 1 of each year and the other on or before October 31, of the year collected."

I am advised that the Collector-Treasurer has no authority to receive money on account of a tax before the tax is committed to him, and that enabling legislation is necessary to empower the Commissioner of Assessing to make such an advance commitment.

There has been referred to the Committee on Taxation a special report of the State Tax Commission on the subject. (See Journal of the House for January 25, 1962.) It is hoped that this report will result in a suitable enabling act.

Respectfully,  
JOHN F. COLLINS, Mayor.

Placed on file.

Later in the session, Councillor Foley moved reconsideration of the foregoing reference. The motion was carried:

In connection with the foregoing message, Councillor Piemonte offered the following motion:

Moved, That the matter be remanded to his Honor the Mayor with the request that he follow out the order adopted by this Honorable Body, to wit: That he, through the Collector-Treasurer, make a request of the banking institutions in the Commonwealth who collect monthly payments on account of taxes on properties located in the City of Boston, that in addition to the regular payment in October of moneys collected for taxes, that they make a semiannual payment to the city on or before April 1 of all such moneys collected.

The motion was carried.  
The message was remanded to his Honor the Mayor.

APPROPRIATION FROM PARKING  
METER FEES.

The following was received:  
City of Boston,

Office of the Mayor, February 7, 1962.  
To the City Council.  
Gentlemen:

I submit herewith an appropriation order for the sum of thirty-five thousand dollars (\$35,000) from "Parking Meter Fees" and a communication from the Traffic Commissioner explaining the reasons therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

Boston Traffic Department,  
February 6, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

At a meeting of representatives of this department and the Administrative Services Department it was decided to eliminate from our budget estimates for parking meter re-

pairs and maintenance items inasmuch as it is proper to charge these items against the item "Parking Meter Fees."

It is respectfully requested that the sum of thirty five thousand dollars (\$35,000) be appropriated from the item "Parking Meter Fees" to this department for the above-mentioned purposes.

Respectfully submitted,  
 THOMAS F. CARTY,  
 Traffic Commissioner.

Ordered, That the sum of thirty-five thousand dollars (\$35,000) be, and the same hereby is, appropriated from the revenue received from Parking Meter Fees to be expended by the Traffic Commissioner for repair and servicing of Parking Meters and for the purchase of supplies and materials.

Referred to the Committee on Appropriations and Finance.

AMENDMENT TO BOSTON BUILDING CODE.

The following was received:  
 City of Boston,  
 Office of the Mayor, February 12, 1962.  
 To the City Council.  
 Gentlemen:

I am in receipt of a communication from the Building Commissioner in which Part 29 as proposed and revised pursuant to the report of the Committee on Ordinances dated February 5, 1962, is hereby resubmitted for further consideration and action.

Therefore, I submit herewith the recommendation of the Building Commissioner for an amendment to the Building Code and respectfully recommend this adoption by Your Honorable Body.

Respectfully,  
 JOHN F. COLLINS, Mayor.

City of Boston,  
 Building Department, February 12, 1962.  
 To His Honor the Mayor of the City of Boston and  
 the Honorable the City Council of said City.  
 Gentlemen:

Pursuant to the report of the Committee on Ordinances dated February 5, 1962, wherein the committee rejected without prejudice the proposed ordinance "further regulating excavations of, building and structures in the City of Boston" on the Message of the Mayor dated December 11, 1961, the revised proposed amendment of the Building Code is hereby re-submitted for consideration.

Accordingly, acting under the power vested in me by St. 1938, c. 479, s. 105A, as inserted by St. 1939, c. 217, s. 1, I recommend that the Building Code be amended by striking out Part 29 as amended by chapter 8 of the Ordinances of 1943 and chapter 2 of the Ordinances of 1955, and inserting in place thereof the new Part 29.

A copy of the proposed ordinance is hereto attached.

Respectfully,  
 R. E. YORK,  
 Building Commissioner.

CITY OF BOSTON.

In the Year Nineteen Hundred and Sixty-Two. An Ordinance Further Regulating Excavations for, and Foundations of, Buildings and Structures in the City of Boston. Be it ordained by the City Council of Boston, as follows:

Section 1. Chapter 479 of the Acts of 1938 is hereby amended by striking out Part 29, as amended by chapter 8 of the Ordinances of 1943, and chapter 2 of the Ordinances of 1955, and inserting in place thereof the following:

PART 29

EXAVATIONS AND FOUNDATIONS

Section  
 2901—Excavations  
 2902—General Requirements for Foundations

- 2903—Soil Information
- 2904—Classification of Bearing Materials and Allowable Bearing Values
- 2905—Foundation Loads
- 2906—Foundation Design
- 2907—Footings and Foundation Piers
- 2908—Driven Piles—General Requirements
- 2909—Allowable Load on Piles
- 2910—Wood Piles—General Requirements
- 2911—Precast Concrete Piles
- 2912—Cast-in-Place Concrete Piles
- 2913—Steel and Steel Concrete Piles
- 2914—Composite Piles
- 2915—Bearing Tests
- 2916—Settlement Analysis

Section 2901—Excavations

(a) Until provision for permanent support has been made, excavations shall be properly guarded and protected by the persons causing them to be made so as to prevent such excavation from becoming dangerous, in the opinion of the Commissioner, to life or limb, or to prevent adjoining soil from moving or caving, or to preserve or protect any wall, building, or structure from injury. Where necessary, excavations shall be sheet-piled, braced or shored, and permanent excavations shall be protected by retaining walls or other permanent structures to prevent movement or caving of the adjoining soil.

(b) Structures near an excavation and owned by another than the person causing the excavation to be made shall be supported as follows:

(1) Where an excavation is carried below the curb grade, at the common property line, or below the surface of the ground where there is no such curb grade, the person causing such excavation to be made shall, at all times, if accorded the necessary license to enter upon the adjoining land, and not otherwise, at his own expense, preserve and protect from injury any wall, building or structure, the safety of which may be affected by said excavation, and shall support it by proper foundations. If the necessary license is not accorded to the person making such excavation, then it shall be the duty of the owner refusing to grant such license to make such wall, building, or structure safe and to support it by proper foundations; and, when necessary for that purpose, such owner shall be permitted to enter upon the premises where such excavation is being made.

(2) Where a party wall is intended to be used by the person causing the excavation to be made, he shall, at his own expense, preserve such party wall from injury and shall support it so that the said party wall shall be safe for the purposes intended.

(c) If the person whose duty it shall be under the provisions of this section to guard and protect an excavation, or to prevent adjoining soil from moving or caving, or to preserve or protect any wall, building, or structure from injury, shall neglect or fail so to do, the Commissioner may enter upon the premises, and make safe such excavation, wall, building or other structure as provided in Section 116 of Part 1.

Section 2902—General Requirements for Foundations

(a) The foundations of every permanent structure shall be supported by satisfactory bearing material which shall mean:

- (1) Natural deposits of rock, gravel, sand, rock flour (inorganic silt), inorganic clay, or any combination of these materials;
- (2) Compacted fills which satisfy the provisions of Section 2904 (a) (4);
- (3) Natural deposits or artificial fills which can be changed into satisfactory bearing materials by preconsolidation with a temporary surcharge in accordance with the provisions of Section 2904 (a) (5).

(b) Where footings are supported at different levels, or at different levels from footings of adjacent structures, foundation plans shall include vertical sections showing to true



scale all such variations in grade. The effect of such differences in footing levels on the bearing materials shall be considered in the design.

(c) Foundations shall be constructed so that freezing temperatures will not penetrate into underlying soils that contain more than five per cent (by weight), passing a No. 200 mesh sieve. The foundations and grade beams of permanent structures, except when founded on sound rock, and except as otherwise provided in Section 2902 (d), shall be carried down at least four feet below an adjoining surface exposed to natural freezing. No foundation shall be placed on frozen soil. Foundations shall not be placed in freezing weather unless adequately protected.

(d) Foundations of detached garages or similar accessory structures not exceeding eight hundred square feet in area and not over one story high, and grade beams of all structures, need not be carried more than one foot below an adjoining surface exposed to natural freezing if the underlying soil to a depth of at least four feet beneath the surface, and extending at least four feet outside the building, is sand, gravel, cinders or other granular materials containing not more than five per cent (by weight) passing a No. 200 mesh sieve.

(e) Foundations subject to hydrostatic uplift shall have adequate provisions to prevent heaving.

(f) Basements and cellars shall be waterproofed up to the maximum probable ground-water level. Under boilers, furnaces and other heat-producing apparatus, suitable insulation shall be installed to protect the waterproofing against damage from heat as specified in Part 21. Foundations under heat-producing units shall be so insulated as to prevent evaporation of moisture from any underlying soil that is subject to shrinkage, and to protect the heads of wood piles against damage from heat.

#### Section 2903—Soil Information

(a) Before issuing a permit for the erection of a permanent structure, or for the alteration of a permanent structure that may affect its foundation, the Commissioner shall be furnished with adequate soil data by the applicant. Where borings or tests are required, they shall be made at a sufficient number of locations and to such depths, and they shall be supplemented by such field or laboratory tests and engineering analysis, as are necessary in the opinion of the Commissioner. When it is proposed to support the structure directly on bedrock, the Commissioner may require drill holes or core borings to be made into the rock to a sufficient depth to prove that bedrock has been reached.

(b) Duplicate copies of the results obtained from all completed and uncompleted borings, plotted to true relative elevation and to scale, and of all test results or other pertinent soil data shall be filed with the Commissioner.

#### Section 2904—Classification of Bearing Materials and Allowable Bearing Values

(a) The terms used in this section shall be interpreted in accordance with generally accepted engineering nomenclature. In addition, the following more specific definitions are used for bearing materials in the Greater Boston area:

##### (1) Rocks

Shale—A soft, fine-grained sedimentary rock.

Slate—A hard, fine-grained metamorphic rock of sedimentary origin.

Roxbury Puddingstone—A hard, well-cemented conglomerate.

##### (2) Granular Materials

Gravel—A mixture of mineral grains at least seventy per cent (by weight) of which is retained on a No. 4 mesh sieve and possessing no dry strength.

Sand—A mixture of mineral grains at least seventy per cent (by weight) of which passes a No. 4 mesh sieve and which contains not more than fifteen per cent (by weight) passing a No. 200 mesh sieve.

Coarse Sand—A sand at least fifty per cent (by weight) of which is retained on a No. 20 mesh sieve.

Medium Sand—A sand at least fifty per cent (by weight) of which passes a No. 20 mesh sieve and at least fifty per cent (by weight) is retained on a No. 60 mesh sieve.

Fine Sand—A sand at least fifty per cent (by weight) of which passes a No. 60 mesh sieve.

Well-graded Sand and Gravel—A mixture of mineral grains which contains between twenty-five per cent and seventy per cent (by weight) passing a No. 4 mesh sieve, between ten and forty per cent (by weight) passing a No. 20 mesh sieve, and containing not more than eight per cent (by weight) passing a No. 200 mesh sieve.

(3) Cohesive Materials

Hardpan—A glacial till that generally lies directly over bedrock and consists of a highly compacted, heterogeneous mixture ranging from very fine material to coarse gravel and boulders. It can be identified from geological evidence and from the very high penetration resistance encountered in earth boring and sampling operations.

Clay—A fine-grained, inorganic soil possessing sufficient dry strength to form hard lumps which cannot readily be pulverized by the fingers.

Hard Clay—An inorganic clay requiring picking for removal, a fresh sample of which cannot be molded by pressure of the fingers.

Medium Clay—An inorganic clay which can be removed by spading, a fresh sample of which can be molded by a substantial pressure of the fingers.

Soft Clay—An inorganic clay, a fresh sample of which can be molded with slight pressure of the fingers.

Rock Flour and Inorganic Silt—A fine-grained, inorganic soil consisting chiefly of grains which will pass a No. 200 mesh sieve, and possessing sufficient dry strength to form lumps which can easily be pulverized with the fingers.

(NOTE.—Dry strength is determined by drying a wet pat of soil and breaking it with the fingers.)

##### (4) Compacted Granular Fill

(a) A fill consisting of gravel, sand-gravel mixtures, coarse or medium sand, crushed stone, or slag, containing not more than five per cent (by weight) passing a No. 200 mesh sieve, shall be considered satisfactory bearing material when compacted by one of the following methods:

I. In six-inch layers, each layer with at least four coverages with the treads of a crawler-type tractor with a total weight, including equipment of not less than fifteen tons and operated at its top speed;

II. In twelve-inch layers, with at least three coverages with the wheels of a rubber-tired roller having four wheels abreast and weighted to a total load of not less than thirty-five tons;

III. Other types of materials and other compaction equipment, such as vibrators, may be approved by the Commissioner on the basis of sufficient evidence that they will achieve compacted fills having satisfactory properties.

(b) Application of water is permitted, and for some sands may be required in order to achieve satisfactory trafficability and compaction.

(c) The Commissioner will require a competent inspector, qualified by experience and training and satisfactory to him, to be on the project at all times while fill is being placed and compacted. The inspector shall make an accurate record of the type of material used, including grain-size curves, thickness of lifts, type of compaction equipment and number of coverages, the use of water and other pertinent data. Whenever the Commissioner or the inspector questions the suitability of a material, or the degree of compaction achieved, bearing tests shall be performed on the compacted material in



accordance with the requirement of Section 2915. A copy of all these records and test data shall be filed with the Commissioner.

(5) Preloaded Highly Compressible

Materials

The Commissioner may allow the use of certain otherwise unsatisfactory natural soils and uncompacted fills for the support of one story structures, after these materials have been preloaded to not less than one hundred and fifty per cent of the stresses which will be induced by the structure. The Commissioner may require the loading and unloading of a sufficiently large area, conducted under the direction of a competent engineer, approved by the Commissioner, who shall submit a report containing a program which will allow sufficient time for adequate consolidation of the material, and an analysis of the preloaded material and of the probable settlements of the structure.

(b) The maximum pressure on soils under foundations shall not exceed the allowable bearing values set forth in the following table, except when determined in accordance with the provisions of Section 2915, and in any case subject to the modifications of subsequent paragraphs of this section.

Class	Material	Allowable Bearing Value in Tons per Sq. Ft. (*)
1	Massive igneous rocks and Roxbury Puddingstone, all in sound condition (sound condition allows minor cracks)	100
2	Slate in sound condition (minor cracks allowed)	50
3	Shale in sound condition (minor cracks allowed)	10
4	Residual deposits of shattered or broken bedrock of any kind except shale	10
5	Hardpan	10
6	Gravel, well-graded sand and gravel	5
7	Coarse sand	3
8	Medium sand	2
9	Fine sand	1 to 2 $\frac{1}{2}$
10	Hard clay	5
11	Medium clay	2 $\frac{1}{2}$
12	Soft clay	1 $\frac{1}{2}$
13	Rock flour, inorganic silt, shattered shale, or any natural deposit of unusual character not provided for herein	$\frac{1}{2}$
14	Compacted granular fill	2 to 5 $\frac{1}{2}$
15	Preloaded highly compressible materials	$\frac{1}{2}$

\* The allowable bearing value given in this section, or when determined in accordance with the provisions of Section 2915, will assure that the soils will be stressed within limits that lie safely below their strength. However, such allowable bearing values for Classes 9 to 12 inclusive do not assure that the settlements will be within the tolerable limits for a given structure.

† Alternatively, the allowable bearing value shall be computed from the unconfined compressive strength of undisturbed samples, and shall be taken as 1.50 times that strength for round and square footings, and 1.25 times that strength for footings with length-width ratios of greater than four; for intermediate ratios interpolation may be used.

§ Value to be fixed by the Commissioner in accordance with Sections 2915 and 2903.

(c) The tabulated bearing values for rocks of Classes 1 to 3 inclusive shall apply where the loaded area is on the surface of sound rock. Where the loaded area is below such surface these values may be increased ten per cent for each foot of additional depth, but shall not exceed three times the tabulated values.

(d) The allowable bearing values of materials of Classes 4 to 9 inclusive may exceed the tabulated values by five per cent for each foot of depth of the loaded area below the

minimum required in Section 2906 (c), but shall not exceed twice the tabulated values. For areas of foundations smaller than three feet in least lateral dimension, the allowable design bearing values shall be one third of the allowable bearing values multiplied by the least lateral dimension in feet.

(e) The tabulated bearing values for Classes 10 to 12 inclusive shall apply only to pressures directly under individual footings, walls, and piers; and in case structures are founded on or are underlain by deposits of these classes, the total load over the area of any one bay or other major portion of the structure, minus the weight of all materials removed, divided by the area, shall not exceed one half the tabulated bearing values. Whenever there is any doubt about the settlements of a proposed structure or the effect on neighboring structures, the Commissioner shall require that the magnitude and distribution of the probable settlements be investigated as specified in Section 2916.

(f) The computed vertical pressure at any level beneath a foundation shall not exceed the allowable bearing values for the material at that level. Computation of the vertical pressure in the bearing materials at any depth below a foundation shall be made on the assumption that the load is spread uniformly at an angle of sixty degrees with the horizontal; but the area considered as supporting the load shall not extend beyond the intersection of sixty degree planes of adjacent foundations.

Section 2905—Foundation Loads

(a) The loads to be used in computing the pressure upon bearing materials directly underlying foundations shall be the live and dead loads of the structure, as specified in Part 23, including the weight of the foundations and of any immediately overlying material, but deducting from the resulting pressure per square foot the total weight of a one-square-foot column of soil, including the water in its voids, which extends from the lowest immediately adjacent surface of the soil to the bottom of the footing, pier or mat. Foundations shall be constructed so as to resist the maximum probable hydrostatic pressures.

(b) Eccentricity of loading in foundations shall be fully investigated and the maximum pressure on the basis of straight-line distribution shall not exceed the allowable bearing values.

(c) Where the pressure on the bearing material due to wind is less than one third of that due to dead and live loads, it may be neglected in the foundation design. Where this ratio exceeds one third, foundations shall be so proportioned that the pressure due to combined dead, live and wind loads shall not exceed the allowable bearing values by more than one third.

(d) One story structures without masonry walls and not exceeding eight hundred square feet in area may be founded on a layer of satisfactory bearing material not less than three feet thick, which is underlain by highly compressible material, provided that the stresses induced in the unsatisfactory material by the live and dead loads of the structure and the weight of any new fill, within or adjacent to the building area, will not exceed two hundred and fifty pounds per square foot.

(e) The pressures against foundation walls and other types of retaining walls shall be fully investigated. Particular attention shall be paid to restraints which may cause substantially larger earth pressures than the active earth pressure, and to the type of backfill and drainage. In addition to earth pressure, such walls shall be designed and constructed to resist hydrostatic pressures corresponding to the maximum probable ground water level.

Section 2906—Foundation Design

(a) Foundations shall be designed to distribute to the supporting materials all vertical, horizontal and inclined loads, as specified in Section 2905, without exceeding the allowable stresses specified elsewhere in this Code for

the materials of which the foundations are to be constructed.

(b) Plain concrete in foundations shall have a minimum compressive strength at twenty-eight days of two thousand pounds per square inch. Reinforced concrete in foundations shall have a minimum compressive strength of twenty-five hundred pounds per square inch at twenty-eight days.

(c) The bottom surface of any footing resting on material of Classes 4 to 15 inclusive shall be at least eighteen inches below the lowest ground surface or the surface of a floor slab bearing directly on the soil immediately adjacent to the footing.

(d) Whenever, in an excavation, soil and ground water conditions are such that an inward or upward seepage is produced in the bearing material, special excavating methods and control of ground water shall be employed to prevent disturbance of the bearing material in the excavation or under existing structures. If there is evidence of disturbance of the bearing material, the extent of the disturbance shall be evaluated and appropriate remedial measures taken, satisfactory to the Commissioner.

#### Section 2907—Footings and Foundation Piers

(a) The footings of foundation walls or piers shall be of plain or reinforced concrete or other satisfactory masonry, or steel grillages. Structural steel grillage foundations shall have at least six inches of concrete cover below the bottom of the steel and shall have at least four inches of concrete cover above the steel and between the sides of the steel and the adjacent soil. Footings of wood may be used under temporary structures.

(b) A foundation pier is here defined as a structural member which extends to a satisfactory bearing material, and which may be constructed in an excavation that afterwards is backfilled by an approved method, or by filling the excavation with concrete, or which may be built by sinking an open or pneumatic caisson.

(1) The manner of construction shall be by non-displacement methods and shall permit inspection of the bearing material in place.

(2) The bases of foundation piers may be enlarged by spread footings, pedestals or belled bottoms.

(3) Bell-shaped bases shall have a minimum edge thickness of four inches. The bell roof shall slope not less than sixty degrees with the horizontal unless the base is designed in accordance with Part 26.

(4) Foundation piers may be designed as concrete columns with continuous lateral support. The unit compressive stress in the concrete at the least cross section shall not exceed twenty-two and one half per cent of the twenty-eighth day strength of the concrete nor nine hundred pounds per square inch.

(5) When the center of cross section of a foundation pier at any level deviates from the resultant of all forces more than one sixtieth of its height, or more than one tenth of its diameter, it shall be reinforced as provided in Part 26. The restraining effect of the surrounding soil may be taken into account.

(6) With approval of the Commissioner, concrete may be placed through still water by means of a properly operated tremie or bottom-dump bucket.

(7) The owner shall engage a competent inspector, qualified by experience and training and satisfactory to the Commissioner, to be present at all times while foundation piers are being installed, to inspect and approve the bearing soil and the placing of the concrete. The inspector shall make a record of the type of bearing soil upon which the pier rests, of the dimensions of the pier, and of the class of concrete used in its construction. A copy of these records shall be filed in the office of the Commissioner.

#### Section 2908—Driven Piles—General Requirements

(a) Types of pile construction not specifically provided for in this part shall meet such additional requirements as may be prescribed by the Commissioner.

(b) A detached column supported by piles shall rest upon not less than three piles, at least one of which is offset; except that for one story buildings a detached column may rest upon two piles when its axis is not more than one and one half inches off the line connecting the centers of the two piles, or upon a single pile when other than wood or wood-composite piles are used, and its axis is not more than one and one half inches off the center of the pile.

(c) A foundation wall, restrained laterally so as to ensure stability both during and after construction, may be supported by a single row of piles.

(d) The method of driving shall be such as not to impair the strength of the pile and shall meet with the approval of the Commissioner. Measurements to determine the value of "s" shall not be made immediately after the introduction of fresh cushion block material, or an interruption in the driving operation or when the pile head is shattered, broomed, crumbled or otherwise damaged.

The cushion block, where used, shall be of hardwood with its grains parallel with the axis of the pile and be enclosed in a tight-fitting steel housing, or an approved equal. Wood chips, pieces of rope, old hose or automobile tires and similar materials shall not be used as a cushion block.

Shattered, broomed, crumbled or otherwise damaged pile heads shall be cut back to sound material before continuing the driving.

In case a follower is used, it shall be of steel, seasoned white oak or hickory, equipped on its lower end with a metal socket or hood suitable for encasing the pile head and to protect it from being damaged during driving.

(e) Jetted piles shall be driven to the required resistance after the flow of jet water has stopped, except as provided in Section 2909 (c) (5).

(f) When piles have been damaged in driving, or driven in locations other than those indicated on the plans, or that have capacities less than required by the design, the affected pile groups and pile caps shall be investigated and if necessary, the pile groups or pile caps shall be redesigned or additional piles shall be driven to replace the defective piles.

(g) Concrete for capping piles shall be proportioned for a minimum compressive strength at twenty-eight days of at least twenty-five hundred pounds per square inch.

The concrete shall extend not less than twelve inches above the pile heads and shall fill the space between and around the piles for a depth of at least three inches. The minimum horizontal distance from the edge of the pile cap to the nearest pile surface shall be six inches and there shall be at least two inches of concrete between the top of a pile and steel reinforcement.

(h) Where piles are driven through soft soil to hard bearing material providing high point resistance, the grades of all piles or pile casings previously driven or redriven shall be measured to detect uplift; and if uplift of one half inch or more occurs in any pile or pile casing, such pile or pile casing shall be redriven to its original point elevation and thereafter to the required final driving resistance.

(i) The length of a pile below the ground surface shall be considered as a plain column with continuous lateral support. The length above the ground surface shall be designed as an unsupported column in accordance with the applicable provisions of this code.

(j) The owner shall engage a competent inspector, qualified by experience and training and satisfactory to the Commissioner, to be



present at all times while piles are being driven and to inspect all work in connection with the piles. The inspector shall make an accurate record of the material and the principal dimensions of each pile, of the weight and fall of the ram, the type, size and make of hammer, the number of blows per minute, the energy per blow, the number of blows per inch for the last six inches of driving, together with the grades at point and cut-off. A copy of these records shall be filed in the office of the Commissioner.

#### Section 2,909 -- Allowable Load on Piles

(a) The supporting capacity of piles shall be obtained from bearing upon or embedment in bearing materials as defined in Section 2,904.

(b) The allowable load on a single pile shall be limited by the requirement that such load shall not cause excessive movement of the pile relative to the soil. Satisfactory proof of this load can be obtained from load tests conducted in accordance with Section 2,915. In the absence of such proof of the supporting capacity, except for the types of piles covered in Sections 2,912 (d) and 2,913 (d), the load on a single pile shall not exceed the higher of the two values determined in accordance with Sections 2,909 (e) and 2,909 (d).

(c) (1) The allowable load may be computed by means of the following driving formula:

$$R = \frac{1.7 E}{s + 0.1 \sqrt{\frac{W_p}{W_r}}}$$

where

R = allowable pile load in pounds

E = energy per blow in foot-pounds which for drop hammers is the product of the weight in pounds of the hammer and the height of fall in feet, and which for other types of hammers may be taken as that established by the hammer manufacturer. For batter piles, proper allowance shall be made for the resultant loss of energy.

$\frac{W_p}{W_r}$

= the ratio of the weight  $W_p$  of the pile

and other driven parts to the weight  $W_r$  of the striking part of the hammer, except that this ratio shall not be entered into the formula as less than unity.

s = the average penetration in inches per blow for the final six inches of driving, except that if an abrupt high increase in resistance is encountered, "s" shall be taken as the average penetration per blow for the last five blows. The minimum value of "s" which may be used in the formula is five hundredths of an inch.

(2) The energy E per blow in foot-pounds delivered by the hammer shall be numerically not less than fourteen per cent of R in pounds and  $W_p$  shall not be greater than 3.5.

$\frac{W_r}{W_p}$

(3) The value of "s" must be determined with the hammer operating at not less than ninety per cent of the maximum number of blows per minute for which the hammer is designed.

(4) If the driving of the pile has been interrupted for more than one hour, the value of "s" shall not be determined until the pile is driven at least an additional twelve inches, except when it encounters refusal on or in a material of Classes 1 to 5 inclusive.

(5) When the constant tapered portion of a pile, including a timber pile, is driven through a layer of gravel, sand or hard clay (Classes 6 to 10 inclusive and Class 14) exceeding five feet in thickness, and through an underlying soft stratum, the bearing capacity shall not be determined in accordance with the driving formula, unless jetting is used during the entire driving of the tapered portion of the pile through the layer of gravel, sand, hard clay, or Class 14 material, or unless a hole is pre-excavated through said layer for each pile.

(d) The allowable load on a pile stopped in inorganic clay as found in Greater Boston, may be based on a friction value of five hundred pounds per square foot of embedded pile surface for a design load not to exceed

twenty-two tons, or on a friction value determined from pile load tests. The embedded length shall be the length of the pile below the surface of the inorganic clay, or below the surface of immediately overlying satisfactory bearing material. The area of embedded pile surface shall be computed by multiplying the embedded length by the perimeter of the smallest circle or polygon that can be circumscribed around the average section of the embedded length of the pile. The method of determining the allowable load described in this paragraph shall not be used for a pile in which the drive-pipe is withdrawn or for piles which are driven through the clay to or into firmer bearing materials.

(e) In case piles in clusters are driven under the provisions of Section 2909 (d), the allowable load shall be computed for the smaller of the following two areas: (1) the sum of the embedded pile surfaces of individual piles; (2) the area obtained by multiplying the perimeter of the polygon circumscribing the cluster at the surface of the satisfactory bearing material by the average embedded length of pile.

(f) The allowable load on a single pile installed by jacking shall not exceed one half the load applied to the pile at the completion of jacking, provided that the final load is kept constant for a period of four hours and that the settlement during that period does not exceed one twentieth of an inch.

(g) Where weaker materials underlie the bearing material into which the piles are driven, the allowable pile load shall be limited by the provision that the vertical pressures in such underlying materials produced by the loads on all piles in a foundation shall not exceed the allowable bearing values of such materials, as given in Section 2904, or determined in accordance with the provisions of Section 2915. Piles or pile groups shall be assumed to transfer their loads to the underlying materials by spreading the load uniformly at an angle of sixty degrees with the horizontal, starting at a polygon circumscribing the piles at the top of the satisfactory bearing material in which they are embedded; but the area considered as supporting the load shall not extend beyond the intersection of the sixty degree planes of adjacent piles or pile groups.

(h) Where a pile or a group of piles is placed in subsiding fill or soil, the effect of the downward frictional forces shall be given consideration in the design.

(i) The allowable bearing value of a pile shall not be limited to the value obtained by multiplying its point area by the allowable bearing value given in Section 2904.

#### Section 2910—Wood Piles—General Requirements

(a) Every wood pile shall be in one piece, cut from a sound live tree, and free from defects which may materially impair its strength or durability. It shall be butt-cut above the ground swell, and shall have substantially uniform taper from butt to point. Wood piles shall measure at least six inches in smallest diameter at the point and at least ten inches in smallest diameter at the cut-off, these measurements being taken under the bark. The axis of a wood pile shall not deviate from a straight line more than one inch for each ten feet of length nor more than six inches for the entire length.

(b) The load on a wood pile shall not exceed the allowable load specified in Section 2909 and, for a pile of the minimum dimensions specified in this section, shall not exceed twelve tons for Spruce, Norway Pine, and woods of similar strength which will be referred to as Type A, nor sixteen tons for Oak, Southern Yellow Pine, and woods of similar strength which will be referred to as Type B. These loads may be increased for each full inch by which both the cut-off and point diameters exceed the minima specified, by three tons for woods of Type A, but not to exceed a total load of twenty-four tons, and by four tons for woods of Type B, but not to exceed a total load of thirty tons.



(c) The load on wood piles driven to bearing on materials of Classes 1 to 5 inclusive shall be not more than sixty per cent of that allowed in Section 2910 (b).

(d) Piles shall be cut to sound wood before capping is placed.

(e) The center-to-center spacing of wood piles shall be not less than two and one half times the cut-off diameter.

(f) To avoid damage to the pile, the size of the hammer shall be such that the driving energy in foot-pounds per blow shall not exceed numerically the point diameter of the pile in inches multiplied by fifteen hundred. The total driving energy in foot-pounds for six inches of penetration shall for all types of hammers be numerically no greater than the point diameter in inches times twenty-two thousand for woods of Type A or times thirty-two thousand for woods of Type B. For the last inch of penetration the energy in foot-pounds shall not exceed numerically the point diameter in inches multiplied by six thousand. In any case driving shall be stopped immediately when abrupt high resistance to penetration is encountered.

(g) The cut-off grade for untreated wood piles shall be below the probable permanent ground-water level, and shall be subject to the Commissioner's approval.

(h) The Commissioner may require the owner to install and maintain in good condition at least one ground-water observation well within the building, which shall be accessible to the Commissioner.

(i) Additional Requirements for Treated Piles

(1) Timber piles pressure treated with creosote or creosote-coal-tar solution, and conforming to the requirements of this section, may be cut off above permanent ground water level when used for the support of buildings not exceeding two stories in height.

(2) Before any treated piles are driven, the Commissioner shall be furnished three copies of a certificate of inspection, issued by an approved independent testing laboratory, certifying that the piles were free of decay, were properly peeled and otherwise prepared before treatment; and that the method of treatment, the chemical composition and the amount of retention of the preservative conform to the requirements of this section.

(3) Treated piles shall be of Norway Pine, Southern Yellow Pine or Douglas Fir and shall be impregnated with preservative in accordance with specifications of the American Wood Preservers' Association, as follows: C1-61, "Standard for Preservative Treatment by Pressure Processes—All Timber Products" and C3-60, "Standard for the Preservative Treatment of Piles by Pressure Processes."

(4) Piles exposed to sea water shall be Southern Yellow or Norway Pine, and the preservative used shall conform to the requirements for Grade B of P2-53, "Standard for Creosote-Coal-Tar Solutions" of the American Wood Preservers' Association. For piles not exposed to sea water, the preservative used shall conform to P1-54, "Standard for Creosote" of the American Wood Preservers' Association.

(5) The retention of preservative shall be not less than twenty pounds per cubic foot for piles exposed to sea water and not less than twelve pounds per cubic foot for other piles.

(6) After being cut to grade, the top surface of the pile shall be brush treated with not less than three heavy coatings of the treating material applied hot.

Section 2911—Precast Concrete Piles

(a) Precast concrete piles shall be so proportioned, cast, cured, handled and driven as to resist without significant cracking the stresses induced by handling and driving as well as by loads. The minimum lateral dimension of a precast concrete pile shall be twelve inches except that the lower six feet may

taper to eight inches at the point exclusive of the metal point, if used. Each pile shall be cast in one piece. The concrete shall have a minimum compressive strength of four thousand pounds per square inch. No pile shall be handled or driven until it has cured sufficiently to develop the necessary strength as shown by standard test specimens made from the same batches of concrete cured under similar conditions.

(b) Except as otherwise specified herein, piles shall be proportioned so as to satisfy the requirements of Part 26. Additional requirements for steel reinforcement are as follows: For a length equal to at least three times the minimum lateral dimension at both ends of the pile, lateral ties shall be spaced not over three inches center-to-center or an equivalent spiral shall be provided. Steel reinforcement shall be embedded in concrete forming the body of the pile a net distance of at least one and one half inches from any exposed surface and in piles exposed to sea water such coverage shall be at least three inches.

(c) The maximum water-cement ratio and the minimum cement content of the concrete for piles exposed to sea water shall be four and one half gallons per sack and eight sacks per cubic yard, respectively.

(d) The minimum spacing center-to-center of precast concrete piles shall be two and one half times the square root of the cross-sectional area at the butt.

(e) When precast concrete piles are driven to or into bearing materials of Classes 1 to 5 inclusive, or through materials containing boulders, they shall have metal tips of approved design.

(f) The load on a precast concrete pile shall not exceed the allowable load specified in Section 2909, and shall not exceed fifty tons for a pile of one square foot cross-sectional area. For piles of larger cross-section, this limit of load may be increased in proportion to increase in area, but not to exceed a total of ninety tons.

Section 2912—Cast-in-Place Concrete Piles

(a) In this section a distinction is made between poured-concrete piles and compacted-concrete piles. A poured-concrete pile is formed by pouring concrete into a driven casing or drive-pipe that is installed in the ground either permanently or temporarily. A compacted-concrete pile is formed by placing concrete having zero slump, in small batches, and compacting each batch.

(b) All cast-in-place concrete piles shall be so made and placed as to ensure the exclusion of all foreign matter and to secure a well formed unit of full cross section. The minimum strength of concrete for cast-in-place piles shall be three thousand pounds per square inch. While placing the concrete, the casing or drive-pipe shall be free of water.

(c) Poured-Concrete Piles

(1) The diameters of metal-cased poured-concrete piles, when measured on the outside of a plain cylinder, or the outside of horizontal, helical or vertical corrugations, shall be not less than eight inches, one foot above the point, nor less than twelve inches at cut-off. The shape of the pile may be cylindrical, or conical, or a combination thereof, or it may be a succession of cylinders of equal length, with the change in diameter of adjoining cylinders not exceeding one inch.

(2) For uncased poured-concrete piles (i.e., when no metal casing is left in the ground) the inside diameter of the drive-pipe shall be not less than fourteen and one half inches.

(3) The load on poured-concrete piles shall not exceed the allowable load specified in Section 2909, nor twenty-two and one half per cent of the twenty-eight day strength of the concrete, but not exceeding nine hundred pounds per square inch, when applied to the cross-sectional areas computed on the following bases:

I. For metal-cased piles, driven to or into materials of Classes 1 to 5 inclusive, using the diameter measured one foot above the point and as further specified in Section 2912 (c) (1).

II. For metal-cased piles, driven to or into other bearing materials, using the diameter at the surface of the bearing stratum in which the pile receives its support, and as further specified in Section 2912 (c) (1).

III. For uncased piles driven to or into any bearing material, using the inside diameter of the drive-pipe minus three inches.

IV. In no case shall the maximum load on a poured concrete pile exceed ninety tons.

(4) Immediately before filling with concrete, the inside of the casing shall be thoroughly cleaned to the bottom and inspected by lowering a light bulb, or by means of a light beam. To be accepted: (a) the diameter shall not vary more than twenty per cent from the original value, (b) the point of the casing shall not deviate more than ten per cent of the length of the pile from the design alignment, and (c) the casing shall not deviate by more than four per cent of the length of the casing from a straight line connecting the midpoints of the ends of the casing. If the bottom of the casing is out of sight, the shape and alignment of the casing shall be surveyed with a suitable instrument. No load shall be allowed on a pile, the casing of which shows signs of buckling.

(5) The spacing of poured-concrete piles shall be such as to ensure the preservation of the full cross-section. The spacing center-to-center shall be not less than two and one half times the outside diameter of the casing or drive-pipe at midlength. No casing or drive-pipe shall be filled with concrete until all casings or drive-pipes within a radius of seven feet, or within the heave range, whichever is the greater, have been driven to the required resistance.

(d) Compacted Concrete Piles

The load on compacted concrete piles shall be limited by the provisions of Section 2909 (g), except that the circumscribing polygon shall start at the junction of the shaft and the enlarged base, and the bearing area shall be taken at planes six feet or more below said junction; and the allowable load on a compacted concrete pile shall not exceed one hundred and twenty tons. The installation of such piles shall fulfill the following listed requirements:

(1) The drive-pipe used for installing the pile shall be not less than twenty inches outside diameter.

(2) The enlarged base of the pile shall be formed on or in bearing materials of Classes 1 to 8 inclusive.

(3) The concrete shall have minimum compressive strength at twenty-eight days of four thousand pounds per square inch, shall be of zero slump, and shall be placed in batches not to exceed five cubic feet in volume.

(4) The last batch of concrete shall be driven into the enlarged base with not less than twenty blows, each of not less than one hundred and thirty thousand foot-pounds.

(5) As the drive-pipe is being withdrawn, not less than two blows of at least thirty thousand foot-pounds each shall be applied to compact each batch of concrete in an uncased shaft.

(6) An uncased shaft shall not be formed through inorganic clay or inorganic silt unless an excavation at least equal to the inside diameter of the drive-pipe is first augered through such soil, or the individual piles are located more than nine feet apart.

(7) An uncased shaft shall not be formed through peat or other organic soils.

(8) When a permanent metal casing is used, it shall be fastened to the enlarged base in such a manner that the two will not separate. The concrete may be placed in the metal casing in the same manner as for poured-concrete piles.

No metal casing shall be filled with concrete until after all piles within a radius of at least nine feet have been driven. The stresses in metal-cased shafts shall not exceed nine hundred pounds per square inch in the concrete and, in addition, eight thousand five hundred pounds per square inch on the steel casing, provided that its wall thickness is at least two tenths of an inch.

(9) The center-to-center spacing of piles shall be not less than four feet and six inches.

Section 2913—Steel and Steel-Concrete Piles

(a) At locations where steel and steel-concrete piles will be in contact with cinders, slag, organic soils, or other materials that might cause corrosion of steel, one of the following procedures shall be used:

(1) Remove all such objectionable material from within the area of the structure and replace with inorganic soil.

(2) Deduct one eighth of an inch in thickness from all surfaces in contact with the objectionable material when computing the area of steel for support of load. This reduction shall be applied from pile cut-off grade to a grade fifteen feet below the bottom of the objectionable material.

(3) Effectively protect the steel surface from pile cut-off grade to a grade fifteen feet below the bottom of the objectionable materials; e.g. by means of cathodic protection or by a cover of at least three inches of concrete.

At locations where steel and steel-concrete piles will be in contact with sea water, the steel from a grade ten feet below the ground surface to at least five feet above mean high tide shall be protected by at least three inches of concrete. The maximum water-cement ratio and the minimum cement content of the concrete shall be four and one half gallons per sack, and eight sacks per cubic yard, respectively.

(b) Concrete-Filled Pipe Piles

(1) Piles consisting of steel pipes and concrete-filled after driving, shall have an outside diameter of not less than ten and three quarters inches and a pipe wall thickness of at least two tenths of an inch. The material of the pipe shall meet the requirements for Grade 2 in Specifications for Welded and Seamless Steel Pipe Piles, (A252-59) of the American Society for Testing Materials. Splices shall be welded to one hundred per cent of the strength of the pipe. Pipes may be driven open-ended or closed-ended, and the provisions of the section apply to both types.

(2) After driving all pipes within a seven foot radius, and immediately before filling with concrete, the inside of the pipe shall be thoroughly cleaned to the bottom and inspected by lowering a light bulb, or by means of a light beam. To be acceptable: (a) the diameter shall not vary more than twenty per cent from the original value, (b) the point of the pile shall not deviate more than ten per cent of the length of the pile from the design alignment and (c) the pile shall not deviate by more than six per cent of the length of the pile from a straight line connecting the midpoints of the ends of the pile. If the bottom of the pile is out of sight, or cannot be seen because the pile cannot be dewatered, the shape and alignment of the pile shall be surveyed with a suitable instrument. No load shall be allowed on a pile which shows signs of buckling.

(3) Pipes shall be filled with concrete having a minimum compressive strength at twenty-eight days of three thousand pounds per square inch, and as further specified in Part 26. Concrete shall not be placed through water, except that the Commissioner may approve the use of a bottom-dump



bucket for concreting a bottom section of a pile, provided that the pile is proven to be free of other materials.

(4) The center-to-center spacing of concrete-filled pipe piles shall be not less than two and one half times the outside diameter of the pipe.

(5) The load on concrete-filled pipe piles shall not exceed the allowable load determined in accordance with Section 2909, nor a load computed on the basis of stress in the concrete at twenty-two and one half per cent of the twenty-eight day strength, but not exceeding nine hundred pounds per square inch, and stress in the steel at eight thousand five hundred pounds per square inch, nor shall the load carried by the steel on this basis exceed one half the total load on the pile.

(c) H Piles

(1) Rolled steel H or other approved sections shall meet the requirements of the Specifications for Steel for Bridges and Buildings (A7-61T) of the American Society for Testing Materials. The minimum thickness of metal shall be four tenths of an inch. If piles are spliced, the splice shall develop one hundred per cent of the strength of the section.

(2) The center-to-center spacing of such piles shall be not less than two and one half times the width of the flange or the depth of the section whichever is the greater.

(3) The load on such piles shall not exceed the allowable load determined in accordance with Section 2909, nor a load based on stress of seven thousand five hundred pounds per square inch on the cross-section.

(d) Concrete-Filled Pipes with Steel Cores

(1) Concrete-filled pipes with steel cores may be used only when the pipes can be firmly seated in bedrock of Classes 1 or 2, and shall be of sufficient diameter to permit the inspection of the bedrock socket. Pipe shall meet the requirements stated in Section 2913 (b) (1). If pipes are spliced, the splices shall be welded to develop one hundred per cent of the strength of the pipe.

(2) A socket, approximately of the inside diameter of the pipe, shall be made in bedrock of Classes 1 or 2 to a depth that will assure load transfer when computed for a bearing on the bottom surface of the socket in accordance with Section 2904 (b) and (c), acting together with a bond stress on the perimeter surface of the socket of one hundred pounds per square inch. Before placement of concrete, the socket and pipe shall be thoroughly cleaned and the rock inspected by a competent engineer or geologist satisfactory to the Commissioner. This inspection may be performed by means of an underwater television camera, the position of which is readily controllable to permit thorough inspection of the exposed rock surface in the socket.

(3) The steel core shall consist of a structural steel member. The mating ends of the sections shall be spliced so as to safely withstand the stresses to which they may be subjected. The steel core shall be centered in the steel pipe and shall rest in a layer of cement grout on the bottom of the socket.

(4) The center-to-center spacing of such piles shall be not less than two and one half times the outside diameter of the pipe.

(5) Concrete shall have a minimum compressive strength of four thousand pounds per square inch at twenty-eight days. It shall be so placed that it shall fill completely the space between the steel core and the pipe. In case the socket cannot be kept free from inflow of water, the pipe shall be filled to its top with clean water before placing the concrete.

(6) The details of the design and the installation, including the cleaning and inspection of the socket, the placement of concrete under water or in the dry, the method of centering the steel core and all other phases of the work shall be submitted to the Commissioner for approval.

(7) The load on concrete-filled pipe piles with steel cores shall not exceed the allowable load determined in accordance with the provisions of Section 2913 (d) (2) nor that computed on the basis of nine hundred pounds per square inch on the area of the concrete plus eight thousand five hundred pounds per square inch on the net area of the steel pipe plus fifteen thousand pounds per square inch on the area of the steel core.

Section 2914—Composite Piles

(a) A composite pile shall consist of a combination of not more than two of any of the different types of piles provided for in this Part. The pile shall fulfill the requirements for each type and in addition the provisions of this section. The connection between the two types of piles shall be constructed so as to prevent their separation, to maintain their alignment, to support the load and to be watertight where concrete must be placed subsequent to the driving. The design and the details of the connection shall be subject to the Commissioner's approval.

(b) The requirements of Section 2912 (c) (4) shall apply to the entire length of a pipe-composite pile.

(c) Wood-composite piles shall not be used for support of buildings exceeding two stories in height.

(d) The center-to-center spacing shall be governed by the larger of the spacings, required in this Part, for the types composing the pile.

(e) The allowable load on composite piles shall be that allowed for the weaker of the two sections. For wood-composite piles the allowable load shall not exceed eighty per cent of that allowed for the wood section alone.

Section 2915—Bearing Tests

(a) Whenever the allowable bearing value on bearing materials, on single piles or groups of piles is in doubt, the Commissioner may require bearing tests to be made and the results analyzed under the direction of a competent engineer approved by the Commissioner.

(b) Before any bearing test is started, a sketch of the proposed test arrangement and an outline of the procedure to be followed shall be submitted to the Commissioner and shall have his written approval.

(c) Bearing tests shall be conducted in the presence of an inspector, qualified by experience and training, and who is satisfactory to the Commissioner. A copy of the test results obtained and a graph of the time-settlement curve for each increment of load and of the load-settlement and rebound curve for the entire test shall be submitted to the Commissioner at the completion of each test.

(d) The load shall be applied by direct weight or by means of a newly calibrated hydraulic jack. The application of the test load shall be in steps equal to not more than one half the contemplated design load, to at least twice the contemplated design load, except as provided in Section 2915 (g). The unloading shall be in at least two steps, to the design load and then to zero load. During the loading cycle the contemplated design load shall be maintained constant for at least twenty-four hours and until settlement or rebound does not exceed two hundredths of an inch in twenty-four consecutive hours. The load for all other load steps including the zero load at the end of the test shall be maintained constant for a period of not less than four hours. Sufficient readings for each load step shall be made to define properly the time-deflection curve.

(e) Observation of vertical movement shall be made with dial extensometers graduated to at least one thousandth of an inch. The readings shall be sufficient in number to define the progress of the settlement or rebound and shall be referred to a beam, the ends of which rest on or are fixed to reliable supports



located at least eight feet from the center of the test. In addition, the elevation of the supports shall be checked frequently with reference to a fixed benchmark. The entire measuring setup shall be protected against direct sunlight, frost action and other disturbances that might affect its reliability. Temperature readings, both inside and outside the test enclosure, shall be made when the vertical movements are recorded.

(f) Additional Requirements for Soil Bearing Tests

(1) Bearing tests shall be applied at the elevations of the proposed bearing surfaces of the structure, except that the load may be applied directly on the surface of compacted granular material, Class 14.

(2) The excavation immediately surrounding an area to be tested shall be made no deeper than one foot above the plane of application of the test. The test plate shall be placed with uniform bearing. For the duration of the test, the material surrounding the test area shall be protected effectively against evaporation and frost action.

(3) For bearing materials of Classes 1 to 5, inclusive, the loaded area shall be not less than one square foot and for other classes not less than four square feet. For bearing materials of Classes 1 to 3, inclusive, the Commissioner may permit compression tests on rock cores to be substituted for bearing tests. Each test specimen shall have a height not less than twice its diameter.

(4) The proposed design load shall be allowed provided that the requirements of Section 2904 are fulfilled and the settlements under the design load and twice the design load do not exceed three eighths of an inch and one inch, respectively.

(g) Additional Requirements for Pile-Bearing Tests

(1) A single pile shall be load tested to not less than twice the design load. When two or more piles are to be tested as a group, the total load shall be not less than one and one half times the design load for the group.

(2) Provided that the load-settlement curve shows no sign of failure and provided that the permanent settlement of the top of the pile, after removal of all load at the completion of the test, does not exceed one half inch, the maximum design load shall be the load allowed in this Part for the type of pile or one half of the maximum applied load, whichever is less.

(3) Whenever the soil conditions are such that substantial driving resistance and/or significant support of the pile test load is derived from soil strata overlying the intended bearing stratum, the results of the pile test shall be analyzed so as to evaluate the actual support furnished by the bearing stratum.

Section 2916—Settlement Analysis

(a) Whenever a structure is to be supported by medium or soft clay (materials of Classes 11 and 12), the settlements of the structure and of neighboring structures due to consolidation of the clay shall be given careful consideration, particularly if there are large variations in thickness of the clay or the structure has substantial variation in net load at foundation grade. The Commissioner may require a settlement analysis to be made by a competent engineer with specialized training and experience in soil mechanics in case the live and dead loads of the structure, as specified in Part 23, minus the weight of the excavation, induce a maximum stress greater than four hundred pounds per square foot at midheight of the underlying soft clay, computed by means of a procedure that is generally accepted in soil mechanics.

(b) The settlement analysis will be usually based on a computation of the net increase in stress that will be induced by the structure and realistically appraised live loads, after

deducting the weight of excavated soil and other loads under which the clay was fully consolidated. The appraisal of the live loads may be based on surveys of actual live loads of existing buildings with similar occupancy. The soil compressibility data may be derived on the basis of one or more of the following data:

(1) A review of settlement records and behavior of other buildings in Greater Boston having similar subsoil profiles.

(2) Consolidation tests on undisturbed specimens with a diameter of at least two and one half inches. The report shall include a description of the method of sampling and of the quality of the samples.

(3) Consolidation test data from other projects in Greater Boston where the clay is found to be similar when compared on the basis of the natural water content and the liquid and plastic limits.

(c) Should the analysis indicate that the settlements would cause excessive stresses in the structure or would impair its usefulness, the design of the foundation and/or the superstructure shall be modified so that the anticipated settlements will be reduced to tolerable values.

Section 2. Anything in Section 3 of Chapter 1 of the Revised Ordinances of 1961 to the contrary notwithstanding, this ordinance shall be published by the action of the City Council in passing the same.

Referred to the Committee on Ordinances.

PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

Claims.

Harry R. Antonelli, for compensation for personal injuries and damage to car caused by city owned motor vehicle.

Normand E. Brunelle, for compensation for damage to car caused by an alleged defect at 200 Market street, Brighton.

Josephine Cacici, for compensation for damage to property at 105 Charter street, Boston, caused by city truck.

Albert G. Devejian, for compensation for damage to property at 9 Pond View avenue, Jamaica Plain, Mass.

Gardner A. DeYoung, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

Gardner A. DeYoung, to be reimbursed as result of three executions issued against him on account of his acts as an employee of the Fire Department.

Rita M. Downey, for compensation for injuries caused by an alleged defect on Glenway street, Dorchester.

Albert L. Edson, for compensation for damage to car caused by vehicle of Fire Department.

John P. Fleming, Jr., to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

Grant Construction Company, for refund on building permit.

Romo Guastucci, for compensation for damage to car caused by patrol wagon.

Raymond L. Hitchcock, for compensation for damage to car caused by truck of Penal Institutions Department.

Daniel F. Hurley, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Mrs. James Leonard, for compensation for damage to clothing from rusty water from water pipes at 67 Greenbrier street, Dorchester.

Beatrice Levine, for compensation for injuries caused by an alleged defect on Woodrow avenue, Dorchester.

Neil Levine, for compensation for injuries caused by an alleged defect on Woodrow avenue, Dorchester.

Betty Lichtenberg, for compensation for injuries caused by an alleged defect on Hayward place, Boston.

Ronald MacDougall, for compensation for damage to car caused by city truck.

Mrs. Charles W. McCheney, for compensation for damage to property caused by rusty water at 74 Claybourne street, Dorchester.

Esther R. Wirt, for compensation for damage to car by car operated by employee of Mayor's office.

#### PETITION FOR INDEMNIFICATION.

Petition of Paul Kilduff, retired member of the Fire Department, for indemnification for hospital, medical and surgical expenses.

Referred to the Committee on Claims.

#### APPLICATION FOR SHELLFISH PERMIT.

Application was received for commercial use shellfish permit from Edward W. Elms, 214 Hayre street, East Boston, Ward 1.

Referred to the Committee on Licenses.

#### NOTICE OF HEARINGS BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held February 19, 1962, at 10 A.M., on petition of Metropolitan Transit Authority for license to operate motor vehicles over Tremont street, between Stuart street and Broadway, and between Broadway, Tremont street, and Park square.

Notice was received from the Department of Public Utilities of hearing to be held February 15, 1962, at 10 A.M., on train service and passenger service of Boston & Albany Division of the New York Central Railroad.

Notice was received from the Department of Public Utilities of hearing to be held February 19, 1962, at 10 A.M., on petition of Metropolitan Transit Authority for license to operate motor vehicles over Cambridge street, between Brighton avenue at Union square and Washington street; Faneuil street, between Brooks street and Oak square; Washington street, between Cambridge street and Oak square; Winship street, between Washington street and Chestnut Hill avenue, Brighton; and South street, between Arborway and McBride street; South Huntington avenue, between Centre street and Huntington avenue, Jamaica Plain.

Notice was received from the Department of Public Utilities of hearing to be held February 19, 1962, at 10 A.M., on petition of Metropolitan Transit Authority for license to operate motor vehicles over Columbia road, Entrance Drive, Jewish War Veterans' Drive, Entrance Drive, Valley Gates, Pierpont road, Playstead road, Walnut Entrance, Walnut avenue, Glen Lane, and Blue Hill avenue.

Severally placed on file.

#### APPOINTMENT OF THOMAS C. HEALEY.

Notice was received from the Mayor of the appointment of Thomas C. Healey, 236 Austin street, Hyde Park, to be a member of the Public Health Council in the Health Department, for the term ending May 1, 1963. Vice Elmer C. Foster, term expired.

Placed on file.

#### APPOINTMENT OF MRS. LAURA HODGKINSON.

Notice was received from the Mayor of the appointment of Mrs. Laura Hodgkinson, 23 Chestnut street, Boston, a member of the Public Health Council in the Health Department, for the term ending May 1, 1962, vice Mrs. Frances Burns, deceased.

Placed on file.

#### REPORT ON RELOCATION OF FAMILIES OR PERSONS IN GOVERNMENT CENTER PROJECT.

The following was received:  
Boston Redevelopment Authority,  
February 8, 1962.

Boston City Council,  
City Hall, Boston Mass.

Gentlemen:

Pursuant to City Council order of January 15, 1962, requesting report on steps taken in relocation of families or persons in the Government Center project, the following information is submitted:

##### A. Relocation Activities Undertaken:

1. The Authority opened a site office at 39 Hawkins street on October 10 staffed with personnel responsible for the relocation of site occupants in the project area.

2. A site-occupant informational statement has been sent by certified mail to each family and tenant, advising them of their rights and of the Authority's obligations and responsibilities on relocation.

3. Case-load assignments have been made to Relocation Field Workers to serve every family and individual householders or roomers in the project area.

4. A comprehensive site-occupant informational survey has been conducted by the Relocation Workers. Site-occupant informational cards and other records have been prepared on each case.

5. Follow-up visits are being made periodically and every consideration is being given to cooperate with and assist the site occupants in relocations.

6. Site-occupant reports are currently reviewed by the supervisory personnel and where special problems are indicated, the case is referred to the United Community Services Intake Unit, which has been established at the Site Office for the purpose of providing professional social service assistance to supplement the Relocation Worker's efforts.

Attached hereto is a report on relocations to date, showing the geographical break down.

Also attached hereto is a copy of a memorandum from the Family Relocation Supervisor which provides a more detailed description of the major residential relocation activities.

Respectfully,

KANE SIMONIAN,  
*Executive Director, Head of Operations.*

Inter-Office Communication,

January 23, 1962.

To: Kane Simonian, Executive Director.

At: Central Office.

From: Joseph Charyna,

Family Relocation Supervisor.

At: Site Office.

Subject: Report on Family Relocation Activity in the Government Center Project, As Requested, by the Boston City Council, order of January 15, 1962.

Site Office—January 23, 1962.

Staffing: The family relocation staff consists of:

Joseph Charyna, Family Relocation Supervisor

Esther King, Relocation Assistant

Al Rizzo, Relocation Assistant

Frank Baker, Relocation Assistant

Jerry Kennally, Relocation Assistant

Francis Melville, Relocation Assistant

Sam Mollica, Housing Inspector

Charles O'Brien, Housing Inspector

Assignments: Four of the relocation assistants have been assigned approximately 100 families or individual householders, as their case load. Their duties are to interview each family, inform themselves of the family's needs, their ability to pay, locations they prefer, what are the factors involved with the new location—is it transportation, schools, church, ethnic surroundings, proximity to work, shopping, recreation, etc., and any and all other pertinent information necessary to help them with their relocation problems. Each family or individual householder is sub-



sequently visited at least once every ten days, at which time those who are ready to make a move now, are offered listings of available apartments, or homes for sale.

Where special problems are noted by the relocation workers, the family or individual is referred to the Social Service Unit described in the latter part of this report.

From the several visits made by the relocation workers, we have found a large majority wish to stay at least until spring, feeling that it is much better to move then. Families with children in school want to remain until June, or until the end of the present school term.

Ethnically the area is over 50 per cent of Italian extraction. Almost one hundred of these families cannot speak English. These families have been assigned to Mr. Al Rizzo, whose abilities with the Italian language has been of tremendous value to the staff, as well as to the families to whom he explains the entire program, their rights, etc. Mr. Rizzo also assists the workers in the Social Service Unit as an interpreter. The other departments call on his services whenever an Italian family's needs arise. Other language interpretation problems are handled by the supervisor.

Research Task: Obtaining apartment listings and homes for sale is a joint task of the supervisor and the housing inspectors. Utilizing the local press, real estate brokers, multiple listing services, and personal search, apartments are listed, inspected and if found to be safe, decent and sanitary and conforming to standards they are then made available to the relocation workers, who evaluate them by size, price and other factors, and offer them to those families, who in their judgement could use such a referral.

Public Housing: Families or individuals whose income is too low for relocating in decent, private rentals are advised to take advantage of their priority and apply for Public Housing or Housing for the Elderly.

Roomers: The special problem of permanent roomers in the area has been assigned to Mr. Francis Melville. This work load amounts to approximately 250 individuals, mostly male. Working with Mr. Melville daily and some evenings and Sundays is Mr. David Clifford of the Social Service Unit. Their task is to obtain as much information as possible on the individuals, find decent rooming houses for those who are elderly or in any other way incapacitated and cannot find rooms for themselves.

United Community Social Unit: In conjunction with the relocation program of the Site Office staff, a United Community Social Service Unit has been set up at the Site Office. The purpose of this unit is to assist the relocation staff with all social service aspects of the relocation process, special problem families, individual householders and roomers. The unit also plans to follow-up families after relocation to help with any problems which may emerge. They will also refer long-term problem cases to appropriate social agencies.

The unit is headed up by Mr. Ed Stone and assisted by Mr. Bert Fliedel, the Boston Redevelopment Authority staff social worker, and two other social workers on loan from other agencies. Other agencies are being involved in the program such as the Visiting Nurse Association, City of Boston Welfare Department, and the like. Weekly meetings are held by the two staffs at which time problem families and other cases are brought forth and discussed. Coordination of activities for the week are planned—cooperation being the goal for this undertaking.

To date, Social Service Unit contacts number forty-six, and of these, thirty-five are active cases.

Federal Housing Authority Section 221: One other program currently being explored is the special section of the National Housing Act, namely, Section 221-D-3. The program authorizes liberal terms for private financial

arrangements of low-cost relocation housing for eligible displaced families. Under these arrangements, many of the site occupants can purchase their own home, especially those who have very little cash to put down. We are presently working on one such purchase. If cooperation can be obtained from the banking and lending institutions in the metropolitan Boston area, many of the low-income families will be able to own their own homes where they could never do so otherwise.

Conclusion: The program as outlined is constantly under study with a view towards better service to the site tenant. No suggestion ever goes unnoticed if it means doing a better job of helping the displaced families. With an experienced staff that we have, oriented as they are for service to the family, a successful relocation process is anticipated.

Respectfully submitted,  
JOSEPH CHARYNA,  
Family Relocation Supervisor.

January 30, 1962.

Kane Simonian, Executive Director, Central Office.

John J. Hallisey, Manager, Site Office.

RELOCATIONS To DECEMBER 31, 1961

Boston	1	2.2%
Brighton	1	2.2%
Charlestown	2	4.4%
Dorchester	2	4.4%
East Boston	7	15.7%
Hyde Park	1	2.2%
Roslindale	1	2.2%
South Boston	2	4.4%
	<hr/>	
	17	37.7%
Cambridge	6	13.3%
Medford	7	15.7%
Malden	1	2.2%
Somerville	8	17.8%
Watertown	2	4.4%
Out of State	4	8.9%
	<hr/>	
	28	62.3%
	<hr/>	
	45	100%

Number of families at time of taking.....	264
Number of families moved January 29, 1962 .....	65
Number of active families.....	199

ONE-PERSON FAMILIES

Boston	9	64.3%
Allston	1	7.2%
Jamaica Plain	2	14.2%
Cambridge	1	7.2%
Unknown	1	7.1%
	<hr/>	
	14	100%

Number of one-person families at time of taking .....	180
Number moved January 29, 1962.....	20
Number active.....	160
Number of roomers at time of taking.....	295
Number of roomers moved January 29, 1962 .....	31
Number of roomers active.....	264

JOHN J. HALLISEY, Manager.

In connection with the foregoing communication, Councillor Piemonte offered the following motion:

Moved, That this order be remanded to Mr. Logue with the request that he give or furnish the Council with the specific information on what physical provisions they have made for relocating of families.

Coun. TIERNEY in the chair.

President IANNELLA in the chair.

The foregoing motion was carried and the communication was remanded to the Boston Redevelopment Authority.



REQUEST FOR INFORMATION FROM  
BOSTON REDEVELOPMENT AUTHORITY.

The following was received:  
Boston Redevelopment Authority,  
February 9, 1962.

City Council, City Hall, Boston, Mass.  
Gentlemen:

Pursuant to the City Council order of January 29, 1962, the staff of the Authority has prepared the information requested. Attached hereto is a detailed reply covering all the questions contained in the Council order. The paragraph numbers coincide with the numbers of the questions contained in the order.

I was instructed by the Authority to bring to your attention with this submittal the fact that research and compilation of these figures occupied a total of twenty-four-man hours on the part of the staff.

Respectfully,  
KANE SIMONIAN,  
Executive Director, Head of Operations.

Information Requested by Council Order of  
January 29, 1962:

1. Number of structures destroyed:	
New York Streets.....	273
West End.....	798
Whitney Street.....	87
Total number of structures destroyed.....	1,158
2. Number of separate housing units therein:	
New York Streets.....	854
West End.....	3,671
Whitney Street.....	340
Total number of separate housing units.....	4,865
3. Number of individuals required to move:	
New York Streets.....	1,125
West End.....	6,625
Whitney Street.....	758
Total number of individuals required to move.....	8,508
4. Number of families required to move:	
New York Streets.....	368
West End.....	2,535
Whitney Street.....	280
Total number of families required to move.....	3,203
5. Average rental paid for dwelling units therein:	
New York Streets.....	\$41 00
West End.....	43 00
Whitney Street.....	47 47
Average rental paid for dwelling units therein.....	\$42 96
6. Number of structures built for human habitation as a result of urban renewal:	
New York Streets.....	0
NOTE: This project designed for commercial re-use; five new structures completed and occupied by Herald-Traveler, Westinghouse Electric, Graybar Electric, First National Bank, and Transit Insurance Company.	
West End.....	4
NOTE: Present redeveloper is under agreement for construction of eight additional structures for residential use and two structures for commercial use.	
Whitney Street.....	0
NOTE: Present redeveloper has one structure for residential dwelling units under construction; two other redevelopers to construct two additional structures for residential use.	
Total structures built.....	4
7. Number of separate housing units in new structures:	
New York Streets.....	0
NOTE: This project designed for commercial re-use.	
West End.....	462

NOTE: Present redeveloper under agreement for construction of additional 1,848 residential housing units.

Whitney Street.....0

NOTE: Present redeveloper has 277 residential dwelling units under construction; two other redevelopers to construct 540 residential dwelling units.

Total separate housing units.....462  
8. Average rental charged for dwelling units in new construction:

New York Streets.....0

West End (includes all utilities except electricity) .....\$218 52

Whitney Street.....0

NOTE: Proposed rental range from \$100 to \$140.

Current average rental charge.....\$218 52  
9. Break down of the monthly income of the families displaced:

New York Streets.....\$195 00

West End..... 257 66

Whitney Street..... 299 66

Average monthly income of families displaced .....\$254 13

Placed on file.

In connection with the foregoing communication, Councillor Hines offered the following resolution:

Resolved, That the City Council finds unacceptable that part of the February 9 message of the Boston Redevelopment Authority referring to the 24-man-hours needed to compile the information relating to displaced families and reminds the Authority (1) members thereof must be confirmed by the City Council; (2) under law, the City Council is the "local governing body" designated to approve all urban redevelopment; (3) to carry out its legal responsibilities and moral obligation as the elected representatives of the people, the City Council must have and demands, the cooperation of the Boston Redevelopment Authority.

The resolution was adopted under suspension of the rules.

LAND ON CARSON STREET,  
DORCHESTER.

The following was received:  
Boston Redevelopment Authority,  
February 8, 1962.

Mr. W. J. Malloy, City Clerk.  
Dear Mr. Malloy:

In answer to the request for information by Councillor McDonough dated February 5, 1962, relative to a parcel of land on the extension of Sydney street, North Dorchester, I transmit the following comments of the Planning Department.

The 1950 General Plan proposed that the area in question remain a residential area. Since that time the Southeast Expressway has been constructed immediately to the east; the elevated structure of the Expressway has rendered the subject parcel unsuitable for residential development. A recent unsuccessful effort to construct residences in this vicinity with the technical assistance of the Planning Department will testify to this.

It would be appropriate, therefore, to develop the subject parcel for a use compatible with and acceptable to the present residential community to the west of the parcel such as a business area but with no nuisance characteristics. The parcel in question presently lies in two zones: Residential (R-40) and Industrial (I-155). Inasmuch as an I-155 zone permits uses which would clearly be incompatible with adjacent residential, it would be desirable to change the I-155 zone, including said parcel, to a business (L-65) zone. An L-65 zone is more restrictive and would permit uses compatible with nearby residences.

The parcel does not lie within any existing or currently proposed General Neighborhood Renewal Plan area.

Cordially,  
EDWARD J. LOGUE,  
Referred to the Executive Committee.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Thomas H. O'Neil (referred December 4, 1961) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of six hundred forty dollars (\$640) be allowed and paid to Thomas H. O'Neil, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Ladder 7, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The report was accepted, and the order was passed.

COMMENDATION TO BOSTON REDEVELOPMENT AUTHORITY.

Coun. PIEMONTE offered the following:

Resolved, That this Honorable Body, the Boston City Council, in meeting assembled, on this 12th day of February, 1962, do hereby commend the Boston Redevelopment Authority's action in refusing to approve the request of Charles River Park that two floors of space in the present 17-story building for medical office space; and further that a copy of this resolve be mailed to each member of the Authority and a copy hereof made a part of the records of the Authority.

The resolution was adopted under suspension of the rules.

TEMPORARY APPOINTMENTS IN CLERK OF COMMITTEES DEPARTMENT.

Coun. IANNELLA offered the following:

Ordered, That effective February 14, 1962, the following-named persons be, and hereby are, appointed in the service of the Clerk of Committees Department to the positions set against their respective names, until the fourth Wednesday of March, 1962, at the salaries in effect for them on February 13, 1962:

Rita G. Cimeno, temporary clerk-stenographer.

George E. Corcoran, temporary clerk.

Agnis G. Dinsmore, temporary clerk-receptionist.

Edmund T. Doyle, Jr., temporary clerk.

Michael A. Flynn, temporary clerk.

Anthony Marino, temporary clerk.

Joanne Silver, temporary clerk-stenographer.

Arthur Vaughn, temporary clerk.

Frances B. Winn, temporary clerk.

Passed under suspension of the rules.

PAYMENT OF CERTAIN BILLS INCURRED BY JAMES L. FAY.

Coun. McDONOUGH offered the following:  
Resolved, That the City Council of Boston favors the consideration by the Legislature of the petition now held under Joint Rule 7B, authorizing the City of Boston to pay certain surgical and medical bills incurred by James L. Fay of the Hyde Park section of the City of Boston for injuries suffered in the line of duty; provided that any such legislation enacted includes a referendum to the Mayor and City Council.

The resolution was adopted under suspension of the rules.

RELOCATION DATA FROM BOSTON REDEVELOPMENT AUTHORITY.

Coun. SULLIVAN offered the following:

Ordered, That the Boston Redevelopment Authority furnish the City Council with such data as they have available with reference to:

1. The number of families affected in each renewal project to date.

2. A break down, as far as possible, as to where these families relocated.

3. The average rent paid in each project area before relocation.

4. The average rent paid in the unit to which these families moved.

Passed under suspension of the rules.

BOSTON REDEVELOPMENT AUTHORITY TO FURNISH COUNCIL STATISTICAL INFORMATION RE URBAN RENEWAL ACTIVITIES.

Coun. FOLEY offered the following:

Ordered, That the Committee on Urban Redevelopment, Rehabilitation and Renewal meet with those staff members of the Boston Redevelopment Authority responsible for maintaining adequate statistical control and analysis of the redevelopment and renewal operation so far undertaken by the Authority for the purpose of arranging a flow of statistical information on Authority operations to the City Council on the current basis, selecting those statistics most pertinent and useful to the Council in its effort to keep informed currently on urban renewal activities.

Passed under suspension of the rules.

Adjourned at 4:33 P.M., on motion of Councilor Piemonte, to meet on Monday, February 19, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)





## CITY OF BOSTON.

## Proceedings of City Council.

Monday, February 19, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair. Absent, Councillors Coffey and Foley.

The Reverend Nathan Wright, rector of St. Cyprian's Episcopal Church, Roxbury, and Protestant chaplain at Long Island Hospital, was escorted to the rostrum.

INVOCATION BY THE REVEREND  
NATHAN WRIGHT.

Let us pray. O God, the fountain of wisdom, whose statutes are good and gracious, and whose law is truth; we beseech Thee so to guide and bless the Council of the City of Boston, that it may ordain for our governance only such things as please Thee, to the glory of Thy name and the welfare of Thy people; through Jesus Christ, Thy Son, our Lord. Amen.

The meeting was opened with the salute to the Flag.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments: Constable with authority to serve civil process upon filing of bond for the term ending April 30, 1962: Frank Fredrick Cincotta, Jr., 6 South Sydney street, Dorchester.

Weigher of Goods for the term ending April 30, 1962: Benjamin Shear, 6 Selden street, Dorchester.

Severally referred to the Committee on Confirmations.

ESTABLISH BOUND MARKS AND PLACE  
VISIBLE MARKERS AT CITY BOUNDARIES.

The following was received:  
City of Boston,

Office of the Mayor, February 14, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Commissioner of Public Works concerning your order of December 11, 1961, relative to establishing bound marks and place permanent visible markers at those boundary corners having no markers or where markers are not visible, as recommended by the report of the Special Committee on Perambulation of the Boundary Lines between Boston and the adjacent cities and towns of Revere, Everett, Somerville, Newton, Brookline, Dedham, Milton, and Winthrop.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
January 22, 1962.

Albert Kramer,  
Administrative Secretary, Mayor's Office.  
Dear Sir:

This will acknowledge receipt of your referral of December 13, 1961, on the subject matter.

Please be advised that the Engineering Division of this department has been directed to communicate and confer with the engineers of the cities and towns adjacent to Boston

for the purpose of making specific arrangements to carry out the recommendations of the 1961 Perambulation Committee.

Respectfully,  
JAMES W. HALEY,  
Commissioner of Public Works.  
Placed on file.

## PETITIONS REFERRED.

The following petitions were received and referred to the Committee named, viz.:

## Claims.

Thomas F. Brophey, for compensation for damage to car, caused by an alleged defect on Washington street, Rosiindale.

Frank A. Gallo, for compensation for damage to property and personal injuries caused by vehicle of Police Department.

Lillian Joyce, for compensation for damage to car caused by city truck.

Mary Miner, for compensation for injuries caused by an alleged defect at Mt. Vernon and Joy streets.

Minneapolis-Honeywell Regulator Company, for compensation for damage to car caused by city car.

John P. O'Hearn, for compensation for damage to property caused by break in water line.

Lung T. Sang, for compensation for damage to car caused by city vehicle.

Joseph Shulman, for compensation for injuries and damage to car caused by city vehicle.

Carl Stefani, to be refunded \$32 taken from pay check as result of error in collecting taxes.

Paul C. Sullivan, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

Ann Williams, refund on victualler's license.

## PETITION FOR INDEMNIFICATION.

Petition of John J. Devine, retired member of the Fire Department, for indemnification for hospital, medical and surgical expenses. Referred to the Committee on Claims.

NOTICE OF HEARINGS BEFORE METRO-  
POLITAN DISTRICT COMMISSION.

Copy of notice was received of hearing to be held by the Metropolitan District Commission on March 1, 1962, at 2 P.M., on petition of Boston Edison Company for location of conduit on Boylston street, at Ipswich street, in care and control of Metropolitan District Commission.

Copy of notice was received of hearing to be held by the Metropolitan District Commission on March 1, 1962, at 2.15 P.M., on petition of Boston Edison Company for location of manhole and conduit on Charlesgate East at Commonwealth avenue in care and control of Metropolitan District Commission.

Severally placed on file.

COMMUNICATION FROM CITY OF  
CHELSEA.

A copy of a resolution adopted by the Board of Aldermen of the City of Chelsea was received, protesting the action of the Massachusetts Port Authority on proposed change on use of stickers for users of Mystic River Bridge.

Placed on file.

APPOINTMENT OF ANDREW F. PETITTI,  
JR.

Notice was received from the Assessing Department of the appointment of Andrew F. Petitti, Jr., as full-time assistant assessor (provisional), in the Assessing Department. Placed on file.

### REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

1. Report on appointments by the Mayor (referred February 12) of Samuel L. Pearl and Anthony J. McDonough, as constables with authority to serve civil process upon filing of bond for the term ending April 30, 1962—recommending that the appointments be confirmed.

2. Report on appointments by the Mayor (referred February 5) of Samuel C. Martin and Hartley G. French as weighers of beef for the term ending April 30, 1962—recommending that the appointments be confirmed.

The reports were accepted, and the appointments were severally confirmed.

### EXECUTIVE COMMITTEE REPORTS.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. Report on order (referred March 6, 1961) of study by Public Improvement Commission of number of unaccepted streets—recommending that the order be placed on file.

The report was accepted, and the order was placed on file.

2. Report on message of the Mayor and order (referred December 29, 1958) for sale of land on Hemenway street and Forsyth Way, Roxbury, to Northeastern University—recommending no further action is necessary.

The report was accepted.

3. Report on message of the Mayor and communication (referred January 15) re Fire Department report on special precautions in hospitals—recommending that the message be placed on file.

The report was accepted, and the message was placed on file.

4. Report on message of the Mayor and order (referred December 18, 1961) amending County Classification and Compensation Plans re Head Administrative Clerk, Superior Criminal Court—recommending that the order ought to pass.

The report was accepted, and the order was passed.

### REPORT OF COMMITTEE ON ORDINANCES.

Coun. HINES, for the Committee on Ordinances, submitted the following:

Report on message of the Mayor and ordinance (referred December 27, 1961) concerning the removal of vehicles interfering with the plowing or removal of snow—recommending that the ordinance ought to pass.

On motion of Councillor McDonough, the ordinance was referred to the Executive Committee.

### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Gardner A. DeYoung (referred February 12) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of five hundred fifty dollars (\$550) be allowed and paid to Gardner A. DeYoung, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Ladder 11, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Gardner A. DeYoung (referred February 12) to be reimbursed as a result of three (3) executions issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of seven thousand, seven hundred fifty dollars (\$7,750) be allowed and paid to Gardner A. DeYoung, 101 Sycamore street, Roslindale, in reimbursement for amount of three (3) executions issued against him on account of his acts as an employee of the Fire Department, Ladder 11, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of John P. Fleming, Jr. (referred February 12), to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of two hundred dollars (\$200) be allowed and paid to John P. Fleming, Jr., in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Ladder 4, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

4. Report on petition of James H. Mullane (referred February 5) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of James H. Mullane, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on November 16, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

James H. Mullane, petitioner, 1 Hopkins street, Dorchester.....	\$85 60
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

### INTERIM REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. SULLIVAN, for the Committee on Appropriations and Finance, submitted the following interim report:

#### SCHEDULE OF HEARINGS OF ANNUAL CITY AND COUNTY BUDGET FOR 1962

February 20—Tuesday

Administrative Services—10 A.M.

- (a) Administrative Services Division
- (b) Personnel Division
- (c) Purchasing Division
- (d) Printing Section
- (e) Budget Division
- (f) Office Supplies Account
- (g) Art Commission
- (h) Complaints Division
- (i) City Pensions and Annuities
- (j) County Pensions and Annuities
- (k) Income Pensions and Annuities

February 21—Wednesday

Building Department—10 A.M.

- (a) Building Department
- (b) Board of Appeals
- (c) Board of Examiners
- (d) Beacon Hill Architectural Commission

Board of Zoning Adjustments

- (a) Board of Zoning Adjustments
- (b) Zoning Commission

February 27—Tuesday

Hospital Department—10 A.M.

- (a) Boston City Hospital
- (b) Long Island Hospital
- (c) Boston Sanatorium



February 28—Wednesday  
 Election Department—10 A.M.  
 Auditing Department—11 A.M.  
 (a) Auditing Department Expenses  
 (b) Executions of Courts, Damages, Claims, etc.  
 (c) Reserved Fund  
 (d) Middlesex Training School  
 (e) Social Law Library  
 (f) Mental Illness  
 Library Department—2 P.M.

March 1—Thursday  
 Veterans' Services—10 A.M.  
 Veterans' Graves Registration—11 A.M.  
 Parks and Recreation Department—1 P.M.  
 (a) Park Department  
 (b) Cemetery Division (Income)

March 2—Friday  
 Boston Traffic Department—10 A.M.  
 Welfare Department—1 P.M.  
 (a) Central Office  
 (b) Temporary Home

March 6—Tuesday  
 Law Department—10 A.M.  
 (a) Law Department  
 (b) Workmen's Compensation Service  
 (c) Workmen's Compensation  
 Police Department—1 P.M.

March 7—Wednesday  
 Real Property Department—10 A.M.  
 (a) Real Property  
 (b) Buildings Division (City)  
 (c) Market Division  
 (d) Buildings Division (County)  
 Fire Department—1 P.M.

March 8—Thursday  
 Public Works Department—All Divisions—10 A.M.  
 (Central Office, Engineering, Highways, Sanitation, City Hospital Steam)  
 (a) Snow Removal  
 (b) Sewer Division (Income)  
 (c) Water Service (Income)

March 9—Friday  
 Collector-Treasurer—10 A.M.  
 (a) Collecting Division  
 (b) Treasury Division  
 (c) Collecting Division, Water Service (Income)  
 (d) Collecting Division, Sewer Service (Income)  
 (e) Board of Sinking Funds Commission  
 (f) U. S. Bond Allotment Plan

Health Department—1 P.M.  
 (a) Health Department  
 (b) Registry Division  
 (c) Weights and Measures  
 (d) Federal Health Program

March 13—Tuesday  
 Assessing Department—10 A.M.  
 City Clerk Department—11 A.M.  
 Boston Redevelopment Authority—1 P.M.

March 14—Wednesday  
 Corrections—10 A.M.  
 (a) Jail  
 (b) Central Office  
 (c) House of Correction  
 Office of Development—1 P.M.  
 Office of Neighborhood Improvement—2 P.M.

March 15—Thursday  
 Mayor's Office—10 A.M.  
 (a) Office Expenses  
 (b) Conventions and Entertainment of Distinguished Guests  
 (c) Public Celebrations  
 (d) Committee for Civic Unity  
 (e) Youth Activities Bureau  
 (f) City Record  
 Boston Retirement Board—11 A.M.  
 District Courts—1 P.M.  
 (a) Charlestown  
 (b) East Boston  
 (c) South Boston  
 (d) Dorchester  
 (e) Roxbury  
 (f) West Roxbury  
 (g) Brighton  
 (h) Chelsea  
 Registry of Deeds—2 P.M.  
 County Courthouse Custodian—3 P.M.  
 Medical Examiners (2) and Associate Medical Examiners (2)—3.30 P.M.

March 16—Friday  
 Supreme Judicial Court—10 A.M.  
 Superior Court, General Expenses—10.30 A.M.  
 Clerk's Office, Superior Court, Civil Session—11 A.M.  
 Criminal Session, Superior Court—11.30 A.M.  
 Court Officers' Division, Superior Court—12 NOON  
 Probation Department, Superior Court—1.30 P.M.  
 Municipal Court, City of Boston—2 P.M.  
 Boston Juvenile Court—3 P.M.  
 Probate Court—3.30 P.M.  
 To be scheduled at a later date  
 City Council  
 (a) City Council Expenses  
 (b) City Council Proceedings  
 (c) City Documents  
 Boston Finance Commission  
 Civil Defense  
 Boston Licensing Board  
 Placed on file.

PRINTING OF BOOK "BOSTON'S STREETS."

Coun. IANNELLA offered the following:  
 Ordered, That his Honor the Mayor direct the Purchasing Agent, in conjunction with the Commissioner of Public Works, to prepare and print 1,000 copies of the book entitled "Boston's Streets," with precinct changes to date, of which at least 300 copies shall be hard covered, to be distributed by the City Messenger to the various city departments; the expense of same to be charged to the appropriation for City Documents.  
 Passed under suspension of the rules.

INSTALL WAITING ROOM FACILITIES AT ARBORWAY STATION.

Coun. TIERNEY offered the following:  
 Resolved, That the Metropolitan Transit Authority be requested, through his Honor the Mayor, to install waiting room facilities, with heat, at the Arborway Station in Jamaica Plain.  
 The resolution was adopted under suspension of the rules.

RECESS.

On motion of Councillor Kerrigan, the Council voted to take a recess at 2.32 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 3.27 P.M.

APPROPRIATION FOR PURCHASE OF GOVERNMENT PROPERTY AT FORT DAWES, LONG ISLAND.

The following was received:  
 City of Boston,  
 Office of the Mayor, February 19, 1962.  
 To the City Council.  
 Gentlemen:  
 I transmit herewith communication received from Joseph V. McBride, Penal Institutions Commissioner, requesting that the sum of \$29,601.01 be appropriated to his department for the acquisition of the government property located at Fort Dawes, Deer Island, Boston, Mass.  
 It is my opinion that the City of Boston cannot afford to permit this property to fall into private hands at this time, more especially since it is not known to what purposes the land would be put. It is obvious the unrestricted use of this land by a private person could seriously complicate the operation of the House of Correction and might entail construction of walls and fences which conceivably would cost the city more money than the purchase price of the land.



I therefore submit herewith an order appropriating the sum of \$29,601.01 from the special account, "Sales of City Property," for the acquisition of Fort Dawes Military Reservation at Deer Island, Boston, Mass., and recommend the speedy adoption of this order by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Penal Institutions Department,  
February 19, 1962.

Hon. John F. Collins,  
Mayor of Boston.  
Dear Mr. Mayor:

As you are aware, the United States of America has discontinued the use of Fort Dawes at Deer Island, Boston, and the General Services Administration has advertised for bids on the site which consists of approximately 35.8 acres of land. At the time set for opening of bids, the City of Boston requested the General Services Administration to delay making any award to permit the City of Boston to negotiate for the purchase of this site.

On February 7, 1962, the General Services Administration replied to this request by letter to Henry A. Scagnoli, Director of Administrative Services, a copy of which letter is enclosed.

On February 16, 1962, Mr. Scagnoli informed the General Services Administration that it was the intention of the City Administration to submit to the City Council of Boston an order appropriating the sum of \$29,601.01 for the acquisition of the Fort Dawes site.

It is my opinion that the acquisition of this site is necessary to maintain the security vital to the efficient operation of the Suffolk County House of Correction. Unless this money is appropriated for this purpose without delay, the General Services Administration intends to convey the two parcels, which comprise the 35.8 acres to private individuals. If this happens, serious problems affecting the House of Correction may be created and may defeat any long-range plans for the development of Deer Island for public purposes.

I therefore request that your Honor submit to the City Council an order appropriating the sum of \$29,601.01 for the purchase of this site from the General Services Administration.

Respectfully,  
JOSEPH V. MCBRINE,  
Penal Institutions Commissioner.

General Services Administration,  
February 7, 1962.

Henry A. Scagnoli,  
Director, Administrative Services Department.

Dear Mr. Scagnoli:  
This will acknowledge your letter of February 2, 1962, requesting that we withhold disposal of the subject property and that the City of Boston be given an opportunity to negotiate for acquisition of the property.

As you know, this property was offered for public sale and bids were opened on February 6, 1962. The high bids received were \$19,500 for the 30-acre parcel and \$10,101.01 for the 5.8-acre parcel—a total of \$29,601.01. If the City of Boston wishes to purchase for municipal purposes either or both of the parcels at prices equal to the high bids, we will be glad to entertain such an offer.

In order that we may take timely and appropriate action in connection with the bids

received, it is requested that on or before February 16, 1962, you furnish us with a firm offer to purchase this property for specified municipal purposes or advise that the city wishes to withdraw its interest in acquisition of the property.

Sincerely yours,  
R. W. HEALD,  
Chief, Real Property Division,  
Utilization and Disposal Service.

Boston Redevelopment Authority,  
February 19, 1962.

To the Honorable City Council.  
Gentlemen:

At its meeting on January 31, 1962, the Redevelopment Authority adopted the attached recommendation concerning Deer Island and authorized the chairman to send the attached letter to the Metropolitan District Commission Chairman, Robert Murphy. The memorandum recommended that the Metropolitan District Commission acquire the Deer Island land owned by the federal government.

As the Council is aware that the Metropolitan District Commission refused to release the land in question, I should like to state in favor the City of Boston acquiring the land in question for the following reasons:

1. At the present time the land is necessary for security reasons.

2. It is not in the public interest that the land be open to private development at this time.

Sincerely,  
EDWARD J. LOGUE.

Ordered, That under the provisions of section 63 of chapter 44 of the General Laws the sum of twenty-nine thousand, six hundred one dollars (\$29,601) be, and the same hereby is, appropriated from the special account, "Sales of City Property," to be expended under the direction of the Penal Institutions Commissioner for the acquisition of 35.8 acres of land, together with improvements thereon, being part of the former Fort Dawes Military Reservation at Deer Island, Boston, Mass.

On motion of Councillor Piemonte, the rules were suspended, and the order was given its first reading and passage, yeas 7, nays 0:

Yeas—Councillors Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—7.

Nays—0.  
The order was assigned for 14 days for final action.

#### EXECUTIVE COMMITTEE REPORT.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

Report on message of the Mayor and ordinance (referred today) concerning removal of vehicles interfering with the plowing or removal of snow—recommending that the ordinance ought to pass.

The report was accepted, and the ordinance was passed.

Adjourned at 3.31 P.M., on motion of Councillor Tierney, to meet on Monday, February 26, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)

## CITY OF BOSTON.

## Proceedings of City Council.

Monday, February 26, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President Iannella in the chair. Absent, Councillor Coffey.

The Reverend John Zanetos, dean of the Greek Orthodox Cathedral, Boston, was escorted to the rostrum.

## INVOCATION BY THE REVEREND JOHN ZANETOS.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

Let us pray: Almighty God, our Heavenly Father, in whose hands are the issues of men and of nations, we praise Thee, and bless Thy name and we acknowledge with grateful hearts Thy many blessings to us.

We humbly ask for Thy blessing so that we are ever mindful of the responsibilities entrusted to us. Give us Thy grace, O Lord, so that we prove ourselves mindful of Thy favor and glad to do Thy will. Shine into our hearts the light of the knowledge of Thyself and open the eyes of our mind to the contemplation of Thy teaching.

Give us the spirit of wisdom and the courage to do that which is pleasing to Thee.

For Thou art the King of peace and of our salvation. Amen.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

The meeting was opened with the salute to the Flag.

## GROUP INSURANCE PROGRAM FOR CITY AND COUNTY EMPLOYEES.

The following was received:

City of Boston,

Office of the Mayor, February 26, 1962.

To the City Council.

Gentlemen:

On January 29, you accepted a unanimous interim report of your Executive Committee in favor of including retired employees in any Blue Cross, Blue Shield, or medical plan the city adopts.

If chapter 32B of the General Laws is accepted in the City of Boston, the policy or policies of insurance to be effected thereunder will provide in accordance with section 9 of said chapter, that "upon retirement of an employee," the group life insurance of such employee, except any optional coverage, shall be reduced fifty per cent and the blanket insurance providing hospital, surgical, and medical benefits shall be continued, provided that the employee shall pay the entire average group premium per \$1,000 for group life insurance, and the entire average group premium for the hospital, surgical, and medical benefits for such employee or for such employee and his dependents.

Chapter 32B makes no provision for insurance under it to cover employees retired before such insurance is effected; so that employees so retired cannot be included under such insurance as the Executive Committee's interim report suggests.

Respectfully,

JOHN F. COLLINS, Mayor.

Referred to the Executive Committee.

## SALE OF LAND TO SACRED HEART OF JESUS UKRAINIAN CATHOLIC CHURCH.

The following was received:

City of Boston,

Office of the Mayor, February 19, 1962.

To the Honorable City Council.

Gentlemen:

Under the provisions of chapter 343 of the Acts of 1958, the City of Boston is authorized to sell the Ross estate on Forest Hills street, West Roxbury district of the City of Boston, to Sacred Heart of Jesus Ukrainian Catholic Church, Inc. The Sacred Heart of Jesus Ukrainian Catholic Church, Inc., presently owns a parcel of land on Forest Hills street adjacent to the Ross estate on which is located a church building. The church desires to acquire the Ross estate for its parish house, rectory, and accessory uses. The land has never been used or developed by the City of Boston for park purposes since its acquisition in 1943. The Parks and Recreation Commission has recommended the sale of this parcel to the church.

There is a possibility that the Public Works Department will wish to construct a public highway from Forest Hills street to Glen road through this land at some remote time in the future. For this reason, the conveyance of this land should protect the City of Boston from damages in the event that this proposed street is laid out and constructed.

I submit herewith an order permitting the sale of this property to the Sacred Heart of Jesus Ukrainian Catholic Church, Inc., reserving to the City of Boston easements for highway purposes through the land and recommend the adoption of this order by your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

At a meeting of the Board of Parks and Recreation Commission held at the commission's office, 33 Beacon street, Boston, Mass., on January 17, 1962, it was unanimously:

"Voted, To recommend to the City Council and the Mayor that the property conveyed to the City of Boston by two deeds, one recorded with Suffolk Deeds, Book 6071, page 534, and a second deed, recorded with Suffolk Registry District of the Land Court as Document No. 168167, and held by the City of Boston for public parks purposes, be sold and conveyed to Sacred Heart of Jesus Ukrainian Catholic Church, Inc., in accordance with the provisions of chapter 343 of the Acts of 1958, for the sum of not less than fifteen thousand dollars (\$15,000)."

## ACTS, 1958, CHAPTER 343.

An Act Authorizing the City of Boston to Sell Certain Park Lands on Forest Hills Street in the West Roxbury District of Said City.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of general or special law, the city of Boston, acting by its mayor, may sell and convey to Sacred Heart of Jesus Ukrainian Catholic Church, Inc., any part or parts or the whole of the land conveyed to said city by Henry F. Ross by deed recorded with Suffolk Deeds, book 6071, page 534, on December tenth, nineteen hundred and forty-three, and held by said city for public park purposes, and also any part or parts of the whole of the land conveyed to said city by said Henry F. Ross by deed registered with the Suffolk registry district of the land court on May twenty-fourth, nineteen hundred and forty-five, as document numbered 168167, and held by said city for public park purposes; provided, that such sale is authorized, after two separate readings, by two separate votes of two thirds of all the members of the city council of said city, the first of said readings and votes to be had only after such sale is recommended by the parks and recreation



commission of said city, and the second of said readings and votes to be had not less than fourteen days after the first.

SECTION 2. This act shall take effect upon its passage.

Approved, May 26, 1958.

Whereas, The City of Boston is the owner in fee of two (2) parcels of land situated on the easterly side of Forest Hills street, West Roxbury district of the City of Boston, known as the Ross estate and held by said city for public park purposes; and

Whereas, Statute 1958, chapter 343, provides that said estate may be sold by the Mayor of Boston to Sacred Heart of Jesus Ukrainian Catholic Church, Inc., a corporation duly organized and existing under the laws of the Commonwealth of Massachusetts, upon authorization by the City Council of the City of Boston, and upon recommendation by the Parks and Recreation Commission, and

Whereas, At a meeting of the Parks and Recreation Commission held January 17, 1962, it was voted to recommend to the City Council that the property be sold to Sacred Heart of Jesus Ukrainian Catholic Church, Inc., for the sum of not less than fifteen thousand (15,000) dollars; now therefore it is hereby

Ordered, That in accordance with the provisions of Statute 1958, chapter 343, the Mayor of the City of Boston be, and he hereby is, authorized to sell and convey to Sacred Heart of Jesus Ukrainian Catholic Church, Inc., for the sum of fifteen thousand (15,000) dollars, a parcel of land situated on the easterly side of Forest Hills street, West Roxbury district of the City of Boston, being land conveyed to the City of Boston by deed recorded with Suffolk Deeds, Book 6071, page 534, and another parcel of registered land also situated on the easterly side of Forest Hills street, being Registered Title Certificate No. 45517, recorded with Suffolk Registry of Deeds, Registered Land Division, Book 223, page 117.

Any instrument conveying said lands shall contain a provision that the City of Boston reserves unto itself an easement for highway purposes, together with the right to slope, in said land in the area shown as "Proposed Street" on a plan marked, "City of Boston, Forest Hills Street, Glen Road, West Roxbury, September 18, 1958, James W. Haley, Division Engineer, Survey Division, Public Works Department," and further that the grantee shall simultaneously deliver to the City of Boston an instrument granting to the City of Boston an easement for highway purposes, together with the right to slope, in the area shown as Parcel 6 and Parcel 8 on said plan, and also releasing the City of Boston from all damages which may result to the grantee's estate for the laying out and construction of said "Proposed Street."

Referred to the Committee on Public Lands.

#### SURVEY AND PLANNING APPLICATION FOR WASHINGTON PARK URBAN RE- NEWAL PROJECT.

The following was received:  
City of Boston,

Office of the Mayor, February 26, 1962.  
To the City Council.  
Gentlemen:

Washington park is Boston's first urban renewal area in which rehabilitation will predominate. The project's present boundaries are Washington street, Dudley street, Warren street, and Townsend street, encompassing 186 acres. These boundaries were established in response to the Federal Capital Grant rationing formula in effect at the time. Since then, the Authority and staff have, therefore, been carrying out the survey and planning work on the project area. An illustrative site plan has been completed, but the detailed work required to complete the plan needs formal action to authorize the expansion of

the boundaries, increase the survey and planning budget, and increase the Capital Grant Reservation.

The new boundaries of the project would be Washington street, Dudley street, Warren street, Blue Hill avenue, Seaver street, and Columbus avenue. The area includes 472 acres. The survey and planning budget increase would be from \$143,461 to \$796,781. The Federal Reservation Grant requirement would be increased from \$2,640,000 to \$15,418,000. The Authority would undertake the detailed plans for the project just as soon as the increased funds become available.

The Authority has before it for consideration, the use of the Early Land Acquisition process for the project area. This must be subject of a public hearing before it comes to the Council for consideration.

It is my understanding that the Council, through its Committee on Urban Renewal, has been presented with the draft of the illustrative site plan and has been made familiar with the progress to date for the area.

At present, plans for the Washington Park area provide for the retention of 76 per cent of the occupied dwellings in the project area. For the 24 per cent who have to move, relocation will be staged over a four-year period. It is the Authority's intention to stage relocation so that to the maximum extent possible, there will be new or rehabilitated housing available.

In order that the project may go forward, I urge that you approve the attached resolution in the form prescribed and approved by the Federal Housing and Home Finance Agency. I am assured that the Authority will be very happy to make available to you any supporting materials, maps, or other information that you may require.

Your favorable consideration of this matter and the approval of the attached resolution is requested.

Respectfully,  
JOHN F. COLLINS, Mayor.

BINDER NO.  
APPLICATION FOR SURVEY AND PLANNING  
REVISED  
PROJECT NO. MASS. R-24  
SUBMISSION DATE:  
Washington Park Urban Renewal Area  
Boston Redevelopment Authority  
Boston, Mass.

#### RESOLUTION OF GOVERNING BODY OF LOCALITY — CODE NO. 145

Whereas, Under Title I of the Housing Act of 1949, as amended, and the Housing Act of 1954, the Housing and Home Finance Administrator is authorized to extend financial assistance to localities in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and

Whereas, The Boston Redevelopment Authority has prepared surveys and plans for a proposed urban renewal project; and

Whereas, It is desirable and in the public interest that the Boston Redevelopment Authority prepare additional surveys and plans presently estimated to cost approximately seven hundred ninety-six thousand seven hundred eighty-one dollars (\$796,781), and to extend the area of the proposed urban renewal project, in order to undertake and carry out an urban renewal project of the character contemplated by section 110(c) of said Title I, in that certain area proposed as an urban renewal area situated in the City of Boston, County of Suffolk, and Commonwealth of Massachusetts and described as follows:

In the Roxbury district of Boston, beginning at the intersection of Seaver street and Blue Hill avenue; northwesterly on Seaver street to Columbus avenue; northwesterly on Columbus avenue to Washington street; northeasterly on Washington street to Dudley street; easterly on Dudley street to Warren street; southerly on Warren street to Blue Hill avenue; southerly on Blue Hill avenue to the point of beginning; now therefore be it

Resolved, By the Boston City Council:



1. That the proposed urban renewal area described above is a slum, blighted, deteriorated, or deteriorating area appropriate for an urban renewal project and that the undertaking by the Boston Redevelopment Authority of surveys and plans for an urban renewal project of the character contemplated by section 110(c) of Title I in the proposed urban renewal area is hereby approved.

2. That the financial assistance available under Title I is needed to enable the Boston Redevelopment Authority to finance the planning and undertaking of the proposed project.

3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with federal financial assistance under Title I, including those relating to the relocation of site occupants, to the provision of local grants-in-aid, and to the requirement that as a condition to the execution of a contract for a loan or capital grant for an urban renewal project the locality present to the Housing and Home Finance Administrator a workable program, as set forth in section 101(c) of Title I, for utilizing appropriate public and private resources to eliminate and prevent the development or spread of slums and urban blight; and that it is the sense of this body (a) that a feasible method for the relocation of families displaced from the urban renewal area, in conformity with Title I, can be prepared, and (b) that the local grants-in-aid can and will be provided in an amount which will be not less than one third of the net project cost of the project and which, together with the federal capital grant, will be generally equal to the difference between gross project cost and the proceeds or value of project land sold, leased, or retained for use in accordance with the urban renewal plan.

4. That the filing of an application by the Boston Redevelopment Authority for an advance of funds from the United States of America to enable it to defray the cost of the surveys and plans for an urban renewal project in the proposed urban renewal area described above is hereby approved.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

(The plans and maps referred to in the foregoing message are annexed hereto.)

PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

Claims.

David G. Bradbury, for compensation for damage to car by car of Licensing Division.

E. D. Burns, for compensation for damage to car by plow.

Commercial Insurance Company, for compensation for damage to car of Gertrude Laurie, caused by Fire Department.

Louis V. Cook, for compensation for damage to car by sand truck.

Mike Felekos (Brother's Cafe), refund on liquor license, entertainment license, and music box license.

Albert Gilbert, to be reimbursed for parking facility fee.

Thomas P. Kelley, to be reimbursed as result of accident which occurred while in performance of duty as employee of Hospital Department.

Charles J. O'Connor, for compensation for personal injuries caused by city vehicle.

William H. O'Neil, for compensation for damage to car by police car.

Louis Spinazzola, for compensation for damage to car caused by city car.

Alfred F. Vignolo, for compensation for property damage caused by police car.

APPOINTMENT OF WALTER L. HOLDER.

Notice was received from the Health Department of the appointment of Walter L. Holder as environmental sanitation inspector.

On motion of Councillor Piemonte, the notice was referred to the Executive Committee.

REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

1. Report on appointment by the Mayor (referred February 19) of Frank Frederick Cincotta, Jr., as constable with authority to serve civil process upon filing of bond for the term ending April 30, 1962—recommending the appointment be confirmed.

2. Report on appointment by the Mayor (referred February 19) of Benjamin Shear as weigher of goods for the term ending April 30, 1962—recommending the appointment be confirmed.

The reports were accepted, and the appointments were severally confirmed.

NAMING OF SQUARE IN HONOR OF NATALE JOSEPH SCIABA.

Coun. McDONOUGH and TIERNEY offered the following:

Ordered, That the Committee to Memorialize Veterans be requested, through his Honor the Mayor, to name the intersection of Mt. Ida road and Bowdoin street, Dorchester, in honor of Pharmacist Mate 3rd Class Natale Joseph Sciaba, who was killed in action on February 12, 1944, while serving with the United States Marine Corps in World War II.

Passed under suspension of the rules.

RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 2.25 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by Councillor HINES at 2.49 P.M.

EXECUTIVE COMMITTEE REPORT.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

Report on message of the Mayor and order (referred December 27, 1961) amending County Classification and Compensation Plans by increasing the compensation grade in various classifications—recommending that the order ought to pass.

The report was accepted, and the order was passed.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Paul M. Kilduff (referred February 12), retired member of the Fire Department, for indemnification for hospital, surgical and medical expenses incurred by him as a result of an injury sustained while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100B of chapter 41 of the General Laws, upon petition of Paul M. Kilduff, a former member of the Fire Department, retired for accidental disability, for indemnification for hospital, surgical and medical expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty, there be allowed and paid, as certified by the panel appointed under the provisions of said section, to the following the amounts stated:

Dr. Harold G. Lee, 1101 Beacon street,  
Brookline .....\$20  
Dr. Robert E. Grandfield, 1101 Beacon  
street, Brookline..... 15

Total .....\$35  
said sum to be paid from any appropriation suitable for the purpose of this section.

The report was accepted, and the order was passed.

VISIT TO BOSTON BY LIEUT. COL. JOHN  
B. GLENN, JR., ON MARCH 17, 1962.

Coun. PIEMONTE, for all the Councillors, offered the following:

Whereas, All residents of Boston and the Commonwealth of Massachusetts are intensely interested and justly proud of the accomplishments of our national hero, Lieut. Col. John H. Glenn, Jr., who is this day being extended a reception befitting the spirit and proud praise of the highest officials of our national government; and

Whereas, The President of our United States—John F. Kennedy—the holder of the highest honor within the gift of our people, is a native Bostonian; therefore be it

Resolved, That the citizens of Boston urge the President of the United States, John F. Kennedy, to grant permission to permit Lieutenant Colonel Glenn to visit Boston and par-

ticipate in the parade on March 17 in order that the people of Boston may have the opportunity to express the praise of this city of our founding fathers to our new hero and pioneer of space; and be it further

Resolved, That a copy of said resolution be forwarded to the National Aeronautic and Space Administration in Washington, D. C.

The resolution was adopted under suspension of the rules.

Adjourned at 2.53 P.M., on motion of Councillor Piemonte, to meet on Monday, March 5, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

**(Stenographic copy of such debate on file in office of City Clerk.)**

## CITY OF BOSTON.

## Proceedings of City Council.

Monday, March 5, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair, and all the members present.

Rabbi Sheldon Steinberg, of the Congregation B'Nai Jacob of Milton, was escorted to the rostrum.

## INVOCATION BY RABBI SHELDON STEINBERG.

Our Heavenly Father, give us the strength and the wisdom to look upon Thy ways that we may discern in goodness and in truth the way to govern this great city. Grant the men who are gathered here the strength to speak their minds and to say the truth as they see it, and the ability to pass laws in kindness and in truth following justice and tempering it with mercy.

May this be Thy will: That they perform that which is good in Thine eyes for the benefit of their constituents with full grace and full knowledge and full power Thou has granted each one.

The meeting was opened with the salute to the Flag.

## JURORS DRAWN.

Jurors were drawn in the manner prescribed by law, Councillor Foley presiding at the box, in the absence of the Mayor.

Sixty-two traverse jurors, Superior Criminal Court, to appear April 2, 1962:

Pasquale A. Leone, Ward 1; Thaddeus H. Dabrowski, Ward 2; Raymond J. Dugan, Ward 2; Francesco Imbimbo, Ward 3; Antonetta M. Visconti, Ward 3; Edward P. Naylor, Ward 4; Harold W. Sproules, Ward 4; Albert V. Holmes, Ward 5; Ernest Jacoby, Ward 5; James Conti, Ward 6; Ethel McEachern, Ward 6; John E. Butler, Ward 7; Helen Kirby, Ward 7; Edmond Stack, Ward 7; John T. Foley, Ward 8; Alexander Manganiello, Ward 8; Patricia C. Pilotte, Ward 8; Julian S. Himes, Ward 9; John F. Perry, Ward 9; Lindo Rose, Ward 9; Steve Tumblin, Ward 9; Eula Mary White, Ward 9; Walter E. Ford, Ward 10; John W. Gazda, Ward 10; George E. Winston, Ward 10; James A. Cady, Ward 11; Augustine Errante, Ward 11; Harold R. Hector, Ward 12; Angelyn D. Holt, Ward 12; Melvin S. Peters, Ward 12; Edward L. Burke, Ward 13; Carmen Carbone, Ward 13; Louis Cristadoro, Ward 13; Mary Douglas, Ward 13; John J. Gormley, Ward 13; John W. Strachan, Jr., Ward 13; Eli Zaval, Ward 14; George W. DeLisle, Ward 15; Joseph K. Wilkie, Ward 15; Richard J. Coner, Ward 16; Gerard E. Kellard, Ward 16; John J. Little, Ward 16; Alfred H. Holt, Jr., Ward 17; Muriel L. Lothrop, Ward 17; Nicholas Medwid, Ward 17; Thomas F. Watson, Jr., Ward 17; William R. Campiglia, Ward 18; Thomas G. Feenan, Ward 18; David S. Fraine, Ward 18; Walter N. Holmquist, Ward 18; James M. Shea, Ward 18; Arthur H. Ferguson, Ward 19; Gladycy H. Killarkey, Ward 19; Edward T. O'Dwyer, Ward 19; Joseph B. Keenan, Ward 20; Clare McDonald, Ward 20; Dorothy I. Ripley, Ward 20; Earle R. Barnard, Jr., Ward 21; John N. Dority, Ward 21; Estelle Gianatiempo, Ward 22; Robert Johnson, Ward 22; Owen Kilcommins, Ward 22.

One hundred eighty-four traverse jurors, Superior Civil Court, to appear April 2, 1962:

Philip Callari, Jr., Ward 1; Joseph Catanese, Ward 1; Alfonso Corrado, Ward 1; Edward DeBenedictis, Ward 1; Roy F. Delupé, Ward 1; Augustus A. Gatti, Ward 1; John Guarino, Jr., Ward 1; Lawrence A. Lemos, Ward 1; Simon Miller, Ward 1; Salvatore

Murano, Ward 1; Herbert J. O'Brien, Ward 1; Joan Porcelli, Ward 1; Herbert A. Rich, Ward 1; Mark T. Walker, Ward 1; Martin J. Barrett, Ward 2; Francis Ciccarelli, Ward 2; Joseph J. Hoey, Ward 2; Daniel J. Noonan, Ward 2; Edward J. Tucker, Ward 2; Royal H. Cloyd, Ward 3; Thomas Dagher, Ward 3; William A. DiGiorgio, Ward 3; George G. Ferullo, Ward 3; Robert F. Finnerty, Ward 3; Richard A. Koury, Ward 3; Angelo Pagliuca, Ward 3; John S. Petraglia, Ward 3; Doris A. Campbell, Ward 4; Walter L. Day, Ward 4; Frank R. Faust, Ward 4; James W. Freeman, Ward 4; Frank R. Jacobson, Ward 4; Reuben Lewis, Ward 4; Frederick MacKay, Ward 4; John J. Mooney, Ward 4; Alan T. Harrington, Ward 5; John S. Howe, Ward 5; Samuel C. Leland, Ward 5; John J. Lowry, Ward 5; Raymond M. Ring, Ward 5; Francis X. Sterritt, Ward 5; Henry Wade White, Ward 5; Michael Whitney, Ward 5; Richard Adams, Ward 6; Gloria A. Farina, Ward 6; John A. Ferrara, Ward 6; Francis E. Lonergan, Ward 6; William R. McCormick, Ward 6; Anthony P. Nunes, Ward 6; William J. Powers, Ward 6; George P. Valli, Ward 6; Albert Cosgrove, Ward 7; James J. Cowell, Ward 7; Richard A. Hansen, Ward 7; Ernest V. Lutz, Ward 7; George Marlborough, Ward 7; Chester S. Panus, Ward 7; John M. Pumphret, Ward 7; Ernest R. Santoro, Ward 7; Frank Stracuzzi, Ward 7.

William H. Dean, Ward 8; Arthur P. Fitzpatrick, Ward 8; Thomas E. McGinty, Ward 8; Leo A. O'Brien, Ward 8; Gerald Carroll, Ward 9; George Eliopoulos, Ward 9; William Kellett, Ward 9; Frank G. Kimball, Ward 9; Vincent J. Bary, Ward 10; Marguerite P. DeMont, Ward 10; Edward F. Dillon, Jr., Ward 10; C. Paul Forbes, Ward 10; Arthur T. Littlejohn, Ward 10; Helen G. Lockwood, Ward 10; Edgar A. Manton, Ward 10; Paul F. O'Brien, Ward 10; John P. Russo, Ward 10; Henry J. Ryan, Ward 10; John E. Dooley, Ward 11; John F. Dustin, Ward 11; Grace Guarino, Ward 11; Thomas P. Malone, Ward 11; Roderick J. O'Connor, Ward 11; Charles C. Randall, Jr., Ward 11; Ellery J. Thompson, Ward 11; Harry L. Wright, Ward 11; Leroy Berryman, Ward 12; Kate E. Butcher, Ward 12; Peter Cassell, Ward 12; Vivian F. Jackson, Ward 12; Virgil T. Jones, Ward 12; Everton F. King, Ward 12; Nathan Levy, Ward 12; John W. Roberts, Ward 12; Sidney O. Samuda, Ward 12; William H. Conley, Ward 13; James H. Curtis, Ward 13; Robert J. Geoffrion, Ward 13; Earle W. Greene, Ward 13; Mary Kehoe, Ward 13; Joseph A. LeMay, Ward 13; Michael J. Zoladkowski, Ward 13; Nathan Baker, Ward 14; Sylvia Biekwid, Ward 14; Robert L. Murphy, Ward 14; Irving Sandman, Ward 14; Anna Sherman, Ward 14; Eddie Wasserman, Ward 14; Arthur C. Allen, Ward 15; Henry Samuel, Ward 15; Edward L. Burley, Ward 16; Arthur F. Correia, Ward 16; Paul F. Davis, Ward 16; Mary R. Fitzgerald, Ward 16; Leo W. Jamieson, Ward 16; Leo J. Looney, Ward 16; Joseph L. McKeen, Jr., Ward 16; Joseph V. L. McKenna, Ward 16; William F. Morrissey, Ward 16; James A. Murphy, Ward 16; John Albert Pasteris, Ward 16; Mary E. Riley, Ward 16.

Edward F. Burckhart, Ward 17; James F. Dillon, Ward 17; Agnes M. Gallagher, Ward 17; Patrick Kelly, Ward 17; John A. McCarthy, Jr., Ward 17; George W. Mahoney, Ward 17; William F. Martin, Ward 17; Hugh E. Mullen, Ward 17; Edward F. Murphy, Ward 17; Frederick Yaff, Ward 17; Dorothy F. Collins, Ward 18; Walter R. Crelen, Ward 18; John M. Dyke, Ward 18; John F. Gallagher, Ward 18; Anna M. Gately, Ward 18; John F. Griffin, Ward 18; Susan M. Guthrie, Ward 18; Thomas K. Hart, Ward 18; Robert V. Litchfield, Ward 18; Alfred E. Lyon, Ward 18; Anthony Mauro, Ward 18; Richard A. Picozzi, Ward 18; Molly Sacks, Ward 18; John E. Smalcomb, Ward 18; Thomas L. Smolinsky, Ward 18; Alfred P. Trochio, Ward 18; Fred Ward, Ward 18; Daniel W. Burgess, Ward 19; John F. Corkery, Ward 19; John F. Dold, Ward 19; James A. Kelly, Ward 19; Gordon E. Legge, Ward 19; Edward Marks, Ward 19; Mary M. Mooney, Ward 19; Patrick Pengeroth, Ward 19; Peter M. Shea, Ward 19; Louise K. Ferris, Ward 20; Carl V. Fisher, Ward 20; Thomas R. Hen-



nessy, Ward 20; George H. Hogarty, Jr., Ward 20; George T. Lemire, Ward 20; Thomas Alfred Moloney, Ward 20; Daggett Morse, Ward 20; John H. O'Neil, Ward 20; Joseph M. Paraboschi, Ward 20; Frederick A. Sandberg, Ward 20; Henry Sheehan, Ward 20; Annie Vater, Ward 20; Eugene L. Barry, Ward 21; Carl J. Boloski, Ward 21; Lillian F. Clow, Ward 21; Sophia M. Frost, Ward 21; Julius H. Kaplan, Ward 21; Arthur J. Kevorkian, Ward 21; Anne Kushner, Ward 21; Charles E. Mahoney, Ward 21; Florence C. Metz, Ward 21; Joseph Miller, Ward 21; Louis Singer, Ward 21; William G. Young, Ward 21; Lawrence J. Conroy, Ward 22; Joseph Sullivan, Ward 22.

#### APPOINTMENT BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following:

Constable with authority to serve civil process upon filing of bond for the term ending April 30, 1962; Joseph Weiner, 22 Deering road, Dorchester.

Referred to the Committee on Confirmations.

#### UNLICENSED DUMP AREA IN WEST ROXBURY.

The following was received:

City of Boston,

Office of the Mayor, February 26, 1962.

To the City Council.

Gentlemen:

I transmit herewith communication from the Health Commissioner concerning your order of January 29, 1962, relative to seeking an injunction against the owner of vacant lots on Weld street, Ward 20, between Centre and Walter streets, to the end that the maintenance of a de facto, unlicensed dump giving rise to a public and private nuisance in the nature of rodents, offensive odor and littering in a residential neighborhood be forthwith prohibited.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Health Department, February 14, 1962.

Albert Kramer,

Administrative Assistant, Mayor's Office.

Dear Sir:

The Council order of January 29, 1962:

"Ordered, That the Corporation Counsel and Health Commissioner seek an injunction (and take other appropriate action) against the owner of vacant lots on Weld street, Ward 20, between Centre and Walter streets, to the end that the maintenance of a de facto, unlicensed dump giving rise to a public and private nuisance in the nature of rodents, offensive odor and littering in a residential neighborhood be forthwith prohibited.

In City Council January 29, 1962. Passed.

Attest:

W. J. MALLOY,  
City Clerk."

which you transmitted to this department with your memorandum of February 6, 1962, has received the attention of our Section of Environmental Sanitation.

Prior to the receipt of this order a Notice to Abate a Nuisance had been served on the owner of this land and as soon as weather conditions are favorable a Final Notice will be served on the owner by constable with court action to follow if conditions are not corrected within a reasonable time after the service of the Final Notice by constable.

You may be assured that this matter will receive our attention until conditions are satisfactory to this department, and our district inspector has been instructed to keep this area under constant observation.

Respectfully yours,

F. ROBERT FRECKLETON, M.D.,  
Health Commissioner,

Placed on file.

#### ACCEPTANCE OF GIFT FROM BOSTON OPERA ASSOCIATION, INC.

The following was received:

City of Boston,

Office of the Mayor, March 5, 1962.

To the City Council.

Gentlemen:

In the late summer of 1960, representatives of the Boston Opera Association, Inc., suggested to the Auditorium Commission that provisions for operatic performances be included in the design of the proposed municipal auditorium. Thereupon, the Auditorium Commission engaged the architects who had prepared the plans and specifications for the auditorium, Hoyle, Doran and Berry, to make a feasibility report. When that report indicated the inclusion of such provisions to be practicable, the Boston Opera Association, Inc., engaged Hoyle, Doran and Berry to prepare the necessary plans and specifications for the operatic facilities. The Auditorium Commission included these plans and specifications, with an alternate designed to price the work thereunder, in inviting bids in January of this year for the construction of the auditorium. The low bidder set a figure of \$277,000 against that alternate. The portion of the architect's supervision fee referable to the operatic work will be 1½ per cent of \$277,000 or \$4,155 additional.

Today I received from the Boston Opera Association, Inc., a check for \$281,155 together with a letter, a copy of which I enclose.

I also transmit an order for your Honorable Body to adopt in order that the Collector-Treasurer may accept the gift and apply it in accordance with its terms.

I know that you join with me in expressing to all who have made this gift of the Boston Opera Association possible the city's profound gratitude for their public-spirited devotion to the arts as well as their great generosity.

Respectfully,

JOHN F. COLLINS, Mayor.

Boston Opera Association, Inc.

March 5, 1962.

To the City of Boston.

Attention: Hon. John F. Collins, Mayor.  
Gentlemen:

To assist the City of Boston in constructing, without the acceptance of alternate number 6, a municipal auditorium in substantial accord with the lowest responsible and eligible general bid opened by its Auditorium Commission on February 28, 1962, the undersigned hereby gives to the City of Boston the sum of two hundred eighty-one thousand one hundred and fifty-five dollars (\$281,155) upon the following trusts:

(1) That said sum shall be set up as a trust fund appropriated for the purpose of constructing a municipal auditorium and the aforesaid general bid without the acceptance of alternate number 6, and immediately available for encumbrance for such purpose; but not actually expendable therefor until the City of Boston has actually expended for such purpose from other sources at least eight million dollars; and

(2) That pending actual expenditure as aforesaid, said sum and any income therefrom shall be invested by the Collector-Treasurer of the City of Boston with the approval of the Mayor of said city in treasury bills or other obligations of the United States government maturing not later than August 1, 1964, with the net income therefrom (including any profit made on any sale thereof), after deducting any and all losses resulting from any sale thereof, appropriated to, and expended by the Auditorium Commission for, the purpose of equipping the auditorium constructed as aforesaid.

If the construction of the said municipal auditorium proceeds as contemplated, under the aforesaid general bid without the acceptance of alternate number 6, the undersigned expects to make not later than March 1, 1964, an additional gift to the City of Boston, to be appropriated for expenditure by the Audi-

torium Commission for the purpose of providing the municipal auditorium with tiered seats and other equipment suitable for grand opera performances, such additional gift to be in the amount by which \$78,845 exceeds the net income through February 15, 1964, from the investment of the aforesaid \$281,155 in accordance with paragraph (2) above. Including the said net income such additional gift will make a total contribution of the undersigned of three hundred sixty thousand dollars (\$360,000).

Very truly yours,  
Boston Opera Association, Inc.,  
By TALCOTT M. BANKS,  
President.

Ordered, That the Collector-Treasurer be, and he hereby is, authorized and empowered to accept in the name and behalf of the City of Boston from the Boston Opera Association, Inc., the sum of two hundred eighty-one thousand one hundred and fifty-five dollars (\$281,155) given to the City of Boston this day by Boston Opera Association, Inc.;

That in accordance with the terms of said gift said sum shall be set up as a trust fund hereby appropriated for the purpose of constructing a municipal auditorium in substantial accord with the lowest responsible and eligible general bid opened by the Auditorium Commission on February 28, 1962, without the acceptance of alternate number 6, and hereby made immediately available for encumbrance for such purpose, but not actually expendable therefor until the City of Boston has actually expended for such purpose from other sources at least eight million dollars (\$8,000,000); and

That pending actual expenditure as aforesaid, said sum and any income therefrom shall be invested by the Collector-Treasurer with the approval of the Mayor in treasury bills or other obligations of the United States Government maturing not later than August 1, 1964, with the net income therefrom (including any profit made on any sale thereof), after deducting any and all losses from any sale thereof, hereby appropriated for expenditure under the direction of the Auditorium Commission for the purpose of equipping the auditorium constructed as aforesaid.

Referred to the Executive Committee.

#### ACQUISITION OF LAND AT FORT DAWES ON DEER ISLAND.

Coun. PIEMONTE called up, under unfinished business, No. 1 on the Calendar, viz.:

1. Order for appropriation of \$29,601.01 for acquisition of land at former Fort Dawes Military Reservation, Deer Island.

On February 19, 1962, the foregoing order was read once and passed, yeas 7, nays 0.

The order was given its second reading and passage, yeas 9.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

##### Claims.

Edward J. Beckwith, to be reimbursed as result of accident which occurred while in performance of duty as employee of the Public Works Department.

Robert J. Browne, for compensation for damage to car by snowplow.

Casco Music Systems, Inc., for compensation for damage to truck by police car.

Francis Cavanaugh, for compensation for loss of clothing while patient at City Hospital.

Viola L. Charles, for compensation for damage to property at 28 Draper street, Dorchester, caused by blocking of sewer.

Joseph Ciampa, for compensation for damage to car by city truck.

Ann Conroy, for compensation for damages and injuries caused by an alleged defect at 19 Vista road, Roslindale.

Margaret M. Craven, for compensation for damage to car caused by truck of Public Works Department.

Albert J. DeGutis, Jr., for compensation for damage to car which was towed by Public Works Department.

Luke B. Donelan, for compensation for damage to car by snowplow.

John E. Fagan, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

Elsie Falzone, for compensation for damage to truck caused by an alleged defect at C and Fargo streets, South Boston.

Gulf Oil Corporation, for compensation for damage to truck caused by city truck.

Hardware Mutual Casualty Company, for compensation for damage to car of Joseph Gorman by collision.

Frank Harrington, to be reimbursed for expenses incurred in digging for leak in water pipe.

Carole Haskins and Donald Hunt, for compensation for personal injuries caused by city motor vehicle.

Houghton & Richards, Inc., for compensation for damage to car caused by city truck.

Charles E. and Molly E. Irwin, for compensation for personal injuries and damage to car caused by city vehicle.

Coleman King, for compensation for damage to car caused by snowplow.

George F. McGowan, for compensation for damage to car caused by snowplow.

Sumner W. Meredith, for compensation for damage to car caused by truck of Fire Department.

James H. Noiles, for compensation for damage to car by car of Fire Department.

James V. O'Halloran, for compensation for personal injuries and damage to property caused by city motor vehicle.

James J. Ross, for compensation for damage to car caused by an alleged defect at 121 Florida street.

Scollay Liquor Mart, Inc., for rebate on package store liquor license.

Warren F. Tately, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Marjorie E. Tibbo, for compensation for personal injuries caused by city vehicle.

Joseph Tourigny, for compensation for collapse of water boiler when water was shut off without notice.

The Travelers, for compensation for damage to car of Eileen C. Roncary, caused by jail van.

William L. Young, Jr., to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

#### Licenses.

Petition of Boston Garden-Arena for license for indoor basketball games in the Boston Garden, North Station, on March 25, April 1, 8, 15, 1962.

#### NOTICE OF HEARING BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held March 22, 1962, at 10 A.M., on rates and charges of Boston-Worcester and New York Street Railway Company.

Placed on file.

#### NOTICE OF HEARINGS BEFORE STATE DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of hearing to be held March 7, 1962, at 2 P.M., on proposed laying out as state highway for construction purposes only, a section of Alford street from the northerly end of Sullivan Square underpass northerly, including a new bridge over the Mystic River.

Notice was received from the State Department of Public Works of hearing to be held



March 12, 1962, at 2.30 P.M., on application of White Fuel Corporation for license to dredge and construct sheet steel pile bulkhead and breasting dolphin in and over the tidewaters of Reserved Channel in the City of Boston.

Severally placed on file.

#### APPROVAL OF CONSTABLE'S BOND.

The constable's bond of Sammel L. Pearl, having been duly approved by the Collector-Treasurer, was received and approved.

#### REPORT OF COMMITTEE ON LICENSES.

Coun. COFFEY, for the Committee on Licenses, submitted the following:

1. Report on application (referred February 12) for commercial use shellfish permit for Edward W. Elms—recommending that permit be granted.

The report was accepted and the permit was granted under the usual conditions.

#### REPORT OF COMMITTEE ON PUBLIC SERVICES AND RECREATION.

Coun. TIERNEY, for the Committee on Public Services and Recreation, submitted the following:

Report on message of the Mayor and order (referred December 27, 1961) on reconstruction of Cambridge Street Bridge, Charlestown—recommending the order ought to pass.

The report was accepted, and the order was passed.

#### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of D. & L. Ciampa, Inc. (referred January 8), for a partial refund for a license to sell during 1961, all alcoholic beverages—recommending passage of the accompanying order:

Ordered, That there be allowed and paid to D. & L. Ciampa, Inc., the sum of eight hundred fifty-five dollars and thirty-four cents (\$855.34), in accordance with General Laws, chapter 138, section 23B, in partial refund of fee paid for 1961 license for seven-day all alcoholic restaurant at 62 Cambridge street doing business at 43 Howard street, Boston.

2. Report on petition of John J. Devine (referred February 19) retired member of the Fire Department, for indemnification for hospital, surgical and medical expenses incurred by him as a result of an injury sustained while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100B of chapter 41 of the General Laws, upon petition of John J. Devine, 4 Bucknam street, Roxbury, a former member of the Fire Department retired for accidental disability, for indemnification for hospital, surgical and medical expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty, there be allowed and paid, as certified by the panel appointed under the provisions of said section, to the following the amount stated:

Dr. Joseph A. Dorgan, 1101 Beacon street, Brookline .....\$5  
said sum to be paid from any appropriation suitable for the purpose of this section.

The reports were accepted, and the orders were severally passed.

#### SURVEY OF TRAFFIC ON CITY STREETS.

Coun. PIEMONTE offered the following:  
Ordered, That his Honor the Mayor request the Traffic Department to make a survey of

the traffic on city streets for the purpose of ascertaining the advisability of adding or deleting to the number of one-way streets in order to alleviate the flow of traffic and the maintaining and repairing of streets, including snow removal from the same and the cleaning of the same.

Passed under suspension of the rules.

#### COOPERATION WITH PUBLIC WORKS COMMISSIONER ON REMOVAL OF SNOW AND ICE AND REPAIR OF POTHOLES.

Coun. PIEMONTE offered the following:

Resolved, That this Honorable Body, in meeting assembled, on this 5th day of March, 1962, in a desire to aid in the speedy removal of snow and ice from Boston streets and the repairing of potholes do hereby assure the Public Works Commissioner of our cooperation in any action pertaining thereto that may be necessary to be passed upon by the Council.

The resolution was adopted under suspension of the rules.

#### PROPERTY OWNERS TO CLEAR SIDEWALKS OF ICE AND SNOW.

Coun. PIEMONTE offered the following:

Ordered, That his Honor the Mayor take appropriate action to request the departments involved to take whatever steps are necessary to have property owners clear sidewalks of snow and ice and to keep the sidewalks clear of ice and debris.

Passed under suspension of the rules.

#### COPY OF CITY COUNCIL PROCEEDINGS FURNISHED LIBRARIAN-ARCHIVIST.

Coun. PIEMONTE offered the following:

Ordered, That effective upon the adoption of this order one of the two copies of the transcript of the City Council Proceedings now furnished the City Clerk be forwarded to the Librarian-Archivist of the City Council, as soon after transcribed as possible, and kept under his custody for public inspection and perusal.

Passed under suspension of the rules.

#### INFORMATION ON STUDENT HARBOR DEVELOPMENT STUDY BY HARVARD UNIVERSITY.

Coun. FOLEY offered the following:

Whereas, In 1960, in connection with the sale of discontinued portions of Wigglesworth and Worthington streets to the President and Fellows of Harvard College, Harvard University agreed to do a student harbor development study (confer proceedings of the City Council, April 11, 1960, page 77, first column, 2d and 3d paragraphs);

Whereas, Such a report although scheduled for completion long since has not been prepared; be it

Resolved, That the attention of the Assistant to the President for Municipal Affairs of Harvard University be respectfully requested to this matter; be it further

Resolved, That such a study be made as soon as possible; be it further

Resolved, That a communication concerning this matter to the City Council is hereby requested.

The resolution was adopted under suspension of the rules.



REPORT ON EXPANSION OF NEW ENGLAND MEDICAL CENTER AND NORTHEASTERN UNIVERSITY IN BLIGHTED AREAS.

Coun. FOLEY offered the following:

Be it Resolved, That a report from the Board of the Boston Redevelopment Authority as it is the Planning Board of the City of Boston be respectfully requested as to the planning considerations involved in the expansion of the New England Medical Center to and including the Metropolitan Theatre, the Wilbur Theatre, and the Metropolitan Office Building and the expansion of Northeastern University across Huntington Avenue toward the Fenway, such report to be specific as to the desirability from the point of view of the City of Boston; such report further to be specific as to why these institutions are unable to expand toward blighted property in their area; such report further to be specific as to the level of cooperation with the renewal program now being evidenced by various private nontaxable institutions in the city.

Coun. TIERNEY in the chair.

Pres. IANNELLA in the chair.

The foregoing resolution was adopted under suspension of the rules.

RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 4.06 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 4.20 P.M.

LEGALITY OF ACCEPTING FUNDS IN LIEU OF TAXES.

Coun. TIERNEY offered the following:

Resolved, That the City of Boston Law Department furnish to the Boston City Council

an opinion as to the legality of the City of Boston accepting funds in lieu of taxes from nonprofit, charitable, and educational institutions.

The resolution was adopted under suspension of the rules.

EXECUTIVE COMMITTEE REPORT.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. Report on notice from the Health Department (referred February 26) of appointment of Walter L. Holder as Environmental Sanitation Inspector—recommending that the notice be placed on file.

2. Report on petition (referred December 27, 1961) of Airways Transportation Company for license to operate motor vehicles over Huntington Avenue, between Copley Square and Massachusetts Avenue—recommending that the license be granted.

The report was accepted, and the license was granted, yeas 6, nays 2:

Yeas—Councillors Foley, Hines, Iannella, McDonough, Piemonte, Sullivan—6.

Nays—Councillors Kerrigan, Tierney—2.

3. Report on message of the Mayor and order (referred today) for acceptance of gift from Boston Opera Association, Inc.—recommending that the order ought to pass.

The report was accepted, and the order was passed.

Adjourned at 4.28 P.M., on motion of Councillor Piemonte, to meet on Monday, March 12, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON

## Proceedings of City Council

Monday, March 12, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair. Absent, Councillor Sullivan.

Mr. Thomas Erickson, assistant pastor of the Park Street Church, Boston, was escorted to the rostrum.

## INVOCATION BY MR. THOMAS ERICKSON.

Let us pray. Most gracious God, we humbly beseech Thee, as for the people of this city in general, so especially for the members of this Council assembled that Thou wouldst be pleased to direct and prosper all their consultations, that all things may be so ordered and settled by their endeavors that peace, happiness, truth and justice, virtue and piety may be established among us. Amen.

The meeting was opened with the salute to the Flag.

## DOCTOR ANSELMO CRISAFULLI OF ROME VISITOR TO CITY COUNCIL.

President IANNELLA welcomed to the City Council a visit by Doctor Anselmo Crisafulli of Rome. Mr. Crisafulli addressed the Council in Italian which President IANNELLA later translated, in substance, that he appreciated the courtesy, and privilege of addressing the Council, and that he hoped that the peoples of Rome and of Boston would get to know each other better.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments:

Constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963:

William G. Fitzgerald, 40 Newfield street, West Roxbury; Orrie Tucker, 2 Otisfield street, Roxbury.

Severally referred to the Committee on Confirmations.

## INSTALL WAITING ROOM FACILITIES AT ARBORWAY STATION.

The following was received:

City of Boston,

Office of the Mayor, March 6, 1962.

To the City Council.

Gentlemen:

I am forwarding herewith communication from the General Manager of the Metropolitan Transit Authority relative to your resolution of February 19, 1962.

Respectfully,

JOHN F. COLLINS, Mayor.

Metropolitan Transit Authority,  
March 1, 1962.

Mr. Albert Kramer,  
Administrative Assistant, Mayor's Office.  
Dear Mr. Kramer:

In response to the resolution adopted by the City Council of Boston on February 19, 1962, relating to the installation of waiting room facilities with heat at Arborway Station, please be advised that the changes made in the facility at Arborway have eliminated most of the waiting on the part of the passengers.

Vehicles both inbound and outbound are available almost constantly for a great majority of the passengers. The substituted facility appears to be adequate.

We have canvassed the people involved, and have had no serious complaints.

Very sincerely yours,

THOMAS J. McLERNON,  
General Manager.

Placed on file.

## CONSTABLES AUTHORIZED TO SERVE CIVIL PROCESS.

The following was received:

City of Boston,

Office of the Mayor, March 5, 1962.

To the City Council.

Gentlemen:

Subject to confirmation by your Honorable Body, I hereby appoint the following-named persons as constables of the City of Boston for the term of one year beginning with the first day of May, 1962, authorized to serve civil process on filing of bond.

The commissions of all constables authorized to serve civil process not named herein expire on April 30, 1962, and such constables are hereby removed from office from and after May 1, 1962, for the good of the service.

Respectfully,

JOHN F. COLLINS, Mayor.

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## CONSTABLES AUTHORIZED TO SERVE CIVIL PROCESS UPON FILING BONDS.

George Arbeeley, 59A Strathmore road, Ward 21; Henry Atwood, 1470 Commonwealth avenue, Ward 21; Alfred Berman, 41 Fabyan street, Ward 14; John Blaney, 901 East Broadway, Ward 6; John F. Blaney, 401 East Broadway, Ward 6; Alfred Blaustein, 594 Blue Hill avenue, Ward 14; Arthur Borofsky, 112 Tonawanda street, Ward 17; James A. Canton, 169 Glenway street, Ward 14; Joseph A. Cappadona, 864 Cummins Highway, Ward 18; Francis S. Carter, 134 Temple street, Ward 20; Norman A. Chaletzky, 52 Fenway, Ward 4; Frank Frederick Cincotta, Jr., 6 South Sydney street, Ward 13; Sidney Cohen, 1 Hackensack court, Ward 20; Bennett A. Cohen Cole, 99 Lorna road, Ward 18; John D. Cole, 14 West Cottage street, Ward 14; Francis J. Concannon, 10 Furnival road, Ward 19; James M. Concannon, 8 Furnival road, Ward 19; Anthony N. Cuzzi, 89 Lexington street, Ward 1; John A. D'Arcy, 63 Woodard road, Ward 20; Ralph J. DelSordo, 205 Princeton street, Ward 1; Edward A. DeSimone, 60 Bayswater street, Ward 1; David Dolinsky, 135 Columbia road, Ward 14; Albert E. Doody, 48 Myopia road, Ward 18; Samuel Joseph Farrell, 19 Fidelis Way, Ward 21; Joseph L. Francis, 438 Meridian street, Ward 1; Thomas J. Garrity, 228 Geneva avenue, Ward 14.

Roland W. Golden, 25 Aspinwall road, Ward 17; Abner Goldkrand, 24 Kingsland road, Ward 20; Melvin Goldstein, 60 Stratton street, Ward 14; Phillip Goldstein, 132 Russett road, Ward 20; Arthur N. Gordon, 120 Riverway, Ward 4; Saul Gorfinkle, 28 Wilder street, Ward 14; Salvatore Grassa, 11 Copeland street, Ward 12; Arthur A. Guarino, 26 Everton street, Ward 15; Edward C. Gurnon, 27 Iona street, Ward 20; Melvin Hentoff, 202 Columbia road, Ward 14; John W. Herbert, 45 Waldemar avenue, Ward 1; James A. Hickey, 59 Parsons street, Ward 22; Martin N. Impemda, 83 Princeton street, Ward 1; Edward A. Keefe, 20 Ely road, Ward 16; Kenneth W. Kempton, 64 Queensberry street, Ward 5; John Kilday, 253 Heath street, Ward 10; Samuel Kofman, 104 Lucerne street, Ward 14; Jacob P. Kohan, 132 Leighton road, Ward 18; Bronis Kontnim, 120 Marine road, Ward 7; Mark H. Krafsur, 447 Norfolk street, Ward 14; Frank A. Kravitsky, 306 Washington street, Ward 14; Nathan Kravitsky, 306 Washington street, Ward 14; Allan M. Kublin, 11 Royce road, Ward 21; George D. Lambrenos, 357 Columbia road, Ward 15; John J. Lannan, 185 Centre street, Ward 16; Charles I. Lesser, 35 Mt. Vernon street, Ward 5; Sydney Levine, 60 Stratton



street, Ward 14; Samuel Levinson, 1867 Commonwealth avenue, Ward 22; Charles Lewis, 1298 Commonwealth avenue, Ward 21; Vincent B. Licciardi, 39 St. John street, Ward 19; Carl I. Lipkind, 977 Morton street, Ward 18; Harvey Lipson, 50 Euston road, Ward 21; Alfonso Luciano, Jr., 11 Robin street, Ward 20; Richard F. MacDonald, 253 Heath street, Ward 10; Salvatore Maffei, 11 Orient avenue, Ward 1; Norman Marcus, 54 Faunce road, Ward 18.

Joseph Marenburg, 229 Columbia road, Ward 14; Joseph F. McArdle, Jr., 467 Tremont street, Ward 5; Walter J. McCann, 70 Minot street, Ward 16; William F. McCarthy, 746 Bennington street, Ward 1; Anthony J. McDonagh, 10 Melville avenue, Ward 17; John L. McLaughlin, 27 Wood street, Ward 2; Francis J. Melville, Jr., 90 Decatur street, Ward 2; Frank A. Mitchell, 7 Bruce street, Ward 16; Norman L. Munson, 780 Beacon street, Ward 21; John J. Nicholson, 23 Summer street, Ward 20; Robert E. Noyes, Jr., 45 Hemenway street, Ward 4; Louis H. Oppenheim, 16 Cummings road, Ward 21; John F. Panica, Jr., 67 Monastery road, Ward 21; Samuel L. Pearl, 136 Callender street, Ward 14; Nicholas A. Perrotti, 184 Salem street, Ward 3; William G. Peters, 26 Mt. Vernon street, Ward 7; George N. Pierce, 15 Atherton street, Ward 11; Edward J. Pinta, 31 Violet street, Ward 18; Raphael R. Rafferty, 140 West Canton street, Ward 4; Andrew A. Rafoni, 644 West Roxbury Parkway, Ward 20; Oscar G. Ridlon, 236 Lamartine street, Ward 19; Edward J. Rockett, 309 Emerson street, Ward 6; Whitney A. Rogovay, 115 West Newton street, Ward 4; Walter Anthony Roman, 85 Hamilton street, Ward 15; George M. Romanos, Jr., 59 Arborway, Ward 19; Martin J. Ryan, 14 Ticknor street, Ward 7; Joseph P. Schrank, 733 Veterans of Foreign Wars Parkway, Ward 20; Edward W. Sheehan, 26 Burgoyne street, Ward 16; Patrick Paul Sheehy, 30 William Jackson avenue, Ward 22.

Isaac Shulman, 96 Greaton road, Ward 20; Robert L. Shuman, 8 Ransom road, Ward 21; Philip Siganoff, 537 Norfolk street, Ward 18; Allen E. Silver, 42 Estrella street, Ward 14; Morton Silver, 1439 Blue Hill avenue, Ward 18; Joseph Simansky, 77 Nightingale street, Ward 14; Charles E. Simms, 16 Durham street, Ward 4; Clifford L. Smith, 11 Euclid street, Ward 17; Harry Smith, 526 Massachusetts avenue, Ward 9; Michael J. Smith, 197 Marlborough street, Ward 5; Robert T. Smith, 20 Bickford street, Ward 10; Harry H. Snieder, 85 Floyd street, Ward 14; Solomon Spack, 129 Callender street, Ward 14; Samuel L. Strikoff, 345 Norfolk street, Ward 14; Kenneth Edward Strong, 37 Paul Gore street, Ward 19; Jerome Suvalle, 355 Corey street, Ward 20; Robert O. Swan, 35 Creston street, Ward 14; Benjamin J. Tackeff, 114 Sherman road, Ward 20; William Tepper, 108 Colborne, Ward 21; Emma E. Thompson, 486 Blue Hill avenue, Ward 14; Frank D. Tuttavilla, 127 Webster street, Ward 1; Michael Waness, 15 Arcola street, Ward 10; Joseph Weiner, 22 Deering road, Ward 14; Laurance Wernick, 306 Washington street, Ward 14; Elijah A. Wigon, 115 Redlands road, Ward 20; Sidney Williams, 37 Winthrop street, Ward 12; Charles W. Wright, 283 Bowen street, Ward 7; Louis Yacker, 93 Undine road, Ward 22; Theodore J. Zabarski, 37 Addington road, Ward 20.

Referred to the Committee on Confirmations.

#### APPOINTMENTS OF MINOR OFFICERS PAID BY FEES.

The following was received:

City of Boston,  
Office of the Mayor, March 5, 1962.  
To the City Council.  
Gentlemen:

Subject to confirmation by your Honorable Body, I hereby make the following appointments of minor officers paid by fees for the term of one year beginning with the first day

of May, 1962. The appointments of all such officers not named herein are hereby revoked from and after April 30, 1962.

Respectfully,

JOHN F. COLLINS, Mayor.

(Annexed hereto is a list of the appointments as contained in City Document No. 29.)  
Referred to the Committee on Confirmations.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

Elaine H. Benstock, for compensation for damage to car caused by police wagon.

Richard G. Buswell, for compensation for damage to car caused by police truck.

Edward M. Caruso, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Joseph T. Connolly, for compensation for damage to car caused by city truck.

Elvira Deuterio, for compensation for personal injuries caused by an alleged defect at 12 Newcastle road, Brighton.

John Dolan, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Mrs. Edmund C. Durgin, to be reimbursed for payment of plumber's bill incurred by backing up of sewer water.

Abraham A. George, for compensation for damage to car caused by snowplow.

Arthur R. Grimm, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

William T. Herlihy, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

J. Hunter, for compensation for damage to car caused by city truck.

Mary Kelly, for compensation for injuries caused by city motor vehicle.

Marian H. Locke, for compensation for damage to car caused by police vehicle.

Samuel Marotta, for compensation for damage to automobile caused by an alleged defect at 1010 Massachusetts avenue.

William McSweeney, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Parks and Recreation Department.

William McSweeney, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Parks and Recreation Department.

Walter W. Moran, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

George J. Mullen, for compensation for damage to car caused by ladder truck of Fire Department.

Florence Perot, for compensation for injuries caused by an alleged defect at East Concord street.

Peter and Anna Politano, for compensation for injuries caused by a city truck.

Morris Resnick, for compensation for damage to property at 38A Browning avenue, Dorchester, caused by break in water main.

Benedetto Ritrovato, for compensation for damage to property at 9 Noyes place, Boston, caused by failure of city to shut off water.

William A. Rooney, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

William N. Rooney, for compensation for injuries caused by city motor vehicle.

Patrick F. Russell, for compensation for damage to car caused by snowplow.

Saumet Realty Trust, for reimbursement of \$100 paid as deposit for opening sidewalk.

Mazeline Sims, for refund on building permit which was already paid.

Mrs. Robert Sinclair, for compensation for damage to car caused by city sanding truck.

Walter W. Sprague, for compensation for damage to car caused by snowplow.

Leo J. Sullivan, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

PETITIONS FOR INDEMNIFICATION.

Petitions of Joseph Boylan, Robert W. Brundige, Paul Callaghan, John L. Campbell, Francis A. Costello, Thomas E. Curran, Arthur J. Downing, Camiee J. Fennelly, Jr., Leonard B. Johnson, Leonard B. Johnson, Richard W. Kennedy, Edward P. Kenney, Walter F. Kurpeski, Nicholas F. Lepore, John J. Long, Robert D. McGilveary, Joseph P. T. McNeil, John G. Monteiro, Leo F. Mooney, John T. O'Halloran, Edward T. Quintan, John J. Swan, and John S. Varner, Jr., members of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses.

Severally referred to the Committee on Claims.

NOTICE OF HEARINGS BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held March 27, 1962, at 10 A.M., on petition of Metropolitan Transit Authority that Park Street yard, Dorchester, be exempt from operation of zoning laws of City of Boston.

Notice was received from the Department of Public Utilities of hearing to be held April 2, 1962, at 11 A.M., on establishment of a maximum rate for towing of motor vehicles when ordered by the police or other public authority.

Notice was received from the Department of Public Utilities of hearing to be held April 10, 1962, at 10 A.M., on rates and charges of Peter Pan Bus Lines, Inc.

Notice was received from the Department of Public Utilities of hearing to be held March 13, 1962, at 10 A.M., on petition of Metropolitan Transit Authority for license to operate motor vehicles in Brighton, over Cambridge street, between Brighton avenue at Union square; and Washington street, between Cambridge street and Oak square; Winship street, between Washington street and Chestnut Hill avenue; in Jamaica Plain, over South street, between Arborway and McBride street; South Huntington avenue, between Centre street and Huntington avenue.

Severally placed on file.

NOTICE FROM DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of cancellation of hearing on petition of Metropolitan Transit Authority for license to operate motor vehicles over Cambridge street, between Brighton avenue at Union square, and Washington street; Faneuil street, between Brooks street and Oak square; Washington street, between Cambridge street and Oak square; Winship street, between Washington street and Chestnut Hill avenue, Brighton; South street, between Arborway and McBride street; South Huntington avenue, between Centre street and Huntington avenue, Jamaica Plain.

Placed on file.

APPOINTMENT OF JOHN T. LEONARD.

Notice was received from the Mayor of the appointment of John T. Leonard, 63 Whitten street, Dorchester, to be temporary City Auditor for a period of sixty days from March 9, 1962, due to the absence of the City Auditor, Joseph P. Lally.

Placed on file.

INTERIM REPORT OF COMMITTEE ON ORDINANCES.

Coun. HINES, Chairman of the Committee on Ordinances, submitted the following interim report:

Mr. President, you may have noticed an editorial in this morning's "Herald" which inquires about the reason for delay in the Council Committee on Ordinances in approval of the revised Building Code. As you know, there has been before us since late in December an ordinance further regulating excavations for foundations of buildings and structures in the City of Boston.

We voted a few weeks ago to reject this without prejudice at the expiration of the initial 60 days because we did not have time at that time and we had not even received the stenographic report of the hearing.

The "Herald" says, and I don't like their verbiage, the revision has been "bounced around in the Committee on Ordinances ever since."

Far from bouncing around, it has been undergoing a more severe study. It is a very long document, it is highly technical, and the whole editorial itself says it has been compiled by "some of the country's top technical experts."

As Councillor Coffey just pointed out to me, we have not even now had the stenographic report of the proponents for even four weeks, and I can assure you it likewise is a technical and lengthy document.

Nonetheless, the editorial does ask a fair question in what is going to happen. What is going to happen is simply this, and it is the gist of my remarks today, that objectors to a certain portion of the code have retained counsel, one Paul Counihan, who has notified this committee that he wishes to bring on here from Michigan one of the outstanding men in America, a Professor Housel, I believe, to sustain the stand of the objectors that at least in one aspect, this code ought to be amended or this particular section should be stricken altogether.

Certainly, this is not an unreasonable request. I understand, at the same time the proponents will bring here the famous Professor Casagrande of Harvard.

I will send you a telegraphic notice of the hearing for Friday morning at 10.30.

Certainly, the "Herald" cannot ask me or you or anyone of us to speedily act on the "revision that is going to affect an enormous amount of building that is going to go in this city in the next few months."

The interim report was accepted.

PROPOSED NORTHEAST DIVISION OF BUREAU OF YARDS AND DOCKS, DEPARTMENT OF THE NAVY, LOCATE IN BOSTON.

Coun. PLEMONTE offered the following:

Whereas, There is pending a request that the First, Third and Fourth Naval Districts Public Works Offices be consolidated into the Northeast Division of the Bureau of Yards and Docks, Department of the Navy, with the Divisional Headquarters being located in New York City; and

Whereas, The Public Works Office of the First Naval District is at present located in the Fargo Building which is owned by the U. S. Government; and

Whereas, There are available in the said building facilities that can efficiently accommodate the consolidation of the First, Third, and Fourth Naval District Public Works Offices into the Northeast Division of the Bureau of Yards and Docks, Department of the Navy; and

Whereas, The closing of the First Naval District Public Works in Boston and the establishment of the consolidated Northeast Division of the Bureau of Yards and Docks in New York City would create an additional hardship on the already overburdened American taxpayer in that it would be necessary

to rent or lease facilities in New York for the said proposed Northeast Division of Bureau of Yards and Docks for which the taxpayers would have to pay; and

Whereas, The First Naval District Public Works Division now employs close to 400 heads of families who have and are giving efficient and loyal service to the U. S. Government; whose family life would be disrupted by the closing of the First Naval District, Public Works Offices; now therefore be it

Resolved, That the Boston City Council, meeting assembled, at Boston, on Monday, March 12, 1962, be, and are hereby, recorded against the closing or moving of the Public Works Offices of the First Naval District and request the Chief of the Bureau of Yards and Docks to review his study regarding the proposed location of the consolidation of the Public Works Office; and further call upon the President of the United States, who as a native of Massachusetts, is acquainted with the advantages of having the Public Works Offices of the First Naval District and any proposed consolidation located in Boston; and further that a copy of this resolve be forwarded to the President and the Chief of the Bureau of Yards and Docks.

The resolution was adopted under suspension of the rules.

#### CLEARING SIDEWALKS OF SNOW AND ICE.

Coun. PIEMONTE offered the following:

Ordered, That his Honor the Mayor request the appropriate departments of the city to step up the enforcement of the ordinances requesting that the property owners or persons in control clear the sidewalks of snow and ice.

Passed under suspension of the rules.

#### REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

Report on appointment by the Mayor (referred March 5) of Joseph Weiner as constable with authority to serve civil process upon filing of bond for the term ending April 30, 1962—recommending the appointment be confirmed.

The report was accepted, and the appointment was confirmed.

#### LIST OF APPRAISERS AND NEGOTIATORS SUBMITTED TO CITY COUNCIL BY URBAN RENEWAL DIVISION.

Coun. PIEMONTE offered the following:

Moved, That under the rules and regulations of the City Council under the Charter, the Urban Renewal Division make up a list of all appraisers and negotiators and other employees maintained by them for the purpose of determining the value of property taken and payments made.

The motion was carried.

Adjourned at 3 P.M., on motion of Councillor Foley, to meet on Monday, March 19, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON.

## Proceedings of City Council.

Monday, March 19, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair, and all the members present.

Rabbi Samuel I. Korff, of Congregation Kehillath Jacob, Mattapan, was escorted to the rostrum.

INVOCATION BY RABBI SAMUEL I. KORFF.

Let us pray. We thank Thee for the opportunity of serving the City of Boston for the glory of Thy name, love of our people, and service of humanity. We beseech Thee to grant of Thy wisdom and Thy grace, and to every member of this Council give them the knowledge and the understanding of their responsibilities. Guide them in the path of righteousness so that they may serve our noble city with the unflinching courage of their forebears.

We pray, O Lord, to bless our beloved country, the United States of America. Endow our citizens with earnest devotion and a generous public spirit. Save us from violence, discord, and confusion. Lift us up above self-seeking and national selfishness, but help us to consecrate ourselves to the principle of eternal justice.

We pray Thee, O Lord, to have mercy with all Thy children. Inspire them with love for one another. Give us the light of peace to shine throughout the world, and may the time draw near when nation shall not live by the sword against nation; nor nation shall hurt nor destroy; when the whole human race shall work together for justice and righteousness, and for mercy.

Grant them, the members of this Council, the opportunity of service, happiness of heart, the graciousness and the kindness that shall ennoble their position so that they may serve for the glory of our wonderful community, the City of Boston. Amen.

The meeting was opened with the salute to the Flag.

SURVEY OF TRAFFIC ON CITY STREETS.

The following was received:

City of Boston,  
Office of the Mayor, March 16, 1962.

To the City Council.  
Gentlemen:

I transmit herewith communication from the Traffic Commissioner concerning your order of March 5, 1962, relative to making a survey of the traffic on city streets for the purpose of ascertaining the advisability of adding or deleting to the number of one-way streets in order to alleviate the flow of traffic and the maintaining and repairing of streets, including snow removal from the same and the cleaning of the same.

Respectfully,  
JOHN F. COLLINS, Mayor.

Boston Traffic Department,  
March 12, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

This is in reply to Council order, dated March 5, 1962, requesting this department to make a survey of traffic on city streets for the purpose of ascertaining the advisability of adding or deleting to the number of one-way streets in order to alleviate the flow of

traffic and the maintaining and repairing of streets, including snow removal from the same and the cleaning of the same.

This department is constantly surveying the streets for the purpose of making them one-way wherever possible.

However, we are accelerating this program this year and it is expected that many new one-way streets will be placed in effect.

Very truly yours,

THOMAS F. CARTY,  
Traffic Commissioner.

Placed on file.

REVIEW OF PROGRESS UNDER PROGRAM FOR COMMUNITY IMPROVEMENT.

The following was received:

City of Boston,  
Office of the Mayor, March 19, 1962.  
To the Honorable City Council.  
Gentlemen:

I transmit to you herewith a document titled A Review of Progress Under the Program for Community Improvement. It is submitted for your formal approval in order that it may be forwarded to the Housing and Home Finance Agency. The federal agency requires that the community adopt a "Workable Program" as evidence of the community's intention to institute a comprehensive plan of action for community improvement, and report periodically on progress in carrying it out.

I regard the preparation of this document as an opportunity to make an annual audit of our progress in carrying out the Development Program. The Development Program represents the cornerstone of our endeavor to bring about a revitalization of Boston that will build soundly both for today and for generations to come.

The task of renewing our city is formidable. When I presented the proposed Development Program in the fall of 1960, I noted that it "presents our city with its greatest challenge and at the same time its greatest opportunity." Our experiences during 1961 have ably demonstrated the validity of this prediction.

All of us have had to face together a range of problems that could not be deferred or ignored. An aggressive, all-out attack on them was demanded.

While we can not represent that all these problems have now been neatly solved, victories have been won and the satisfactions of success have generated an enthusiasm for redoubling our efforts. We know that, as faith and confidence in our city's future are restored, seemingly impossible hurdles can be overcome. As a community we have faced the challenge and been encouraged to proceed.

The opportunities provided also have been evident. Among the most reassuring experiences I have had is the demonstration of interest on the part of many individuals and groups to contribute to our city's future. This has been manifested by more than words; it has been backed up by tangible contributions of money, energy and time. New development has been launched on a grand scale, including enterprises that were not anticipated as real possibilities.

The federal government is a necessary partner in this effort. We have been served well by its representatives. The commitment of federal funds to help finance our program is an indication of the conviction that Boston genuinely and seriously intends not only to plan but to execute a comprehensive improvement program.

The federal interest in what happens in Boston, as the evidence of our own determination, is quite reasonable and proper. We are asked to report annually, through the official governing body of the city and its chief executive, on each of the major elements constituting A Workable Program for Community Improvement. These elements are Codes and Ordinances, Comprehensive Community Plan, Neighborhood Analysis, Administrative Organization, Financing, Housing for Displaced Families, and Citizen Participation.

Each of the above elements is reported on in summary manner in the document for the year 1961, together with a description of major goals for the year ahead. The representations made in it are modest, in keeping with our concern that a suitable perspective is maintained as to the magnitude of the job lying ahead. I do wish to call your

attention, nevertheless, to certain commitments that are made regarding our future ambitions. These points indicate where we must concentrate a fair share of our energy and devotion during the coming months.

The first point relates to code enforcement activities. A specific program on this front is incorporated in my current proposals for the creation of a new Office of Neighborhood Improvement following basic recommendations made as part of a report prepared by the Boston Municipal Research Bureau. This office will enable the city to give attention to all our neighborhoods so that good neighborhood values can be properly protected and signs of blight can be eliminated before their infection is well rooted.

A second major program objective during 1962 is the preparation of a comprehensive relocation program. We have already taken concrete steps to bring this about. Every effort must be made to insure that the displacement of people occurs with minimum hardship and that adequate rehousing opportunities exist. From this standpoint I regard relocation as being an opportunity rather than a problem. I am confident that relocation resources can be developed which will prove the reasonability of relocation being approached in this positive manner.

A third program emphasis involves our continuous concern to plan with and not for people. During 1962, further steps will be taken to establish committees and working relationships to respond to the increasing signs of interest on the part of citizens to become involved in the community improvement process.

During the past year all officials related to the government of the City of Boston have had valu-

able learning experience as the result of putting the Development Program show on the road. We have learned above all else that community improvement is a job for everyone and our individual efforts must be effectively coordinated to attain satisfactory results.

The Workable Program document suggests the range of municipal interests required for a concerted community improvement effort. During the coming year part of our task is that of applying the experience gained in coordinating our efforts so that each resource is best used.

My enthusiasm for getting on with the job reaches a higher tempo each day. My impatience with delays has often been revealed. I shall continue to be impatient because we can not afford to miss the opportunity provided to renew our city, especially when we have had some success in mastering the challenges presented.

You, the City Council, will be called on with more frequency to act with respect to specific Development Program activities. You have demonstrated your interest in this program and your willingness to spend time on helping to make it successful. Your cooperation in acting on the Workable Program document will be helpful as one of the steps required to fulfill our obligations to the federal government. I recommend that you approve the document. A suggested form of order to accomplish that approval is attached.

I pledge to you my own continued personal devotion to the task of improving our community and safeguarding its future.

Sincerely,

JOHN F. COLLINS, Mayor.

#### A REVIEW OF PROGRESS UNDER THE PROGRAM FOR COMMUNITY IMPROVEMENT (WORKABLE PROGRAM)

For the elimination and prevention of slums and blight in Boston, Massachusetts, submitted to the Housing and Home Finance Agency.

JOHN F. COLLINS, Mayor of Boston

This form is designed to cover the essential and pertinent information necessary for HHFA action and can be used as a guide in preparing the documentation of a complete program. If the form does not permit a full picture of the local situation, do not hesitate to include additional information.

CITY OR TOWN	COUNTY	STATE
Boston	Suffolk	Massachusetts
POPULATION, 1950 CENSUS	POPULATION, 1960 CENSUS	
801,444	697,197	

THIS REVIEW OF PROGRESS WAS APPROVED BY THE GOVERNING BODY OF THE COMMUNITY ON \_\_\_\_\_ DATE OF ACTION \_\_\_\_\_

NAME AND TITLE OF THE OFFICIAL RESPONSIBLE FOR COORDINATING THE PROGRAM FOR COMMUNITY IMPROVEMENT ACTIVITIES

EDWARD J. LOGUE, Development Administrator

#### DECLARATION OF POLICY

In reviewing progress under its Program for Community Improvement, a locality is taking stock — evaluating its accomplishments and deciding on new goals for the coming years. This is an important process — publicize it as a means of building community understanding and support for community improvement objectives. Prepare a Declaration of Policy statement to be made by the chief executive officer and governing body to the people of the community. The statement should identify and summarize (1) significant achievements during the past year; (2) changes or revisions in the community's over-all objectives, and (3) major goals which are set for attainment during the coming year.

Boston knows that refinements and improvements in the citizen participation process must take place as the Development Program moves substantially into execution stages. Although it is reasonable to add a Citizens' Advisory Committee (as defined by the HHFA) to the existing structure, it has not been advisable to do so during 1961. It would have involved considerable redefinition of the function of existing committees. It might well have substituted a façade of community representation for the knowledgeable counsel available from active organizations now in operation.

Discussions have been held with a variety of community groups and representative citizens during 1961, looking forward to the creation of an over-all Citizens' Advisory Committee during 1962.

A distinct Advisory Committee on minority housing problems will be created in 1962 to supplement the advisory resources now available on this subject.

Meanwhile, the objective of informing and involving the citizenry as a whole in program activities has been served responsibly by local officials and by the large number and variety of groups actively cooperating with the Boston Development Program.

**OBJECTIVE:** To assure adequate standards of health, sanitation, and safety through a comprehensive system of codes and ordinances which state the minimum conditions under which dwellings may lawfully be occupied.

A. Complete column 1 for codes already in effect at the time of the community's last submission; column 2 for codes put into effect since that time; column 3 for codes not now in effect. When model codes are or will be used, also complete column 4. In addition to the basic codes listed, show any other codes the community considers essential to meet its community improvement objectives.

KIND OF CODE	1	2	3	4	
	CODES PREVIOUSLY IN EFFECT	CODES MADE EFFECTIVE SINCE LAST SUBMISSION	CODES NOT NOW IN EFFECT	MODEL CODES THAT ARE OR WILL BE ADOPTED	
	DATE ADOPTED	DATE ADOPTED	PROPOSED DATE FOR ADOPTION	TITLE OF MODEL CODE	YEAR PUBLISHED
BUILDING	1938 Amend. 1943				
PLUMBING	1938				
ELECTRICAL	1953				
HOUSING	1956	1960*			
FIRE	1959				

\* State Sanitary Code, Article II, Minimum Standards of Fitness for Human Habitation, became mandatory throughout Commonwealth in 1950, except in cases where City Housing Code is more restrictive. (Article II attached as Exhibit B).

B. Has the community, as shown above, met the goals for the adoption of codes set forth in its last submission?  Yes  No. If "No" is checked, indicate fully what progress was made and why goals were not met.

C. Briefly describe the past year's work of the group or committee established for continuing codes study.

On August 23, 1961, the Mayor announced appointment of a new Boston Building Code Advisory Committee to review and update the City's entire Building Code. This action was taken in response to requests from various civic and professional organizations such as the Boston Real Estate Board, private developers and large-scale investors, mortgage and commercial bankers, the Boston Society of Civil Engineers and the Boston Chapter of the American Institute of Architects. A substantial amount of technical work pertinent to the interests of the new Advisory Committee is completed and available. These technical activities were reported in the 1960 Workable Program.

D. Schedule for the periodic review and updating of codes.

If "Yes" is checked, complete the following:

KIND OF CODE	CODE REVIEWED SINCE LAST SUBMISSION		SCHEDULED DATE NEXT REVIEW TO BE COMPLETED
	YES	NO	
BUILDING	X		*
PLUMBING	X		
ELECTRICAL		X	
HOUSING		X	

\* See Exhibit C.

E. Has the community met the goals for code review set forth in its last submission?  Yes  No. If "No" is checked, indicate fully what progress was made and why such goals were not met. The parts of the Building Code which had been revised by professionals in their respective fields and which were awaiting the approval of the Law Department and City Council at the time of the last submission have been referred to the new Advisory Committee formed to deal with the Building Code as a unit. (See "C" above.)

F. Briefly indicate new goals that have been established for the coming year:

For progress on building code review see Exhibit C. With respect to the housing code, it is an objective for the coming year to review the State Sanitary Code and the City Housing Code, and, on the basis of such review, to develop rehabilitation standards.

Supplementary material required. Submit with this Review of Progress, the following supplementary material for each code adopted or revised since the last submission.

(1) Model Codes. In each case where the community has adopted, since the last submission, a regional or state standard model code, submit one copy of the adopting ordinance and one copy of each subsequent ordinance amending or affecting that code. Do not submit a copy of the code itself.

(2) Other Codes. In each case where a code has been adopted since the last submission and a model code was not used, submit one copy of the code now in effect and of each amendment thereto. Also submit one copy of the adopting ordinance and one copy of each subsequent ordinance amending or affecting that code if code itself does not specifically note adoption ordinance, number and date.

(3) Submit one copy of each revision or amendment of a code in effect at the time of the last submission which has been adopted since that submission.

OBJECTIVE: The formulation and official recognition of a comprehensive general plan for the community as a whole.

A. A Planning Commission or Agency was established on January, 1914, and abolished in September, 1960, in accordance with terms of Ch. 652 of Acts of 1960, in which all planning powers were transferred to the Boston Redevelopment Authority.

B. Complete column 1 for those items already in effect at the time of the community's last submission; column 2 for items adopted or approved since that time; column 3 for items not now in effect.



ITEM	1 DATE ITEMS PREVIOUSLY IN EFFECT WERE ADOPTED OR APPROVED	2 DATE ITEMS EFFECTIVE SINCE LAST SUBMISSION WERE ADOPTED OR AP- PROVED	3 DATE PROPOSED FOR ADOPTION OR APPROVAL OF ITEMS NOT NOW IN EFFECT
LAND USE PLAN	1951	1960*	
MAJOR THOROUGHFARE PLAN	1951	1960*	
COMMUNITY FACILITIES PLAN	1951	1960*	
PUBLIC IMPROVEMENTS PROGRAM	1960		
ZONING ORDINANCE	1924		
SUBDIVISION REGULATIONS			None

\* Revision of General Plan with respect to Central Business District. See Exhibits E and H of the 1960 Submission. Plan approval was not noted in last submission.

C. Has the community, as shown above, met the goals for the adoption or approval of the items set forth in its last submission?  Yes  No. If "No" is checked, indicate fully what progress was made and why such goals were not met.

D. Is the community participating in regional, area, or metropolitan planning program?  Yes  No. If "Yes" is checked, identify the program and the participating agencies.  
See Exhibit D.

E. Schedule for the periodic review and updating of the plan.

ITEM	CHECK IF CURRENT	WERE ITEMS REVISED SINCE LAST SUB- MISSION ?		SCHEDULED DATE NEXT REVIEW IS TO BE COMPLETED
		YES	NO	
LAND USE PLAN	<input checked="" type="checkbox"/>	*		
MAJOR THOROUGHFARE PLAN	<input checked="" type="checkbox"/>	*		
COMMUNITY FACILITIES PLAN	<input checked="" type="checkbox"/>	*		
PUBLIC IMPROVEMENTS PROGRAM			<input checked="" type="checkbox"/>	1963
ZONING ORDINANCE	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		1963
SUBDIVISION REGULATIONS				

\* See F Below.

F. Has the community met the goals for plan review set forth in its last submission?  Yes  No. If "No" is checked, indicate fully what progress was made and why such goals were not met.  
See attached statement.

G. Briefly describe the ways in which other agencies of local government have implemented the plans and policies developed by the planning agency.

In this respect a significant development in Boston is the reorganization by which the Boston Redevelopment Authority became the City's planning agency as well as the LPA.

Through the leadership of the Mayor, all City departments are adapting their activities and procedures to the objectives of the Development Program. For example, at the request of the Boston Traffic Commission, the Automotive Safety Foundation prepared recommendations for improvements in the Traffic Commission's organization and procedures to enable it to meet its responsibilities under the Boston Development Program more effectively (Exhibit G).

H. Does the Planning Commission receive technical help in its planning activities:

1. On a consulting basis?  Yes  No
2. From resident staff employed to serve the Commission?  Yes  No

If "Yes" is checked for either item, indicate specifically the kind of technical help provided at this time, including the number and types of technical employees. The list of consultants currently supplementing planning staff efforts is attached as Exhibit H.

A list of Planning Department technical employees is attached as Exhibit I.

I. Describe briefly plans (1) to provide or (2) to increase the present level of technical help, including the time schedule for putting such plans into effect.

An increase of technical personnel in the Transportation Planning Division of the Planning Department has been proposed in the 1962 budget. Additional consulting services are contemplated for attitude studies, relocation programs and procedures, recreation facilities and programs, photogrammetric mapping, etc.

J. Briefly indicate new goals that have been established for the coming year.  
During 1962 planning will continue for the transportation needs and facilities of the City as a whole; land use planning will further detail the District Plans which have been prepared for the entire City; the intensive survey and plan for schools in the City will be completed; and a new Capital Improvements Program for the City will be prepared.

Supplementary material required. Submit, with this Review of Progress, the following supplementary material:

- (1) In each case where a land use plan, a thoroughfare plan, a community facilities plan, a public improvements program, or other special plan has been adopted or revised since the last submission, submit one copy of the plan or revision, including maps, text, and other related material.
- (2) In each case where a zoning ordinance has been adopted or amended since the last submission, submit one copy of the new ordinance or amendment, including one copy of any amended zoning map.
- (3) In each case where the community has adopted or amended subdivision regulations since the last submission, submit one copy of the ordinance or amending ordinance.
- (4) In each case where the community has placed in effect since the last submission, a land use plan, a major thoroughfare plan, a public improvements program, or a community facilities plan, submit one copy of the evidence of official recognition of such plan. This evidence may be in the form of minutes of the meeting of the Planning Commission or governing body at which such action was taken, or of a letter from the Mayor, City or Town Manager, or Chairman of the Planning Commission stating that such plan is officially recognized and used in planning and controlling the development of the community.
- (5) One copy each of any plan reports issued since the last submission which indicate the progress of planning in the community.

OBJECTIVE: A community-wide study to determine what areas are blighted or in danger of becoming blighted and the identification of the nature, intensity, and causes of blight as a basis for the planning of neighborhoods of decent homes in a suitable living environment.

A. Indicate the status of each of the following items by completing either column 1, or columns 2 and 3, with respect to a complete analysis of all neighborhoods in the community.

ITEM	1 DATE THIS ITEM WAS COMPLETED	2 PER CENT COMPLETED	3 DATE FOR COMPLETION OF THIS ITEM
DELINEATION OF NEIGHBORHOOD AREAS AND BOUNDARIES	1959	100	
INFORMATION ON HOUSING CONDITIONS INCLUDING LOCATION AND EXTENT OF BLIGHT OR POTENTIAL BLIGHT		100	
CHARACTERISTICS OF FAMILIES AFFECTED BY POOR HOUSING		100	
ADEQUACY OF COMMUNITY FACILITIES AND SERVICES, BOTH PUBLIC AND PRIVATE		100	
CAUSES OF BLIGHT		100	
IDENTIFICATION OF STEPS NEEDED TO ELIMINATE PRESENT BLIGHT AND PREVENT FUTURE BLIGHT		100	

B. Briefly describe progress made during this last year and indicate new goals established for the coming year.

Neighborhood analyses for the entire City were carried out in order to formulate the City's current renewal program.

C. What has the community made since the last submission of the data assembled through the neighborhood analyses to develop and carry out a specific program for the elimination and prevention of slums and blight in any neighborhood?

Within the GNRP areas these analyses have been carried into greater depth in the past year. Detailed land use and exterior buildings condition surveys have been completed for all 10 GNRP areas (representing 44,000 structures and approximately 50,000 parcels). This data has been mapped parcel by parcel and is now being analyzed as part of the GNRP planning process. The survey forms used are attached as Exhibit J.

Neighborhood analysis is an integral part of the GNRP process, and thus will continue as long as the GNRP process is under way. Since the GNRP program is of at least ten years' duration, neighborhood analysis will continue for that period of time, and the community will continue to make regular use of the data assembled. See Exhibit A of 1960 submission.

D. What plans does the community have for the further use of such data in developing specific programs for the elimination and prevention of slums and blight in each neighborhood?

See paragraph C above and Exhibit A of 1960 submission.

Data assembled through the Survey Program will continue to be used in GNRP and project planning, in setting rehabilitation standards, in code enforcement, etc.

E. What progress has been made in community-wide programming of renewal activities (code enforcement, rehhabilitation, clearance and development, etc.) neighborhood by neighborhood.

The program outlined in Exhibit A of the 1960 submission provides the framework for renewal activities in Boston. Through GNRP and project planning, renewal action is now being programmed on a neighborhood by neighborhood basis throughout that portion of the City covered by the program. Conservation activities are being programmed in the remaining portions of the City (the "Improvement Areas") through the Capital Improvement Program and the efforts of private citizen groups working with officials of the City and the Redevelopment Authority.

Supplementary material required. To the extent that such material is available and has not been previously submitted.

(1) Submit one copy of analyses, statistical data or estimates (including maps and charts) on the total blight problem of the locality (e.g. numbers and locations of substandard units, data on occupancy characteristics, etc.).

(2) Submit one copy of a map showing the delineation of logical residential neighborhoods for planning purposes. The map should also indicate those neighborhoods where early action to correct conditions of blight is planned, if such information is known.

(3) Submit one copy of community-wide program for renewal activities.

OBJECTIVE: To identify and establish the administrative responsibility and capacity for carrying out overall Program for Community Improvement activities and for the enforcement of codes and ordinances.

A. Coordination. Describe changes since the last submission in the way in which the community's overall Program for Community Improvement is being coordinated.

The last submission described a proposed reorganization of the planning and the renewal functions of the City which would enable their effective coordination. This reorganization has taken place and planning and renewal personnel are now under the direction of the same agency.

B. Describe briefly progress made during the past year in strengthening any weak spots—insufficient staff, ineffective procedures—in the community's administrative organization for carrying out the Program.

See Paragraph A above.

C. Code Enforcement. Describe briefly (a) any changes since the last submission in code enforcement techniques and (b) plans for improving the code enforcement program, including the time schedule for putting such plans into effect.

The Boston Municipal Research Bureau, a private organization, has completed a study of the total picture of code enforcement in relation to renewal activity with special emphasis on conservation in Improvement Areas. It is expected that in 1962 many improvements in the code enforcement program will take place.

NOTE.— If any data provided below is for less than 12 months, give the beginning and ending dates of the period actually covered.

1. Complete the following for each code already in effect:

KIND OF CODE	DEPARTMENT OR OFFICIAL RESPONSIBLE FOR ADMINISTRATION AND ENFORCEMENT	NUMBER OF INSPECTORS THIS YEAR	NUMBER OF INSPECTORS PROPOSED FOR NEXT YEAR
BUILDING	BUILDING COMMISSIONER	23	*
HOUSING	HEALTH COMMISSIONER	42	*
FIRE	FIRE COMMISSIONER	58	*
ELECTRIC	BUILDING COMMISSIONER	24	*
PLUMBING	BUILDING COMMISSIONER	7	*

\* Proposals for additional staff are made in the report from the Municipal Research Bureau referred to in "C" above. This report is now being reviewed.

2. Complete the following for codes proposed to be adopted during the next 12 months and evaluated.

KIND OF CODE	DEPARTMENT OR OFFICIAL TO BE RESPONSIBLE	ADDITIONAL INSPECTORS
	NONE CONTEMPLATED	

3. For each of the following codes already in effect, provide the data indicated below for the past 12 months as evidence of the community's enforcement activity.

ITEM	BUILDING CODE	PLUMBING CODE	ELECTRICAL CODE	HOUSING CODE	OTHER
NUMBER OF PERMITS ISSUED UNDER CODE	7450	1902	9229	None	None
NUMBER OF INSPECTIONS MADE	62730	8280	38192	62011	80840
NUMBER OF VIOLATIONS DETECTED <sup>1</sup>	1014	12	350	6839	4889
NUMBER OF VIOLATIONS VOLUNTARILY CORRECTED <sup>1</sup>	—	12	350	6064	3822
NUMBER OF STOP ORDERS ISSUED	10	0	0	775	1067
NUMBER OF COURT CASES INSTITUTED	489	0	0	13	8
A. WON BY CITY	488	—	—	10	6
B. LOST BY CITY	1	—	—	3	2
C. PENDING TRIAL	—	—	—	0	0
D. FINES LEVIED (NUMBER)	6	—	—	8	6
E. FINES LEVIED (AMOUNT)	\$4660	—	—	\$65	—

<sup>1</sup> Count only violations for which a formal notice is issued. Multiple violations of any one code in a single structure should be counted as a single violation. However, if records are maintained on another basis, use available figures and explain below the basis upon which such figures are maintained.

4. Condemnation actions in past 12 months in connection with code violations.

	NUMBER
A. DWELLING UNITS CONDEMNED FOR CODE VIOLATIONS	150
B. DWELLING UNITS BROUGHT INTO COMPLIANCE WITH CODE AFTER BEING CONDEMNED	30
C. DWELLING UNITS RAZED AFTER CONDEMNATION	120

5. Describe briefly the results of any planned program of code enforcement. If areas of the community have been newly selected since the last submission for an especially intensive planned program of code enforcement, identify them and describe briefly the techniques to be used.

The report of the Boston Municipal Research Bureau recommends the mechanics for developing a specific program of code enforcement. This report is now being reviewed and evaluated. It is anticipated that many aspects of the recommended program can be carried out in 1962.

D. Zoning Ordinance:

1. By what department or official is the zoning ordinance administered? — Building Commissioner.
2. By what department, official, or board are variances from the ordinance considered? — Board of Appeal within Building Department.\*
3. By what department, official, or board are appeals from administrative decisions considered? — Board of Appeal within Building Department.
4. Furnish the following data for the past 12 months:

ITEM	NO. FILED	NO. GRANTED
A. REQUESTS FOR REZONING	12	10
B. REQUESTS FOR VARIANCES UNDER THE ZONING ORDINANCE	172	129
C. APPEALS FROM ADMINISTRATIVE DECISIONS ON ZONING	1	pending

E. Subdivision Regulations:

1. By what department or official are the subdivision regulations administered? — Does not apply.
2. Number of preliminary plats submitted during the past 12 months?

Approved:.....Disapproved:.....

2. Number of final plats

Approved:.....Disapproved:.....Withdrawn:.....

F. Describe briefly progress made and planned to improve (1) administrative procedures and (2) record keeping on administrative actions.

See Paragraph "C" page 10 with respect to code enforcement. Proposed zoning regulations (Exhibit E) contain administrative changes with respect to zoning.

\* Map changes go before Board of Zoning Adjustment. Confirmation of permission by Board of Appeal to exceed height limit must be made by Board of Zoning Adjustment.



Supplementary material required. None required under this section.

OBJECTIVE: The recognition of need by the community and the development of the means for meeting the costs of carrying out an effective program for the elimination and prevention of slums and blight.

A. Complete the following table. If accounts and budgets are not set up on this basis, reasonably accurate estimates may be used. Estimate expenditures this year on a full 12-month basis through the end of the community's fiscal year.

ACTIVITY	AMOUNT EXPENDED OR BUDGETED		SOURCE OF FUNDS (Fees, general funds, etc.)
	THIS FISCAL YEAR	NEXT FISCAL YEAR	
CODE ENFORCEMENT *	\$1,670,000	See D Below	Fees General Funds
DEVELOPMENT OF COMPREHENSIVE PLAN	135,000	See D Below	Fees General Funds
ZONING ADMINISTRATION **	48,000	See D Below	Fees General Funds
SUBDIVISION CONTROL ADMINISTRATION			None
NEIGHBORHOOD ANALYSES	135,000	See D Below	

\* Includes: Health Department, Building Department, Board of Examiners, Building Demolition, and Fire Department.

\*\* Includes: Building Department \$8,000 (zoning administration) 1/3 Board of Appeal \$16,000 (zoning only) Board of Zoning Adjustment and new Zoning Commission, \$28,900.

B. List any contributions or grants of money or services within the past year to the community, by private sources or other public sources, for the kinds of activity indicated in A, above.

ACTIVITY	CONTRIBUTED BY	AMOUNT OR ESTIMATED VALUE OF SERVICES
All reported elsewhere in this submission U.S.P.H. staff assigned for pilot project on rodent control	United States Public Health	Paid for by Back Bay residents in GNRP area
Waterfront Development Program	Professional staff & planning expenses financed by Chamber of Commerce	\$75,000
Project Director for North Terminal Area	Loaned by Mass. Port	\$3,000
Mass. Trans. Commission for compilation by consultant firm of all existing studies for over 100 separate municipalities in metropolitan area.	State of Mass. matching funds Federal Funds	\$75,000
New research on data pertinent to metropolitan growth for 150 communities within 30 mile radius	Greater Boston Economic Study Com. (privately financed)	\$50,000
Greater Boston Wholesale Food and Flower Market	U. S. Dept. of Agric. Marketing	\$75,000

C. Does the community have a capital improvements budget or similar program for financing the future provision of scheduled public works and improvements?  Yes  No. If "Yes" is checked, what is the latest fiscal year covered by this program? 1960-65 If "No" is checked, when does the community contemplate formulating such a program or budget? Beginning with what fiscal year?..... Capital Improvements Program now incorporated into the total renewal program for neighborhood community facilities, etc.

D. Describe briefly any significant changes since the last submission in the community's ability or willingness to give financial support to activities in any of the categories identified in Paragraph A on the preceding page. If the amount actually expended last year for any category was substantially less than that estimated in the last submission, indicate the reason therefor. Briefly indicate new goals established for the coming year.

There have been no significant changes or substantial decreases in expenditures.

A revised, updated Capital Improvements Program will be completed in 1962 and will show allocations and resources, by functions.

The financial resources to be allocated to code enforcement will be based on the recommendations in the report of the Municipal Research Bureau, see above. Budget allocations for the other activities (Paragraph A, above) are now being determined as part of the process for adopting the City's 1962 budget. Adequate financial support for them is anticipated.

E. If one or more Federally-assisted Urban Renewal projects are contemplated, what tentative plans, if any, have been made to provide the community's share of project costs?

Exhibit A (reprint of "City Record", September, 1960, submitted as Exhibit A for that year) indicates extent of local funds required and their availability. No major changes are anticipated in the amounts and conditions indicated in Exhibit A.

Supplementary material required. Submit one copy of capital improvements budget or similar program if available.

OBJECTIVE: A community program to relocate families displaced by governmental action in decent, safe, and sanitary housing within their means. Governmental action includes code enforcement, slum clearance, and the construction of highways and other public works.

A. What agency or officials have the responsibility for providing relocation assistance to families displaced by all types of governmental action? The Redevelopment Authority and Housing Authority each provide relocation assistance to families displaced by its respective actions. Is the responsibility for relocation planning placed in the same agency or officials?  Yes  No. If "No" is checked, name the agency or officials responsible for relocation planning.

The Redevelopment Authority is responsible for relocation planning for families to be displaced by action of the Authority.

B. 1. Outline in the table below the number of families actually displaced by various types of governmental action during the preceding year.

Past displacement by governmental action from January, 1961, to December, 1961.

TYPE OF DISPLACEMENT	NO. OF FAMILIES
URBAN RENEWAL	360
HIGHWAYS	None
CODE ENFORCEMENT	*
OTHER (SPECIFY) State Office Bldg. Commission & BIA	50
TOTAL FAMILIES DISPLACED DURING THE YEAR	410

\* Not available; estimated about 50.

2. Indicate whether these families have been satisfactorily rehoused, describing any problems or difficulties encountered in their relocation.

Those families relocated under the auspices of the Boston Redevelopment Authority and the Boston Housing Authority have been satisfactorily rehoused. Displacement due to the code enforcement program has not caused special difficulties. No public agency was responsible, however, for the relocation of persons displaced by the State Office Building Commission; these persons had considerable hardship in relocation.

C. 1. Outline in the table below the latest community plan for the relocation of families to be displaced by governmental action in the next two years. Relocation Housing Needs. Time Period: January, 1962, to December, 1963.

TYPE OF DISPLACEMENT	NO. OF FAMILIES
URBAN RENEWAL	1,950
HIGHWAYS	None
CODE ENFORCEMENT	600
OTHER (SPECIFY) Public Housing Construction, Boston Housing Authority	150
TOTAL FAMILIES TO BE DISPLACED	2,700

\*\* See Attached Statement.

Relocation Housing Resources\* expected for same time period.

TYPE OF HOUSING	NO. OF UNITS
EXISTING HOUSING	
TURNOVER IN PRIVATE HOUSING	11,600
TURNOVER IN PUBLIC HOUSING	3,860
NEW CONSTRUCTION	
PRIVATE NEW	3,000
PUBLIC NEW	1,096
UNITS TO BE REHABILITATED	500
TOTAL AVAILABLE TO DISPLACED FAMILIES	20,056
SURPLUS OR DEFICIT OF AVAILABLE HOUSING	17,356

\* Include only standard housing that displaced families may reasonably be expected to obtain in competition with other families in the market and which is within their means, available to, and suitable for their occupancy. Utilization of vacancies is to be included with turnover.

\*\* The above figures are estimates that will be qualified by the actual matching characteristics of families to be displaced. During 1962 a comprehensive relocation plan will be prepared, and a method will be developed for keeping relocation resource data current.

2. Describe the measures being taken to make certain that the new construction indicated above will take place in the volume estimated. If Section 221 or public low-rent housing is contemplated, what steps have been, or will be taken by the community to obtain such housing. If a deficit of available housing is shown, what measures will be taken to overcome it?

See attached statement.

D. Has a long-range (beyond two years) plan for providing housing for displaced families been prepared or revised?  Yes  No. If "No" is checked, by what time will it be prepared and put into effect?

Long-range relocation programming is currently in process; it will continue to be revised as renewal plans advance.

E. Describe any significant changes that have occurred since the last submission in the community's ability to provide housing for displaced families, including housing for minority groups.

Three hundred eighty-six units of public housing for the elderly are under construction; some are now available for occupancy. Approval for an additional 1,000 low-rent housing units has been obtained by the Boston Housing Authority. Execution of the Whitney Street Project, which will provide 200 limited-dividend housing units, is proceeding; the site has been cleared and new construction began in 1961.

There has been little displacement of minority group families in 1961; however, a program to take care of any future displacement of minority group families is being developed as part of the comprehensive relocation programming currently underway.

F. Indicate progress made, or planned, in establishing working relationships between officials responsible for this phase of the Program for Community Improvement and those of all governmental programs likely to cause family displacement — both in helping plan relocation needs and resources and in helping displaced families relocate in the housing available or to be made available.

The Mayor has been keenly aware this past year of the need for liaison among the various public agencies whose actions cause displacement within the City. A broad program for the coordination of relocation requirements and resources within the City is part of the comprehensive relocation program now in preparation.

Supplementary material required. Submit one copy of any report or plan for the relocation of displaced families prepared since the last submission.

Private new housing for sale has been constructed at the rate of approximately 1,500 units annually in Boston in recent years; it is expected that this rate of construction will continue. The construction of Section 221 housing will be actively stimulated by working directly with builders, financing institutions and the FHA. Suitable sites will be provided through the urban renewal program, and they also may be made available elsewhere in the City.

One thousand new public housing units have been authorized and approved; sites are now being selected and construction of all 1,000 units is expected within the next two years.

OBJECTIVE: Community-wide participation on the part of individuals and representative citizens' organizations which will help to provide, both in the community generally and in selected areas, the understanding and support necessary to insure success.

A. Officials responsible for the development of citizen participation in the Program for Community Improvement. Mayor, Development Administrator, and Director of Citizen Relations.

B. 1. A Citizens' Advisory Committee was established on.....

2. How frequently has the committee met and when was the last meeting held?

3. If not given in previous submissions, list the members of the Citizens' Advisory Committee, including any new members appointed since the last submission, and show their business, professional, civic, and other affiliations.

See attached statement.

C. 1. A subcommittee of the Citizens' Advisory Committee or a special committee on minority group housing

problems was established on.....

If not given in previous submissions, list the members and the groups or organizations they represent.

See attached statement.

2. Describe briefly the progress of this special committee or subcommittee in the study of minority group housing problems and the means of assuring full opportunity in housing for all.

D. List any other subcommittees of the Citizens' Advisory Committee established, or to be established, to study special problems, showing officials and citizen groups represented.

E. Describe briefly citizen participation programs carried out or planned for neighborhoods or areas to be directly affected by clearance, intensive code enforcement, conservation, etc.

See attached statement.

F. Summarize briefly significant changes that have taken place since the last submission in the extent of citizen support and participation in the community improvement effort including significant activities of business, professional and civic groups and of the press, radio and television. Indicate new goals for the coming year.

See attached statement.

Supplementary material required. Submit available material, including a copy of the Citizens' Advisory Committee report and other locally prepared explanatory material, press clippings, and similar material, evidencing citizen participation and interest since the last submission.

CITIZEN PARTICIPATION

The objective of a Citizens' Advisory Committee is "that of informing and involving the citizenry as a whole in program activities relative to codes, general and project planning, relocation and redevelopment."

In Boston this objective is substantially met through an extensive program of citizen participation ranging from neighborhood organizations to business and professional groups. These official and informal advisory committees have been created or have focused their attention on the urban renewal program as a natural response to the need for their formation and participation.

"Planning with people" rather than "planning for people" is one of the basic concepts underlying Boston's renewal program; in practice this concept has resulted in the active involvement of over twenty thousand people through organizations at the grass roots level of the community. For the people these local organizations are one of the means of ensuring control of the destinies of their local neighborhoods. Some examples of these active local organizations are:

- SHOC, Self-Help Organization of Charlestown
- Roxbury Community Council
- South End Planning Council
- Dorchester United Neighborhood Association
- South Boston Residents Group and South Boston Citizens Association
- Logan Civic League (East Boston)
- Jamaica Plain Neighborhood Council

In addition, business and institutional interests are actively participating in the urban renewal program. The urban Renewal Committee of the Chamber of Commerce serves not only as an advisory and informational committee, but it has also sponsored the planning of one of the key renewal areas of the city. Many of the major institutions in the city have set up their own planning staffs. Continuous and close liaison is maintained with the Boston Redevelopment Authority on the staff level, and frequently on the Board level as well. (See Exhibit K).

Accordingly, citizen participation in Boston's Development Program is much more than evidence of an intent. Its importance has been underscored consistently by Mayor Collins. It has become a key factor in planning and executing the Development Program.

Boston knows that refinements and improvements in the citizen participation process must take place as the Development Program moves substantially into execution stages. Although it is reasonable to add a Citizens' Advisory Committee (as defined by the IHFA) to the existing structure, it has not been advisable to do so during 1961. It would have involved considerable redefinition of the function of existing committees. It might well have substituted a façade of community representation for the knowledgeable counsel available from active organizations now in operation.

Discussions have been held with a variety of community groups and representative citizens during 1961, looking forward to the creation of an over-all Citizens' Advisory Committee during 1962.

A distinct Advisory Committee on minority housing problems will be created in 1962 to supplement the advisory resources now available on this subject.

Meanwhile, the objective of informing and involving the citizenry as a whole in program activities has been served responsibly by local officials and by the large number and variety of groups actively cooperating with the Boston Development Program.

Check list of supplementary material submitted with this Review of Progress. (Check each item submitted.) Refer to heading "Supplementary Material Required" under each section of this form for information as to what supplementary material is needed. Material furnished with a previous submission should not be resubmitted.

SECTION I. CODES AND ORDINANCES

Adopting ordinance for Model code and each amendment thereto adopted since the last submission:

- Building
- Electrical
- Plumbing
- Housing
- Other codes (specify)



Copy of each code, when not a Model code, and evidence of adoption and amendments thereto adopted since the last submission:

Building     Electrical     Plumbing     Housing     Other codes (specify)

#### SECTION 2. COMPREHENSIVE COMMUNITY PLAN

Copy of each existing plan element and revisions thereto placed in effect since the last submission:

<input type="checkbox"/> Land Use	<input type="checkbox"/> Community Facilities
<input type="checkbox"/> Major Thoroughfare	<input type="checkbox"/> Public Improvements
<input type="checkbox"/> Other plans (specify)	
<input checked="" type="checkbox"/> Copy of zoning ordinance thereto, adopted since the last submission	<input type="checkbox"/> Adopting ordinance and amendments
<input type="checkbox"/> Copy of official zoning map if not previously submitted or if revised since the last submission	
<input type="checkbox"/> Copy of subdivision regulations adopted since the last submission	<input type="checkbox"/> Adopting ordinance and amendments

Copy of evidence of official recognition of the following plans:

<input type="checkbox"/> Land Use	<input type="checkbox"/> Community Facilities
<input type="checkbox"/> Major Thoroughfare	<input type="checkbox"/> Public Improvements
<input type="checkbox"/> Other plans (specify)	
<input type="checkbox"/> Copy of each plan report indicating the progress of planning in the community prepared since the last submission	

#### SECTION 3. NEIGHBORHOOD ANALYSES

Data on total blight problem of the community available since the last submission  
 Map showing neighborhoods for planning purposes if not previously submitted or if revised since the last submission  
 Copy of report or plan prepared since last submission on community-wide programming of renewal activities.

#### SECTION 4. ADMINISTRATIVE ORGANIZATION. No supplementary material required.

#### SECTION 5. FINANCING

Copy of available capital improvements budget or similar program prepared since last submission.

#### SECTION 6. HOUSING FOR DISPLACED FAMILIES

Copy of available reports on plans for the relocation of displaced families prepared since the last submission

#### SECTION 7. CITIZEN PARTICIPATION

Available material evidencing citizen participation and interest in activities.

Order approving "Workable Program":

Whereas, The City of Boston has undertaken a comprehensive program of urban renewal designed to eliminate slums and blight from the city; and

Whereas, The National Housing Act of 1954, as amended, requires that a community seeking urban renewal funds demonstrate through a "Workable Program" that the city is doing its part to prevent the spread of slums and blight; and

Whereas, The City of Boston recognizes its responsibilities and has in operation a "Workable Program" of urban renewal which was approved by the Administrator of the Housing and Home Finance Agency for the previous year; and

Whereas, An annual restatement of the "Workable Program" is a requirement of the National Housing Act; and

Whereas, The "Workable Program" contains a statement of the city's progress in seven areas, as follows:

- (1) Codes and Ordinances
- (2) Comprehensive Community Plan
- (3) Neighborhood Analysis
- (4) Administrative Organization
- (5) Financing
- (6) Housing for Displaced Families
- (7) Citizen Participation; and

Whereas, The "Workable Program" has been carefully studied and reviewed by the City Council after public hearing; now therefore be it

Resolved, By the City Council of the City of Boston that:

The "Review of Progress under the Program for Community Improvement (Workable Program)," herein incorporated by reference, be, and it hereby is, approved; therefore it is

Ordered, That the Mayor of the City of Boston be, and he hereby is, authorized to notify the Administrator of the Housing and Home Finance Agency of such approval; it is further

Ordered, That the Mayor be, and he hereby is, authorized to supply such additional information or make such modification in the "Review of Progress under the Program for Community Improvement (Workable Program)" as may be necessary to serve the approval of the Housing and Home Finance Administrator, provided such modification shall not substantially change any of the provisions thereof.

(Exhibits A to K, inclusive, referred to in the foregoing message and "Workable Program" are annexed hereto.)

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

#### VISIT TO CITY COUNCIL OF STUDENTS FROM VARIOUS HIGH SCHOOLS.

President IANNELLA welcomed to the City Council a visit by a delegation of students from Avon High School, Mission Church High School, Rockland High School, Hingham High School, Dedham High School, Cathedral High School, and Hyde Park High School. During the course of the meeting, President IANNELLA explained the procedures being followed by the Council.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

#### Claims.

Mary Ciampolillo, for compensation for injuries caused by an alleged defect at 17 White street, East Boston.

Condon-Glossa Insurance Agency, for compensation for damage to car of Fotis Kontis, caused by city truck.

Robert F. Cusick, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Parks and Recreation Department.

James W. Dickinson, for compensation for damage to car caused by snow removing equipment.

Daniel G. Ford, for compensation for damage to car caused by apparatus of the Fire Department.

Sarah Freeman, for compensation for injuries caused by an alleged defect on Beach street, Boston.

Armando Iorio, for compensation for injuries caused by an alleged defect on Essex street.

Leonard Mann, for compensation for damage to property at 166 Orlando street, Mattapan, caused by backing up of sewage.

Marie McCormick, for compensation for damage to property at 37 Dighton street, Brighton, caused by break in water main.

Dena Mozzetta, for compensation for injuries caused by an alleged defect at 406 Frankfort street, East Boston.

Carmela J. Natale, for compensation for injuries caused by an alleged defect in City Hall Annex.

Michael C. Santolanni, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

Mary and Rocco Tenaglia, for compensation for damage to property at 37 Dighton street, Brighton, caused by break in water main.

Arthur J. West, Sr., for compensation for damage to car caused by city truck and plow.

Licenses.

Petition of Boston Red Sox for license for outdoor athletic sports or games on the Lord's day on the premises known as Fenway Park, for the following dates:

April 22, May 6, 20, 27, June 10, July 1, 22, August 5, 12, September 2, 16, and 30, 1962.

Petition of Eastern Massachusetts Street Railway Company, for license to operate motor vehicles between Fall River and Trailways Terminal over Southeast Expressway and John F. Fitzgerald Expressway, and various streets in Boston.

NOTICE OF HEARINGS BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held March 30, 1962, at 10 A.M., on petition of Metropolitan Transit Authority for license to operate motor vehicles over Brighton avenue, between Howard avenue and Cambridge street, at Union square.

Notice was received from the Department of Public Utilities of hearing to be held March 30, 1962, at 10 A.M., on petition of Metropolitan Transit Authority to install underground conduits, wires, etc., for operation of its railway system in the City of Boston.

Notice was received from the Department of Public Utilities of hearing to be held April 3, 1962, at 10 A.M., on petition of

Eastern Massachusetts Street Railway Company for license to operate motor vehicles in the following communities: Taunton, West Bridgewater, Fall River, Freetown, Raynham, Bridgewater, Brockton, Avon, Stoughton, Canton, Randolph, Milton, and Berkley.

Severally placed on file.

NOTICE OF HEARING BEFORE STATE DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of hearing to be held March 26, 1962, at 2.30 P.M., on application of White Fuel Corporation for license to dredge and construct sheet steel pile bulkhead dolphins in and over the tidewaters of Reserved Channel in the City of Boston.

Placed on file.

APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Frank Frederick Cincotta and Anthony J. McDonagh, having been duly approved by the Collector-Treasurer, were received and approved.

COMMUNICATION FROM THE WHITE HOUSE.

A communication was received from the White House thanking the Council for the invitation for Astronaut John Glenn to visit Boston. The invitation was not accepted because such appearances are restricted, but should the policy that the interests of this country are best served by Colonel Glenn to return to duty in Project Mercury be altered, the request would be given full consideration.

Placed on file.

COMMUNICATION FROM NATIONAL AERONAUTICS AND SPACE ADMINISTRATION.

A communication was received from the National Aeronautics and Space Administration, Washington, acknowledging invitation for Astronaut John Glenn to visit Boston. The invitation was not accepted because such appearances are restricted to nationwide meetings, but should this policy be altered, the request would be given full consideration.

Placed on file.

DATA ON RELOCATION IN REDEVELOPMENT AREAS.

The following was received:

Boston Redevelopment Authority,

March 12, 1962.

Boston City Council.  
Gentlemen:

Pursuant to Councillor Sullivan's order of February 12, 1962, the Authority directed that the attached report be prepared and transmitted to your Honorable Body.

Respectfully yours,

KANE SIMONIAN,  
Secretary and Executive Director.

INFORMATION REQUESTED BY CITY COUNCIL ORDER OF FEBRUARY 12, 1962.

(1) Number of families affected in each renewal project to date:

	Families
New York Streets . . . . .	368
West End . . . . .	2,555
Whitney Street . . . . .	280
Government Center . . . . .	440

(2) See separate schedules attached hereto showing geographic distribution of families relocated from each project area.

(3) Average rent paid in each project area before relocation:

New York Streets . . . . .	\$11 00 per month
West End . . . . .	43 00 per month
Whitney Street . . . . .	47 47 per month
Government Center . . . . .	51 42 per month

(4) The Authority is not required by the URA to record this information on the families who have relocated. The form suggested by the Urban Renewal Administration for a Site Occupant Survey record does not include the new rental figure. As a matter of statistical information, on all future records of families who have been relocated, the new rental figure will be shown on the survey card.

BOSTON REDEVELOPMENT AUTHORITY  
NEW YORK STREETS PROJECT  
DISTRIBUTION OF FAMILIES RELOCATED

	Number	Per Cent
Boston.....	320	87.0
Metropolitan Boston.....	14	3.8
Out of State.....	8	2.2
Not reported.....	26	7.0
	368	100.00

BOSTON REDEVELOPMENT AUTHORITY  
WEST END PROJECT, UR MASS. 2-3  
GEOGRAPHICAL DISTRIBUTION OF FAMILIES RELOCATED

BOSTON	Families	Individual Householders	Total	Per Cent
Boston Proper.....	447	246	693	27.1
Allston.....	28	6	34	1.3
Brighton.....	41	10	51	2.0
Charlestown.....	82	53	135	5.3
Dorchester.....	190	33	223	8.7
East Boston.....	99	29	128	5.0
Hyde Park.....	3	1	4	0.2
Jamaica Plain.....	55	7	62	2.4
Roslindale.....	10	3	13	0.5
Roxbury.....	59	25	84	3.3
South Boston.....	75	26	101	3.9
West Roxbury.....	4	2	6	0.3
Total.....	1,093	441	1,534	60.0
OUTSIDE OF BOSTON				
Belmont.....	5	4	9	0.4
Brookline.....	22	9	31	1.2
Cambridge.....	75	23	98	3.8
Chelsea.....	37	18	55	2.2
Everett.....	36	4	40	1.6
Malden.....	27	—	27	1.0
Medford.....	18	6	24	0.9
Newton.....	8	3	11	.5
Revere.....	53	22	75	2.9
Somerville.....	195	20	215	8.4
Watertown.....	15	1	16	.7
Total.....	551	110	661	25.9
Outside Metropolitan Boston.....	49	65	114	4.5
Unknown.....	10	190	200	7.8
Evicted.....	28	—	28	1.1
Deceased.....	—	18	18	.7
Total.....	87	273	360	14.1
Combined total.....	1,731	824	2,555	100.0

BOSTON REDEVELOPMENT AUTHORITY  
GOVERNMENT CENTER PROJECT  
GEOGRAPHICAL DISTRIBUTION OF FAMILIES RELOCATED, JANUARY 31, 1962

BOSTON	Families	Individual Householders	Total	Per Cent
Boston Proper.....	5	12	17	20.6
Brighton.....	2	1	3	3.6
Charlestown.....	3	—	3	3.6
Dorchester.....	4	—	4	4.8
East Boston.....	13	1	14	16.8
Hyde Park.....	1	—	1	1.2
Jamaica Plain.....	1	2	2	2.4
Roslindale.....	1	—	1	1.2
South Boston.....	2	—	2	2.4
Total.....	31	16	47	56.6
OUTSIDE OF BOSTON				
Cambridge.....	5	1	6	7.2
Medford.....	8	—	8	9.7
Malden.....	1	—	1	1.2
Somerville.....	8	—	8	9.7
Watertown.....	2	—	2	2.4
Revere.....	1	—	1	1.2
Outside Metropolitan Boston.....	5	3	8	6.0
Not reported.....	1	—	1	4.8
Deceased.....	—	1	1	1.2
Total.....	31	5	36	43.4
Combined total.....	62	21	83	100.0



BOSTON REDEVELOPMENT AUTHORITY  
WHITNEY STREET PROJECT  
GEOGRAPHICAL DISTRIBUTION OF FAMILIES RELOCATED

	Families	Individual Householders	Total	Per Cent
<b>BOSTON</b>				
Allston.....	1	1	2	.7
Boston Proper.....	9	15	24	8.6
Brighton.....	5	1	6	2.1
Charlestown.....	3	1	4	1.4
Dorchester.....	16	1	17	6.2
East Boston.....	1		1	.3
Jamaica Plain.....	23	1	24	8.6
Roslindale.....	7	1	8	2.8
Roxbury.....	95	35	130	46.5
South Boston.....	6	1	7	2.5
West Roxbury.....	3	1	4	1.4
<b>Total.....</b>	<b>169</b>	<b>58</b>	<b>227</b>	<b>81.1</b>
<b>OUTSIDE OF BOSTON</b>				
Braintree.....	1		1	.3
Brookline.....	2	2	4	1.4
Cambridge.....	1	3	4	1.4
Newton.....	2		2	.7
Quincy.....	4		4	1.4
Somerville.....	1		1	.3
Watertown.....	2		2	.7
Outside Metropolitan Boston.....	25	10	35	12.7
<b>Total.....</b>	<b>38</b>	<b>15</b>	<b>53</b>	<b>18.9</b>
<b>Combined total.....</b>	<b>207</b>	<b>73</b>	<b>280</b>	<b>100.0</b>

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

REPORT OF COMMITTEE ON LICENSES.

Coun. COFFEY, for the Committee on Licenses, submitted the following:

Report on petition (referred March 5) of Boston Garden-Arena Corporation for license to conduct indoor basketball games in Boston Garden on the following Lord's days, viz.: March 25, April 1, 8, 15, 1962—recommending that the license be granted.

The report was accepted, and the license was granted under the usual conditions.

REPORT OF COMMITTEE ON PUBLIC LANDS.

Coun. HINES, for the Committee on Public Lands, submitted the following:

Report on message of the Mayor and order (referred February 26) for sale of land at Forest Hills street, West Roxbury, to Sacred Heart of Jesus Ukrainian Catholic Church, Inc.—recommending that the order ought to pass.

The report was accepted. The order was given its first reading and passage, yeas 9.

The order was assigned for 14 days for final action.

REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

1. Report on appointments by the Mayor (referred March 12) of William G. Fitzgerald and Orrie Tucker as constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending the appointments be confirmed.

2. Report on annual list of appointments by the Mayor (referred March 12) of constables authorized to serve civil process upon filing of bond, as contained in City Document No. 30, 1962, for term ending April 30, 1963—recommending that the appointments be confirmed.

3. Report on annual list of appointments by the Mayor (referred March 12) of minor officers paid by fees, as contained in City Document No. 29, 1962, for term ending April 30, 1963—recommending that the appointments be confirmed.

The reports were accepted, and the appointments were severally confirmed.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of John E. Fagan (referred March 5) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of one hundred seventy-five dollars (\$175) be allowed and paid to John E. Fagan, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Ladder 11, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of William L. Young, Jr. (referred March 5) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of four hundred seventy-five dollars (\$475) be allowed and paid to William L. Young, Jr., in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Engine 55, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of Joseph Boylan (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Joseph Boylan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 14, 1959, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Joseph Boylan, petitioner, 3 Nira avenue, Jamaica Plain.....	\$20
Dr. John J. Todd, 587 Beacon street.....	5

Total .....\$25  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

4. Report on petition of Robert W. Brundige (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Robert W. Brundige, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on November 3, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Robert W. Brundige, petitioner, 44 Fairview street, Roslindale.....	\$9 35
Massachusetts General Hospital, Fruit street .....	11 00
<b>Total .....</b>	<b>\$20 35</b>

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

5. Report on petition of Paul Callaghan (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Paul Callaghan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on November 20, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Paul Callaghan, petitioner, 62 Mapleton street, Brighton.....	\$13 50
Carney Hospital, 2100 Dorchester avenue, Dorchester.....	252 15
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	25 00
<b>Total .....</b>	<b>\$320 65</b>

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

6. Report on petition of John L. Campbell (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John L. Campbell, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 6, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$125 40
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	35 00
<b>Total .....</b>	<b>\$160 40</b>

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

7. Report on petition of Francis A. Costello (referred March 12) for indemnification for hospital, surgical, medical and nursing

expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Francis A. Costello, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 6, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Massachusetts General Hospital, Fruit street .....	\$21
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

8. Report on petition of Thomas E. Curran (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Thomas E. Curran, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on July 12, 1958, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$124
Dr. Milton F. Brougham, 264 Beacon street .....	10
<b>Total .....</b>	<b>\$134</b>

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

9. Report on petition of Arthur I. Downing (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Arthur I. Downing, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 12, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Arthur I. Downing, petitioner, 31 Paterson street, Dorchester.....	\$41 10
Dr. J. Edward Connors, 13 Commonwealth avenue.....	75 00
Dr. Gerald C. McCarthy, 49 Robinwood avenue, Jamaica Plain.....	30 00
<b>Total .....</b>	<b>\$146 10</b>

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

10. Report on petition of Canice J. Fennelly, Jr. (referred March 12), for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:



Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Canice J. Fennelly, Jr., a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on September 4, 1961, and November 11, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$407 55
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	70 00
Dr. James C. Walker, 264 Beacon street, Brookline .....	150 00
<b>Total .....</b>	<b>\$627 55</b>

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

11. Report on petition of Leonard B. Johnson, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Leonard B. Johnson, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 18, 1959, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	\$25
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	10
<b>Total .....</b>	<b>\$35</b>

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

12. Report on petition of Leonard B. Johnson (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Leonard B. Johnson, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on September 10, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	\$5
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	25
<b>Total .....</b>	<b>\$30</b>

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

13. Report on petition of Richard W. Kennedy (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Richard W. Kennedy, a mem-

ber of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on August 23, 1959, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Richard W. Kennedy, petitioner, 17 Peacevale road, Dorchester.....	\$45
Dr. Kermit H. Katz, 270 Commonwealth avenue .....	15
<b>Total .....</b>	<b>\$60</b>

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

14. Report on petition of Edward P. Kenney (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Edward P. Kenney, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on November 12, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Edward P. Kenney, petitioner, 40 Rockvale Circle, Jamaica Plain.....	\$72 00
Carney Hospital, 2100 Dorchester avenue, Dorchester.....	815 10
Dr. Milton F. Brougham, 264 Beacon street .....	365 00
<b>Total .....</b>	<b>\$1,252 10</b>

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

15. Report on petition of Walter F. Kurpeski (referred March 12) for indemnification for hospital, surgical, medical, and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Walter F. Kurpeski, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on November 12, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	\$11 25
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	10 00
<b>Total .....</b>	<b>\$21 25</b>

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

16. Report on petition of Nicholas F. Lepore (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Nicholas F. Lepore, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing



expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 16, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Boston Firemen's Relief Fund.....	\$12 60
Carney Hospital, 2100 Dorchester avenue, Dorchester.....	125 40
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	35 00

Total .....\$173 00  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

17. Report on petition of John J. Long (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. Long, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on October 27, 1959, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$398 32
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	270 00

Total .....\$668 32  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

18. Report on petition of Robert D. McGilveary (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Robert D. McGilveary, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 25, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Robert D. McGilveary, petitioner, 108 Garfield avenue, Hyde Park.....	\$3 25
Carney Hospital, 2100 Dorchester avenue, Dorchester .....	20 00

Total .....\$23 25  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

19. Report on petition of Joseph P. T. McNeil (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Joseph P. T. McNeil, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 12,

1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Joseph P. T. McNeil, petitioner, 8 Irvington street.....	\$6
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

20. Report on petition of John G. Monteiro (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John G. Monteiro, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on August 30, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Boston Firemen's Relief Fund.....	\$9 75
Carney Hospital, 2100 Dorchester avenue, Dorchester.....	721 05
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	15 00
Dr. James C. Walker, 264 Beacon street .....	350 00
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	360 00

Total .....\$1,455 80  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

21. Report on petition of Leo F. Mooney (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Leo F. Mooney, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on September 10, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$1,065 90
Dr. Milton F. Brougham, 264 Beacon street .....	440 00
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	365 00

Total .....\$1,870 90  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

22. Report on petition of John T. O'Halloran (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John T. O'Halloran, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December

4, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Dr. Harold G. Lee, 1101 Beacon street,  
Brookline .....\$10

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

23. Report on petition of Edward T. Quinlan (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Edward T. Quinlan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 20, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Massachusetts General Hospital, Fruit  
street ..... \$54 20  
Bay State Medical Rehabilitation Clinic,  
255 Charles street..... 110 00

Total .....\$164 20

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

24. Report on petition of John J. Swan (referred March 12) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. Swan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 3, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Boston Firemen's Relief Fund..... 178 35  
Carney Hospital, 2100 Dorchester ave-  
nue, Dorchester..... 61 00  
Dr. Robert W. Egan, 1180 Beacon  
street, Brookline..... 45 00

Total .....\$124 35

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

25. Report on petition of John S. Varner, Jr. (referred March 12), for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John S. Varner, Jr., a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 3, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Dr. Jules H. Shaw, 510 Commonwealth  
avenue .....\$34

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

AMENDMENT TO LAWS PERTAINING TO BOSTON RETIREMENT SYSTEM.

Coun. KERRIGAN offered the following:  
Resolved, That the petition of the Massachusetts State Firemen's Association for legislation amending the laws pertaining to the Boston Retirement System by striking out the words, "in the case of one who was a member at the time of his death," in lines 14 and 15 of the first paragraph of section 15 of chapter 521 of the Acts of 1922 as appearing in section 2 of chapter 163 of Acts of 1937 be, and hereby is, approved.

Referred to the Committee on Legislative Matters.

INVENTORY OF FEDERALLY-OWNED LAND IN BOSTON HARBOR FOR CONVEYANCE TO CITY OF BOSTON.

Conn. FOLEY offered the following:  
Whereas, The U. S. Government has from time to time acquired title to various parcels of real estate throughout the Boston Harbor area;

Whereas, The purposes for which such land was acquired have in many cases long since been served;

Whereas, Such land might have great value for development purposes if made available to the City of Boston, parcel by parcel or in one conveyance; be it therefore

Resolved, That the Corporation Counsel be respectfully requested, through his Honor the Mayor, to assemble an inventory of federally-owned land in the Boston Harbor area, specifically but not exclusively, including land on Deer Island, Long Island, and D street in South Boston, and further stating the legal status under laws governing the disposition of federal properties applicable to each parcel; be it further

Resolved, That the Corporation Counsel determine whether a bill which might be identified as a "Boston Harbor" bill might profitably be introduced in the Congress cutting through the involved federal procedures so that such of the land as is no longer needed might be expeditiously made available to Boston.

The resolution was adopted under suspension of the rules.

RECONSTRUCT AVENUE LOUIS PASTEUR AND AMERICAN LEGION HIGHWAY.

Coun. HINES offered the following:  
Ordered, That the Public Works Commissioner be requested, through his Honor the Mayor, to take emergency steps to reconstruct immediately Avenue Louis Pasteur and American Legion Highway, Ward 18.

Passed under suspension of the rules.

REQUEST FOR INFORMATION ON DELINQUENT TAXES.

Coun. PIEMONTE offered the following:  
Ordered, That acting under the provisions of section 17 of chapter 376 of the Acts of 1951 and any amendments pursuant thereto, the City Council, in meeting assembled on this day, March 19, 1962, do hereby request the Collector-Treasurer to furnish this Honorable Body the following information:

1. A detailed list of delinquent taxes on real estate, stating the amount due for each year beginning with the year 1961 and for each year prior.



2. A detailed list of delinquent taxes on personal property stating the amount due for the year 1961 and each year prior thereto.

3. A detailed list broken down by year and department or service of uncollected charges for the year 1961 and each prior year.

Passed under suspension of the rules.

#### LEGISLATION RE APPOINTMENT OF POLICE COMMISSIONER BY MAYOR.

Coun. McDONOUGH offered the following:

Resolved, That in the event that the Great and General Court enacts legislation which would empower the Mayor to appoint the Police Commissioner of the City of Boston, the City Council urgently recommends that said legislation contain a provision, whereby the Mayor's nominee be confirmed by a majority of the City Council before taking office and the said Commissioner after appointment be removed by the Mayor only for cause with the consent of a majority of the City Council after a hearing, and that a copy of this resolution be forwarded to the Chairman of the Legislative Committee before which the matter of appointment of the Boston Police Commissioner is now pending, immediately upon adoption.

Coun. TIERNEY moved to amend the foregoing resolution by striking out after the word "contain" the word "a" and insert the following words:

"a provision that the Police Commissioner be a resident of Boston for at least two years preceding his appointment and a further".

The amendment was adopted.

The resolution as amended was adopted, yeas 6, nays 3:

Yeas—Councillors Foley, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—6.

Nays—Councillors Coffey, Hines, Iannella—3.

Coun. McDONOUGH moved reconsideration of the foregoing vote.

The motion was lost.

#### CONVEYANCE OF EAST BOSTON FEDERAL PROPERTY TO CITY OF BOSTON.

Coun. COFFEY and FOLEY offered the following:

Whereas, The Federal Government is presently engaged in processing for disposition as surplus property land and extensive oil storage facilities in the East Boston section of Boston on McClellan Highway and Boardman street in the neighborhood of the Noyes Playground;

Whereas, Oil storage facilities in the particular area has always been a questionable use of the land because of the proximity of extensive and valuable residential properties; be it

Resolved, That the City Council invites the attention of the Boston Redevelopment Authority as it is now the Planning Board of the City of Boston to this matter and requests a planning study of this matter directed toward achieving a proper re-use of this site consistent with the General Plan for the East Boston area; he it further

Resolved, That the Corporation Counsel be respectfully requested, through his Honor the Mayor, to study this matter to determine whether it is possible to obtain a direct conveyance of this property to the City of Boston from the United States Government for the purpose of obtaining a properly controlled re-use, stating what new legislation may be useful.

The resolution was adopted under suspension of the rules.

#### REPORTING AND INDEXING OF COUNCIL MINUTES.

Coun. IANNELLA offered the following:

Ordered, That the City Clerk be authorized and directed to execute a contract with Elvira Johnson to make a stenographic report of all regular and special meetings of the City Council, for one year beginning on April 1, 1962, for the sum of \$5,000, payable in monthly installments; the expense of same to be charged to the appropriation for City Council Proceedings.

Ordered, That the City Clerk be authorized and directed to execute a contract with Blanche L. Goell for one year beginning on April 1, 1962, for the sum of \$1,500, payable in monthly installments of \$125 for making the index of the City Council Proceedings substantially in the form of the index of the City Council Proceedings for 1960; the expense of same to be charged to the appropriation for City Council Proceedings.

Severally passed under suspension of the rules.

#### REPORTING OF COMMITTEE MEETINGS.

Coun. IANNELLA offered the following:

Ordered, That the City of Boston, acting by the City Council, through the City Messenger, enter into a contract with Elvira Johnson, shorthand reporter, by which, until the maximum liability of the city thereunder is reached, said Elvira Johnson agrees to make by herself or by competent shorthand reporters engaged by her, and submit to the City Messenger with due diligence and dispatch, true and accurate transcripts of such meetings and hearings to be held by committees and subcommittees of the City Council between April 1, 1962, and March 31, 1963, both inclusive, as the City Messenger upon directions of the City Council or a committee thereof shall request and in accordance with such specifications as he shall prescribe, for which transcripts the city shall pay at the rate of one dollar for each original page and of twenty-five cents for each duplicate page ordered simultaneously with an original; provided that the liability of the city under such contract shall not exceed thirty-five hundred dollars; the expense of such contract to be charged to the appropriation for City Council, Contractual Service.

Passed under suspension of the rules.

#### DUMPING AT CALF PASTURE.

Coun. PIEMONTE offered the following:

Resolved, That the Health Division of the Commonwealth of Massachusetts is conducting a hearing at the Gardner Auditorium on Friday, March 23, 1962, in re dumping at Calf Pasture; and

Whereas, The Boston City Council have on numerous occasions voted that the license for private dumping at Calf Pasture be revoked and

Whereas, This Honorable Body feels that dumping at Calf Pasture is undesirable and a nuisance; now be it

Resolved, That this Honorable Body record itself against dumping at Calf Pasture and so advise the Health Department with a request that any permit for dumping at Calf Pasture be revoked and that a copy of this resolve be furnished the Health Division of the Commonwealth of Massachusetts prior to the hearing Friday, March 23, 1962.

The resolution was adopted under suspension of the rules.

Adjourned at 4.32 P.M., on motion of Councillor Tierney, to meet on Monday, March 26, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON

## Proceedings of City Council

Friday, March 23, 1962.

Special meeting of the City Council, held in the Council Chamber, City Hall, at 2 P.M., Senior Member Coffey in the chair. Absent, Councillors Foley, Iannella, McDonough, and Piemonte.

The meeting was held pursuant to the following call:

Boston City Council,  
Office of the President,

March 21, 1962.

To the Members of the City Council.  
Gentlemen:

You are hereby requested to assemble in the City Council Chamber, City Hall, on Friday, March 23, 1962, at two o'clock P.M. for the purpose of taking action on petition of the Boston

College Athletic Association for a license to conduct a basketball game between the Worcester-Boston All Stars and the New England College All Stars on Sunday, March 25, 1962, between the hours of 1.30 P.M. and 6.30 P.M., at Roberts Centre, Boston College, Chestnut Hill, Mass.

Respectfully,  
CHRISTOPHER A. IANNELLA,  
President.

Placed on file.

PETITION OF BOSTON COLLEGE  
ATHLETIC ASSOCIATION.

Petition of the Boston College Athletic Association for a license to conduct a basketball game between the Worcester-Boston All Stars and the New England College All Stars on Sunday, March 25, 1962, between the hours of 1.30 P.M. and 6.30 P.M., at Roberts Centre, Boston College, Chestnut Hill.

The question came on granting the license, and the license was granted under the usual terms and conditions.

The purpose for which the meeting was called having been accomplished, the Chair declared the meeting adjourned at 2.06 P.M.



## CITY OF BOSTON.

## Proceedings of City Council.

Monday, March 26, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Reverend Thomas A. Slymon, of the Basilica of Our Lady of Perpetual Help, Roxbury, was escorted to the rostrum.

## INVOCATION BY REVEREND THOMAS A. SLYMON.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

Eternal Father, give us a sense of balance. Let us not foolishly say all men are good nor at the same time say all men are bad. Every day good officials set to work earnestly; every day good decisions are made in our political forums. Every day the fight for truth and justice is waged by unknown numbers. It is the mark of a narrow, prejudiced mind to find a mistake in the part and condemn the whole. If there is a broken window in the building the small-minded demand the destruction of the building. Does not common sense dictate a simpler solution—the replacement of the window?

Merciful God, give us strong eyes not only for the bad perpetrated but the good performed. Let us, indeed, condemn evil but not forget to praise the good. Amen.

The meeting was opened with the salute to the Flag.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments: Weighers of Goods for the term ending April 30, 1963:

Max Sax, 5 Countryside Lane, Marblehead; George Sax, 90 Cedar street, Malden; Benjamin C. Kelerjian, 135 Main street, Malden. Severally referred to the Committee on Confirmations.

## APPROPRIATION FOR BOSTON JUVENILE COURT.

The following was received:

City of Boston,  
Office of the Mayor, March 19, 1962.  
To the City Council.  
Gentlemen:

I submit herewith an order for an additional appropriation of \$11,247 together with letters from the Justice of the Boston Juvenile Court and the Commissioner of Probation explaining the reasons therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

Commonwealth of Massachusetts,  
Boston Juvenile Court,

March 12, 1962.

Hon. John F. Collins,  
Mayor of Boston.  
Dear Mayor Collins:

I would like to have your approval for two additional probation officers and a secretary (classification Grade 15) to be included in the 1962 budget of the Boston Juvenile Court. I herein submit the reasons for this request.

This request is occasioned by the inability to raise the funds necessary to continue the Citizenship Training Group, Inc., which has been sponsored by this court for 25 years. On a previous occasion, in 1955, I made a similar request to the then Mayor John B. Hynes, which was approved, and one of the two probation officers approved (Mr. Louis G. Maglio) was assigned to the Citizenship Training Group, Inc., as Executive Director. At that time the need was occasioned by the fact that the Rotary Club of Boston, which was contributing \$12,000 to the program's budget, cut its contribution to \$8,000 and notified me that it would ultimately reduce its contribution until finally we could expect no further support. The reason for this was nothing to do with the worthiness of the Citizenship Training Group, Inc., and I attach a copy of their letter of November 10, 1961, in which they give their reasons.

In addition to this loss of support we also received notice from the Young Men's Christian Union (which previously had provided quarters free of charge) that they would expect us to begin paying rent in 1962 of \$1,250 and thereafter rent of \$2,500.

Although an outstanding Board of public-spirited citizens (a list of which is herewith attached) made every endeavor to raise funds to make up for the deficit and the increased obligation to the Young Men's Christian Union we find ourselves facing a deficit for the coming year and a greater deficit for the following year and with the possibility that we might have to abandon a project which is now known world-wide and has brought praise to the City of Boston.

Before writing this letter, in addition to personnel and group effort of the Board of Trustees, we made application again for assistance to the United Community Services and as of February 12, 1962, we were notified that this application could not be acted upon favorably, as shown by letter attached.

Because of the reasons outlined above, in order to continue with the meritorious work done by this agency, it is necessary now to again request that the City of Boston assume the employment and payment of the salaries of a secretary and two additional probation officers (one now known as the Assistant Director of the Citizenship Training Group, Inc., and the other as a Social Case Worker) to be assigned to this program. By doing this the remainder of the budget can be raised through private subscription.

I am attaching the budget of the Citizenship Training Group, Inc., together with material that I hope will enable your Honor to recommend these positions be included in the Boston Juvenile Court budget for 1962 with the result that Boston will continue a valuable project of 25 years of service to not only children but their families and our community.

I am to appear on March 16, 1962, before the Boston City Council on the Boston Juvenile Court budget for 1962, and if it is at all possible, and your decision is favorable, could these additions be included in our 1962 budget, which I presume will be acted upon by the Council on some date following the hearing of March 16.

The entrance salary for a probation officer is \$5,700 per annum and the entrance salary for a secretary (classification grade 15) is \$3,719.25 per annum.

In addition to the material indicated in the body of this letter I am enclosing also material regarding this important work of the Boston Juvenile Court in order that your Honor may have the opportunity of studying the merit of my request. This request is made by vote of the Board of Directors at our last annual meeting held on February 6, 1962.

As Judge of the Boston Juvenile Court and chairman of the Board of Directors of the Citizenship Training Group, Inc., I do hope that we will receive a favorable response to our application.

Sincerely,  
JOHN J. CONNELLY, Justice,  
President, Citizenship Training Group, Inc.



Commonwealth of Massachusetts,  
Boston Juvenile Court,  
March 13, 1962.

Mr. Henry T. Brennan,  
Supervisor of Budgets.  
My dear Mr. Brennan:

Enclosed is a copy of a letter received from Mr. Albert B. Carter, Commissioner of Probation, stating the necessity of the employment of a secretary to the staff of the Boston Juvenile Court in addition to the employment of two additional probation officers.

Sincerely yours,  
JOHN J. CONNELLY, Justice.

The Commonwealth of Massachusetts,  
Commissioner of Probation,  
March 13, 1962.

The Hon. John J. Connelly,  
Presiding Justice, Boston Juvenile Court.  
My dear Judge Connelly:

I am sorry that when I wrote you yesterday relative to the necessity for the continuation of the good work of the Citizenship Training Group that I neglected to recommend the appointment of adequate secretarial assistance to supplement the work of the two additional probation officers.

Under the provisions of chapter 276, section 99, General Laws, as amended by chapter 731, section 20, I recommend the appointment of a secretary for the group so that the probation officers will be free to devote their time to rehabilitative work with their probationers.

Very truly yours,  
ALBERT B. CARTER, Commissioner.

The Commonwealth of Massachusetts,  
Commissioner of Probation,  
March 12, 1962.

The Hon. John J. Connelly,  
Justice, Boston Juvenile Court.

Dear Judge Connelly:

I am informed that the private charitable sources which have now for well over 25 years financed the cost of operation of the Boston Juvenile Court's affiliate, the Citizenship Training Group, Inc., including the salaries of the Deputy Probation Officers assigned, are no longer able to undertake this responsibility.

It would be a damaging loss to your court to be deprived of this adjunct to its probation service, which has been so effective in straightening out and preventing further offenses by the boys who have benefited from this course of discipline. Like the concept of probation itself, which originated in Boston and has spread throughout this country, and much of the civilized world beyond, the Citizenship Training Group is a Boston-pioneered institution which has served as the prototype for similar disciplinary training in other states and abroad.

Under the provisions of section 99 of chapter 276 of the General Laws, as amended by chapter 731, section 20, Acts of 1956, I recommend that you appoint two additional probation officers for the purpose of assuming the duties of investigation, supervision, and training involved in your court's Citizenship Training Program.

Yours very truly,  
ALBERT B. CARTER, Commissioner.

Ordered, That the sum of eleven thousand two hundred forty-seven (11,247) dollars be, and hereby is, appropriated for the purpose hereinafter specified, said sum to be raised by taxation on the polls and estates in the City of Boston, and that all orders hereinafter or heretofore passed by the City Council relating to appropriations, taxes, and the interest thereon, apply to the appropriations and taxes herein provided for.

BOSTON JUVENILE COURT.

1. Personal Services.....\$11,247

Referred to the Committee on Appropriations and Finance.

#### VISIT TO CITY COUNCIL OF STUDENTS.

President IANNELLA welcomed to the City Council a delegation of students from Lexington High School, Stoughton High School, Saugus High School, Randolph High School, Archbishop Williams High School, King Philip Regional High School, Boston Latin School, J. E. Burke High School, English High School, Catholic Memorial High School, and Gate of Heaven High School. During the course of the meeting, President IANNELLA introduced the members of the Council and explained the procedures being followed by the Council.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

Harvey R. Brooks, for compensation for damage to car caused by ladder truck of Fire Department.

Joseph A. Cicconi, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Cypress Taxi, Inc., for compensation for property damage at Washington street and Williams street, Jamaica Plain, caused by city motor vehicle.

Lucille DeMarsco, for compensation for damage to car caused by city truck.

Katherine Devine, for compensation for damage to car caused by city truck.

Frank Gaetani, to be reimbursed as result of accident which occurred while in performance of duty as employee of the Traffic Department.

Francis E. Harkins, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Parks and Recreation Department.

Raymond T. Loneragan, Jr., to be reimbursed as result of two executions issued against him on account of his acts as an employee of the Fire Department.

Francis O'Donnell, for compensation for personal injuries and property damage caused by city motor vehicle.

Gaetano A. Perito, for compensation for damage to car caused by city truck.

William G. Powers, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Boston City Hospital.

Americo F. Silva, for compensation for damage to car caused by city truck.

Albert E. Taylor, for compensation for injuries caused by an alleged defect at 4501 Washington street, Roslindale.

George P. Wisneskey, for compensation for damage to car caused by Park Department vehicle.

#### PETITION FOR INDEMNIFICATION.

Petition of Charles N. Vogel, retired member of the Fire Department, for indemnification for hospital, medical and surgical expenses.

Referred to the Committee on Claims.

#### NOTICE OF HEARINGS BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Copy of notice was received from the Boston Edison Company of a hearing to be held before the Department of Public Utilities on April 6, 1962, at 10 A.M., on petition of Boston Edison Company for location of conduit on Charlesgate East at Commonwealth avenue in care and control of Metropolitan District Commission.

Copy of notice was received from the Boston Edison Company of a hearing to be held before the Department of Public Utilities on April 6, 1962, at 10 A.M., on petition of Boston Edison Company for locations of manholes, etc., on the Fenway, Agassiz road, Park Drive, and Boylston street in care and control of Metropolitan District Commission.

Copy of notice was received from the Boston Edison Company of a hearing to be held before the Department of Public Utilities on April 6, 1962, at 10 A.M., on petition of Boston Edison Company for location of manhole in Bay State road in care and control of Metropolitan District Commission.

Copy of notice was received from the Boston Edison Company of a hearing to be held before the Department of Public Utilities on April 6, 1962, at 10 A.M., on petition of Boston Edison Company for location of a vault, etc., in Charlesgate East in care and control of Metropolitan District Commission.

Copy of notice was received from the Boston Edison Company of a hearing to be held before the Department of Public Utilities on April 6, 1962, at 10 A.M., on petition of Boston Edison Company for location of conduit in Arborway, West Roxbury, in care and control of Metropolitan District Commission.

Copy of notice was received from the Department of Public Utilities of hearing to be held April 5, 1962, at 10 A.M., on petition of City Council of Boston that it is necessary that bridge over tracks of Boston & Maine Railroad at Cambridge street, Charlestown, be reconstructed.

Copy of notice was received from the Department of Public Utilities of hearing to be held March 30, 1962, at 10 A.M., on petition of Metropolitan Transit Authority to install underground conduits, wires, etc., on Commonwealth of Massachusetts property from Metropolitan Transit Authority property line to Commonwealth of Massachusetts, City of Boston boundary line, Lowell street, to Cotting street.

Severally placed on file.

BORROWING CAPACITY OF CITY IN 1962.

The following was received:

City of Boston,  
Board of Commissioners of Sinking Funds,  
March 21, 1962.

To the City Council.

Gentlemen:

At a meeting of the Board of Commissioners of Sinking Funds held on Wednesday, March 21, 1962, and acting in accordance with the provisions of chapter 93 of the Acts of 1891, the following vote was

“Voted, To accept the estimate of the City Auditor and the Collector-Treasurer, as per the detailed schedule herewith attached, of the amount which the city will be empowered to borrow during the fiscal year 1962 within the debt limit established by law and to certify the same to the Mayor and the City Council in accordance with chapter 93, Acts of 1891, as amended.”

It is estimated that the amount which the city will be empowered to borrow during the present municipal year within the debt limit established by law, subject to the approval of the Emergency Finance Board is \$13,523,882.53.

Very truly yours,

JOSEPH F. BIRMINGHAM, Chairman,  
GEORGE HANSEN,  
ROBERT S. WEEKS, JR.,  
GERARD E. HAYES,  
DAVID WEINBERG,

Board of Commissioners of Sinking Funds.

JOHN T. LEONARD,  
Temporary City Auditor,  
JAMES E. GALDEA,  
Collector-Treasurer.

DEBT INCURRING POWER IN 1962

Total debt incurring power within the debt limit (5 per cent of \$1,529,703,369, the average assessed valuation for three years, less abatements) . . . . .		\$76,485,168 45
Debt incurred:		
Total funded debt, city and county . . . . .	\$147,299,500 00	
Funded debt outside the debt limit (debt exempted from the operation of the law limiting municipal indebtedness):		
City Debt . . . . .	\$55,155,000	
Traffic Tunnel Debt . . . . .	100,000	
Traffic Tunnel Retirement Debt . . . . .	11,745,000	
Rapid Transit Debt . . . . .	36,453,500	
	<u>103,453,500 00</u>	
Funded debt within the debt limit . . . . .	\$43,846,000 00	
Offsets to funded debt:		
Sinking Funds . . . . .	\$50,681,334 29	
Less Sinking Funds for debt outside the debt limit:		
Permanent Housing . . . . .	\$1,641,515 43	
Rapid Transit . . . . .	36,453,500 00	
Traffic Tunnel . . . . .	106,541 04	
Traffic Tunnel Retirement . . . . .	12,215,063 74	
	<u>50,416,620 21</u>	
Offsets to funded debt within the debt limit . . . . .	264,714 08	
Net indebtedness within the debt limit December 31, 1961 . . . . .	\$43,581,285 92	
Loans authorized but not issued (within the debt limit) . . . . .	24,300,000 00	
Used debt incurring power within the debt limit . . . . .	67,881,285 92	
Unused debt incurring power within the debt limit, January 1, 1962 . . . . .	\$8,603,882 53	
Estimated increase during the year by:		
Serial bonds within the debt limit, redeemable during year . . . . .	4,920,000 00	
Estimated amount of indebtedness that may legally be incurred within the debt limit during the municipal year . . . . .	<u>\$13,523,882 53</u>	

Referred to the Committee on Appropriations and Finance.

APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Alfred Berman, John D. Cole, Sydney Levine, George N. Pierce, Orrie Tucker, and Joseph Weiner, having been duly approved by the Collector-Treasurer, were received and approved.

DESIGNATION OF DAVID LASKER.

Notice was received from the Mayor of the designation of David Lasker, 190 Sherman road, West Roxbury, Chairman of the Board of Election Commissioners, for the term of one year beginning April 1, 1962.  
Placed on file.



## ABSENCE OF MAYOR.

Notices were received from the Mayor of his absence from the city March 7 to March 9, 1962, and March 25 to April 17, 1962. Severally placed on file.

## DESIGNATION OF JOHN J. RILEY, JR.

Notice was received from the Mayor of the designation of John J. Riley, Jr., 270 Parker Hill avenue, Roxbury, to serve ex officio on the Board of Review at the pleasure of the Mayor, during the current municipal year ending December 31, 1962.

Placed on file.

## 1962 ANNUAL CONFERENCE, UNITED STATES CONFERENCE OF MAYORS.

A communication was received from the United States Conference of Mayors extending an invitation to the members of the City Council to attend the 1962 Annual Conference in Miami Beach, Florida, May 16-20, 1962.

Placed on file.

## PROPOSED NORTHEAST DIVISION OF BUREAU OF YARDS AND DOCKS, DEPARTMENT OF THE NAVY, LOCATE IN BOSTON.

The following was received:

Department of the Navy,  
Bureau of Yards and Docks,  
Washington, D.C.,

March 21, 1962.

My dear Mr. Malloy:

Thank you for the copy of the resolution of the Boston City Council regarding the proposed establishment of a Northeast Division of the Bureau of Yards and Docks in New York City, which would include the District Public Works Offices in Boston, New York, and Philadelphia.

The Bureau of Yards and Docks is responsible for the planning, design, construction and maintenance of the Naval shore establishment. Certain procurement responsibilities and contract authority have been delegated to our representatives in the field. These activities have been known as the District Public Works Offices, located in Boston, New York City, Philadelphia, Washington, D.C., Norfolk, Charleston, New Orleans, Great Lakes, Illinois, San Diego and San Bruno, California, Seattle, Kodiak, Alaska, Pearl Harbor, and London.

Recently we have been adjusting these field activities in order to properly allow for changing workloads. For instance, the District Public Works Offices in the Thirteenth and Seventeenth Naval Districts (Seattle and Kodiak) were combined into a Northwest Division, Bureau of Yards and Docks, with the main office at Seattle and an office in Kodiak. (Two other divisions were established at the same time, April 1961—the Southeast Division at Charleston and the Southwest Division at San Diego. However, both of these involved only one District Public Works Office. Subsequently the European and Middle East Division was established at London, England.)

On February 14, 1962, pursuant to similar thinking, we sent a request to the Chief of Naval Operations for the designation of a Northeast Division of this Bureau, to include the District Public Works Offices in the First, Third, and Fourth Naval Districts. (Boston, New York, and Philadelphia, respectively.)

The level of the appropriation, "Military Construction, Navy" has steadily declined from \$442 million in 1955 to a proposed \$225 million in fiscal year 1963. With this reduced construction workload, it has been necessary to reduce the total staffing of our District Public Works Offices and Bureau Divisions from 4,800 persons in 1956 to a current on-board count of 3,760. This problem has been especially acute in the New England and Middle Atlantic states because of the geographical location of the construction.

With regard to the Boston District Public Works Office, there will be no personnel reductions in the forthcoming fiscal year as a direct result of the proposal to have over-all supervision of the construction program administered in a Division Headquarters. A reduction in personnel is contemplated of approximately 33 of the present 271 employees of the Boston office. However, this is because the construction workload administered by the Boston office was \$20.2 million in 1962, but is estimated at only \$11.4 million in fiscal year 1963. This reduction will still have to be effected in fiscal year 1963 whether or not arrangements for the program are changed.

It is our intention to advertise construction contracts, hold bid openings, and make contract awards in the office nearest to the site of the proposed work. Should our reorganization plan be approved, there would be no change in the relationship between New England contractors and the Boston office.

There is no intention to disestablish the District Public Works Office in Boston under any circumstances. In addition, no immediate action on reorganization is contemplated, and you may be assured it will be thoroughly explored, including the aspects of location, before it is placed in effect.

Sincerely,  
P. CORRADI,

Rear Admiral, CEC, USN, Chief of Bureau.  
Placed on file.

## REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Robert F. Cusick (referred March 19) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Parks and Recreation Department—recommending passage of the accompanying order:

Ordered, That the sum of six hundred dollars (\$600) be allowed and paid to Robert F. Cusick, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Parks and Recreation Department, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Michael C. Santoianni (referred March 19) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of seven hundred thirty-nine dollars (\$739), be allowed and paid to Michael C. Santoianni, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Ladder 21, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

## SALUTE TO BOYS' CLUBS OF BOSTON AND AMERICA.

Coun. IANNELLA, in behalf of the Councilors, offered the following:

Whereas, The week of April 8 to April 15 marks the observance of National Boys' Club Week;

Whereas, The Boys' Club National Movement was founded in the City of Boston in 1906 and is now an organization of national and international prominence and influence;

Whereas, These clubs do outstanding work not only in strengthening of bodies and betterment of minds of our young Americans, but also in teaching them the true meaning of democracy and preparing them, through competition and brotherhood, to be responsible, honest, self-reliant leaders of the future; and

Whereas, "Operation Juvenile Decency," the theme of National Boys' Club Week, will stress the often forgotten fact that the great majority of American boys are essentially



decent youngsters; that the objective of the Boys' Clubs of America—as a weapon in the prevention of juvenile delinquency—is to provide constructive guidance when and where it counts and to "Help Him Measure Up" to be tomorrow's responsible citizen;

Resolved, That the Boston City Council, in the meeting assembled, salutes the Boys' Clubs of Boston, and the Boys' Clubs of America for the splendid work they have done in the past, and are now doing, in molding the boys of today, to become good citizens of tomorrow.

The resolution was adopted under suspension of the rules.

#### TEMPORARY APPOINTMENTS IN CLERK OF COMMITTEES DEPARTMENT.

Coun. IANNELLA offered the following:

Ordered, That effective March 28, 1962, the following-named persons be, and hereby are, appointed in the service of the Clerk of Committees Department to the positions set against their respective names, until the fourth Wednesday of April, 1962, at the salaries in effect for them on March 27, 1962:

Rita G. Cimeno, temporary clerk-stenographer.

George E. Corcoran, temporary clerk.

Agnes G. Dinsmore, temporary clerk-receptionist.

Edmund T. Doyle, Jr., temporary clerk.

Michael A. Flynn, temporary clerk.

Anthony Marmo, temporary clerk.

Jeanne Silver, temporary clerk-stenographer.

Arthur Vaughn, temporary clerk.

Frances B. Winn, temporary clerk.

James P. Scanlan, temporary clerk.

Passed under suspension of the rules.

#### PROPOSED RE-USE OF FORMER CAMP MCKAY SITE.

Coun. FOLEY offered the following:

Be it Resolved, That the Boston Redevelopment Authority as it is the Planning Board of the City of Boston be respectfully requested, through his Honor the Mayor, to study the proposed re-use of the former Camp McKay emergency public housing site in South Boston as a self-service maximum parking department store; be it further

Resolved, That the concept of ultimate development, a continuous public beach from Castle Island to Commercial Point with adequate parking ought now to be examined by the Planning Board before sporadic development along the shoreline makes such a development prohibitively expensive.

The resolution was adopted under suspension of the rules.

In connection with the foregoing resolution, Councillor Tierney offered the following:

Moved, That a copy of the foregoing resolution be forwarded to the Superintendent of the Boston Public Schools.

The motion was carried.

#### INFORMATION ON PAYMENT OF TAXES ON ASSESSMENTS.

Coun. PIEMONTE offered the following:

Ordered, That the Corporation Counsel be requested under the provisions of section 17F of chapter 376 of the Acts of 1951, and any amendments pursuant thereto and under any other authority vested in the City Council, answer in writing, by the next meeting of the City Council, the following questions:

1. The total amount of moneys due as of January 2, 1962, for taxes, interest and cost on assessments on real estate for the year 1961 and each year prior thereto.

2. The total amount of moneys due as of January 2, 1962, for taxes, interest and cost on assessments on personal property for the year 1961 and each year prior thereto.

3. The total amount of moneys due as of January 2, 1962, for polls and interest, and cost for assessments of polls for the year 1961 and each year prior thereto.

4. The amount of moneys collected from each of the above sources from January 1, 1962, to the date of the answer.

Coun. TIERNEY in the chair.

The foregoing order was passed under suspension of the rules.

#### REPEAL OF ORDINANCE CONCERNING ANNUAL CHARGES FOR THE USE OF THE COMMON SEWERS.

Coun. PIEMONTE offered the following:  
City of Boston.

In the Year Nineteen Hundred and Sixty-Two. An Ordinance Concerning Annual Charges for the Use of the Common Sewers.

Be it ordained by the City Council of Boston, as follows:

Section 8 of chapter 30 of the Revised Ordinances of 1961, as inserted by chapter 11 of the Ordinances of 1961 is hereby repealed.

Pres. IANNELLA in the chair.

The foregoing ordinance was referred to the Committee on Ordinances.

#### AMEND ORDINANCE RE ANNUAL CHARGES FOR THE USE OF THE COMMON SEWERS.

Coun. FOLEY offered the following:

Be it Ordained, That chapter 30 of the Revised Ordinances of 1961 as amended by chapter 11 of the Ordinances of 1961 is hereby further amended by striking from section 8 (1) the words "twelve dollars" and inserting in place thereof the words "four dollars"; (2) by further striking therefrom the words "twelve thousand cubic feet" and inserting in place thereof "four thousand cubic feet."

Referred to the Committee on Ordinances.

#### VALIDITY OF ORDINANCE ESTABLISHING ANNUAL CHARGES FOR THE USE OF THE COMMON SEWERS.

Coun. PIEMONTE offered the following:

Ordered, That the Corporation Counsel be, and is hereby, requested to commence and prosecute such legal action as may be necessary to obtain a declaratory judgment or otherwise test the validity of the sewer tax as respect to the right of the city by ordinance enacted on December 13, 1961, to levy a sewer tax based on water consumed in 1961.

Referred to the Committee on Ordinances.

#### POLICY RE HEIGHT RESTRICTIONS ON COMMONWEALTH AVENUE.

Coun. FOLEY offered the following:

Resolved, That the City Clerk be directed to obtain an adequate number of copies of a communication dated on or about May 10, 1961, from the Development Administrator to the Zoning Commission concerning among many other matters the heights of buildings on Commonwealth Avenue, and forward the same to all members of the Senate of the Great and General Court which is now considering a bill which would eliminate height restrictions; be it further

Resolved, That the Boston Redevelopment Authority as it is the Planning Board for the City of Boston be respectfully requested to state whether the letter of May 10, 1961, accurately reflected Boston Redevelopment Authority policy at that time and whether it now supports the effort to eliminate Commonwealth Avenue height restrictions on new construction.

The resolution was adopted under suspension of the rules.

#### PETITIONS FOR INDEMNIFICATION.

Petitions of Walter F. Almeida, Ralph E. Berry, Ralph C. Brogna, Louis J. Civitarese, John J. Crehan, James J. Downey, Leo J. Fama, John S. Kane, John J. Maffei, John P. McLaughlin, and John J. Swan, members of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses.

Severally referred to the Committee on Claims.

#### CONTRIBUTORY INSURANCE FOR RETIRED EMPLOYEES.

Coun. PIEMONTE offered the following:

Whereas, the Boston City Council has before it several measures pertaining to the employees contributory insurance; and

Whereas, The Legislature has before it a measure which would cover retired city employees; and

Whereas, It is the desire of the City Council to act upon the legislation now before it which would grant hospitalization and insurance benefits to present employees without prejudicing rights of retired employees; now therefore be it

Resolved, That the Boston City Council, in meeting assembled, on Monday, March 26, 1962, does go on record in favor of the passage of legislation which would grant coverage to those retired employees who are not now covered by such contributory insurance plan, and so advise the Massachusetts Legislature and urge the Legislature to take speedy action on the same, and that a copy of this resolution be forwarded to the Hon. John E. Powers, President of the Senate and Hon. John F. Thompson, Speaker of the House of Representatives.

The resolution was adopted under suspension of the rules.

#### CONCERNING BILLS FOR USE OF SEWERS.

Coun. McDONOUGH offered the following:

Ordered, That the Public Works Commissioner be requested to state in writing on or before Monday, April 2, 1962, whether or not the bills for sewer use which are currently being sent out are for use of the sewers for the year 1961 or for the year 1962.

Passed under suspension of the rules.

Adjourned at 4.36 P.M., on motion of Councilor Sullivan, to meet on Monday, April 2, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

**(Stenographic copy of such debate on file in office of City Clerk.)**

## CITY OF BOSTON.

## Proceedings of City Council.

Monday, April 2, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

Almighty and Eternal God, we thank Thee for the privilege and joy of entering upon a new day for through Thy mercy we are spared and by Thy power we are sustained.

Grant that Thy spirit may interpret for us life's sacred meaning and reveal its glorious opportunities. May we ask to know the sanctity of even the most commonplace task and perform every duty faithfully.

Show us how we may minister to the needs of our city. Where there is darkness, may we be the messengers of light; where hearts are bruised and broken, may we bring the healing consolation of Thy grace; where there is fear, may we be the ambassadors of courage and hope; where there is despair, may we be the heralds of a better day.

In Christ's name we bring our petition. Amen.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

The meeting was opened with the salute to the Flag.

## JURORS DRAWN.

Jurors were drawn in the manner prescribed by law, Councilor Sullivan presiding at the box, in the absence of the Mayor, viz.:

Sixty-four traverse jurors, Superior Criminal Court, to appear May 7, 1962:

John W. Farmer, Ward 1; Grace J. Flanagan, Ward 1; Henry E. Garcia, Ward 1; Walter Horne, Ward 1; Harold J. Brophy, Ward 2; Alice J. Byrne, Ward 2; Leonard G. Mullins, Ward 2; Coleman F. Sullivan, Ward 2; Pasquale Borzillo, Ward 3; Ethel S. Bickford, Ward 4; Rollins Edwards, Ward 4; Ruth Adams, Ward 5; Loren L. Benson, Ward 5; Hyman Swetsoff, Ward 5; Edward P. Michalski, Ward 6; Frederick P. O'Connor, Ward 6; Vincent M. Proto, Ward 6; Peter Raskauskas, Ward 6; Charles E. Cherry, Ward 7; Frank McDade, Ward 7; Michael J. O'Toole, Ward 7; Walter Bolt, Ward 9; Anthony C. Porter, Ward 9; James E. Steele, Ward 9; Joseph E. Dooley, Ward 10; James McGonagle, Ward 10; Joseph P. Rafferty, Ward 10.

James T. Carlisle, Ward 11; Paul J. Haasis, Ward 11; Stephen J. O'Brien, Ward 11; Rocco J. Vcsolo, Ward 11; Joseph Epstein, Ward 12; Henry Thomas, Ward 12; John Connolly, Ward 13; John J. Flaherty, Ward 13; Evans L. Freedman, Ward 13; Theodore J. Lipinski, Ward 13; Clarence A. Barnes, Ward 14; Samuel Bolski, Ward 14; Angelo M. Colarusso, Ward 14; Walter Daley, Ward 14; Ruth Greenberg, Ward 14; Hyman Lipson, Ward 14; Richard M. Clancy, Ward 15; Ellen Gibbons, Ward 15; Helen C. Grigas, Ward 15; Edna Baszynski, Ward 16; Joseph A. Ciampoli, Ward 16; Chester A. Finn, Ward 16; Rita Gardas, Ward 16; Marshall J. Pomeroy, Ward 16; John W. True, Ward 16; Carmela M. DiSciullo, Ward 17; Joseph W. Lawler, Ward 18; Marjorie F. Olson, Ward 18; Salvatore

Rizzo, Ward 18; William W. Shine, Ward 18; Samuel D. Torio, Ward 18; John Colantoni, Ward 19; James F. Welch, Ward 19; Paul J. Amanti, Ward 21; Edward E. Galluccio, Ward 21; James F. Clinton, Ward 22; Daniel O'Keefe, Ward 22.

Coun. McDONOUGH in the chair.

One hundred fifty-five traverse jurors, Superior Criminal Court, to appear May 7, 1962, viz.:

Agnes Conti, Ward 1; Oscar Forlani, Ward 1; Joseph LaRaia, Ward 1; Antonio Marzano, Ward 1; Frank Porfido, Ward 1; James H. Ahern, Ward 2; Alfred J. LaPage, Ward 2; Vincent L. Pace, Ward 2; Mary B. Wrenn, Ward 2; Nathan Berman, Ward 3; Joseph Bondanza, Ward 3; Manuel Cardoza, Ward 3; William J. Doherty, Ward 3; Gerald N. Ficociello, Ward 3; Albert Gullotto, Ward 3; George Edward Boyle, Ward 4; Barney Burstein, Ward 4; Judith L. Conant, Ward 4; Andrew Durham, Ward 4; James D. Mohan, Ward 4; Joseph Stewart, Ward 4; Ruth M. Stone, Ward 4; Charles W. Swarbrick, Ward 4; William P. Sweeney, Ward 4.

Jack Aifer, Ward 5; Raymond E. Barron, Sr., Ward 5; Robert N. Benoit, Ward 5; Floyd B. Ferris, Ward 5; Samuel P. Gordon, Ward 5; Edward Pasquale, Ward 5; John S. Perkins, Ward 5; Raymond S. Pugh, Ward 5; John P. Devlin, Ward 6; Fred A. Geissler, Ward 6; Raymond Kennedy, Ward 6; John D. Patterson, Ward 6; John Stefanik, Ward 6; Joseph E. Tomilson, Ward 6; Roland J. Beytes, Ward 7; John Brabants, Ward 7; Barbara E. Cuddyer, Ward 7; Peter S. DiMaggio, Ward 7; James E. Gill, Ward 7; Edwin M. Kiewicz, Ward 7; William J. Murray, Ward 7; Timothy J. O'Brien, Ward 7; Alvar T. Peterson, Ward 7; William J. Schwabe, Ward 7; Patrick J. Walsh, Ward 7; Ralph L. Whipple, Ward 7; Walter E. Feehan, Ward 8; Antonino Triolo, Ward 8; Leavy I. Beal, Ward 9; John Bolis, Ward 9; Dositheous Campbell, Ward 9; Peter J. Davidson, Ward 9; Orlando R. DiBlasio, Ward 9; Joseph F. Fraser, Ward 9; Lucy Horner, Ward 9; Helen Hynes, Ward 9.

Robert W. Jenkins, Ward 9; Richard Kellett, Ward 9; Joseph R. Morris, Ward 9; Patrick J. Barry, Ward 10; Abraham O. Kaplan, Ward 10; Edward L. Lescord, Ward 10; Edward McGarry, Ward 10; Henry P. McManus, Ward 10; Walter Paul Nelson, Ward 10; Marion G. Sullivan, Ward 10; Timothy Sullivan, Ward 10; George J. Williams, Ward 10; William F. Andrews, Ward 11; Richard F. Boucher, Ward 11; Joseph F. Cady, Ward 11; Charlotte E. Carlson, Ward 11; Francis E. Kelly, Ward 11; Thomas F. Kelly, Ward 11; Cyrus James McNulty, Ward 11; Benjamin F. Robinson, Ward 11; Alfred D. Scipione, Ward 11; George E. Greer, Ward 12; William Johannis, Ward 12; David A. Mayers, Jr., Ward 12; Harold S. Smith, Ward 12; Robert Venable, Ward 12; Timothy Joseph Connolly, Ward 13; John L. Gallagher, Ward 13; Rose Realini, Ward 13; Frank V. Schuler, Ward 13; John J. Sheehan, Jr., Ward 13; John P. Sullivan, Ward 13.

Louis R. Coccimiglio, Ward 14; Samuel Cohen, Ward 14; Margaret M. Donohue, Ward 14; Maurice Freedman, Ward 14; Sidney Kramer, Ward 14; Richard A. Marquardt, Ward 14; Eugene S. Stiles, Ward 14; Gabriel M. Taylor, Ward 14; Evelyn M. Thornton, Ward 14; David Frank Young, Ward 14; Joseph J. Bertino, Ward 15; Ernest C. Brown, Ward 15; Muriel L. Ferguson, Ward 15; Philip W. Maney, Ward 15; Ronald J. McDonald, Ward 15; Leo P. O'Leary, Ward 15; Arthur W. Roos, Ward 15; Frederick B. Beer, Ward 16; John C. Cawley, Ward 16; Frank Corey Darling, Ward 16; Charles M. Davidowicz, Ward 16; Henry W. Ford, Ward 16; Michael Medick, Ward 16; Francis X. Miller, Ward 16; John W. Powers, Ward 16; Samuel J. Santorelli, Ward 16; Robert M. Sullivan, Ward 16; Richard F. Wyse, Ward 16; Harry E. August, Ward 17; Sydney B. Dwyer, Ward 17; Edward J. Harrington, Ward 17;



Edward R. Kelly, Jr., Ward 17; Anthony Lembo, Ward 17; John J. McSharry, Ward 17; Edward J. O'Keefe, Ward 17; Frank R. Whalen, Ward 17.

Joseph Thomas Burke, Ward 18; Rudolph L. Citrone, Ward 18; Stephen Louis Ferris, Ward 18; Jacob Fraser, Ward 18; Robert McLeod, Ward 18; Teresa M. O'Hara, Ward 18; Charles H. Raymond, Ward 18; Ruth C. Rodgers, Ward 18; Eleanor V. Stone, Ward 18; John J. Devin, Ward 19; Hugh Greene, Ward 19; Edward J. Murphy, Ward 19; Thomas H. Perry, Ward 19; John J. Connolly, Ward 20; Raymond A. Finlayson, Ward 20; Richard B. Fowler, Ward 20; Leo B. Gray, Ward 20; Ruth C. Martin, Ward 20; Charles R. McKenzie, Ward 20; Paul T. Gilday, Ward 21; Pauline E. Goodwin, Ward 21; Samuel Rubin, Ward 21; Cesare C. Abate, Ward 22; George E. Duffy, Ward 22; Rubert W. Flagg, Ward 22; George H. Flynn, Ward 22; Edward D. Reilly, Ward 22.

Pres. IANNELLA in the chair.

PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

Claims.

Rosina Abate, for compensation for damage to property at 185 Bennington street, East Boston, caused by police.

Aetna Insurance Company, for compensation for damage to car of Ann Stewart caused by city truck.

Alfred C. Antonelli, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Penal Institutions Department.

Joanne Barrasso, to be reimbursed for expenses incurred in replacement of sewer pipes at 46 and 48 Everett street, East Boston.

Frederick J. Dacey, Jr., for compensation for personal injuries and damage to car caused by fire apparatus.

Bernard F. Eames, for injuries and damage to car caused by an alleged defect on Northern avenue.

Leon L. Furr, for refund of fee paid for amendment to building application.

Beatrice Levy, to be paid for salary lost due to illness while employed in Collecting Department.

John J. O'Rourke, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Public Works Department.

Richard J. Shruhan, to be reimbursed as result of two executions issued against him on account of his acts as an employee of the Parks and Recreation Department.

Ethel Silver, for compensation for damage to car caused by snowplow.

NOTICE OF HEARING BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held April 24, 1962, at 10 A.M., on petition of Boston Edison Company for approval to change par value of common stock from \$25 to \$10 per share.

Placed on file.

APPROVAL OF CONSTABLES' BONDS.

The bonds of the following, have been duly approved by the Collector-Treasurer, were received and approved by the Council:

Henry Atwood, Alfred Blaustein, Ralph J. DelSordo, William G. Fitzgerald, Frank A. Kravitsky, Nathan Kravitsky, Salvatore Maffei, Norman Marcus, Raphael R. Rafferty, Edward J. Rockett, Joseph P. Schrank, Edward W. Sheehan, Robert L. Shuman, Charles E. Simms, Clifford L. Smith, Michael J. Smith, Harry H. Sneider, Jerome Suvale, Benjamin J. Tackeff, William Tepper.

SALE OF LAND ON FOREST HILLS STREET.

Coun. HINES called up, under unfinished business, No. 1 on the Calendar, viz.:

Order for sale of land on Forest Hills street, West Roxbury, to Sacred Heart of Jesus Ukrainian Catholic Church, Inc.

On March 19, 1962, the foregoing order was read once and passed, yeas 9.

The order was given its second reading and passage, yeas 7, nays 0.

Yeas—Councillors Coffey, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan—7. Nays—0.

REPORT OF COMMITTEE ON LICENSES.

Coun. COFFEY, for the Committee on Licenses, offered the following:

Report on petition (referred March 19) of Boston Red Sox for license for Sunday Sports at Fenway Park on various Sundays in 1962—recommending that license be granted.

The report was accepted, and the license was granted under the usual conditions.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Walter F. Almeida (referred March 26) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Walter F. Almeida, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 9, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

St. Elizabeth's Hospital, 736 Cambridge street, Brighton.....\$58 28 said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Ralph E. Berry (referred March 26) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Ralph E. Berry, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 22, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

St. Elizabeth's Hospital, 736 Cambridge street, Brighton..... \$15 00  
Dr. George F. Keenan, 520 Commonwealth avenue..... 55 00  
Dr. George A. Curley, 41 Mt. Hope street, Roslindale..... 59 00  
Dr. Edward J. Palmer, 1269 Beacon street, Brookline..... 75 00  
The Faulkner Hospital, 1153 Centre street, Jamaica Plain..... 186 75

Total .....\$390 75

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of Ralph C. Brogna (referred March 26) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Ralph C. Brogna, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 26, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Paul I. O'Brien, 1101 Beacon street, Brookline .....	\$100
Dr. Louis N. Pernokas, 1269 Beacon street, Brookline .....	30
Dr. A. S. MacMillan, Jr., 319 Longwood avenue .....	30
Total .....	\$160

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

4. Report on petition of Louis J. Civitarese (referred March 26) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Louis J. Civitarese, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 27, 1955, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Louis J. Civitarese, petitioner, 11 Woodward Park street, Dorchester.....	\$19 55
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	15 00
Total .....	\$34 55

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

5. Report on petition of John J. Crehan (referred March 26) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. Crehan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 2, 1956, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Lawrence T. Christian, 1065 Beacon street, Brookline.....	\$40
John J. Crehan, petitioner, 10 Bonad road, West Roxbury.....	40
Total .....	\$80

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

6. Report on petition of James J. Downey (referred March 26) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of James J. Downey, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 12, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

James J. Downey, petitioner, 801 East Third street, South Boston.....	\$7 50
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	10 00
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	10 00
Total .....	\$27 50

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

7. Report on petition of Leo J. Fama (referred March 26) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Leo J. Fama, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 2, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Dr. Howard Stanley Cohen, 419 Boylston street .....	\$60
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

8. Report on petition of John S. Kane (referred March 26) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John S. Kane, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 26, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

John S. Kane, petitioner, 72 Myrtlebank avenue, Dorchester.....	\$19 40
Dr. Francis L. Colpoys, 1 Peabody square, Dorchester.....	25 00
Total .....	\$44 40

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

9. Report on petition of John J. Maffei (referred March 26) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. Maffei, a member of



the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 8, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

John J. Maffei, petitioner, 6 Chisholm terrace, Roslindale.....\$10  
 Dr. Francis L. Colpoys, 1 Peabody square, Dorchester ..... 10

Total .....\$20  
 said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

10. Report on petition of John P. McLaughlin (referred March 26) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John P. McLaughlin, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 28, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. John J. Todd, 587 Beacon street.....\$125 00  
 Carney Hospital, 2100 Dorchester avenue, Dorchester..... 313 50

Total .....\$438 50  
 said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

11. Report on petition of John J. Swan (referred March 26) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. Swan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 3,

1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Boston Firemen's Relief Fund..... \$31 70  
 Dr. Robert W. Egan, 1180 Beacon street, Brookline..... 40 00  
 Carney Hospital, 2100 Dorchester avenue, Dorchester..... 185 00

Total .....\$256 70  
 said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

SEWER USE BILLS FOR 1961 OR 1962.

The following was received:  
 City of Boston,

Office of the Mayor, March 30, 1962.  
 To the City Council.

Gentlemen:  
 I transmit herewith communication from the Commissioner of Public Works concerning your order of March 26, 1962.

Respectfully,  
 CHRISTOPHER A. IANNELLA,  
 Acting Mayor.

City of Boston,  
 Public Works Department,  
 March 29, 1962.

Albert Kramer,  
 Administrative Assistant, Mayor's Office.

Dear Sir:  
 Reference is made to the following City Council order of March 26, 1962:

"Ordered, That the Public Works Commissioner be requested to state in writing on or before Monday, April 2, 1962, whether or not the bills for sewer use which are currently being sent out are for use of the sewers for the year 1961 or for the year 1962."

This is to advise that the Commissioner of Public Works, under authority of chapter 11 of the City Ordinances of 1961, assessed sewer use charges upon every estate in the city having a particular sewer discharging into the common sewers of the city on December 29, 1961. All sewer maintenance commitments for the year 1961 have been or will be paid from the ad valorem tax. The moneys derived from the current sewer use charge will be applied to the expenses of the Sewer Division incurred during the year 1962.

Respectfully,  
 JAMES W. HALEY, Commissioner.  
 Referred to the Committee on Ordinances.

REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. SULLIVAN, for the Committee on Appropriations and Finance, submitted the following:

On the message of the Mayor and Appropriations and Tax Orders for the year 1962, submitted by the Mayor on February 5, 1962, your committee submits the following:

Public hearings were scheduled before the full committee on every City and County Department for which funds were requested. Your committee conducted twenty-eight of these hearings at which department heads and others responsible for the administration of City and County Departments presented their program and budgetary needs for the year 1962.

At the conclusion of the public hearings your committee met with the Budget Director and his staff of budget analysts and over a period of several days reviewed the budgets of all departments. During this review the budget analysts were requested to submit recommendations for budget reductions based upon information now available, which they did not have at the time the budget was prepared.

Based upon the public hearings, testimony of the department heads, recommendations of the budget analysts, and a detailed review of the budget, your chairman recommended the following reductions to the Committee in Executive Session:

CITY BUDGET

Mayor, Office Expenses, Item 1, Personal Services.....	\$1,800
Office of Development, Special Appropriation.....	66,600
Office of Neighborhood Improvement, Special Appropriation.....	41,000
Conventions and Entertainment of Distinguished Guests, Special Appropriation.....	5,000
Committee for Civic Unity, Special Appropriation.....	700
Treasury Division, Treasury Department	
Item 2, Contractual.....	1,000
Item 4, Current Charges and Obligations.....	2,000



Administrative Services Department	
Item 1, Personal Services.....	\$3,500
Item 4, Current Charges and Obligations.....	20,000
Law Department, Item 1, Personal Services.....	8,000
Real Property Department	
Item 1, Personal Services.....	10,000
Item 2, Contractual Services.....	20,000
Item 4, Current Charges and Obligations.....	4,000
Item 7, Structures and Improvements.....	20,000
Police Department	
Item 1, Personal Services.....	230,000
Item 2, Contractual Services.....	20,000
Item 3, Supplies and Materials.....	5,000
Item 4, Current Charges and Obligations.....	4,000
Fire Department	
Item 1, Personal Services.....	65,000
Item 2, Contractual Services.....	18,000
Item 5, Equipment.....	5,000
Building Department, Item 2, Contractual Services.....	20,000
Civil Defense Activities	
Item 1, Personal Services.....	5,000
Boston Traffic Department	
Item 1, Personal Services.....	6,000
Public Works Department	
Item 1, Personal Services.....	100,000
Item 2, Contractual Services.....	53,000
Item 3, Supplies and Materials.....	15,000
Item 5, Equipment.....	5,000
Health Department	
Item 1, Personal Services.....	25,000
Item 2, Contractual Services.....	8,000
Hospital Department	
Item 1, Personal Services.....	25,000
Item 2, Contractual Services.....	64,000
Item 3, Supplies and Materials.....	65,000
Item 5, Equipment.....	25,000
Item 7, Structures and Improvements.....	80,000
Welfare, General	
Item 4, Current Charges and Obligations.....	300,000
Veterans' Services Department	
Item 4, Current Charges and Obligations.....	50,000
Library Department	
Item 1, Personal Services.....	50,000
Item 2, Contractual Services.....	11,000
Parks and Recreation Department	
Item 1, Personal Services.....	45,000
Item 2, Contractual Services.....	19,000
Item 3, Supplies and Materials.....	10,000
Item 7, Structures and Improvements.....	25,000
Item 8, Land and Non-structural Improvements to Land.....	30,000
Workmen's Compensation	
Item 1, Personal Services.....	3,000
Boston Redevelopment Authority	
Item 1, Personal Services.....	25,000
Item 2, Contractual Services.....	10,000
Item 5, Equipment.....	1,000

COUNTY BUDGET

Jail	
Item 1, Personal Services.....	5,000
Item 2, Contractual Services.....	2,000
Item 3, Supplies and Materials.....	3,000
Penal Institutions Department	
Item 3, Supplies and Materials.....	15,000
Criminal Session, Superior Court	
Item 2, Contractual Services.....	10,000
Municipal Court, City of Boston	
Item 1, Personal Services.....	15,000
Court Officers' Division, Superior Court	
Item 1, Personal Services.....	50,000

INCOME DEPARTMENTS BUDGET

Sewer Service, Public Works Department	
Item 1, Personal Services.....	10,000
Item 2, Contractual Services.....	13,000
Item 3, Supplies and Materials.....	5,000
Item 5, Equipment.....	3,000
Cemetery Division, Parks and Recreation Department	
Item 2, Contractual Services.....	2,000
Item 5, Equipment.....	5,000
Item 8, Land and Non-structural Improvements to Land.....	10,000
Water Service, Public Works Department	
Item 1, Personal Services.....	50,000
Item 2, Contractual Services.....	35,000
Item 3, Supplies and Materials.....	20,000
Item 4, Current Charges and Obligations.....	8,000
Item 5, Equipment.....	20,000
Item 7, Structures and Improvements.....	20,000

Total of recommended reductions..... \$1,864,100

It is quite generally known, but may bear repeating, that the City Council cannot increase the budget as submitted by the Mayor but can only adopt, reduce, or reject the same.

After full discussion and careful consideration, your committee recommends that the Appropriations and Tax Orders for the year 1962, submitted by the Mayor on February 5, 1962, be passed with reduced items as shown on the attached schedule.

Concerning your committee's recommendation that all funds for the Mayor's Special Appropriation for the Office of Neighborhood Improvement be eliminated, it should be stressed that the intent was to reject "without prejudice" and to respectfully suggest that his Honor, the Mayor, resubmit this matter in a supplementary budget.

Fully cognizant of the importance of a sustained program of code enforcement to the success of Boston's effort to stem the forces of blight, your committee voted to withhold its approval pending the resolution of issues relating to the function, authority, and staffing of the proposed Improvement Office. It was your committee's judgement that a more thorough review of the new code enforcement proposal at this time would improve its chances for ultimate success while helping to avoid the misunderstandings and disappointments that have characterized past efforts at code enforcement on a neighborhood basis.

For the Committee,  
THOMAS A. SULLIVAN,  
Chairman, Committee on Appropriations and Finance.

April 2, 1962.

RECOMMENDED CUTS BY COMMITTEE ON APPROPRIATIONS AND FINANCE FROM 1962 BUDGET

Mayor's Office Expenses	
No. 10.....	\$1,800
Mayor's Office, Special Activities, Office of Development (Special Appropriations).....	6,600
Special Appropriation, Office of Neighborhood Improvement.....	166,955
Special Appropriation, Conventions and Entertainment of Distinguished Guests.....	2,500
Treasury Division, Treasury Department	
No. 28.....	1,000
No. 49.....	2,000
Personnel Division, Administrative Services Department	
No. 10.....	1,000
Purchasing Division, Administrative Services Department	
No. 10.....	2,500
Administrative Division, Administrative Services Department	
No. 49.....	20,000
Law Department	
No. 11.....	8,000
Property Division, Real Property Department	
No. 11.....	10,000
No. 29.....	10,000
No. 71.....	20,000
Health Division, Health Department	
No. 28.....	1,000
No. 29.....	5,000
Registry Division, Health Department	
No. 29.....	2,000
Hospital Department, Boston City Hospital	
No. 26.....	70,000
No. 27.....	15,000
No. 70.....	25,000
Library Department	
No. 26.....	6,000
No. 29.....	5,000
Parks and Recreation Department	
No. 21.....	2,000
No. 39.....	25,000
Workmen's Compensation Service	
No. 10.....	3,000
Boston Redevelopment Authority	
No. 10.....	15,000
City Council	
No. 36.....	500
Court Officers' Division, Superior Court	
No. 10.....	24,000
Buildings Division, Real Property Department	
No. 26.....	10,000
No. 49.....	4,000
Police Department	
No. 26.....	10,000
No. 29.....	10,000
No. 49.....	4,000
No. 30.....	5,000
Fire Department	
No. 26.....	10,000
No. 29.....	8,000
No. 59.....	5,000
Building Department	
No. 29.....	20,000
Boston Traffic Department	
No. 29.....	10,000
Public Works Department	
No. 22.....	50,000
No. 29.....	10,000
No. 39.....	15,000
No. 59.....	25,000
No. 70.....	44,000

INCOME DEPARTMENTS

Sewer Service, Public Works Department	
No. 22.....	\$8,000
No. 26.....	5,000
No. 39.....	5,000
No. 59.....	3,000
Water Service, Public Works Department	
No. 26.....	15,000
No. 39.....	10,000
No. 49.....	8,000
No. 59.....	10,000
No. 71.....	10,000

APPROPRIATIONS AND TAX ORDERS FOR THE FINANCIAL YEAR 1962

Ordered, That to meet the current expenses payable during the financial year beginning with the first day of January, 1962, for 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 County of Suffolk, or the departments or officers thereof, the respective sums of money specified in the tables and schedules hereinafter set out be, and the same are, hereby appropriated for the several departments and for the objects and purposes hereinafter stated.

Ordered, That the appropriation for Water Service, current expenses, and the payment to the Metropolitan Water District Commission, Commonwealth of Massachusetts, and for the interest and debt requirements for water purposes be met by the income of said service and any excess over income from taxes as provided for by chapter 488 of the acts of 1895; that the appropriation for Sewer Service, current expenses, payment of maintenance assessments to the Metropolitan District Commission, Commonwealth of Massachusetts, and for the interest and debt requirements for loans issued for sewer purposes be met by the income authorized to be assessed by section 18, chapter 83 of the General Laws as amended by chapter 311 of the Acts of 1961; that the appropriation for the Cemetery Division, Parks and Recreation Department, authorized by chapter 13, Acts of 1961, be met by the income from trust funds and departmental revenue and any excess over income from taxes; that appropriations for the maintenance and operation of parking meters and the regulation of parking and other traffic activities incident thereto, be met by the income from parking meter fees; that the other appropriations hereinafter specified be met out of the money remaining in the treasury at the close of business on December 31, 1961, exclusive of the money raised by loan or needed to carry out the requirements of any statute, gift, trust or special appropriation; by the income of the financial year beginning January 1, 1962; by taxes on the polls and estates in the City of Boston; and by the proceeds of any duly authorized loans.

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 that all contributions made to any appropriation be expended for the objects and purposes directed by the several contributors thereof.

Ordered, That all taxes raised to meet the appropriations of the city, and all taxes assessed for meeting the city's proportion of the state tax for the year 1962, or for any other taxes or assessments payable to the Commonwealth, shall be due and payable on July 1, 1962. Interest shall be charged at the rate of 4 per cent per annum and computed from October 1, 1962, on all real estate and personal property taxes remaining unpaid after November 1, 1962, and assessed and payable in the year 1962, before said November 1, 1962, until such taxes are paid. All interest which shall have become due on taxes shall be added to and be part of such taxes.

Ordered, That except as the appropriation for any purpose or item shall be increased by additional appropriations or transfers lawfully made, no money shall be expended by any department for any of the purposes or items designated in the tables and schedules hereinafter set out in excess of the amount set down as appropriated for such specific purpose or item.



CITY BUDGET

APPROPRIATION	Total	1 Personal Services	2 Contractual Services	3 Supplies and Materials	4 Current Charges and Obligations	5 Equipment	7 Structures and Improvements	8 Land and Non- Structural Improvements to Land	Special Appropriations
<b>GENERAL GOVERNMENT</b>									
<b>LEGISLATIVE AND EXECUTIVE</b>									
1-01-11 Mayor, Office Expenses.....	\$161,300 00	\$125,700 00	\$3,000 00	\$7,200 00	\$25,000 00	\$400 00	—	—	\$10,000 00
1-01-75 Office of Development.....	10,000 00	—	—	—	—	—	—	—	—
1-01-76 Office of Neighborhood Improvement.....	—	—	—	—	—	—	—	—	—
1-01-94 Conventions and Entertainment of Distinguished Guests.....	22,500 00	—	—	—	—	—	—	—	—
1-01-95 Public Celebrations.....	85,000 00	—	—	—	—	—	—	—	22,500 00
1-13-77 U. S. Bond Allotment Plan.....	28,337 00	—	—	—	—	—	—	—	85,000 00
1-13-78 Committee for Civic Unity.....	1,000 00	—	—	—	—	—	—	—	28,337 00
1-13-79 Youth Activities Bureau.....	33,000 00	—	—	—	—	—	—	—	1,000 00
1-01-12 City Council.....	154,170 00	140,440 00	8,655 00	3,825 00	275 00	975 00	—	—	33,000 00
1-01-13 City Council Proceedings.....	20,000 00	—	20,000 00	—	—	—	—	—	—
<b>ELECTIONS</b>									
1-01-21 Election Department.....	420,290 00	322,000 00	77,115 00	16,400 00	4,075 00	700 00	—	—	—
<b>FINANCE</b>									
1-01-51 Auditing Department.....	409,587 00	354,000 00	13,835 00	17,500 00	24,000 00	252 00	—	—	—
1-01-30 Assessing Department.....	727,062 00	662,500 00	40,340 00	19,030 00	3,329 00	1,863 00	—	—	—
1-01-37 Collecting Division, Treasury Department.....	281,225 00	204,000 00	26,200 00	41,300 00	8,625 00	500 00	—	—	—
1-01-38 Treasury Division, Treasury Department.....	270,606 00	189,100 00	23,395 00	15,050 00	42,035 00	426 00	—	—	—
1-01-39 Board of Sinking Fund Commissioners, Treasury Department.....	2,650 00	2,200 00	—	300 00	150 00	—	—	—	—
<b>ADMINISTRATIVE SERVICES</b>									
1-01-40 Administrative Services Department.....	1,130,853 00	876,493 00	91,205 00	96,010 00	51,220 00	925 00	—	—	15,000 00
1-01-51 Law Department.....	427,650 00	349,500 00	69,550 00	5,700 00	1,700 00	1,200 00	—	—	—
1-01-61 City Clerk Department.....	95,953 00	87,688 00	5,625 00	2,005 00	170 00	465 00	—	—	—
1-01-62 City Documents.....	45,000 00	—	45,000 00	—	—	—	—	—	—
<b>PLANNING</b>									
1-01-72 Board of Zoning Adjustment.....	2,400 00	460 00	1,640 00	300 00	—	—	—	—	—
1-01-73 Zoning Commission.....	2,400 00	—	—	—	—	—	—	—	—
<b>GENERAL GOVERNMENT BUILDINGS</b>									
1-01-80 Real Property Department.....	1,398,588 00	789,265 00	425,636 00	58,950 00	94,937 00	400 00	830,000 00	—	—
<b>MISCELLANEOUS GENERAL GOVERNMENT</b>									
1-01-91 Boston Retirement Board.....	114,350 00	102,000 00	10,050 00	2,000 00	300 00	—	—	—	—
1-01-93 Finance Commission.....	70,000 00	49,056 00	13,618 00	720 00	5,806 00	800 00	—	—	—
<b>PUBLIC SAFETY</b>									
<b>POLICE</b>									
1-02-11 Police Department.....	18,259,543 00	17,230,000 00	379,000 00	464,900 00	50,643 00	135,000 00	—	—	—
<b>FIRE</b>									
1-02-21 Fire Department.....	12,851,117 00	12,085,000 00	289,750 00	390,500 00	15,063 00	70,804 00	—	—	—

CITY BUDGET — Concluded

APPROPRIATION	Total	1 Personal Services	2 Contractual Services	3 Supplies and Materials	4 Current Charges and Obligations	5 Equipment	7 Structures and Improvements	8 Land and Non- Structural Improvements to Land	Special Appropriations
PROTECTIVE INSPECTION AND REGULATION									
1-02-30 Building Department.....	\$822,584 00	\$689,074 00	\$123,150 00	\$8,600 00	\$110 00	\$250 00	—	—	\$1,400 00
MILITARY AND CIVILIAN DEFENSE.....									
1-02-41 Civil Defense Activities.....	86,903 00	63,000 00	20,800 00	2,950 00	153 00	—	—	—	—
OTHER.....									
1-02-51 Boston Traffic Department.....	838,195 00	593,650 00	165,710 00	75,020 00	1,125 00	2,690 00	—	—	—
1-02-52 Licensing Board.....	129,034 00	97,728 00	11,267 00	6,115 00	13,524 00	400 00	—	—	—
PUBLIC WORKS									
1-03-00 Public Works Department.....	8,953,118 00	4,107,409 00	4,358,189 00	3,47,450 00	1,820 00	138,250 00	—	—	—
HEALTH									
1-05-00 Health Department.....	2,162,850 00	1,822,665 00	239,860 00	89,980 00	8,195 00	2,150 00	—	—	—
HOSPITALS									
1-06-00 Hospital Department.....	18,517,851 00	14,156,500 00	667,000 00	3,464,925 00	27,426 00	72,000 00	\$130,000 00	—	—
PUBLIC WELFARE									
GENERAL WELFARE									
1-07-10 Welfare Department.....	25,744,966 00	1,952,046 00	115,740 00	94,585 00	23,576,895 00	5,700 00	—	—	—
AID TO NEEDY VETERANS									
1-07-40 Veterans Services Department..	2,385,265 00	340,910 00	37,393 00	6,525 00	2,000,287 00	150 00	—	—	—
LIBRARIES									
1-10-11 Library Department.....	3,554,607 00	2,930,000 00	226,500 00	276,625 00	66,482 00	55,000 00	—	—	—
PARKS AND RECREATION									
1-11-00 Parks and Recreation Depart- ment.....	3,239,236 00	2,517,000 00	251,300 00	223,100 00	9,054 00	3,782 00	55,000 00	\$150,000 00	—
MISCELLANEOUS									
1-13-31 Executions of Court, Damage Claims and Reimbursements..	400,000 00	—	—	—	—	—	—	—	400,000 00
1-13-41 Workmen's Compensation Service.....	43,865 00	43,190 00	250 00	400 00	25 00	—	—	—	—
1-13-42 Workmen's Compensation of... City Record, Publication of... 1-13-61 Pensions and Annuities — City. 1-13-74 Snow Removal.....	250,000 00	9,906 00	45,000 00	150 00	—	150 00	—	—	250,000 00
1-23-31 Federal Public Health Program. 1-23-11 Reserve Fund.....	5,500,000 00	—	—	—	—	—	—	—	5,500,000 00
1-23-73 Boston Redevelopment Author- ity.....	200,000 00	—	—	—	—	—	—	—	200,000 00
1-71-61	318,675 00	193,000 00	83,310 00	4,490 00	28,895 00	8,980 00	—	—	—
TOTAL.....	\$110,632,436 00	\$63,116,080 00	\$7,888,483 00	\$5,742,605 00	\$26,061,919 00	\$504,212 00	\$215,000 00	\$150,000 00	\$6,954,137 00

COUNTY BUDGET

APPROPRIATION	Total	1 Personal Services	2 Contractual Services	3 Supplies and Materials	4 Current Charges and Obligations	5 Equipment	7 Structures and Im- provements	Special Appropri- ations
<b>GENERAL GOVERNMENT</b>								
<b>RECORDING AND REPORTING</b>								
4-01-05 Registry of Deeds.....	\$71,100 00	\$435,000 00	\$7,612 00	\$18,093 00	\$10,115 00	\$280 00		
4-01-06 County Court House (Custodian).....	700,480 00	562,644 00	85,740 00	49,355 00	1,166 00	1,575 00		
1-01-84 Buildings Division, Real Property Department.....	191,955 00	145,500 00	34,655 00	11,300 00	200 00	300 00		
<b>CORRECTION</b>								
<b>CORRECTIONAL INSTITUTIONS</b>								
4-08-11 Jail.....	542,968 00	427,170 00	19,398 00	94,550 00	1,100 00	750 00		
4-08-12 Central Office, Penal Institutions Department.....	60,485 00	59,700 00	220 00	500 00	65 00			
4-08-13 House of Correction, Penal Institutions Department.....	1,037,147 00	628,700 00	33,600 00	365,500 00	7,147 00	2,200 00		
4-08-14 Middlesex County Training School.....	75,000 00	—	—	—	—	—		\$75,000 00
<b>JUDICIAL</b>								
<b>CENTRAL COURTS</b>								
4-12-11 Supreme Judicial Court.....	104,400 00	98,960 00	2,325 00	2,500 00	125 00	400 00		
4-12-12 Superior Court, General Expenses.....	150,500 00	143,014 00	2,950 00	2,085 00	140 00	3,500 00		
4-12-13 Clerk's Office, Superior Court, Civil Session.....	873,815 00	549,697 00	286,100 00	18,000 00	318 00	1,500 00		
4-12-14 Criminal Session, Superior Court.....	704,810 00	497,000 00	238,345 00	35,035 00	229 00	2,000 00		
4-12-15 Municipal Court, City of Boston.....	1,043,405 00	932,526 00	49,365 00	35,785 00	1,449 00	2,200 00		
4-12-16 Boston Juvenile Court.....	159,971 00	142,606 00	9,765 00	7,520 00	1,435 00	556 00		
4-12-17 Probate Court.....	189,917 00	171,515 00	23,060 00	20,450 00	1,435 00	1,400 00		
4-12-18 Court Officers' Division, Superior Court.....	374,722 00	358,000 00	15,000 00	1,000 00	287 00			
4-12-19 Probation Department, Superior Court, Criminal Session.....	91,329 00	81,686 00	5,160 00	4,113 00	250 00	120 00		
<b>DISTRICT COURTS</b>								
4-12-21 Municipal Court, Charlestown District.....	107,366 00	100,702 00	3,236 00	3,100 00	128 00	200 00		
4-12-22 East Boston District Court.....	113,507 00	106,253 00	2,950 00	4,000 00	114 00	250 00		
4-12-23 Municipal Court, South Boston District.....	105,962 00	99,538 00	3,300 00	2,500 00	279 00	345 00		
4-12-24 Municipal Court, Dorchester District.....	187,085 00	176,054 00	6,235 00	4,070 00	226 00	500 00		
4-12-25 Municipal Court, Roxbury District.....	466,645 00	427,663 00	16,050 00	21,200 00	1,132 00	600 00		
4-12-26 Municipal Court, West Roxbury District.....	137,473 00	129,917 00	3,975 00	3,300 00	81 00	200 00		
4-12-27 Municipal Court, Brighton District.....	91,364 00	83,936 00	1,375 00	5,020 00	90 00	813 00		
4-12-28 District Court of Chelsea.....	120,394 00	113,386 00	2,450 00	3,930 00	128 00	500 00		
<b>MEDICAL EXAMINATIONS</b>								
4-12-31 Medical Examiner Service, Northern District.....	51,380 00	46,000 00	3,860 00	1,425 00	10 00	\$5 00		
4-12-32 Medical Examiner Service, Southern District.....	30,689 00	27,768 00	1,575 00	1,000 00	311 00	35 00		
4-12-33 Associate Medical Examiner Service, Northern District.....	5,048 00	4,040 00	865 00	125 00	18 00			
4-12-34 Associate Medical Examiner Service, Southern District.....	5,048 00	4,040 00	865 00	125 00	18 00			
<b>OTHER</b>								
4-12-41 Social Law Library.....	2,000 00	—	—	2,000 00	—	—		
4-12-42 Mental Illness.....	50,000 00	—	49,700 00	300 00	—	—		
<b>MISCELLANEOUS</b>								
4-13-75 Pensions and Annuities.....	210,000 00	—	—	—	—	—		210,000 00
<b>GRAND TOTAL.....</b>	<b>\$8,353,990 00</b>	<b>\$6,409,016 00</b>	<b>\$919,856 00</b>	<b>\$692,611 00</b>	<b>\$27,168 00</b>	<b>\$20,339 00</b>		<b>\$285,000 00</b>



INCOME DEPARTMENTS BUDGET

APPROPRIATION	Total	1 Personal Services	2 Contractual Services	3 Supplies and Materials	4 Current Charges and Obligations	5 Equipment	7 Structures and Improve- ments	8 Land and Non- Structural Improve- ments to Land	Special Appropri- ations
1-01-37 Collecting Division, Treasury Department:									
Water Service.....	\$179,511 00	\$153,498 00	\$6,472 00	\$16,088 00	\$3,283 00	\$170 00			
Sewer Service.....	29,000 00	24,000 00	—	5,000 00	—	—			
3-03-31 Sewer Service, Public Works Department..	780,778 00	554,502 00	141,092 00	56,533 00	1,131 00	27,520 00			
3-13-21 Cemetery Division, Parks and Recreation Department.....	384,830 00	268,000 00	23,700 00	17,860 00	70 00	25,200 00	\$50,000 00		
3-71-12 Water Service, Public Works Department..	3,200,214 00	1,751,000 00	654,300 00	263,965 00	70,049 00	180,300 00	\$280,000 00		\$454,000 00
3-71-16 Pensions and Annuities.....	454,000 00	—	—	—	—	—	—		
TOTAL.....	\$5,028,333 00	\$2,751,000 00	\$825,564 00	\$359,446 00	\$74,533 00	\$233,790 00	\$280,000 00	\$50,000 00	\$454,000 00

The report was accepted.

Coun. TIERNEY in the chair.

Pres. IANNELLA in the chair.

Coun. COFFEY moved that the Item, Special Appropriation, Office of Neighborhood Improvement, be reduced to \$126,955.

Coun. HINES in the chair.

The foregoing motion was lost, yeas 4, nays 5:  
Yeas — Councillors Coffey, Iannella, Kerrigan, Sullivan — 4  
Nays — Councillors Foley, Hines, McDonough, Piemonte, Tierney — 5.

Pres. IANNELLA in the chair.

Coun. PIEMONTE moved that the Item, Special Appropriation, Office of Neighborhood Improvement, be reduced to \$15,000.

Coun. HINES moved that the Item, Special Appropriation, Office of Neighborhood Improvement, be reduced to \$50,000.

Coun. COFFEY moved that the Item, Special Appropriation, Office of Neighborhood Improvement, be reduced by \$90,955.

The question first came on the foregoing motion of Councillor Piemonte to reduce the Item, Special Appropriation, Office of Neighborhood Improvement, to \$15,000.

The motion was lost.

The question then came on the foregoing motion of Councillor Hines to reduce the Item, Special Appropriation, Office of Neighborhood Improvement, to \$50,000.

The motion was lost.

Coun. PIEMONTE moved to reduce the Item, Special Appropriation, Office of Neighborhood Improvement, by \$166,955.

The Chair ruled that the motion was out of order.

Coun. PIEMONTE appealed the decision of the Chair, the appeal being seconded by Councillor McDonough. The question was put as follows:

Shall the decision of the Chair stand as the judgment of the Council? The decision of the Chair was sustained, yeas 5, nays 0:

Yeas — Councillors Coffey, Foley, Hines, Kerrigan, Sullivan — 5.

Nays — 0.

Voting Present — Councillors Iannella, McDonough, Piemonte, Tierney — 4.

The question then came on the foregoing motion of Councillor Coffey to reduce the Item, Special Appropriation, Office of Neighborhood Improvement, by \$90,955, and the motion was carried, yeas 6, nays 1.

Yeas — Councillors Coffey, Foley, Hines, Iannella, Kerrigan, Sullivan — 6.

Nays — Councillor Tierney — 1.

Voting Present — Councillors McDonough, Piemonte — 2.

Coun. FOLEY moved the amount of \$752,000 be appropriated to Item 2 of the budget of the Hospital Department. The motion was carried, yeas 5, nays 3:

Yeas — Councillors Coffey, Foley, Kerrigan, McDonough, Tierney — 5.

Nays — Councillors Hines, Iannella, Sullivan — 3.

Voting Present — Councillor Piemonte.

Coun. FOLEY moved that there be appropriated to Item 7 in the Hospital Department budget the sum of \$155,000 such item being Structures and Improvements. The motion was carried, yeas 5, nays 4:

Yeas — Councillors Coffey, Foley, Kerrigan, McDonough, Tierney — 5.

Nays — Councillors Hines, Iannella, Piemonte, Sullivan — 4.

Coun. FOLEY moved that the sum of \$248,100, Item 3, be appropriated in the Parks and Recreation Department. The motion was lost.

The question then came on the acceptance of the recommended reductions in the report of the Committee on Appropriations and Finance, with the exception of the following items which had previously been acted on by the Council:

Item Special Appropriations, Office of Neighborhood Improvement; Item 2, Contractual Services, Hospital Department; Item 7, Structures and Improvements, Hospital Department. The recommended reductions of the committee with the exception of the foregoing items were passed.

The budget as submitted by the Mayor and as amended was passed, yeas 8, nays 0:

Yeas — Councillors Coffey, Foley, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney — 8.

Nays — 0.

#### MINORITY REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. FOLEY, a member of the Committee on Appropriations and Finance, submitted the following:

Minority Report of Committee on Appropriations and Finance.

##### BOSTON REDEVELOPMENT AUTHORITY

The budget of the Boston Redevelopment Authority was examined by the Committee on Appropriations and Finance. Present were certain members of the board, and the Development Administrator.

##### PLANNING

I want to record a development which I consider to be alarming. There is among pro-

fessional planners in this country, and perhaps elsewhere, a debate going on as to whether the professional Planning Department in a large city ought to report directly to the chief executive of that city, or whether the work of the professional staff ought to be filtered through a group of citizens serving as a "Planning Board," who are persons of experience and judgment, and who may apply the experience of their lives and their familiarity with the particular city in question to the theoretical work of the planners.

The debate is as yet unresolved. I have an opinion as to the merits of the debate, but I believe that there has been an alarming and undesirable development under the Prudential law with respect to planning in the City of Boston. In the City of Boston under

the omnibus Prudential legislation, the Planning Board, the old Planning Board was wiped out and the Boston Redevelopment Authority assumed the duties of the old Planning Board. This has resulted in an organizational structure for planning that is neither the first case stated, namely, the direct reporting to the chief executive of the work of the professional planners, nor the second situation, namely, the filtering through persons of experience and wisdom of the work of the professional planners.

We have instead in Boston today a situation where we have the form of an unpaid board through which and to which the recommendations of the planners are sent, and actually the substance of the other system whereby the planners report directly to the chief executive without reference to the board. In other words, the board of the Boston Redevelopment Authority has seen fit to totally delegate the planning function to the point where there is no reporting on many matters of substantial importance to the board of the Boston Redevelopment Authority whatever. We have, therefore, a situation where the board of the Boston Redevelopment Authority has the responsibility for planning, yet the organizational structure is such that the board not only does not discharge this responsibility, but does not know and is not even aware of the important planning problems in process, because the planners by-pass the board and report directly to the chief executive and other agencies.

The danger of such a situation was brought out strikingly at the hearing when it appeared that not only did the members of the board of the Boston Redevelopment Authority have no opinion concerning the planning recommendations previously forwarded to the City Council on the matter of the proposed transfer of the Sydney Street and Carson Street property, but it was developed that the members had never even heard of the same. This is responsibility without knowledge. It is dangerous. It should be stopped.

#### CRITICISM

There should, if our redevelopment program is to be effective, be continual constructive criticism of the work of the Authority and its staff.

As noted in my report last year, the Development Administrator continues to find the slightest hint of criticism so distasteful that the board has apparently developed the policy of never criticizing the Development Administrator for anything. This is particularly pertinent in the case of the budget of the Redevelopment Authority because at the hearing it developed that a board member, Mr. Ryan, had grave reservations concerning the obvious squandering of money in the renovation of the tenth and eleventh floors of the City Hall Annex. Yet the Board of the Boston Redevelopment Authority has at no time as a board criticized the Development Administrator for the extraordinary number of change orders which were given the contractor after the contract was let, and for the general lavishing of public funds upon the premises on the tenth and eleventh floors of City Hall.

The Development Administrator's reputation for perfection, which he so carefully cultivates, hardly holds up when one analyzes the renovation of the tenth and eleventh floors of City Hall Annex, yet the Board seems unable to bring itself to perform its stern duty of properly criticizing him. I am afraid such attitude prevails throughout the entire program.

#### FEDERAL MONEY

I find that there is an attitude on the part of those administering our redevelopment program and developing such policies that, stated baldly, means "federal money" is not real money. There seems to be a willingness to expend the money of the federal government without any hesitation and with practically no restraint. I would think that the rule which we all must accept, a citizen has responsibilities to his government, would apply even more so to the municipal government of

the City of Boston. It would seem to me that the words in the Inaugural Address, "Ask not what your country can do for you, but ask what you can do for your country," should apply to the municipal citizen as well as to the private citizen. It would seem even the federal well is not inexhaustible in this time of cold war. Some thought ought to be given to the careful expenditure of even federal moneys.

#### REVIEW OF BUDGET

It is my firm conviction after long service in this Body that the Council has not yet found the way to make the annual review of the budget what it ought to be, and, as a matter of fact, is quite wide of the mark.

For the record, there has been an evolutionary development in this Body over the years, since the initiation of the nine-man Council and we have apparently come back to the point of beginning. The system of five members examining the budget as the Committee on Appropriations and Finance was changed in the year 1956. The committee was expanded to seven members, and that year a subcommittee system was initiated which was for the first time staffed, although not adequately, but certainly more so than is the case at present. The budget was examined that year and perhaps the next on a rather strict subcommittee basis, and thereafter, gradually, more of the major departments were heard by the full committee. As the years went by, the staff dropped out for good and adequate reason. It seems to me we are now back to the point of beginning, with an expanded full committee hearing each department.

I suggest to examine the departments in depth that a further modification of the subcommittee system ought to be attempted. I suggest further that my experience here has been that examining the budget without some sort of staff is a futile thing. I suggest further that the suggestion of the Boston Municipal Research Bureau for a post-audit analysis of the budget is simply not in point. The budgetary process ought to be far more a live and vital thing, an instrument of policy-making. Policy questions are simply not served up to the City Council for decision by the present system.

An attempt was made on the initiation of the City Council a long time ago when Mr. Fox was Director of Administrative Services, to persuade the Budget Department to arrange a truly adequate program budget. Little more than a lick and a promise has ever been devoted to this problem. Until a true program budget is presented, to the City Council, and until the City Council is adequately staffed to cope with the budget, the budget procedure will not be effective.

I therefore suggest:

1. The return to the subcommittee method of approaching the budget.
2. An adequate staffing of each of the subcommittees and the committee as a whole during and before the budget period and not after, as the Municipal Research Bureau suggested.
3. I suggest further an absolute necessity of a true program budget.

I suggest we are not getting the help at all from the Boston Finance Commission which used to be afforded before Lester Murphy retired. I suggest that the help which once came from the Municipal Research Bureau cannot again be sought from that source because of the obvious development of partisan approaches to municipal politics by the Municipal Research Bureau under its present board which, for the record, was not the case when I first came upon this Body.

#### BOSTON MUNICIPAL RESEARCH BUREAU

Samuel Elliot Morrison in a recent small book on World War II quotes George Marshall as saying the one lesson he learned from the war was that the politicians had to do something new every year, implying that they had to do something new, not for military purpose, but for political purposes.

I suggest that the Municipal Research Bureau has over the years felt it necessary perhaps



to sustain public support to find something new and sparkling and eye-catching to do every year. I would suggest to it most respectfully that it might profitably for the City of Boston, at least, if not for its own coffers, take a look back in time and see what has happened to many programs and policies which they advocated in the past. It would seem to me, for example, that the idea of the Director of Administrative Services might well have stood re-examination before a whole decade had passed. It would seem to me if effective central administration is necessary, it is necessary all the time, that there was no need to wait ten years to even begin the re-examination of the workings of this department, which was originally suggested most strongly by the Boston Municipal Research Bureau.

It seems to me further that the rather startling fact that the Board of the Boston Redevelopment Authority as it is the Planning Board of the City of Boston was not aware of its mandatory referral obligations until they were brought to the attention of that body by the City Council illustrates another favorite program of the Boston Municipal Research Bureau that seemed to die because of the necessity of the Boston Municipal Research Bureau to find something new every year.

I would suggest, also, that the "cloak and dagger" activities of the Boston Municipal Research Bureau in connection with the School Department over the past two years have in the late developments proven to be something less than 100 per cent effective, except perhaps in the matter of affecting the outcome of the election.

I would suggest, therefore, that the Municipal Research Bureau ought to pull out the old files and see what has happened to the suggestions and policies of yesteryear. What has happened might well surprise them.

WILLIAM J. FOLEY, JR.,  
Member, Committee on  
Appropriations and Finance.

Placed on file.

#### LIST OF APPRAISERS AND NEGOTIATORS SUBMITTED TO CITY COUNCIL BY URBAN RENEWAL DIVISION.

The following was received:

Boston Redevelopment Authority,  
March 27, 1962.

City Council, City Hall, Boston, Mass.  
Dear Sirs:

Enclosed herewith are copies of a memorandum prepared in compliance with Councillor Piemonte's order of March 12, 1962, containing a list of all appraisers, negotiators, and other employees retained by the Authority for the purpose of determining the value of property taken and payments made.

Respectfully yours,  
KANE SIMONIAN,  
Executive Director.

#### MEMORANDUM

March 22, 1962.

To: Kane Simonian, Executive Director.  
From: Robert E. McGovern, Real Estate Officer.

Subject: Councillor Piemonte Order of March 12, 1962.

The following appraisers and negotiators were approved by the Authority:

#### FIRST APPRAISERS

Earle R. Barnard, 232 Bay State road.  
John E. Beck, 73 Tremont street.  
Paul A. Cassell, 25 Tremont street.  
Francis J. Coughlin, 128 Bridge street, Manchester, Mass.  
John S. Cullen, 15 Bosworth street.  
William H. Dolben & Sons, 40 Court street.  
Daniel M. Driscoll, 18 Oliver street.  
John T. Finnegan, 23 Whittemore street, West Roxbury.  
Richard B. Fowler, 743 Centre street, Jamaica Plain.

Benjamin Ginsberg, 92 State street.  
George W. Judkins, 31 State street.  
John C. Kiley, Jr., 15 Bosworth street.  
Samuel B. McCoy, 105 Warren street, Roxbury.

Frank J. McFarland, 135 Theodore Parker road, West Roxbury.

Joseph A. Moran, 548 Eliot street, Milton.  
John E. O'Neill, 2091 Centre street, West Roxbury.

Aurelio A. Picardi, 1039 Saratoga street, East Boston.

Carlton S. Redmond (deceased), 38 Chauncy street.

John Ryan, 140 Federal street.  
Edward Wexler, 28 Sky View Circle, Newton Center.

Frank H. Whelan (engineer), 11 Beacon street.

John J. Gill (engineer), 353 Washington street, Brighton.

#### SECOND APPRAISERS

Frederick C. Achin, 90 Aiken street, Lowell.

Earle R. Barnard, 232 Bay State road.

John E. Beck, 73 Tremont street.

Edward J. Burns, 8 Beacon street.

Paul A. Cassell, 25 Tremont street.

John S. Cullen, 15 Bosworth street.

Daniel M. Driscoll, 18 Oliver street.

Leo M. Flynn, 28 Sherman street, Everett.

Henry E. Keenan, 801 Massachusetts avenue, Arlington.

John C. Kiley, Jr., 15 Bosworth street.

Edward A. Larkin, 294 Salem street, Medford.

Frank J. McFarland, 135 Theodore Parker road, West Roxbury.

Joseph A. Moran, 548 Eliot street, Milton.

William E. Riney, 24 Merrimack street, Lowell.

Louis Simons, 145 Tremont street.

Bernard Singer, 1430A Beacon street, Brookline.

John E. O'Neill, 2091 Centre street, West Roxbury.

#### NEGOTIATORS

Harry J. Blake, 382 Commonwealth avenue.  
Robert W. Cobe, 27 Larchmont street, Dorchester.

James J. Cody, Jr., 26 Pemberton square.

Richard J. Dennis, 11 Conry Crescent, Jamaica Plain.

Ellen M. Good, 41 May street, Jamaica Plain.

Francis X. McCann, 19 Hutchinson street, Cambridge.

John L. McLaughlin, 27 Wood street, Charlestown.

Francis M. Morris, 10 Harding street, West Newton.

James A. Newslow, 804 Great Plain avenue, Needham.

Maurice H. Sullivan, 76 Antwerp street.

Charles Lessa (refused), 200 Lexington street.

Edward Duffy, 21 Mayflower road, Winchester.

Authority personnel charged with responsibility of determining the value of property taken and payments made are:

John C. Conley, General Counsel.

Patricia M. Twohig, Administrative Assistant.

ROBERT E. MCGOVERN.

Placed on file.

#### FAVORING PENSION TO MICHAEL DESISTO.

Coun. PIEMONTE, for all the Councillors, offered the following:

Resolved, That the City Council of Boston favors the consideration by the Legislature of the petition now held under Joint Rule 7B Authorizing the City of Boston to pension Michael J. DeSisto provided that any such legislation enacted includes a referendum to the Mayor and the City Council.

The resolution was adopted under suspension of the rules.

MAYNARD STREET, ROSLINDALE, ONE WAY, FROM METROPOLITAN AVENUE TO POPLAR STREET.

Coun. TIERNEY offered the following:

Ordered, That the Traffic Commissioner be requested, through his Honor the Mayor, to conduct a survey of Maynard street, Roslindale, as to the feasibility of making Maynard street, one way, from Metropolitan avenue to Poplar street.

Passed under suspension of the rules.

WORK-WEEK OF CERTAIN EMPLOYEES.

Coun. TIERNEY offered the following:

Chapter 3 of the Revised Ordinances of 1961 is hereby amended by adding, following section 10 thereof, the following new section:

Work-Week, Monday through Friday.

10A—The regular work week of employees of the City of Boston, other than employees of the police, fire, and school department, those employed in institutions, those having custodial and investigatory responsibilities, and incumbents of offices specifically established by or under the authority of any general law or special act, shall be Monday through Friday, comprising five days of eight hours each, a total of forty hours; provided, however, that service in excess of the days and hours aforesaid may be authorized by the person whose duty it is to employ, direct or control the employee.

Curtailement of hours of service within the regular work week to off-set excess hours of service performed following such work week is prohibited."

Referred to the Committee on Ordinances.

THANKS TO POLICE DEPARTMENT.

Coun. PIEMONTE, TIERNEY, and McDONOUGH offered the following:

Resolved, That the Boston City Council, in meeting assembled, on this second day of April, 1962, desirous of recognizing and calling public attention to the outstanding work of the Boston Police Department and their prompt and full response to a call for extra duty over

this week-end for traffic duty because of the emergency do hereby extend to the Police Department of the City of Boston their wholehearted and sincere thanks; and be it further

Resolved, That a copy of this resolve be forwarded to the Superintendent of Police with the request that it be read at the roll calls in each police precinct and made a part of the record of the Police Department.

The resolution was adopted under suspension of the rules.

EXPEDITE PAY SCHEDULES OF OFFICERS WHO WORKED WEEK-END.

Coun. PIEMONTE, TIERNEY, and McDONOUGH offered the following:

Resolved, That his Honor the Mayor instruct the Auditor and Collector-Treasurer to make arrangements to process the pay schedules for those officers who were called upon to work extra duty for the week-end to receive compensation for the extra work as expeditiously as possible.

The resolution was adopted under suspension of the rules.

DIGEST OF RULES OF PROCEDURE BY CITY CLERK.

Coun. PIEMONTE offered the following:

Ordered, That the Clerk of the City Council prepare and present to the Rules Committee of the City Council on or before May 1, 1962, a digest of the rules of procedure that the City Clerk understands to be in effect at the present time accompanied by a statement of his interpretation of the rules in specific instances.

Passed under suspension of the rules.

Adjourned at 7.15 P.M., on motion of Councilor Sullivan, to meet on Monday, April 9, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

**(Stenographic copy of such debate on file in office of City Clerk.)**





## CITY OF BOSTON

## Proceedings of City Council

Monday, April 9, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair, and all the members present.

Reverend Ambrose B. Flynn, of St. Thomas Aquinas Church, South street, Jamaica Plain, was escorted to the rostrum.

INVOCATION BY REVEREND AMBROSE B. FLYNN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

O God, from Whom proceeds all just works, right counsels, and all blessings, bless us all and this Body in particular that they may by Thy help guide, rule, and legislate with prudence, wisdom, charity, and justice for all their constituents. O God, our Father of love, mercy, and justice, bless us all, our city, our Mayor, our people, our homes, our Commonwealth, our country, our President, and our lawmakers that we may live out our lives in obedience to Thy law with peace and justice for all mankind.

Our Father, Who art in heaven, hallowed be Thy name; Thy kingdom come; Thy will be done on earth as it is in heaven. Give us this day our daily bread; and forgive us our trespasses as we forgive those who trespass against us; and lead us not into temptation, but deliver us from evil. Amen.

Come, Holy Ghost, enkindle the hearts of the faithful; inspire in them Thy divine love; send forth Thy spirit and they shall be created, and Thou shalt renew the face of the earth. Seat of Wisdom, pray for us. Amen.

The meeting was opened with the salute to the Flag.

PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

Claims.

John W. Carlson, Jr., to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

Pasquale F. Caruso, for compensation for damage to property at 161 Endicott street, Boston, caused by break in water main.

Joseph P. Cavanaugh, for compensation for damage to car caused by an alleged defect at 4516 Washington street, Roslindale.

Gerber Sales Company, Inc., for compensation for damage to car caused by city sweeper.

William J. Kearsley, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Tony Lakis, for compensation for damage to property at 841 Dorchester avenue, Dorchester, caused by water being shut off without notice.

Levy Hardware Company, Inc., for compensation for damage to property at 25 Stuart street, Boston, caused by broken water valve.

Leo D. MacDougall, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Robert F. Newell, for compensation for damage to car caused by an alleged defect on Cragmere terrace, Mattapan.

Richard H. Peterson, to be reimbursed as result of execution issued against him as an employee of the Police Department.

John H. Rose, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

George E. Simonin, for compensation for damage to car caused by an alleged defect at Springfield and Washington streets.

David F. Tintle, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

NOTICE OF HEARING BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held April 9, 1962, at 10 A.M. on petition of New York Central Railroad Company for exemption from section 134A, chapter 160, relating to vertical clearances of bridges over tracks within the limits of a railroad yard.

Placed on file.

PETITION FOR INDEMNIFICATION.

Petition of Timothy F. Egan, retired member of the Police Department, for indemnification for hospital, surgical, and medical expenses.

Referred to the Committee on Claims.

APPROVAL OF CONSTABLES' BONDS.

The bonds of the following, having been duly approved by the Collector-Treasurer, were received and approved by the Council: John Blaney, John F. Blaney, Sidney Cohen, Thomas J. Garrity, Abner Goldkrand, Arthur A. Guarino, John W. Herbert, Kenneth W. Kempton, George D. Lambrenos, William G. Peters, Oscar G. Ridlon, Martin J. Ryan, Robert T. Smith, Solomon Spack, Samuel L. Strikoff, Laurence Wernick, Elijah A. Wigon, Charles W. Wright, Louis Yacker.

APPOINTMENT OF EDMUND L. McNAMARA.

Notice was received from the Mayor of the appointment of Edmund L. McNamara, 15 Rice street, Newton, to be temporary Police Commissioner for a period of 60 days from April 5, 1962.

Placed on file.

APPOINTMENT OF JEREMIAH MCCARTHY.

Notice was received from the Health Department of the appointment of Jeremiah McCarthy as Milk Inspector in the Health Department.

APPEARANCE OF RICHARD SINNOTT, EDWARD J. LOGUE, PROFESSOR ALE- VIZOS, AND ELMER FOSTER BEFORE EXECUTIVE COMMITTEE.

Coun. McDONOUGH offered the following: Ordered, That City Censor Richard Sinnott, Development Administrator Edward J. Logue, Professor Alevizos, head of business relocation for the Redevelopment Authority, and Elmer Foster, head of community relations for the Redevelopment Authority, be requested to appear before the City Council Executive Committee to explain their action in approving the transfer of the Casino Theatre and that the members of the Boston Redevelopment Authority be invited to attend such meeting.

Referred to the Executive Committee.

### RECONSIDER APPROVAL OF TRANSFER OF CASINO THEATRE LICENSE.

Coun. McDONOUGH offered the following: Ordered, That the City Censor be requested to reconsider his action in approving the transfer of the Casino Burlesque Theatre from its present location in Scollay square to a new location in Boston's retail shopping center.

### BANNING BURLESQUE IN BOSTON.

Coun. McDONOUGH offered the following: Ordered, That his Honor the Mayor and the City Censor be respectfully requested to take steps to ban burlesque in Boston.

On motion of Councillor McDonough, the foregoing two orders were referred to the Executive Committee.

### STATEMENT BY COUN. PIEMONTE.

Upon receiving unanimous consent to make a statement, Councillor Piemonte stated that many of our problems would disappear if we had a cooperative press. He took exception to an article appearing in last Thursday's "Globe" concerning cuts in the annual budget; he stated that he proposed more cuts than any member of the Body, that it was upon his motion that budget analysts were required to give schedules of unexpended moneys for prior years. Councillor Piemonte further stated that if he made an erroneous or exaggerated statement that he be corrected.

### STATEMENT BY COUN. FOLEY.

Upon receiving unanimous consent to make a statement, Councillor Foley stated that he had not intended to speak on this matter but he would be remiss if he did not after the remarks of Councillor Piemonte. Councillor Foley stated that his position was badly misrepresented by the newspaper article in question. Councillor Foley stated that he initiated the subcommittee method on budget hearings, and also suggested a program budget and further suggested that only with proper staffing can the work of the Committee on Appropriations and Finance be effective. Councillor Foley further stated that these were all proper and valid suggestions aimed at no one, and that the newspaper article totally misrepresented his position.

### RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 3.24 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 5.27 P.M.

### EXECUTIVE COMMITTEE REPORTS.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. On the two orders referred March 24, 1958, for the acceptance of chapter 760 of the Acts of 1955, group insurance for city and county employees; an order referred March 24, 1958, concerning conference with the Mayor on group insurance for city and county employees; a communication from the Corporation Counsel referred March 24, 1958, concerning present status of the acceptance of chapter 32B of the General Laws relative to group insurance for employees of the city and county; an order referred May 9, 1960, package plan for group insurance for city and county employees; a motion referred May 9, 1960, Corporation Counsel to prepare forms for the acceptance of chapter 32B of the General Laws; a resolution referred May 23, 1960, city to pay one half cost of premium for group

insurance for city and county employees; a message of the Mayor referred February 26, 1962, concerning coverage of retired employees under group insurance plan; and a message of the Mayor and two orders referred January 29, 1962, for the acceptance of chapter 32B of the General Laws, concerning Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns and Districts, and Their Dependents, for the employees of the City of Boston and the County of Suffolk, the Executive Committee having duly considered the same respectfully recommends passage of the two orders submitted by the Mayor on January 29, 1962, and passage also of the four accompanying orders:

For the Committee,  
Coun. GABRIEL F. PIEMONTE, Chairman.

Ordered, That section 9A of chapter 32B of the General Laws, inserted by chapter 595 of the Acts of 1959 entitled "An Act Authorizing Certain Political Subdivisions of the Commonwealth to Contribute One Half of the Cost of Certain Premiums of Insurance of Retired Employees" be, and hereby is, accepted in behalf of the City of Boston.

Ordered, That section 9A of chapter 32B of the General Laws, inserted by chapter 595 of the Acts of 1959 entitled "An Act Authorizing Certain Political Subdivisions of the Commonwealth to Contribute One Half of the Cost of Certain Premiums of Insurance of Retired Employees" be, and hereby is, accepted in behalf of the County of Suffolk.

Ordered, That section 11A of chapter 32B of the General Laws, inserted by section 5 of chapter 334 of the Acts of 1961 entitled "An Act to Provide for Increased Amounts of Group Life Insurance for Persons in the Service of Counties, Cities, Towns and Districts on an Optional Basis Without Premium Contribution by the Political Subdivisions of the Commonwealth" be, and hereby is, accepted in behalf of the City of Boston.

Ordered, That section 11A of chapter 32B of the General Laws, inserted by section 5 of chapter 334 of the Acts of 1961 entitled "An Act to Provide for Increased Amounts of Group Life Insurance for Persons in the Service of Counties, Cities, Towns and Districts on an Optional Basis Without Premium Contributions by the Political Subdivisions of the Commonwealth" be, and hereby is, accepted in behalf of the County of Suffolk.

The report was accepted, and the two orders submitted by the Mayor on January 29, 1962, for the acceptance of chapter 32B of the General Laws, and the four foregoing orders were passed.

2. Report on proposed ordinance (referred December 11, 1961) re charges at the Boston City Hospital; the Executive Committee respectfully submits the following interim report:

That Mr. Joseph P. Lally he invited to attend the Executive Committee meeting of the City Council, Monday, April 16, 1962, at 3 P.M., to discuss and present to the Executive Committee a written memorandum concerning (1) comparative charges leveled by other hospitals in the Boston area; (2) the policy regarding the determination of the ability of patients being able to meet the various charges levied for certain services; (3) the percentage of third parties (Insurance Groups) paying the bills incurred by patients at the City Hospital.

The interim report was accepted.

3. Report on resolution (referred January 15) on investigation of charges against employees—recommending that the resolution be placed on file.

The report was accepted, and the resolution was placed on file.

4. Report on order (referred today) that the City Censor, Development Administrator Edward J. Logue, Professor Alevizos, and



Elmer Foster, appear before Executive Committee re transfer of license of Casino Theatre—recommending that the order ought to pass.

The report was accepted, and the order was passed.

5. Report on order (referred today) that the City Censor be requested to reconsider his action re transfer of Casino Burlesque Theatre to Boston's retail shopping center—recommending that the order ought to pass.

The report was accepted, and the order was passed.

6. Report on order (referred today) that the Mayor and City Censor take steps to ban burlesque in Boston—recommending that the order ought to pass.

The report was accepted.

On motion of Councillor McDonough, the order was amended by striking out the words "ban burlesque in Boston" and inserting in place therefor the words "immediately prohibit the performance of indecent and obscene theatrical shows within the City of Boston."

The motion was carried.

The order as amended was passed.

REPORT OF COMMITTEE ON LEGISLATIVE MATTERS.

Coun. SULLIVAN, for the Committee on Legislative Matters, submitted the following:

Report on resolution (referred March 19) to amend laws pertaining to Boston Retirement System—recommending that the resolution ought to pass.

The report was accepted, and the resolution was adopted.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Charles N. Vogel (referred March 26), retired member of the Fire Department, for indemnification for hospital, surgical and medical expenses incurred by him as a result of an injury sustained while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100B of chapter 41 of the General Laws, upon petition of Charles N. Vogel, 28 Bowdoin avenue, Dorchester, a former member of the Fire Department, retired for accidental disability, for indemnification for hospital, surgical and medical expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty, there be allowed and paid, as certified by the panel appointed under the provisions of said section, to the following the amounts stated:

Charles N. Vogel, 28 Bowdoin avenue, Dorchester .....	\$69 86
Carney Hospital, 2100 Dorchester ave- nue, Dorchester.....	62 70
Total .....	\$132 56

said sum to be paid from any appropriation suitable for the purpose of this section.

2. Report on petition of Raymond T. Lonergan, Jr. (referred March 26), to be reimbursed as a result of two executions issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of six hundred eighty-three dollars and forty-three cents be allowed and paid to Raymond T. Lonergan, Jr., in reimbursement for amount of two executions issued against him on account of his acts as an employee of the Fire Department, said sum to be charged to the appropriations for executions of Court, Damage Claims and Reimbursements.

3. Report on petition of William G. Powers (referred March 26) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Boston City Hospital—recommending passage of the accompanying order:

Ordered, That the sum of five hundred twenty-three dollars and sixty-nine cents (\$523.69) be allowed and paid to William G. Powers, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Boston City Hospital, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

REPORT OF COMMITTEE ON ORDINANCES.

Coun. HINES, for the Committee on Ordinances, submitted the following:

Report on message of the Mayor and ordinance (referred February 12) further regulating excavations for and foundations of buildings and structures in the City of Boston—the committee finds that various experts on the subject matter involved in the code, particularly relating to piles, are not in agreement as to the wording as submitted.

As the date for action by the City Council expires April 13, the committee recommends that the ordinance be rejected without prejudice and recommends that the Mayor forward a new ordinance to the Council. Because of chapter 479, Acts of 1938, as amended by chapter 217, Acts of 1939, establishing the Building Code, the City Council is not permitted to submit ordinances amending the Building Code unless it has been recommended by the Building Commissioner.

For the Committee,  
PETER F. HINES, Chairman.

The report was accepted, and the ordinance as submitted by the Mayor was rejected without prejudice.

NAMING OF SQUARE IN HONOR OF JOHN JOSEPH PIKE.

Coun. FOLEY offered the following:

Ordered, That the Committee to Memorialize Veterans he requested, through his Honor the Mayor, to name the square at the corner of Parker and Smith streets, Roxbury, in honor of Private John Joseph Pike who was killed in action on November 9, 1943, while in the service of his country during World War II.

Passed under suspension of the rules.

SALARIES OF CERTAIN EMPLOYEES IN CLERK OF COMMITTEES DEPARTMENT.

Coun. IANNELLA offered the following:

Ordered, That the weekly salaries of the hereinafter named temporary clerks and/or temporary clerk-stenographers in the service of the Clerk of Committees Department, be increased effective April 11, 1962, to the amounts hereinafter set against their respective names:

- Agnes G. Dinsmore, temporary clerk-receptionist, \$95.50.
- John Keaney, temporary clerk, \$95.50.
- Michael A. Flynn, temporary clerk, \$95.50.
- Anthony Marmo, temporary clerk, \$95.50.
- Jeanne Silver, temporary clerk-stenographer, \$95.50.
- Arthur Vaughn, temporary clerk, \$95.50.
- Francis B. Winn, temporary clerk, \$95.50.
- George E. Corcoran, temporary clerk, \$95.50.
- James P. Scanlon, temporary clerk, \$95.50.
- Rita G. Cimcno, temporary clerk-stenographer, \$95.50.

Passed under suspension of the rules.



CONCERNING THE SALARIES OF CERTAIN OFFICERS OF THE CITY COUNCIL.

Coun. IANNELLA offered the following:  
City of Boston.

In the Year Nineteen Hundred and Sixty-Two.  
An Ordinance Concerning the Salaries of  
Certain Officers of the City Council.

Be it ordained by the City Council of Boston,  
as follows:

SECTION 1. The first paragraph of section 5 of chapter 3 of the Revised Ordinances of 1961, as amended, is hereby further amended by striking out clause (6) and inserting in place thereof the following clause:

(6) The Clerk of Committees of the City Council eighty-three hundred and forty dollars, and the two assistant clerks of committees, sixty-three hundred and fifty dollars each.

SECTION 2. Said first paragraph of said section 5 of chapter 3, as amended, is hereby further amended by striking out clause (12) and inserting in place thereof the following clause:

(12) The city messenger, eighty-eight hundred and fifteen dollars; the assistant city messenger, sixty-four hundred and forty dollars; the librarian-archivist, sixty-one hundred and fifteen dollars; the document clerk, fifty-

six hundred and forty dollars; and the chaplain, nine hundred and forty dollars.

SECTION 3. This ordinance shall take effect on April 11, 1962.

Passed under suspension of the rules.

APPOINTMENT OF JOAN KEANEY.

Coun. HINES offered the following:

Ordered, That effective April 11, 1962, Joan Keaney be, and she is hereby, appointed in the service of the Clerk of Committees Department to the position of temporary stenographer-clerk until the fourth Wednesday in April at a salary of \$95.50 per week.

Passed under suspension of the rules.

Adjourned at 6.10 P.M., on motion of Councillor Foley, to meet on Monday, April 16, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

**(Stenographic copy of such debate on file in office of City Clerk.)**

## CITY OF BOSTON.

## Proceedings of City Council.

Monday, April 16, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Reverend Howard Kellett, Vicar of Old North Church, Boston, was escorted to the rostrum.

## INVOCATION BY REVEREND HOWARD KELLETT.

O God, who has given us this good land for our heritage, we humbly beseech Thee that we may always prove ourselves a people mindful of Thy favour, and glad to do Thy will. Grant, that Thy people may come to undertake the work of government as a vocation and ministry; that they may bring to their work brains that think and hearts that feel; that they may have ideals, imagination, wisdom, and courage; that they may never be enslaved by routine and convention and popular opinion, but ever be upheld my Thy free spirit. In Thy name we ask it. Amen.

The meeting was opened with the salute to the Flag.

## PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

## Claims.

Warren Bradley, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Margaret Dixerian, for compensation for personal injuries and property damage caused by an alleged defect on Lake street, at Lake Shore road, Brighton.

John E. Diefenbach, for compensation for injuries caused by an alleged defect in school-yard at Sheridan School on Prescott street, East Boston.

Guy P. Donnaruma, for compensation for injuries caused by an alleged defect on stairs leading to Blandford street, Boston.

Manuel Gonsalves, for compensation for property damage and personal injuries caused by motor vehicle of Public Works Department.

Catherine LeBaron, for compensation for injuries caused by an alleged defect on La Grange street, Boston.

Francis G. Mearn, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

James J. Nabsteds, for compensation for personal injury and property damage caused by a city vehicle.

William W. Novak, for compensation for damage to car caused by Police signal truck.

John F. O'Neill, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

John J. Riley, for compensation for damage to property at 16 Drury road, Hyde Park, caused by change of grade of sidewalk.

John Ronda, for compensation for damage to property at 8 Hanover avenue, Boston, caused by water entering basement.

Francis M. Sousa, for compensation for damage to car caused by city truck.

Robert F. Tierney, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Police Department.

## NOTICES FROM DEPARTMENT OF PUBLIC UTILITIES.

A communication was received from the Department of Public Utilities transmitting copy of order granting petition of Boston Edison Company for conduit, wires, etc., in Charlesgate East, in care and control of Metropolitan District Commission.

A communication was received from the Department of Public Utilities transmitting copy of order granting petition of Boston Edison Company for conduits, wires, etc., in Arborway, in care and control of Metropolitan District Commission.

A communication was received from the Department of Public Utilities transmitting copy of order granting petition of Boston Edison Company for ducts, wires, etc., in Charlesgate East, in care and control of Metropolitan District Commission.

A communication was received from the Department of Public Utilities transmitting copy of order granting petition of Boston Edison Company for lamp connections, manholes, etc., in Fenway, between Boylston street and Brookline avenue, and certain other streets in care and control of Metropolitan District Commission.

A communication was received from the Department of Public Utilities transmitting copy of order granting petition of Boston Edison Company for installation of a manhole, etc., in a portion of Bay State road, in care and control of Metropolitan District Commission. Severally placed on file.

## PETITION FOR INDEMNIFICATION.

Petition of Raymond B. LaCasse, retired member of the Fire Department, for indemnification for hospital, surgical, and medical expenses.

Referred to the Committee on Claims.

## APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Anthony N. Cuzzi, John A. D'Arcy, Edward A. DeSimone, David Dolinsky, James A. Hickey, Edward A. Keefe, Bronis Kontrim, Mark H. Krafzur, Charles Lewis, Carl I. Lippkind, Richard F. MacDonald, Joseph Marenburg, John J. Nicholson, Samuel L. Pearl, Nicholas A. Perrotti, Andrew A. Raffoni, Monton Silver, and Emma E. Thompson, having been duly approved by the Collector-Treasurer, were received and approved.

## NOTICE OF INTEREST IN CONTRACT.

Notice was received from Maxwell B. Grossman, member of Boston Finance Commission, of his interest in a contract between Massachusetts Envelope Company and City of Boston.

Placed on file.

## COMMUNICATION FROM DEPARTMENT OF THE NAVY RE NORTHEAST DIVISION OF BUREAU OF YARDS AND DOCKS.

The following was received:

Department of the Navy,  
Office of the Secretary,  
Washington, D.C.,

April 10, 1962.

My dear Mr. Malloy:

The President has referred to us a copy of the resolution adopted by the Boston City Council regarding the proposed establishment of a Northeast Division of the Navy's Bureau of Yards and Docks which would include the District Public Works Offices in Boston, New York, and Philadelphia.

The proposal, which is under study, is for the purpose of consolidating control of these field offices in order to adjust properly to changing workloads. However, you may be

assured there is no intention to disestablish the Boston Office under any circumstances. The advertising, bid openings and awards of construction contracts in the First Naval District will continue to be made in Boston.

The reduction in the First Naval District construction program for fiscal year 1963 will necessitate a decrease of 33 in the present 271 employees of the Boston Office, but this is not a result of the proposed establishment of a Northeast Division.

No immediate action on reorganization is contemplated, and the whole matter will be thoroughly considered, including the location of the division headquarters, before any plan is placed in effect.

I will be glad to keep you informed of the status of this matter.

Sincerely yours,  
KENNETH E. BELIEU,  
Assistant Secretary of the Navy  
(Installations and Logistics)

Mr. Walter J. Malloy,  
City Clerk,  
Boston, Mass.

Placed on file.

#### RESTRICTIONS ON DUMPING.

The following was received:

The Commonwealth of Massachusetts,  
Department of Public Health,  
State House, Boston,

April 12, 1962.

Dr. Robert Freckleton, Commissioner of Health,  
Health Department, Haymarket Square,  
Boston, Mass.

Re: Calf Pasture Municipal Dump.  
Dear Dr. Freckleton:

The Department of Public Health, on Friday, March 23, 1962, held a public hearing under the provisions of section 150A, chapter 111, General Laws, relative to the assignment as a dumping ground of the present municipal disposal area in the so-called Calf Pasture Dump located off Mt. Vernon street in the Dorchester section of Boston. After due consideration of all the information available to it, including that presented at the public hearing and that obtained from numerous inspections by representatives of the Division of Sanitary Engineering, the department determines that the operation of this disposal area has been such as to result in a nuisance and a danger to the public health.

The department, at its meeting held on April 10, 1962, acting under the provisions of section 150A, chapter 111, General Laws, voted to modify the assignment of the said disposal area through the imposition of the following conditions:

1. Ash residue from proper incineration of refuse may continue to be dumped in the lagoon area, but the face of the disposal area shall be decreased in height to provide less harborage for rodents.

2. If, after June 30, 1962, refuse in excess of the capacity of the Boston municipal incinerator is still to be disposed of at the said dump, it shall be in a properly operated sanitary landfill with no open burning.

3. Adequate insect and rodent control measures shall be contracted for and instituted immediately.

4. If, after June 30, 1962, brush and tree limbs are to be disposed of at this disposal area, they shall be chipped and disposed of in a sanitary landfill.

5. After June 30, 1962, tree trunks and stumps, if disposed of at this disposal area shall be buried without burning.

6. Until April 30, 1963, demolition lumber may be disposed of at this site in a manner not in violation of the Department's Rules and Regulations to Prevent Pollution or Undue Contamination of the Atmosphere Within the Metropolitan Air Pollution Control District.

Very truly yours,

Commissioner.

Copy to:

Commissioner Thomas Griffin, Boston Fire Department, 115 Southampton street, Boston.

Hon. Amelio Della Chiesa, Mayor of Quincy, City Hall, Quincy.

Senator John E. Powers, Legislative Post Office, State House.

Senator John J. Beades, Legislative Post Office, State House.

Representative John T. Tynan, Legislative Post Office, State House.

Representative Joseph E. Brett, Legislative Post Office, State House.

Representative Robert H. Quinn, Legislative Post Office, State House.

Representative Domenic S. Pasciucco, Legislative Post Office, State House.

Representative George V. Kenneally, Jr., Legislative Post Office, State House.

Representative James F. Condon, Legislative Post Office, State House.

Representative William M. Bulger, Legislative Post Office, State House.

Representative Julius Ansel, Legislative Post Office, State House.

Richard M. Ash, M.D., Commissioner of Health, City Hall, Quincy.

Gabriel Piemonte, Boston City Council, City Hall, Boston.

Boston City Council, City Hall, Boston.

Quincy City Council, City Hall, Quincy.

The Commonwealth of Massachusetts,  
Department of Public Health,  
State House, Boston,

April 12, 1962.

Mile Road Corp.

425 Mt. Vernon street, Boston, Mass.

Re: Boston Calf Pasture Privately-Operated Dump.

Gentlemen:

The Department of Public Health, on Friday, March 23, 1962, held a public hearing under the provisions of section 150A, chapter 111, General Laws, relative to the assignment as a dumping ground of the privately-operated disposal area, now understood to be owned and operated by you, located off Mt. Vernon street in the Dorchester section of Boston. After due consideration of all the information available to it, including that presented at the public hearing and that obtained from numerous inspections by representatives of the Division of Sanitary Engineering, the department determines that the operation of this disposal area has been such as to result in a nuisance and a danger to the public health.

The department, at its meeting held on April 10, 1962, acting under the provisions of section 150A, chapter 111, General Laws, voted to modify the assignment of the said privately-operated disposal area through the imposition of the following conditions:

1. Garbage shall not be disposed of in this area.

2. After June 30, 1962, all refuse disposed of in the area shall be disposed of in a sanitary landfill with no open burning.

3. Adequate insect and rodent control measures shall be contracted for and instituted immediately.

4. If, after June 30, 1962, brush and tree limbs are to be disposed of at this locality, they shall be chipped and disposed of in a sanitary landfill.

5. If, after June 30, 1962, tree trunks and stumps are to be disposed of in this area they shall be buried without burning.

6. Until April 30, 1963, demolition lumber may be disposed of at this site in a manner not in violation of the Department's Rules and Regulations to Prevent Pollution or Undue Contamination of the Atmosphere Within the Metropolitan Air Pollution Control District.

Very truly yours,

Commissioner.

Copy to:

Hon. John F. Collins, Mayor of Boston, City Hall, Boston.

Mr. James W. Haley, Commissioner of Public Works, City Hall, Boston.

Commissioner Thomas Griffin, Boston Fire Department, 115 Southampton street, Boston.

Hon. Amelio Della Chiesa, Mayor of Quincy, City Hall, Quincy.



Senator John E. Powers, Legislative Post Office, State House.

Senator John J. Beades, Legislative Post Office, State House.

Representative John T. Tynan, Legislative Post Office, State House.

Representative Joseph F. Brett, Legislative Post Office, State House.

Representative Robert H. Quinn, Legislative Post Office, State House.

Representative Domenic S. Pasciucco, Legislative Post Office, State House.

Representative George V. Kenneally, Jr., Legislative Post Office, State House.

Representative James F. Condon, Legislative Post Office, State House.

Representative William M. Bulger, Legislative Post Office, State House.

Representative Julius Ansel, Legislative Post Office, State House.

Richard M. Ash, M.D., Commissioner of Health, City Hall, Quincy.

Gabriel Piemonte, Boston City Council, City Hall, Boston.

Boston City Council, City Hall, Boston.

Quincy City Council, City Hall, Quincy.

Severally placed on file.

#### REPORT OF COMMITTEE ON URBAN REDEVELOPMENT, REHABILITATION AND RENEWAL.

Coun. McDONOUGH, for the Committee on Urban Redevelopment, Rehabilitation and Renewal, submitted the following:

Report of the Committee on Urban Redevelopment, Rehabilitation and Renewal on Resolution for application for survey and planning for Revised Washington Park Urban Renewal area which was referred to this committee February 26, 1962.

During the period this matter was pending before your committee three public hearings were held relative to it. Two of these were held in the City Council Chamber. A third meeting was held at the Boston Technical High School which is located within the proposed project area. This third meeting was held in the evening in order that residents of the area might have an opportunity to be heard without losing time from their work. The public hearings while generally helpful to your committee, were not entirely satisfactory. Despite the fact that the three meetings lasted for a minimum of three hours each, no clear idea of what the Redevelopment Authority expects to accomplish in any fixed time was forthcoming. The meeting held at Technical High School was especially disappointing since it was clearly evident that the Authority staff had gone to great length to turn the meeting into a proponents rally. This behavior on the part of the Authority is extremely dangerous to the Urban Renewal Program.

A well-organized minority armed with sufficient money can create the impression of a great ground swell of neighborhood support, when in fact the actual support might be minimal. This conduct on the part of the B.R.A. is especially significant when it is realized that a contract calling for the payment by the B.R.A. of \$38,000 has been made to a neighborhood organization for the organization's services in connection with this project.

We in the City Council and the people as a whole, should be on our guard against this tendency to use the huge sums involved in the Urban Redevelopment Program to redevelop, renew, and rehabilitate old political pressure groups, while neglecting to provide people with decent, safe, sanitary housing at reasonable cost.

At any rate, it was the feeling of your committee, that the meeting held in the project area was greatly hampered by the over-zealousness of a group of proponents. This over-zealousness made it hard to get a true picture of the community attitude toward the project.

These meetings and other samplings in the area however have led the committee to feel

that the average person now living within the project is in favor of doing something to help halt the spread of blight and decay.

They are hopeful but not entirely convinced that the Authority's proposed project will do the job. And they are primarily interested in what is to become of themselves and their homes. They are disappointed that something hasn't already been done in the smaller 186-acre area.

Your committee which, three years ago, approved the same resolution which is before us now concerning the smaller area is likewise disappointed that the area has since been left to further deterioration.

It is hard to understand why it was necessary to stop working on the original area merely because a larger area might be more desirable. Your committee would express the hope that work on the original project area will not be further impeded by the project expansion. It seems unfortunate that the smaller project did not go forward. People living in the area have been in a state of suspension for the past three years and now this suspension period will be extended.

This is admittedly a pilot project. It is the first project of its kind undertaken in Boston. It is not certain, even among the B.R.A. members themselves, whether or not it can be successfully carried out. It would be well to resolve this question as quickly as possible. The only way to do this is to get on with the project. And it would have been highly preferable if we had gone ahead with the smaller project in order that we might now have some experience to guide us with the extension.

It would seem less than the better part of wisdom to extend a project which might not be feasible. It might have been wiser to have used the past three years to determine what can be done in the smaller project area. But the time is now irrevocably lost.

Finally, we urge the B.R.A. most strongly and forcefully that definite and specific plans be formulated as rapidly as possible for the relocation of families who will be uprooted by this project—whose homes will be taken for clearance—but for whom no provisions yet have been made.

These people cannot be swept under the rug in the interest of so-called progress. Suitable new homes have not yet been provided for them and no provisions yet have been made for doing this. In this respect, we feel the Authority and its staff have not yet met their public obligation.

In the fervent hope that the expectations of the people in this section of the city may be realized at least in part—that some good may be accomplished by this project—at a meeting of your committee held on April 11, 1962, it was voted to report the resolution out with the recommendation that it ought to be adopted by this Honorable Body.

For the Committee,  
PATRICK F. McDONOUGH, Chairman.

The report of the committee was accepted.

On motion of Councillor Coffey, the foregoing report and resolution were referred to the Executive Committee.

#### MINORITY REPORT ON WASHINGTON PARK PROJECT.

Minority Report of William J. Foley, Jr., Member of the Committee on Redevelopment, Rehabilitation and Renewal.

##### I PROJECT SIZE

Originally the project area as proposed by the Boston Redevelopment Authority was to be a 1,000-acre project to be known as "Roxbury Renewal Project." At the time of the submission of the proposal for the 1,000-acre project, another project included within the 1,000-acre project and represented to be the worst portion thereof was also submitted. This project was identified as the Washington Park project, and it was subsequently approved by

the federal government. The 1,000-acre project, known as Roxbury Renewal Project, was disapproved by the federal authorities.

There are therefore three areas within the 1,000-acre project to which I would invite some attention.

There is an area of 186 acres which is presently in process and is identified as the "Washington Park" project. There is proposed to the City Council by the Redevelopment Authority an addition of a 234-acre parcel to the original 186 acres, making 420 acres in all. There remains, therefore, a third area within the original 1,000-acre proposed project of 560 acres which is not to be given attention at this time.

I think it is significant that the Development Administrator and the Board of Boston Redevelopment Authority agree that when broken down for analysis this way, (1) the worst part of the original 1,000 acres is the Washington Park area; (2) now when the expansion is proposed of the remaining acreage, it is proposed to expand into 234 acres which are in superior condition as compared with the 560 acres that are left.

Therefore, starting with the original 1,000-acre "Roxbury Renewal" Project and dividing it into three areas, the present proposal is to expand from the worst part into the best part, ignoring 560 acres which all agree are in inferior condition to the 234 acres which the Council is asked to now add to the "Washington Park" project.

A number of reasons were offered to justify adding the 234 superior acres rather than all or a portion of inferior acres. The reasons the Development Administrator offered for this choice, and he offered many, were not to me wholly convincing.

It seems to me that a physician might run up an almost miraculous record for cures if he were to be very careful about selecting only slightly ill persons as patients.

Your committee also explored at some length the question as to whether the expansion was designed to simply rearrange unflattering statistics concerning percentage of property scheduled for demolition. Again, this question was explored and the answers to it provided by the Administrator and the Board were not to me wholly convincing.

Adlai Stevenson said that, "Government by public relations method is the ultimate indignity to the democratic process."

I would invite this apt quotation to the attention of the Administrator and the Board. We ask them to deal with reality and with difficult situations. Public releases which are convenient for a specific political battle and which remain on record to embarrass later is not the way to run a development program. I suggest more renewal and less Madison Avenue.

## II

### PHASING THE PROJECT

It appears that this project is to be hulked by public improvements. According to the present schedule, parcels will be cleared for and public improvements installed at the third phase. I suggest that the whole concept of the project is far more experimental than the Development Administrator, particularly, would have us believe. As the City Council understood full well several years ago when it dealt with this problem, the key to the project lies in the creation of confidence in the whole operation in the minds of the people who live in the area. The people who are directly affected and live in the area must believe in the project or it must inevitably fail.

It seems to me, therefore, that the city should not at any time appear hesitant or uncertain about the project. If the city is not certain that the project will succeed or if the city does not appear to be certain, it would seem to me we can hardly build the sort of confidence in the minds of the people affected which is absolutely indispensable to the project success.

I therefore suggest that since public improvements must ultimately be put in anyway, that they ought to be put in at the very beginning. The project ought to be phased

by clearing space and immediate construction of public improvements in the first stage. I cannot see how the city can demonstrate its confidence in the ultimate project success any other way, and since the improvements will eventually be installed, they ought to be installed in the first phase of the project execution.

## III

### TIMING

When this matter was previously before us, it was represented as a project which would be ahead of blight in the City of Boston. It was then represented as a "roll back the blight" project and, as a matter of fact, as the first step in a "roll back the blight program." It seems to me sometimes that the Development Administrator and the Redevelopment Authority has a most leisurely and millennial sense of time.

It seems to me further that this project has become institutionalized. It is represented as something that will happen over a long span of years and will provide the answer. Provide the answer to what? The project at its expanded size is still but 420 acres, and on the testimony of the Board (see supra), 234 of those 420 acres are really not in very bad shape at all. It seems to me the program is still too small and still paced in a far too leisurely way to really have much effect in a situation which by its very essence is a rapidly changing one.

It should finally be remembered that no one has represented that the proposed 420-acre project is in an area which is the worst in Boston, by any means. When, does this program move on at a speed commensurate to the problem to be faced and overcome?

## IV

### REHABILITATED AND NEW PRIVATE HOUSING

The thinking of the staff now working on the project appears to be that new housing can be erected in the area to rent a fairly sizable apartment for about \$85 a month, and a smaller one for about \$75 a month. It developed at the hearing that the staff had not bothered to bring this to the attention of the Board. The Board of the B.R.A. knew nothing of this proposal.

The new housing is to be constructed on a row-house basis, no basements or cellars, poured slab foundation with cement block fire walls, dry wall construction, and essentially wooden frame construction from there on. The property is to be mortgaged on a 40-year basis and is to be given irreducible minimum I21-A limited dividend tax treatment.

The densities we were told will run 20 to 40 units an acre. It is represented that such property has been constructed already in New Haven.

There is a serious question in my mind whether this property constructed in this fashion can stand the heavy use which it necessarily would get. I find it hard to imagine the condition such property will be in 40 years hence. The question of quality of such new construction is paramount. The Board should give immediate attention to the question of quality of such construction. We should under no conditions quite deliberately build the slums of tomorrow in a renewal program eliminating those we have today. The property proposed to be constructed in this manner may or may not have sufficient sturdiness to be good for this purpose. I don't know.

I know that the only man on the Board of the Redevelopment Authority who is familiar with the construction business thinks that it wouldn't be sufficiently sturdy.

Of one thing, though, as a lawyer and a city councillor, I am absolutely and positively certain, and that is that the Development Administrator should have long ago informed the Board of what he was doing along this line.

## V

### PUBLIC HOUSING

Public housing will surely have a role to play in the project area. It developed at the hearings that there may be a further role which public housing might play by construction of units within the project area of good, substantial quality to be used for a period for relocation purposes, and after that period sold to private owners.

This, of course, would be analogous to the effort of the city to house veterans after World



War II via the method provided by the Great and General Court in Chapter 372 of the Acts and Resolves of 1946. This has been a spectacularly successful program, and it seems to me it might well be repeated in this project area. This might be a way to obtain new units of good quality in the area and which will be useful for relocation in the beginning and might ultimately be sold to private owners as were the Chapter 372 units.

Several members of the committee made this suggestion repeatedly to the Development Administrator. It should be reported that he seemed to take very little interest in it. I thought I detected a strong whiff of departmental jealousy. I suspect that it might be that the Development Administrator wants no intrusion into his private empire by anybody from the Boston Housing Authority. I invite this suggestion, therefore, specifically to the attention of his Honor the Mayor.

## VI DEVELOPERS

It appeared at the hearings that the staff of the Redevelopment Authority had discussed development work in the project area with at least, as they say, ten different developers all apparently without the knowledge of the Board of the Boston Redevelopment Authority. It seems to me that if we have learned anything in the field of redevelopment and renewal, it is that developers ought to be selected in an open and aboveboard way. It seems to me further that the area could well provide within it persons fully capable of accomplishing the development which the staff seems to indicate is wanted. I think it would be a wonderful thing for the area if those professional builders and architects, and so forth, who reside in and around the area were given a chance to show what they can do in the field of development. It seems to me that the area itself could easily provide persons capable of financing and constructing and managing units of the type which the staff is considering. I can imagine no more direct way of creating more pride in the area.

## VII STAFF ATTITUDE

I think it ought to be recorded, and I don't say this without some soul-searching, that the attitude of the professional staff which the Development Administrator has assigned to this project leaves much to be desired. They show something close to open hostility to those of us who hold elective office in this city, and they seem to think it is a terrible imposition that anyone, and particularly city councillors should inquire into what they are doing.

The members of this Body are not required to have an expert's knowledge in the field of urban renewal and redevelopment, nor to have an encyclopedic knowledge of the federal rules and regulations pertaining thereto. This Body, however, is charged with the final approval of projects, and is the only link between the 700,000 people in Boston and the Redevelopment program, with the sole exception of the Mayor, by which democratic processes are applied to the urban renewal program.

When one in public employ obviously fails to understand these simple facts of law and nature, he can only be described as an over-trained bureaucrat. Many of us served in the military under superiors whom we either did not like or did not particularly respect. Open indications of such attitudes were quite simply described as insubordination.

The Development Administrator has at Harvard and elsewhere described himself not as an expert, but rather, "a lawyer and politician." I agree he is not an expert. I am told he is trained in the law. He is most certainly a politician.

I would suggest to the staff members that while the question of their legal training is not in point here, they may find themselves not as well equipped as the Development Administrator to compete in the field of politics. They may further find on searching analysis of conscience, that they were not hired to compete as politicians but to do professional work in the Redevelopment Authority.

## VIII NON-WHITE

It is represented that part of the objective of this project is to deal with the problem of providing adequate housing for some at least of the non-

white population of the City of Boston. It seems to me, first of all, that the project is very small in size to have a measurable impact on the problem, it is so experimental and necessarily slowly paced that it will be a long time in completion, and it seems to me that much can be done outside a formal institutionalized program of this nature to get on with the solution of the problem in this generation.

It seems to me as well that there is a danger here of making wards or clients over a long period of time of these people.

I believe that there is a great and unique strength because of the historical development among the non-white population of the City of Boston. I believe that there are a tremendous number of able and effective persons among this group of people who could make a tremendous contribution if permitted, not only within these 420 proposed acres but elsewhere where the problem is found. I think this basic strength should be tapped and freed to wrestle with the problem.

I think there ought to have been several 121-A projects in hand long since, designed not only to provide low-cost housing but to provide middle-income housing and even high-income housing, not for non-whites particularly but for mixed occupancy. It is my impression, my strong impression that there are many areas in the City of Boston where white and non-white live together in peace, and I believe that these areas could and should be strengthened quickly and imaginatively. I believe that there are an almost unlimited number of tools which are available or might easily be made available to us to move on much more quickly than via the formal and red tape entangled method of a federal urban renewal program.

## IX CONCLUSION

It seems to me that what we really should be thinking of is how little there is to this project, and how slowly it has moved, and apparently will move.

WILLIAM J. FOLEY, JR.,  
Member of the Committee on Urban Redevelopment, Rehabilitation and Renewal.

Placed on file.

## MINORITY REPORT ON WASHINGTON PARK PROJECT.

Minority Report of Gabriel F. Piemonte,  
Member of the Committee on Urban Redevelopment, Rehabilitation and Renewal.

I am firmly convinced, as I have always been, that no slum clearance program, no comprehensive plan, no matter how brilliantly conceived and executed, can rectify that human loneliness which is the characteristic basis of our society. No program for community participation can be built without the common bond of compassion which is the main principle of stability in our institutions.

The program has been in effect for years. Millions of dollars have been spent in studies. Many more millions of dollars have been spent or committed to the destruction of properties and displacement of families and individuals. Yet it was not until February of this year and only after the Council had held meetings at which the importance of relocation had been scored that the Urban Redevelopment Authority engaged the services of a professional expert in relocation.

The area which is under discussion is made up of 87 per cent Negro population. On the outskirts of this area, or the enlarged area, are located what might be termed the Negroes in the upper economic and educated class or group. They have homes which would range from \$20,000 or \$30,000, comparable to that of any in America, enjoying the same community life.

The records will show that, and I quote from Page 71 of this year's minutes of the City Council from a communication of the Boston Redevelopment Authority in answer to questions raised by the Council that, so far there have been destroyed 4,865 housing units in the New York streets, West End streets, and Whitney street, which housed families whose average income was \$254.13 per month, and whose average rental for dwelling units was \$12.96 a month, and during this interim, Boston's urban renewal or redevelop-



ment program have replaced these housing units that were destroyed by just one building housing 462 units with an average monthly rent of \$218.52.

I am aware that because of the 87 per cent Negro density of this area that for the first time in the history of urban redevelopment in Boston, the Redevelopment Authority meets a challenge. I say this, having in mind that we have a very active Boston branch of the NAACP, who, I am sure, have been made aware as have the representatives of that area of the lack of compassion that has been shown by this program as of this date. I conclude by saying that Boston, as far as the urban renewal program has been rendered a shot in the arm, as it were, and Boston's citizens individually and jointly will long be indebted to Judge Elijah Adlow for his frank and candid stand in the appraisal of the urban renewal program made at a meeting yesterday and published in today's press. Up to this time, it has been obvious to me as it must be to the other members of the Council, as I appeared before the civic groups throughout Boston and outside of Boston, that while a great many people realize the lack of compassion in the urban renewal program to date and the failure to meet its primary objective, of providing public housing, that until today's publication of Judge Adlow's address, many people were hesitant in making a public expression even though it was a suggestion of constructive criticism, for fear that they would be placed in the role of obstructionist, or that their suggestions might be misinterpreted.

I repeat, I think for the first time the urban renewal program in Boston will meet a test and a challenge in which the primary objective of relocation will be met, that it will take more than pious-sounding statements or promises to satisfy the aggressive groups led by the Boston branch of the NAACP as far as this area is concerned.

GABRIEL F. PLEMONTE,  
Member of the Committee on Urban Redevelopment, Rehabilitation and Renewal.

Placed on file.

#### SUBSTITUTE RESOLUTION RE WASHINGTON PARK URBAN RENEWAL AREA.

The following was received:  
Boston Redevelopment Authority,  
April 2, 1962.

Councillor Patrick F. McDonough,  
City Hall, Boston.  
Re: Washington Park Urban Renewal Area—  
Resolution of Governing Body of Locality, Code No. 145.

Dear Councillor McDonough:

I respectfully submit herewith a resolution for your consideration with the request that it be substituted for the resolution previously submitted.

The substitution is requested because certain changes were deemed advisable in the original resolution to make it conform to the Urban Renewal Manual and to improve its form. No changes have been made as to substance or intent. The changes are as follows:

(a) First whereas paragraph—lines 1 and 2:

The words "and the Housing Act of 1954" have been deleted and the words "(herein referred to as 'Title I')" have been inserted in place thereof.

Line 3:

The word "Localities" has been changed to "local public agencies".

(b) The third whereas paragraph—line 2:

The word "prepare" has been changed to "make".

Line 2:

The words "prepare additional" have been inserted before the word "plans" and a comma (,) has been inserted after said word "plans".

Line 4:

The word "aforesaid" has been inserted before the word "proposed".

Line 8:

The word "said" has been deleted.

(c) Paragraph 1—line 5:

The word "aforesaid" has been inserted before the word "proposed".

Respectfully,

JOHN C. CONLEY,  
General Counsel.

#### APPLICATION FOR SURVEY AND PLANNING REVISED PROJECT NO. MASS. R-21.

Binder No.  
Washington Park Urban Renewal Area, Boston  
Redevelopment Authority, Boston, Mass.  
Submission Date:

#### RESOLUTION OF GOVERNING BODY OF LOCALITY — CODE NO. 145

Whereas, Under Title I of the Housing Act of 1949, as amended (herein referred to as "Title I"), the Housing and Home Finance Administrator is authorized to extend financial assistance to local public agencies in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and

Whereas, The Boston Redevelopment Authority has prepared surveys and plans for a proposed urban renewal project; and

Whereas, It is desirable and in the public interest that the Boston Redevelopment Authority make additional surveys and prepare additional plans, presently estimated to cost approximately seven hundred ninety-six thousand seven hundred eighty-one dollars (\$796,781), and to extend the area of the aforesaid proposed urban renewal project, in order to undertake and carry out an urban renewal project of the character contemplated by Section 110(c) of Title I, in that certain area proposed as an urban renewal area situated in the City of Boston, County of Suffolk and Commonwealth of Massachusetts and described as follows:

In the Roxbury District of Boston, beginning at the intersection of Seaver street and Blue Hill avenue, northwesterly on Seaver street to Columbus avenue; northwesterly on Columbus avenue to Washington street; northeasterly on Washington street to Dudley street; easterly on Dudley street to Warren street; southerly on Warren street to Blue Hill avenue; southerly on Blue Hill avenue to the point of beginning; now therefore be it

Resolved, By the Boston City Council:

1. That the proposed urban renewal area described above is a slum, blighted, deteriorated, or deteriorating area appropriate for an urban renewal project and that the undertaking by the Boston Redevelopment Authority of surveys and plans for an urban renewal project of the character contemplated by Section 110(c) of Title I in the aforesaid proposed urban renewal area is hereby approved.

2. That the financial assistance available under Title I is needed to enable the Boston Redevelopment Authority to finance the planning and undertaking of the proposed project.

3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with federal financial assistance under Title I, including those relating to the relocation of site occupants, to the provision of local grants-in-aid, and to the requirement that as a condition to the execution of a contract for a loan or capital grant for an urban renewal project the locality present to the Housing and Home Finance Administrator a Workable Program, as set forth in Section 101(c) of Title I, for utilizing appropriate public and private resources to eliminate and prevent the development or spread of slums and urban blight; and that it is the sense of this Body (a) that a feasible method for the relocation of families displaced from the urban renewal area, in conformity with Title I, can be prepared and (b) that the local grants-in-aid can and will be provided in an amount which will be not less than one third of the net project cost of the project and which, together with the federal capital grant, will be generally equal to the difference between gross project cost and the proceeds or value of project land sold, leased, or retained for use in accordance with the urban renewal plan.

4. That the filing of an application by the Boston Redevelopment Authority for an advance of funds from the United States of America to enable it to defray the cost of the surveys and plans for an urban renewal project in the proposed urban renewal area described above is hereby approved.

On motion of Councillor McDonough, the foregoing communication and resolution were referred to the Executive Committee.

## RESTRICTIONS IN DEEDS OF TAX FORECLOSED PROPERTY.

The following was received:

City of Boston,  
Law Department,  
April 16, 1962.

Gabriel F. Piemonte, Chairman, Executive  
Committee, Boston City Council, City Hall,  
Boston, Mass.

Dear Sir:

This is in reply to your request of April 9, 1962, for a memorandum concerning the right of the city to impose restrictions in deeds of tax foreclosed properties, and more specifically, as to the right of the city to impose restrictions on the land situated at Carson street, Dorchester, pending in your committee.

The land at Sydney and Carson streets, Dorchester, was originally acquired through tax title foreclosure proceedings and must be sold, if at all, pursuant to the provisions of chapter 431 of the Acts of 1913, as amended. The parcel was subsequently transferred to the Parks and Recreation Department for playground purposes. After the Commonwealth of Massachusetts had taken a portion of the land for the Southeast Expressway, the Parks and Recreation Commission recommended that the land be returned to the Real Property Department. It is my opinion that the only action that may properly be taken by the City Council on the present order transferring the land back to Real Property is to adopt or reject the present order. See Opinion of Corporation Counsel William L. Baxter dated June 7, 1950, a copy of which is enclosed. In other words, if the city has the right to attach conditions or restrictions as to this sale, that power would be vested, in this instance, in the Real Property Board.

A complete answer to the question presented by your letter would require additional time and study. However, I believe that the following observations may be helpful for the deliberations of your committee on April 16, 1962:

Section 4 of chapter 434 of the Acts of 1943 provides as follows:

"The mayor shall appoint from the board a committee consisting of the chairman and two other members, to be known as the committee on foreclosed real estate. The chairman, acting on behalf of the city, may, *subject to the restrictions hereinafter provided*, let or lease real estate referred to in section two or any portion thereof, or interest therein. The chairman, acting on behalf of the city, subject to such restrictions, may also sell such real estate, or any portion thereof, or any interest therein, *at public auction*, first posting a notice thereof in two or more convenient and public places in the city at least fourteen days before such sale. A similar notice shall be sent by registered mail to the person who was the owner of record immediately prior to the acquisition by the city of absolute title to such property, at least fourteen days before the sale. Such notice shall contain a description of the property to be sold sufficient to identify it, and shall state the date, time and place appointed for the sale thereof and the terms and conditions of such sale. The chairman may reject any and all bids at such sale or any adjournment thereof if in his opinion no bid is made which approximates the fair value of the property, and he may adjourn the sale from time to time for such periods as he deems expedient, giving notice thereof at the time and place appointed for the sale or any adjournment thereof. Failure to post or send a notice as herein provided, or any insufficiency in the notice posted or sent, shall not invalidate the title to any property sold hereunder." *Emphasis supplied.*

1. The first question which would have to be resolved is whether the words "subject to the restrictions hereinafter provided" exclude the imposition of additional restrictions.

2. The second question which would have to be resolved is whether the words "at public auction" permit addition of conditions and restrictions on the use of the property. This would appear to me to be a question of fact which would have to be tested in each sale. It is conceivable that the imposition of certain restrictions could limit the bidding to such an extent that the sale could no longer be considered to be a public auction even though all potential bidders were aware of the terms of the sale in advance.

For instance, the sale of a parcel of land requiring the successful bidders to erect a structure which would require more land than the parcel involved would limit the bidding to owners of abutting properties. This would be one extreme. Secondly, a provision that the successful bidder would be forced to abide by the zoning laws, that is, not to seek a variance, although it might in fact discourage some bidding, probably would be a reasonable restriction and would not be a violation of the statute calling for public auction. An infinite variety of cases could be conceived within these two extremes. It is conceivable that the practical difficulty of framing restrictions which would not offend the spirit of a public auction might discourage the adoption of such a program as a general policy, but it might prove to have value in special cases.

Very truly yours,

ARTHUR G. COFFEY,  
Corporation Counsel.

June 7, 1950.

Herman Carp, Chairman, Board of Real Estate  
Commissioners, 809 City Hall Annex, Boston,  
Mass.

Dear Commissioner Carp:

Your letter of May 19, 1950 directs my attention to chapter 318 of the Acts of 1950 entitled "An Act Relative to Real Estate of the City of Boston Not Held for a Specific Purpose," which amends St. 1913, c. 434, s. 2, so as to read as follows:

"The chairman, subject to the regulations of the board with respect to his procedure, shall have the care, custody, management and control of all property acquired by the city by foreclosure of tax titles or acquired under section eighty of chapter sixty of the General Laws, whether acquired before or after the effective date of this act, and also of all real estate of the city not held for a specific purpose irrespective of the manner or time of acquisition of such real estate including, without limiting the generality of the foregoing, all buildings or other structures and all lands or rights or interests in lands or other property subject to section four of chapter two hundred and ninety-seven of the acts of nineteen hundred and twenty-nine which, in the opinion of the board, has ceased, or at any time shall have ceased, to be needed for the purposes of said chapter two hundred and ninety-seven; provided, that the chairman, subject to the approval of the board, may make contracts for such care, custody, management and control."

Your first inquiry is:

What properties are intended to be embraced within the language of "land not held for specific purposes"?

Ordinarily, when real estate is acquired by the city, whether such acquisition be by eminent domain, by purchase, by gift, by devise, by statute or otherwise, the acquisition is for some specific municipal purpose and the real estate is thereafter held for that purpose by the department concerned with the particular municipal function involved. Such real estate, even though no longer used for the purpose specified, is still technically "held" for such purpose and so does not come within the category of "real estate . . . not held for a specific purpose."

There are occasions, however, when by the form of the gift or devise or by the manner of acquisition or as a result of some statute, real estate comes to be held for no specific purpose but rather for municipal purposes generally. The most common situation is the acquisition of land by the foreclosure of tax titles with respect to which G. L. (Ter. Ed.), c. 69, s. 77, as amended, provides that after foreclosure such land shall be held for "municipal" purposes. Other illustrations of this situation may be found (a) in gifts or devises of land by public-spirited citizens for "general" or "municipal" or "public" purposes or without reference to any purpose, (b) in the conveyance to the city, in connection with the settlement of a land damage suit, of the portion of a parcel remaining in private ownership after the eminent domain taking, and (c) in chapter 178 of the Special Acts of 1915, which repealed so much of St. 1897, c. 347, s. 1, as required certain land to be used for a market or other public purpose.

For many years, care and maintenance of real estate thus owned by the city and not held for any specific purpose was in the Street Laying-Out Department. See chapter 31 of the Revised Ordinances of 1914 and chapter 33 of the Revised



Ordinances of 1925. The first change with respect to the controlling department was made by chapter 3 of the Ordinances of 1935, which transferred from the Street Laying-Out Department to the Public Buildings Department jurisdiction of real estate acquired through the foreclosure of tax titles. The care and disposal of such real estate was later placed in a custodian appointed under chapter 358 of the Acts of 1938, who was succeeded, in turn, by your Board under chapter 434 of the Acts of 1943. In other words, ever since its establishment, your Board has had the care, custody, management and control of one category of property belonging to the city but not held for any specific purpose. Chapter 318 of the Acts of 1950 simply transfers to your Board the care, custody, management and control of all other such real estate—the same to be cared for and disposed of like real estate acquired through tax title foreclosure.

In my opinion, therefore, the properties intended to be embraced within the phrase "all real estate of the city not held for a specific purpose" means all land belonging to the city and not under the jurisdiction of any particular department thereof because held without specification of a particular purpose.

Your second inquiry is:

Must all properties not held for specific purposes be sold at public auction?

As stated above, real estate of the city not held for a specific purpose is to be cared for and disposed of in the same manner as real estate acquired through tax title foreclosure. Accordingly, if it is determined that real estate not held for a specific purpose should be sold, the same cannot be private but must be at public auction, just as in the case of property acquired through tax title foreclosure.

Your third inquiry is:

Is this Board or the City Council the proper agency to sell land acquired through tax foreclosure proceedings and subsequently transferred by order of the City Council to another municipal department, which land is no longer required by the particular department for its uses or for any specific purpose?

Ever since its original enactment in 1943, the power vested in you and your Board by the above-quoted statute has related to all property acquired by the city through the foreclosure of tax titles. The statute makes no exception. It is inconceivable, however, that with the consent of you and your Board and the approval of the Mayor, the City Council cannot permit another department of the city to make a specific municipal use of such property when such use is the disposition of such property most advantageous to the city. Such transaction is, in effect, a lease by your department to the other department; but since the city is both lessor and lessee, no formal lease or payment of rent is involved, nor is the action of the municipal authorities made a matter of record at the Suffolk Registry of Deeds. Consequently, when the property is no longer needed for the specific use, the procedure best adapted, in the light of the governing statutes, to insure the continuity of a clear record title would appear to be for the City Council, subject to the provisions of the City Charter, to terminate the "lease" by rescinding its prior order with respect to the property and thereby make the property once again real estate of the city not held for a specific purpose and so fully subject to the provisions of St. 1943, c. 434, as amended, including the provisions thereof relative to sale.

Yours very truly,  
WILLIAM L. BAXTER,  
Corporation Counsel.

Referred to the Executive Committee.

#### REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. SULLIVAN, for the Committee on Appropriations and Finance, submitted the following:

1. Report on message of the Mayor and order (referred March 26) for appropriation of \$11,247 for Boston Juvenile Court—recommending that the order ought to pass.

The report was accepted, and the order was passed, yeas 9.

2. Report on message of the Mayor and order (referred February 12) for appropriation

of \$35,000 from revenue received from Parking Meter Fees to be expended by Traffic Commissioner—recommending that order ought to pass.

The report was accepted, and the order was passed, yeas 9.

#### COMMENDING STATION WBUR.

Coun. PIEMONTE offered the following:

Resolved, That the Boston City Council, in meeting assembled, on this 16th day of April, 1962, does hereby commend Station WBUR, the Boston University Radio and its staff, for their interest in Boston and their initiative and action in sponsoring a 28-hour marathon broadcast to put into the record those positive aspects of life in Boston and Massachusetts; said broadcast to commence at 8 p.m., April 30, and run to 12 midnight, May 1, 1962, on 90.9 megacycles, and that a copy of this resolve be forwarded to Faculty Supervisor H. Paul Jeffers and student producer Peter Katz.

The resolution was adopted under suspension of the rules.

#### REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

Report on appointments by the Mayor (referred March 26) of Max Sax, George Sax, and Benjamin C. Kelerjian as weighers of goods for the term ending April 30, 1963—recommending the appointments be confirmed.

The report was accepted, and the appointments were severally confirmed.

#### TAPE RECORDINGS OF COUNCIL MEETINGS.

Coun. FOLEY offered the following:

Ordered, That the Committee on Rules consider the policy questions involved in permitting tape recordings of Council meetings, and report recommendations to the Council by June 1, 1962.

Referred to the Committee on Rules.

#### RECESS.

On motion of Councillor PIEMONTE, the Council voted to take a recess at 3.41 p.m., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 5.55 p.m.

#### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

Report on petition of Richard J. Shruhan (referred April 2) to be reimbursed as a result of two executions issued against him on account of his acts as an employee of the Parks and Recreation Department—recommending passage of the accompanying order:

Ordered, That the sum of two thousand fifty dollars three cents (\$2,050.03) be allowed and paid to Richard J. Shruhan in reimbursement for amount of two executions issued against him on account of his acts as an employee of the Parks and Recreation Department, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

The report was accepted, and the order was passed.

#### EXECUTIVE COMMITTEE REPORTS.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. Report on communication from William A. Burke, Executive Secretary of the State Employees Contributory Group Insurance Commission (referred December 27, 1961) re contributory group insurance—recommending that the communication be placed on file.

The report was accepted, and the communication was placed on file.



2. Report on petition of the Moses Mendelsohn Cemetery Corporation (referred December 4, 1961) for permission to use for burial purposes and as a cemetery a certain parcel of land at 5 Baker street, Hyde Park, the Executive Committee submits the following interim report:

In conformity with the suggestion of President IANNELLA of the City Council, action on the petition be postponed for one week and that the Law Department in the interim determine whether or not the petitioner has title to the land in question sufficient for the Council to approve their petition.

The interim report was accepted.

3. Report on message of the Mayor and order (referred February 5) for transfer of land on Carson street, Dorchester, from the Parks and Recreation Department to the Commissioner of Real Property—recommending the following interim report:

The Executive Committee reports that whereas it appears from the hearings held before the Committee on Public Lands and a letter documented to the chairman of the Public Lands Committee dated February 5, 1962, the proposed site is now not zoned properly, in the best interests of the city that the City Council recommends that the administration take steps to determine whether a change in zoning will be granted in view of the above and whether it will take steps to effect the change in zoning prior to the Council acting on it.

The interim report was accepted.

4. Report on proposed ordinance (referred December 11, 1961) re proposed increase for certain charges at the Boston City Hospital having considered the same, submits the following interim report:

Acting on a request of the President of the City Council the Executive Committee respectfully refers the matter to Monday, April 23, 1962, at 3 p.m., in order that the Finance Director of the City Hospital contact other municipal hospitals concerning their charges for comparable services and furnish a memorandum of same, and to appear before the Executive Committee at the above stated time. The Executive Committee also recommends adoption of the accompanying resolution:

Resolved, That the Board of Trustees of the City Hospital take cognizance of the experience and loyal and able service of the Chief Social Worker in charge of Admissions, Mr. Frank Sullivan, who after 24 years of service receives the salary of \$7,200 in implementation of the reorganization of the City Hospital administrative staff which will result in several new positions at salaries exceeding \$14,000 per annum, and likewise Mr. Sheehan of the administrative staff now coordinating the collection procedures of the City Hospital. The Council emphasizes the demoralization which might result unless this recommendation is followed.

The report was accepted, and the resolution was adopted.

#### MINORITY REPORT RE PROPOSED TRANSFER OF LAND AT SYDNEY AND CARSON STREETS.

I am flatly opposed to this transfer. There are many objections which could be raised against the transfer, among them a rigged auction is blandly proposed: If that is not bad enough, after the auction it is proposed if a favorable bidder wins the auction, to immediately rezone the land into a much more valuable zoning category. There is no protection in the proposal for the city, since the land is to be auctioned in fee without restrictions, and after the winner has assembled the land he can do whatever he pleases with it.

The Citizens Groups in the area were misinformed by certain most adequately compensated persons in the Mayor's office, who ought to know better. It was represented that the Citizens Groups were enthusiastically in favor of the proposed transfer, which, when they appeared before the City Council, they were not.

It is coolly and blandly opposed to violate openly the spirit of the Real Property Department law requiring the auctioning of tax title property, and also, in my opinion, it is also proposed to violate the letter of the law here.

It has been suggested that the City Council ought not to concern itself with what will happen to the land once the transfer is acted upon in the City Council. Such advice ought to be awarded the 1962 ostrich award.

If the above were not enough to persuade a member not to vote for the proposed transfer, I will suggest one much more important reason for not doing so. This section of Dorchester is a section where the homes are not those of people in generous circumstances. The district is densely populated by persons of moderate means, but the properties are well-kept up and while not excelling aesthetically they are very clean, decent, and sanitary. It astonished me at one hearing to hear the Planning Department suggest that vacant land in such an area was pretty nearly a hopeless asset because of the proximity of the Expressway. If our Redevelopment Authority, as it is the planning board also for the City of Boston, gives up so easily on a district of Boston where the houses are clean and sanitary and decent, and where persons in moderate circumstances can find a place to live respectably, I suggest that our gold-plated redevelopment program is a sham. I have the strongest feeling that the planning recommendation was prepared in Tammany Hall rather than at the Joint Center for Urban Studies. To tell us that in a densely populated district, where housing accommodations are decent, safe, and sanitary, an open piece of land when it occurs is a minor disaster, is an insult to the intelligence of the members, and it is advice which I contemptuously spurn.

If a member of the Body feels that the development, which has been indicated as the ultimate product of affirmative action by the Council on this proposed transfer, feels that the development is not desirable, he should quite clearly, at this point in time, simply vote against the transfer order. If a member of the Body, on the other hand, feels that this proposed development of a building, in which light manufacturing activities or other activities are carried on is desirable for this part of Dorchester, an affirmative vote on the proposed transfer order does not solve all the problems here.

The statutory law which governs this matter is quite clear. Under the present law, this land must be auctioned. It is a matter of opinion as to whether such a requirement of law is desirable or undesirable, and truly affords the safeguard intended. The Council, however, cannot disregard the statutory requirement of an auction and I decline to be a party to anything but an honest auction. It would seem to me any member must take a similar position. The proposal is that if a certain person is the winner at the auction, a man who presently owns property on both sides of the parcel in question, the city will then cooperate to change the zoning applicable to the area from residential to local business. There is absolutely no question but that such a change in zoning classification would increase the value of the land almost automatically. In addition to the advantage of owning contiguous parcels of property, one bidder and one bidder alone would know that if he was the winner, the city would then strive to enhance the value of all his land by a very favorable re-zoning.

I suggest that the Council cannot simply look the other way and pretend not to be aware of the implications of this procedure. If the Council does not concern itself with such matters, who is there who will?

But for the sake of argument, let us assume that such an auction were held, and that the title to the land in fee simple absolute were sold to the man who proposes to see to the development of this property. What guarantee does the city and Council have that the property will be developed in the manner described? There is no legal guarantee of which I am aware. Under the circumstances prevailing, I ask the following question: Are legal guarantees that this development will be carried out as described and promised unavailable and unattainable? I suggest that the man who has promised this development is in no position himself to accomplish it. I ask why the city cannot be in direct contact with the developer who allegedly will accomplish the development? Can this be done? I think it can be done and quite easily. It would seem that it would be a very simple thing for the present owner of the contiguous property to give an extended option to the proposed developer of the property, the Beau-lieu Monroe Corporation. There seems to be no

reason why the purchaser of the land at auction must be the present owner of the contiguous parcels. Why couldn't the Beaulieu Monroe Corporation purchase the city parcels at a fair and open auction and then exercise its options on the two contiguous parcels, thereby completing the assemblage of the land for the proposed development? It would seem that if nothing else, the profits of speculation here would be reduced to the benefit of the city and the development. There is no inherent necessity for the city to enrich land speculators to obtain development.

#### CONCLUSION.

I suggest that, first, if both the spirit and the letter of the public auction law are to be observed, that the re-zoning of the area, if desirable as the Planning Department has indicated, should without question precede the auction so that all might bid on the same terms.

Secondly, I see absolutely no reason why the city must deal with a presumably responsible developer, the Beaulieu Monroe Corporation, through a land speculator. If the owner of the contiguous parcels is really in good faith with respect to the proposed development, why should he not be required to give the developer a valid option on the parcels he now holds, and permit the developer to bid directly for the land in question?

Third, I cannot understand why a development deed to the parcel cannot be auctioned rather than a title in fee simple. It is all very well to trust people when that is necessary, but if protection in writing can be afforded, the city, the Real Property Board, and the members of the City Council who must look to the voters to be re-elected, it seems to me that such protection if attainable should be required. At the very least, a deed should be given providing restrictions against undesirable and obnoxious use of the land. That certainly can be done, without question. On the basis of the Corporation Counsel's communication to us today, it is plain that practically no doubt exists that a development deed as well could be auctioned.

In summary:

- (1) The re-zoning should precede the auction;
- (2) The city should be dealing directly with the developer and not through a third party; and
- (3) A development deed should be auctioned rather than a deed in fee simple. At the very least a deed restricted against undesirable and obnoxious use ought to be auctioned.

WILLIAM J. FOLEY, JR.,  
Member, Executive Committee.

#### CONGRATULATIONS TO JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY.

COUN. HINES offered the following:

Whereas, The John Hancock Mutual Life Insurance Company will observe the One Hundredth Anniversary of its establishment on Monday, April 23, 1962:

Whereas, This company is one of the most distinguished citizens of our city, state, and nation and the financial and human contribution of this company and its 5,400 employees, working in Boston, to the welfare of our great city constitutes a significant factor in the history and progress of our great city;

Whereas, The John Hancock has retained an essential Boston character and has vigorously aided and assisted the many educational and charitable organizations within our community and has made an indispensable contribution to the economic, social, and cultural development of our city; and

Whereas, This great corporate citizen, at the minute, has committed \$81 million in mortgages and loans to the present economy of our city; pays in property taxes \$2.5 million and a metropolitan payroll of \$28 million; and finally

Whereas, In the best tradition of the revolutionary patriot, whose signature the company adopted, this company has devoted itself unceasingly to those principles of thrift, self-reliance, and financial independence of the individual which Bostonians, lovers of liberty have long held in the highest esteem; now therefore

The Boston City Council formally congratulates this company on its One Hundredth Anniversary and, in further recognition of the 5,400 men and women associated with this company, respectfully requests that his Honor the Mayor, set aside April 23, 1962, as "John Hancock Day in Boston." be it further

Resolved, That documentation of the resolve be forwarded to his Honor the Mayor, and to the President of the John Hancock Mutual Life Insurance Company, 200 Berkeley Street, Boston.

The resolution was adopted under suspension of the rules.

Adjourned at 6.14 P.M., on motion of Councillor Sullivan, to meet on Monday, April 23, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

**(Stenographic copy of such debate on file in office of City Clerk.)**

## CITY OF BOSTON

## Proceedings of City Council

Monday, April 23, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Eternal God, in the great fact and reality of the Resurrection we find our great source of hope and of optimism. It is not a mere dead fact of history but the promise of our own resurrection—from the grave and the pledge of our unending life in heaven. It lives especially in the calling back to new life of all who are weighed down by sorrow, heartbreaks—who in the darkness of their grief see no end to the pitiful lot—the eternal message of Easter is that all these sorrows, tears, defeats will be swallowed up in victory and in the triumph of our risen Saviour. As He walked gloriously, triumphantly in the garden where there is no longer any sorrow, no more tears, no death, nor any more goodbyes—but peace and tranquility forever. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments:

Constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963: Anthony J. Iantasca, 34 Zamora street, Jamaica Plain.

Weighers of Goods for the term ending April 30, 1963: Alfred Ciccanelli, 96 Child street, Hyde Park; Thomas J. Donlon, 50 Overlook road, Waltham.

Severally referred to the Committee on Confirmations.

## EXPEDITING PAY SCHEDULES FOR POLICE OFFICERS FOR OVERTIME WORK.

The following was received:

City of Boston,  
Office of the Mayor, April 23, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Temporary City Auditor concerning your resolution of April 2, 1962, relative to making arrangements to process the pay schedules for those officers who were called upon to work extra duty for the week end to receive compensation for the extra work as expeditiously as possible.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Auditing Department, April 9, 1962.  
Albert Kramer,  
Administrative Assistant, Mayor's Office.  
Dear Sir:

I have received from you a request for consideration and report on a City Council resolution reading as follows:

Resolved, That his Honor the Mayor instruct the Auditor and Collector-Treasurer to make arrangements to process the pay schedules for those officers who were called upon to work extra duty for the week end to receive compensation for the extra work as expeditiously as possible.

You are hereby advised that after their proper authorization, I will expeditiously process all payrolls for off-duty policemen as soon as practicable after their receipt by this office.

JOHN T. LEONARD,  
Temporary City Auditor.

Placed on file.

## RECONSTRUCT AVENUE LOUIS PASTEUR, WARD 4, AND AMERICAN LEGION HIGHWAY, WARD 18.

The following was received:

City of Boston,  
Office of the Mayor, April 23, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Commissioner of Public Works concerning your order of March 19, 1962, relative to taking emergency steps to reconstruct immediately Avenue Louis Pasteur, Ward 4, and American Legion Highway, Ward 18.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
March 30, 1962.

Albert Kramer,  
Administrative Assistant, Mayor's Office.  
Dear Sir:

Reference is made to the following City Council order:

"Ordered, That the Public Works Commissioner be requested, through his Honor the Mayor, to take emergency steps to reconstruct immediately Avenue Louis Pasteur, Ward 4, and American Legion Highway, Ward 18."

Contracts for reconstruction for both of these highways have been awarded, and construction should begin on each within the next few weeks.

JAMES W. HALEY,  
Commissioner of Public Works.  
Placed on file.

## APPROPRIATION FROM GEORGE F. PARKMAN FUND.

The following was received:

City of Boston,  
Office of the Mayor, April 23, 1962.  
To the City Council.  
Gentlemen:

I am in receipt of the attached communication from the Commissioner of Parks and Recreation requesting the appropriation of \$175,000 from the income of the George F. Parkman Fund, to be expended under the direction of the Commissioner of Parks and Recreation, for the Maintenance and Improvement of the Common and Parks in Existence on January 12, 1887.

The 1962 budget estimates for personal service requirements of the Parks and Recreation Department included an estimate of \$175,000 from the total yearly income from the George F. Parkman Fund. The budget allowances made provision for the appropriation of this income as it accrued for the purpose of defraying the cost of work actually performed on the Common and Parks in Existence on January 12, 1887.

I submit herewith an order appropriating the sum of \$175,000, the income received and to be received from the Parkman Fund, and respectfully recommend its immediate passage by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.



City of Boston,  
Parks and Recreation Department,  
April 12, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

You are respectfully requested to ask the City Council to transfer from the income of the George F. Parkman Fund the sum of \$175,000 which will become available during the year 1962, to be expended under the direction of the Parks and Recreation Commissioner, as follows:

Common and Parks in Existence on  
January 12, 1887, Maintenance  
and Improvement of.....\$175,000

When making up the budget estimates for the year 1962, a sum equal to the total yearly income of the George F. Parkman Fund was deducted from Item 100, Permanent Employees, with the understanding that this deduction was to be replaced by the total yearly income of said Parkman Fund for 1962, to be transferred as it accrued from time to time during the year to the regular maintenance appropriation of the Parks and Recreation Department.

This money is to be appropriated and expended from the earnings of the fund during the year 1962.

Respectfully yours,  
MARTIN F. WALSH, Commissioner.

Ordered, That the sum of one hundred seventy-five thousand (175,000) dollars be, and hereby is, appropriated from the income of the George F. Parkman Fund, to be expended under the direction of the Commissioner of Parks and Recreation, for the Maintenance and Improvement of the Common and Parks in Existence on January 12, 1887, as follows:

Common and Parks in Existence on  
January 12, 1887, Maintenance and  
Improvement of.....\$175,000

Referred to the Committee on Appropriations and Finance.

#### APPROPRIATION FOR REDEMPTION OF CITY LOANS.

The following was received:

City of Boston,  
Office of the Mayor, April 23, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith a communication from the City Auditor with reference to a recommendation that five hundred sixty-five thousand dollars (\$565,000) be appropriated from parking meter receipts for the redemption of debt issued for the construction of off-street parking facilities. In view of the fact that the Legislature has authorized such an appropriation for this purpose, I concur with the recommendation of the City Auditor and submit herewith an order appropriating this amount for the redemption of parking facility debt.

I respectfully recommend adoption of this order by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Auditing Department, April 23, 1962.  
Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

Chapter 92 of the Acts of 1953 authorizes cities and towns having parking meters to apply the receipts from said meters to the payment of any debt incurred for the acquisition of off-street parking areas and facilities.

Since 1947, the city has issued eleven million, seven hundred fifty thousand dollars (\$11,750,000) in bonds, and has used the proceeds to establish parking areas and facilities. According to the records of the Auditing Department, five hundred and sixty-five thousand dollars (\$565,000) must be provided in the current year to meet principal maturities and

two hundred thirteen thousand, three hundred dollars (\$213,300) to meet interest requirements on these bonds. It is estimated that five hundred and sixty-five thousand dollars (\$565,000) of parking meter receipts will be available to meet these requirements and the balance to be raised in the tax levy.

In view of the authority granted by the Legislature, I recommend that an order be submitted to the City Council to appropriate from parking meter receipts the sum of five hundred and sixty-five thousand dollars (\$565,000), to provide for the principal maturities on these bonds in 1962.

Respectfully,  
JOHN T. LEONARD,  
Temporary City Auditor.

Ordered, That in accordance with the provisions of chapter 92 of the Acts of 1953, the sum herein set forth be, and hereby is, appropriated from parking meter receipts for the purpose specified:

City Loans, Redemption of.....\$565,000

Referred to the Committee on Appropriations and Finance.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

Walter J. Adams, Jr., to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Mary H. Carroll, for compensation for collapse of water boiler at 47 Soley street, Charlestown, caused by city employees working in street.

John J. Connor, Jr., for compensation for damage to car caused by an alleged defect at 98 H street, South Boston.

Carmelo D'Angelo, for compensation for personal injuries and damage to car caused by motor vehicle of Police Department.

Anna and Stanley Herman, for compensation for collapse of water boiler at 575 River street, Mattapan, caused by water being shut off.

Arthur J. Kennedy, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Parks and Recreation Department.

Ann Mann, for compensation for damage to car caused by city snowplow.

Charles G. Shamma, for compensation for damage to car caused by city truck.

Edward L. Sullivan and John C. Rooney, for compensation for damage to property at 794 Dorchester avenue, Dorchester, caused by negligence of city Water Department.

Mary Vigorito, for compensation for injuries caused by an alleged defect at Bathhouse, North Bennet street.

#### PETITIONS FOR INDEMNIFICATION.

Petition of Charles N. Vogel, retired member of the Fire Department, for indemnification for hospital, surgical and medical expenses.

Petition of John P. Fallon, employee of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses.

Severally referred to the Committee on Claims.

#### NOTICE FROM MASSACHUSETTS TURNPIKE AUTHORITY.

A communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B1 for Boston Extension of the Massachusetts Turnpike.

Placed on file.

**NOTICE FROM STATE DEPARTMENT OF  
PUBLIC UTILITIES.**

Notice was received from the Department of Public Utilities of hearing to be held May 1, 1962, at 10.30 A.M., on petition of Almeida Bus Lines, Inc., to amend its certificate of public convenience and necessity by eliminating certain restrictions.

Placed on file.

**NOTICE FROM STATE DEPARTMENT OF  
PUBLIC WORKS.**

Notice was received from the State Department of Public Works of special regulation of speed of motor vehicles on Truman Highway, State Highway in Boston and Milton.

Placed on file.

**ASSIGNMENT OF JUDGE.**

Notice was received from the Supreme Judicial Court of the assignment of Hon. Haven Parker to act as judge of the Appellate Division to fill an existing vacancy.

Placed on file.

**APPROVAL OF CONSTABLES' BONDS.**

The constables' bonds of Philip Goldstein, Charles I. Lesser, George Arbeeley, Edward C. Gurnon, Melvin Hentoff, Samuel J. Levinson, Harvey Lipson, Joseph F. McArdle, Jr., Frank A. Mitchell, Edward J. Pinta, George M. Romanos, Jr., Phillip Siganoft, Sidney Williams, having been duly approved by the Collector-Treasurer, were received and approved.

**COMMUNICATION FROM JOHN HANCOCK  
MUTUAL LIFE INSURANCE COMPANY.**

A communication was received from John Hancock Mutual Life Insurance Company acknowledging receipt of Council resolution commemorating the company's 100th Anniversary.

Placed on file.

**STATEMENT BY COUNCILLOR FOLEY.**

Upon receiving unanimous consent to make a statement, Councillor Foley quoted at length from a newspaper article by Mr. Martin Meyerson. The article stated that while the cost of local government elsewhere increased by 100 per cent in Boston it increased by only 63 per cent. Councillor Foley stated that this is quite a record and that he had not heard anybody praise the Council for this 40 per cent better record than the average cities over the past decade. He also stated that the City Council approved the Whitney Street Project which was the first use of the Limited Dividend Law in the Commonwealth. Councillor Foley further stated that the article was an excellent piece of writing and that the author could learn a bit if he would read some of the work which the City Council has done in the past.

**CHANGING OF FEES IN CERTAIN CASES  
AT FRANKLIN PARK AND GEORGE  
WRIGHT GOLF COURSES.**

Coun. IANNELLA, for all the Councillors, offered the following:

City of Boston.

In the Year Nineteen Hundred and Sixty-Two. An Ordinance Providing in Certain Cases for the Changing of Fees for the Playing of Golf at Franklin Park and George Wright Golf Courses.

Clause (149) of section 1 of chapter 30 of the Revised Ordinances of 1961 is hereby amended by adding at the end thereof the following:

Any person who has held a license for the five consecutive years immediately preceding his obtaining the age of 75 years shall thereafter be granted a license without payment of the fee provided herein for the playing of golf throughout the year.

Clause (150) of section 1 of chapter 30 of the Revised Ordinances of 1961 is hereby amended by adding at the end thereof the following:

Any person who has held a license for the five consecutive years immediately preceding his obtaining the age of 75 years shall thereafter be granted a license without payment of the fee provided herein for the playing of golf throughout the year.

Passed under suspension of the rules.

**PROVIDING PARKING FACILITIES IN  
DWELLING UNITS.**

Coun. PIEMONTE offered the following:

Resolved, That the Building Commissioner of the city, by ordinance or regulation, provide that as a condition precedent to the granting of any building permit for one-two or three-family houses there be included in the plans and specifications of the building adequate parking facilities within the plot plan of parking facilities for at least one car for each rental unit.

Referred to the Committee on Ordinances.

**RECESS.**

On motion of Councillor Piemonte, the Council voted to take a recess at 2.39 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 5.45 P.M.

**CONGRATULATIONS TO BOSTON  
CELTICS.**

Coun. McDONOUGH, for all the Councillors, offered the following:

Whereas, The Boston Celtics have recently won the World's Championship of Basketball for the fourth consecutive year and five out of the last six years; and

Whereas, These hard fought competitive triumphs have focused the favorable attention of people throughout the country on our city; be it therefore

Resolved, That the Boston City Council adds its congratulations to the many already received by the Celtics, expresses its gratitude for the good notice brought to Boston by the efforts of the team, and wishes them every success in the seasons to come.

The resolution was adopted under suspension of the rules.

**EXPRESSION OF GRATITUDE TO  
WHDH-TV.**

Coun. McDONOUGH offered the following: Whereas, Three of the recent Boston Celtics-Los Angeles Lakers games to determine the world's championship of basketball were played in Los Angeles, California; and

Whereas, The final game though played in Boston could not be attended by thousands of people who desired to attend because the Boston Garden was sold out; and

Whereas, WHDH-TV, due to the great public interest, arranged to televise these games in order that they might be viewed in the Boston area; and



Whereas, Hundreds of thousands of people who would have otherwise missed seeing them were thereby given an opportunity to view these tremendous sporting events; be it therefore

Resolved, That the Boston City Council in behalf of the people of Greater Boston expresses its gratitude to WHDH-TV for this great contribution to the recreational life of this community.

The resolution was adopted under suspension of the rules.

#### EXECUTIVE COMMITTEE REPORTS.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. Supplement to Interim Report of April 16, 1962, concerning proposed transfer of land at Sydney and Carson streets from Parks and Recreation Department to Real Property Department.

Upon review of the Interim Report of April 16, 1962, it appears some clarification is necessary as to the position of the City Council with respect to the proposal to rezone the area from residential to another category.

If it is the intention of the administration to sell this parcel of property to a buyer who wishes to use the land for a purpose in conflict with the present zoning restrictions on the parcel, the committee recommends that the question of a change in zoning, or a variance, be resolved prior to such sale.

The Council expressly takes no position on the question of whether, or not, such zoning change, or variance, should be granted.

The interim report was accepted.

2. Report on message of the Mayor and resolution (referred February 26) for an advance of funds for survey and planning purposes for the Washington Park Urban Renewal Area and a communication from the Boston Redevelopment Authority and a resolution referred April 16, 1962, containing certain amendments to the foregoing resolution of February 26, 1962, the Executive Committee having duly considered both resolutions—recommends adoption of the resolution of April 16, 1962, which contains changes in the resolution of February 26, 1962, which are not substantive.

The report was accepted, and the resolution of April 16, 1962 was adopted, yeas 8, nays 0:

Yeas—Councillors Coffey, Foley, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

#### VETOING ORDER ACCEPTING CHAPTER 32B FOR EMPLOYEES OF CITY OF BOSTON.

The following was received:

City of Boston,  
Office of the Mayor, April 23, 1962.  
To the City Council.  
Gentlemen:

I am returning herewith, disapproved, the order passed by your Honorable Body on April 9, 1962, accepting in behalf of the City of Boston, chapter 32B of the General Laws, entitled "Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns, and Districts, and Their Dependents."

My objection thereto is that, while this order was in precise conformity with G.L., c. 32B, s. 10, as in effect on January 29, 1962, when I submitted it to you, its language does not follow the language of G.L., c. 32B, s. 10, as amended by St. 1962, c. 150, which by declaration of His Excellency the Governor took effect at 4.15 P.M. on April 9, 1962. (See corrective acceptance order submitted this day.)

Respectfully,

JOHN F. COLLINS, Mayor.

The message and order were referred to the Executive Committee.

#### VETOING ORDER ACCEPTING CHAPTER 32B FOR EMPLOYEES OF SUFFOLK COUNTY.

The following was received:

City of Boston,  
Office of the Mayor, April 23, 1962.  
To the City Council.  
Gentlemen:

I am returning herewith, disapproved, the order passed by your Honorable Body on April 9, 1962, accepting in behalf of the County of Suffolk, chapter 32B of the General Laws, entitled "Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns, and Districts, and Their Dependents."

My objection thereto is that, while this order was in precise conformity with G.L., c. 32B, s. 10, as in effect on January 29, 1962, when I submitted it to you, its language does not follow the language of G.L., c. 32B, s. 10, as amended by St. 1962, c. 150, which by declaration of His Excellency the Governor took effect at 4.15 P.M. on April 9, 1962. (See corrective acceptance order submitted this day.)

Respectfully,

JOHN F. COLLINS, Mayor.

The message and order were referred to the Executive Committee.

#### ACCEPTANCE OF CHAPTER 32B, CONTRIBUTORY GROUP INSURANCE FOR EMPLOYEES OF CITY OF BOSTON AND COUNTY OF SUFFOLK.

The following was received:

City of Boston,  
Office of the Mayor, April 23, 1962.  
To the City Council.  
Gentlemen:

To avoid questions with respect to their compliance with chapter 150 of the Acts of 1962, I have returned to you this day without my approval the orders passed by your Honorable Body on April 9, 1962, accepting chapter 32B of the General Laws in behalf of the City of Boston and the County of Suffolk.

The purpose of this communication is to recommend that you pass in lieu of the orders returned the orders submitted herewith, which are drafted in the language of said chapter 150.

Respectfully,

JOHN F. COLLINS, Mayor.

Ordered, That chapter 32B of the General Laws entitled "Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns, and Districts, and Their Dependents," exclusive of sections 9A and 11A thereof, be, and hereby is, accepted in behalf of the City of Boston.

Ordered, That chapter 32B of the General Laws entitled "Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns, and Districts, and Their Dependents," exclusive of sections 9A and 11A thereof, be, and hereby is, accepted in behalf of the County of Suffolk.

Severally referred to the Executive Committee.

#### STATEMENT OF COUNCILLOR PIEMONTE.

Coun. PIEMONTE announced that there will be a meeting of the Executive Committee this coming Friday at 10 A.M., at which time we have requested the City Clerk to invite the Trustees and Dr. Conlin to appear before us to discuss the ordinance on the City Hospital fees with them, and more particularly to discuss the ancillary charges. It is the wish of the committee to have them appear on this matter before final determination.



Also in the afternoon at two o'clock there will be a public hearing with reference to the Mayor's most recent communications read to the Council today relative to the acceptance of chapter 32B of the General Laws, which is the Employees' Health, Welfare and Hospitalization Plan.

Due to the sensitivity of this matter, I think we ought to have a representative from the Mayor's office or the Mayor himself at this meeting on Friday, so that there will be no question as to what is intended. I think we ought to have the benefit of having the

Mayor or his representative present at this meeting to tell the Council just what his intentions are with respect to this matter.

Adjourned at 5.56 P.M., on motion of Councillor McDonough, to meet on Monday, April 30, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**  
(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON.

## Proceedings of City Council.

Monday, April 30, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair. Absent, Councillor Foley.

The Reverend Peter A. Shakalis, curate at St. Joseph's Rectory, Allen street, West End, was escorted to the rostrum.

## INVOCATION BY THE REVEREND PETER A. SHAKALIS.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Almighty and most merciful Father, mindful of Thy omnipresence, we adore Thee, thank Thee for Thy gracious bounty and beseech Thy clemency for having disobeyed Thy laws.

We earnestly beseech Thy divine assistance this day. Grant us the light of wisdom that we may see what we ought to do. Strengthen our wills with courage that we may always act in a manner pleasing to Thee. May we ever keep sacred the day of prayer consecrated to Thy honor and glory so that we may be worthy of Thy continued blessings of peace and liberty on Thy people in our beloved City of Boston.

Grant us, O Lord, ever to serve Thy majesty on earth that we may reign with Thee in heaven forever. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments:

Weights of Goods for the term ending April 30, 1963; John J. Sances, 41 DelPrete avenue, Rockland; William Devine, 32 Elizabeth street, Attleboro; Lee Ann Rogers, 418 Adams street, Milton.

Referred to the Committee on Confirmations.

## PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

## Claims.

Henry B. Bloom, for compensation for damage to car caused by police ambulance.

Harold J. Brown, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Public Works Department.

Robert P. Bryan, for compensation for damage to car caused by an alleged defect at Lamartine street, Jamaica Plain.

Edwin F. Colby, for compensation for damage to car caused by an alleged defect on Boylston street, Boston.

John M. Copatch, for compensation for damage to property caused by falling tree, on Marcella street, Roxbury.

George L. Cronin, for compensation for damage to property at 591 Beech street, Roslindale, caused by sidewalk construction.

Elmer's Inc., for compensation for damage to car caused by patrol car.

Charles F. Guiney, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Parks and Recreation Department.

Frederick H. Greene, Jr., for compensation for damage to car caused by police ambulance.

Charlotte K. Haran, for compensation for damage to car caused by city truck.

Home Restaurant Management Corporation, for rebate on juke box license.

Elizabeth Kengris, for compensation for damage to property at 817 East Broadway, South Boston, caused by city tractor.

Frank P. Liuzza, for compensation for damage to property at 343 Market street, Brighton, caused by break in water pipe.

Alan C. Oppenheim, for compensation for damage to car caused by an alleged defect on Lake street, Brighton.

Carl Pietro, for compensation for damage to car caused by city dump truck.

Gloria J. Thompson, for compensation for damage to car caused by police car.

## NOTICE FROM MASSACHUSETTS TURNPIKE AUTHORITY.

A communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B3 for Boston extension of the Massachusetts Turnpike.

Placed on file.

## NOTICE OF HEARINGS BEFORE METROPOLITAN DISTRICT COMMISSION.

Copy of notice was received from the Boston Edison Company of a hearing to be held before the Metropolitan District Commission on May 10, 1962, at 2.30 P.M., on petition of Boston Edison Company for location of conduit, etc., in Charlesgate East, at Commonwealth avenue, in care and control of Metropolitan District Commission.

Copy of notice was received from the Boston Edison Company of a hearing to be held before the Metropolitan District Commission on May 10, 1962, at 2.30 P.M., on petition of Boston Edison Company for location of manhole in Bay State road, in care and control of Metropolitan District Commission.

Copy of notice was received from the Boston Edison Company of a hearing to be held before the Metropolitan District Commission on May 10, 1962, at 3 P.M., on petition of Boston Edison Company for location of conduit, etc., in Arborway (West Roxbury district), in care and control of Metropolitan District Commission.

Copy of notice was received from the Boston Edison Company of hearing to be held before the Metropolitan District Commission on May 10, 1962, at 2.15 P.M., on petition of Boston Edison Company for location of vault, etc., in Charlesgate East, at Commonwealth avenue, in care and control of Metropolitan District Commission.

Copy of notice was received from the Boston Edison Company of hearing to be held before the Metropolitan District Commission on May 10, 1962, at 2 P.M., on petition of Boston Edison Company for location of lamp connections, etc., in the Fenway, Agassiz road, Park Drive, and Boylston street, in care and control of Metropolitan District Commission.

Severally placed on file.

## NOTICE OF HEARINGS BEFORE STATE DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of hearing to be held on April 30, 1962, at 2.30 P.M., on application of White Fuel Corporation for license to maintain existing fill off Reserved Channel in and over the tidewaters of Boston Harbor in the City of Boston.

Notice was received from the State Department of Public Works of hearing to be held on April 30, 1962, at 2.30 P.M., on application of the Boston & Maine Railroad (Boston Division) for license to fill solid in Millers River (upper basin) in the cities of Boston, Cambridge, and Somerville.

Severally placed on file.



## APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Francis S. Carter, Francis J. Concannon, Samuel Joseph Farrell, Roland W. Golden, Melvin Goldstein, Salvatore Grassa, Martin N. Impemba, Anthony J. McDonagh, Francis J. Melville, Jr., Louis H. Oppenheim, Albert Whitney Rogovay, Walter Anthony Roman, Isaac Shulman, Allen E. Silver, Joseph Simansky, Frank D. Tuttaville, Joseph Weiner, and Theodore J. Zabarski, having been duly approved by the Collector-Treasurer, were received and approved.

## APPOINTMENT OF WILLIAM P. DRISCOLL.

Notice was received from the Assessing Department of the appointment of William P. Driscoll as District Director of Assistant Assessors.

Placed on file.

## PROPOSED NORTHEAST DIVISION OF BUREAU OF YARDS AND DOCKS, DEPARTMENT OF THE NAVY.

The following was received:

Department of the Navy,  
Office of the Secretary,  
Washington, D.C., April 24, 1962.

Mr. dear Mr. Malloy:

This is with further regard to the interest of the Boston City Council in the proposed establishment of a Northeast Division of the Navy's Bureau of Yards and Docks, which would include the District Public Works Offices in Boston, New York, and Philadelphia.

After careful study, it has been concluded that no Northeast Division should be established, and that no change should be made in the status of the District Public Works Office at Boston at this time.

As in any good business, and throughout the rest of the Navy's world-wide organization, such subjects are under constant study. You may be assured, however, that any future study given to this problem, if undertaken, will include full consideration of the advantages of locating a Northeast Division in Boston.

We appreciate your interest, and thank you for making your views known to us.

Sincerely,  
KENNETH E. BELIEU,  
Assistant Secretary of the Navy  
(Installations and Logistics).

Mr. Walter J. Malloy,  
City Clerk,  
Boston City Council.

Placed on file.

## STATUS OF STUDY OF BOSTON HARBOR BY HARVARD SCHOOL OF DESIGN.

The following was received:

Harvard University,  
Cambridge, April 25, 1962.

Gentlemen:

In response to the resolution of the Boston City Council concerning Harvard's agreement to do a student development study of the Boston Harbor, I should like to submit the following information:

1. The Harvard School of Design began its study of the Boston Harbor last spring, and coordinated this study with the Boston Planning Board and Redevelopment Authority. Because of the immediate renewal problems in the water-front area, the student project was narrowed from the entire harbor to the water front between the South Station and the North End, under the direction of Professor Frank Vigier. This project was completed in May, 1961, and members of the Boston Planning Board and Redevelopment Authority attended the jury. Details of this study are presently on hand together with pictures of the student model, and we would

be happy to arrange a meeting with members of the Boston City Council to view this project.

2. Harvard School of Design is currently doing a student project on the Quincy part of the harbor. It completed in 1959 a study of the water-front area in Charlestown.

3. Although these student development projects have been useful to the City of Boston in its planning they conform only in part to the suggestions of the Proceedings of the City Council, April 11, 1960, page 77, first column, second and third paragraphs. The pressing problems of urban renewal seems to have taken priority.

I am informed by the city planners of the Harvard School of Design that they will be pleased to institute an over-all Boston Harbor planning study if it serves a useful purpose.

Sincerely yours,

CHARLES P. WHITLOCK,  
Assistant to the President  
for Civic Affairs.

Boston City Council,  
City Hall,  
Boston, Mass.

Laid on the table.

## POLICY OF BOSTON REDEVELOPMENT AUTHORITY RE HEIGHT RESTRICTIONS ON COMMONWEALTH AVENUE.

The following was received:

Boston Redevelopment Authority,  
April 24, 1962.

Mr. Walter Malloy,

City Clerk,  
Subject: Councillor Foley Order Adopted in City Council March 26, 1962, re Boston Redevelopment Authority Letter of May 10, 1961.

Dear Mr. Malloy:

Pursuant to the Council order mentioned above, I have been instructed by the Authority to transmit copy of a letter sent by the Chairman of the Authority to the Zoning Commission on May 10, 1961.

The Authority also instructed me to inform your Honorable Body that the only time the matter of height restrictions in the Back Bay has come before the Authority was on May 10, 1961, at which time the Authority authorized the above-mentioned letter from the Chairman to the Zoning Commission.

Respectfully yours,

KANE SIMONIAN,  
Executive Director.

Boston Redevelopment Authority,  
May 10, 1961.

Mr. Albert V. Colman,  
Chairman, Zoning Commission.

Dear Mr. Colman:

In reply to your referral to the Boston Redevelopment Authority of the proposed Zoning Regulation for the City of Boston, in accordance with chapter 665 of the Acts of 1956, as amended, and further in accordance with chapter 632 of the Acts of 1960, the Authority hereby makes the following report with recommendations as noted.

With the exception of the recommendations for change, and with two reservations the Authority approves the report as submitted by the Zoning Commission. The two reservations are these:

1. Only a short time was allotted for staff review. The Authority feels that you will appreciate the fact that as more staff study is given to this all-inclusive legal document other recommendations for change will be advanced over the coming years.

2. In regard to the mapping, the Authority is certain that as plans for the renewal program develop, there will be need for more changes. The Authority cannot at this time foresee the exact boundary lines or designations of certain areas in the renewal districts; it must of necessity make recommendations for changes as renewal plans develop. For ex-

ample: the proposed zoning map for the South End shows an H-2 zone for a portion of the Castle Square area. The Authority is at the present time considering this area for industrial redevelopment, but the Authority is not as yet prepared to recommend specific zone boundary changes.

The recommendations for changes that the Authority is prepared to make at this time are as follows:

1. Article 5, Section. 5-3. Procedure for Board of Appeal. The addition of a paragraph (c) is recommended:

(c) A report of every decision of the Board of Appeal on a matter upon which the Redevelopment Authority has filed a report shall be transmitted to said Authority.

2. Article 6, Section 6-2. Procedure for Application. It is recommended that the word "filing" in the fourth line be struck out and the word "transmittal" be substituted.

Article 7, Section 7-2. Procedure for Application. Strike out in the fourth line the word "filing" and substitute the word "transmittal."

Both the above recommendations are designed to make certain that the time period begins with the actual notice to the Redevelopment Authority.

3. Article 8, Table A, Use Regulations, Item 24. It is recommended that Item 24, now Forbidden under Industrial column, be changed to "Allowed" under the M zone and I zone and "Conditional" under Water Front zone.

This change would make regulations concerning use Items 24 and 47, which are similar, be consistent.

4. Article 9, Section 9-2, Alteration or Extension. Strike out in first sentence the words "An existing nonconforming building or use" and substitute the words, "A nonconforming use or building occupied by a nonconforming use." This is a simple clarification, eliminating the word "existing," since the definition for nonconforming use covers this.

In line 6, insert the words "fair market" before value and strike out the words as determined by replacement cost less physical depreciation.

It is felt that marketability should be the criterion rather than replacement cost less physical depreciation.

5. Beacon Hill has been recognized as a special district (H-2-65) in which the continuation of a height limit is considered appropriate and desirable to preserve the special value and characteristics of that area.

It is recommended that a similar control be applied in the residential portion of the Back Bay, with a 155-foot height limit permitted along Arlington street and the water side of Beacon street, and an 85-foot height limit in the remainder of the district, particularly along Beacon street, Marlborough street, and Commonwealth avenue.

Ample opportunity will be provided through renewal for the construction of high-rise apartment buildings elsewhere in Boston Proper and in the other districts of Boston. On the other hand, the great renewal opportunity for the Back Bay residential community lies in preserving and enhancing its still largely undestroyed scale, harmony, and integrity, and recreating of it a highly desirable in-town residential neighborhood with that distinctly Boston charm and beauty which is so much the envy of other American cities.

With the foregoing reservations and recommendations voted, the Boston Redevelopment Authority wished to take this opportunity to commend the Zoning Commission for a long and arduous job well done, and to express its willingness to assist in every way in bringing the excellent proposed zoning regulations into being as rapidly as possible.

Sincerely yours,

RT. REV. MSOR. FRANCIS J. LALLY,  
Chairman.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

FAMILY RELOCATION IN GOVERNMENT CENTER PROJECT AREA.

The following was received:

Boston Redevelopment Authority,  
April 24, 1962.

Mr. Walter Malloy,  
City Clerk.

Dear Mr. Malloy:

Enclosed herewith are copies of statistical and narrative report on family relocation in the Government Center Project Area to date, which are transmitted to the City Council pursuant to a request made to Mr. Logue by members of the City Council Committee on Renewal during the course of the recent meetings.

Respectfully yours,  
KANE SIMONIAN,  
Executive Director.

April 12, 1962.

To: Kane Simonian, Executive Director.  
At: Central Office.  
From: John Hallisey, Site Office Manager,  
Joseph Charyna, Family Relocation Supervisor.

At: Site Office.  
Subject: Statistical and Narrative Report on Family Relocation in the Government Center Project Area to Date. Requested by Edward J. Logue, March 29, 1962.

The following statistics we hope will fully present a picture of the relocation process to date of families, individual householders, and roomers in the Government Center Area:

FAMILIES

Number of families at time of taking	264
Number of families moved as of March 31, 1961	101
Number of families remaining on site	163

INDIVIDUALS

Number of individual householders at time of taking	176
Number of individual householders moved as of March 31, 1962	45
Number of individual householders remaining on site	131

ROOMERS

Number of permanent roomers at time of taking	295
Number of permanent roomers moved as of March 31, 1962	116
Number of permanent roomers at time of on site	179

BOSTON PROPER  
RELOCATION TO MARCH 31, 1962

Families	
Boston	13
Brighton	2
Charlestown	5
Dorchester	7
East Boston	21
Hyde Park	1
Roslindale	1
South Boston	2
	52

One-person families	
Boston	21
Allston	1
Charlestown	1
Dorchester	2
East Boston	2
Jamaica Plain	3
Deceased	2
	32

Total:	84
Total families and one-person families moved out	146
Percentage relocated in Boston Proper	57.5%

OUTSIDE OF BOSTON PROPER  
RELOCATION TO MARCH 31, 1962

Families	
Cambridge	5
Everett	1
Malden	1



Medford	14
Quincy	2
Revere	1
Somerville	10
Watertown	2
Winthrop	1
Outside Metropolitan Boston	6
Unknown	6
	49
One-person families	
Brookline	1
Cambridge	2
Quincy	1
Outside Metropolitan Boston	2
Unknown	7
	13
Total:	62
Total families and one-person families moved out.	146
Percentage relocated outside of Boston	
Proper	42.5%

#### RELOCATION REFERRALS AND RESOURCES

Private rental and sales housing resources are located by several methods, including personal search by families and individuals, search by relocation staff and housing inspectors, by calls from rental agents, landlords, and real estate offices, and by advertisements in local newspapers.

In order to refer families and individuals to apartments or sales housing that meet their needs and requirements, it is necessary to secure information on the size of the unit or house, rent or sales price and condition of the housing. Inspections are made of all private apartment units and houses for sale prior to referring these to relocatees.

To date approximately 500 private apartments have been referred to, or located by the relocation staff. Some of these were not pursued further because of extremely high rents or sales prices, or because knowledge of existing physical conditions in the vicinity of the housing unit. Over 330 apartments have been inspected to date, and about 30 per cent found to be substandard and therefore not referred to relocatees.

For Public Housing units, families indicating an interest in this type of housing are instructed in filling out applications. As vacancies occur in neighborhoods of their choice, the families or individuals are referred to the vacant unit.

Of the large number of houses for sale, 115 have been inspected to date, and used for appropriate referrals to families.

Referrals: To date, the following types of rehousing accommodations have been referred to families and individuals:

Private rental apartments	130
Private houses for sale	34
Applications for or referrals to public housing	47

#### CASE HISTORIES

The following anonymous case histories, will, it is hoped indicate at least partially the type of service rendered to the site tenants by the relocation staff.

Case A. Miss X, a 76-year-old single person living on a very limited income, rejected the suggestion to relocate into Public Housing. Her desire was to remain in the immediate vicinity, in a one bedroom apartment on the first floor, with a maximum rental of \$50 per month, including heat. Among her many reasons for staying in this area, was the fact that she ate her main meals in restaurants; and since she was well known in these places, she was sure to get good service and good food. The relocation worker, in cooperation with the housing inspector, checked out every available unit on Beacon Hill with very poor results. The relocation worker then decided to expand the search, and drove the lady for a couple of hours a day until they found a lovely place in the Northeastern University area. The worker took her around the area to restaurants, banks, etc., to acquaint her with the area. The lady was extremely pleased. Arrangements were made with the janitor of the building to look in on Miss X daily to administer to her small

needs. After helping this lady with packing her personal belongings, making arrangements with the mover, etc.; the relocation worker drove her to her new home and before leaving made her comfortable.

The friendly and compassionate relationship, developed between the relocation worker and the tenant in this instance, resulted in a truly successful relocation process.

Case B. Is similar, in that the family in this instance, too, wanted to remain near the project area; but for different reasons. Here the need to be near Italian speaking neighbors was of paramount importance. Since it was almost impossible to find a standard unit for this family of five (5) in the neighboring area, the search was directed to East Boston. This area does have large Italian areas, but decent apartments rarely stay vacant for long. Consequently, the family was driven by the relocation worker immediately after finding a suitable apartment. In short order this family was rehoused in a standard five (5) room apartment at a reasonable rent, in a location very satisfactory to the family.

Case C. This couple, having lived in a building owned by their parents for many years, decided they would like to purchase a home for their own relocation. After receiving all pertinent information on the various methods of financing from the Relocation Supervisor they decided to try to buy a two-family home through the F.H.A. Financing under section 221 of the new housing act. After examining a number of listings obtained at the site office, they decided on a two-family in Medford.

They requested the Housing Inspector and the Relocation Supervisor to appraise the building for them. Both drove down and examined the property, and rendered their professional opinion. The purchase was negotiated several days later. Now it was necessary to obtain a mortgage, because this was the first case under section 221 in Boston. Many hours were spent by the Relocation Supervisor on personal visits to the bank, the Regional Office of F.H.A., and for consultations with other B.R.A. personnel at City Hall to expedite this mortgage. The final result was worth the effort, since the family is very pleased with the move.

Case D. This family presented a challenge to the relocation staff; a family of nine (9) people, seven (7) children ranging in ages from eighteen (18) years to three (3) months. An apartment of five (5) bedrooms was needed. It had to be in an area of Italian speaking neighbors with a rental limitation of \$50 to \$60 per month. Of the several such apartments available in the East Boston area, no landlord would accept that many children. The family filled out an application for Public Housing, but continued to search. The relocation worker and the housing inspector running down every available large unit only to be turned down each time because the family was too large.

In the meantime our Public Housing Expediter was making personal calls to all project managers, to obtain priority on the first five (5) bedroom apartment that became available. The East Boston Housing Project was the first to respond.

Today this family is enjoying living in a fine apartment for the first time with enough private sleeping accommodations for every member of the family. The apartment, of course, is heated and this, too, is something the family never enjoyed.

This relocation case was one that gave the staff real satisfaction.

Roomers. The roomers in the area are being serviced, by one relocation assistant, whose dedication has been responsible for a large percentage of those that have relocated to obtain more suitable quarters than they previously occupied.

The relocation program of one particular rooming house, worked out by the relocation assistant and the manager, is indicative of the cooperation necessary to keep all parties satisfied.

A request was made by the owner of this establishment not to discuss relocation with the roomers until two weeks before the scheduled



closing of the building. Since there was a large income per week involved, this request was honored. At the agreed date the relocation assistant, in cooperation with the manager of the establishment, contacted every roomer and informed them of the date the house would close. A list of available accommodations was given to each roomer. These accommodations were previously inspected by the relocation assistant in company with the manager of the house to be emptied and appointments were made for the men to look at the relocation units. The relocation worker on one occasion took nine men in his beach-wagon, with seven of them renting their rooms right then and there. The manager contacted those who worked during the day, since he, too, was familiar with the available rooms in other areas.

Of the roomers moved to date, a large percentage of those needing and accepting help, have been so accommodated.

These are but a few samples of case histories, and portray only in part the services rendered to the site tenants. The relationship between the families and individuals, the relocation assistant, relocation supervisor, and the other site office staff personnel is usually one of friendly understanding, and willing assistance. This service is not limited or by lack of imagination. Every effort is made to secure needed relocation housing. Every effort is exerted to notify each on site, family and individual, of available housing, as soon as it is found. If a family or individual has a problem with transportation, they are offered transportation by someone on the staff.

Information and advice on many matters is constantly supplied to those who seek it. No one is turned away, whether the relocation solution centers around rehousing, hardship in the family, or other problems. Language is not a barrier, since we have workers who speak several foreign tongues on the relocation staff.

To quote a parable phrase, "service is our most important function."

Respectfully submitted,

JOHN J. HALLISEY.  
JOSEPH CHARYNA.

Referred to the Committee on Urban Re-development, Rehabilitation and Renewal.

#### REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

1. Report on appointments by the Mayor (referred April 23) of Alfred Ciccarelli and Thomas J. Donlon as weighers of goods for the term ending April 30, 1963—recommending that the appointments be confirmed.

2. Report on appointment by the Mayor (referred April 23) of Anthony J. Iantosca as constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending that the appointment be confirmed.

The reports were accepted, and the appointments were severally confirmed.

#### CLOSING DUMPS AT CALF PASTURE.

Coun. PIEMONTE offered the following:

Resolved, Whereas, the city administration has over the years promised to abate the dumping nuisance at Calf Pasture; and

Whereas, The nuisance created by the operation of the dumps at Calf Pasture has developed into a crisis creating unrest to the peace of mind of the thousands of families living there as well as a continuous menace to their health; be it

Resolved, That the Boston City Council, in meeting assembled, on this thirtieth day of April, 1962, urge the Mayor to take all necessary steps to close all the dumps at Calf Pasture immediately, reactivating the scow system from Atlantic avenue until such time

as a more permanent operation can be provided.

The resolution was adopted under suspension of the rules.

#### COMPLIMENTS TO ARTS FESTIVAL COMMITTEE.

Coun. PIEMONTE offered the following:

Resolved, That the Boston Arts Festival Committee be complimented on their action in giving more recognition to traditional artists in this year's exhibit, and that a certified copy of this resolve be forwarded to Mrs. Alison Ridley Evans, the festival's new director.

The resolution was adopted under suspension of the rules.

#### ANNUITIES TO CERTAIN SURVIVING SPOUSE OR CHILDREN OF CERTAIN EMPLOYEES.

Coun. PIEMONTE offered the following:

Ordered, That chapter 488 of the Acts of 1961, entitled "An Act Authorizing Counties to Grant Annuities to the Surviving Spouse, or Children, of Certain Officials or Employees Who Have Been Retired or Pensioned Under Any Noncontributory Retirement Law," be, and hereby is, accepted.

Passed under suspension of the rules.

#### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Arthur J. Kennedy (referred April 23) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Parks and Recreation Department—recommending passage of the accompanying order:

Ordered, That the sum of four hundred eighty-five dollars (\$485) be allowed and paid to Arthur J. Kennedy, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Parks and Recreation Department, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of John J. O'Rourke (referred April 2) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Public Works Department, Water Division—recommending passage of the accompanying order:

Ordered, That the sum of five hundred five dollars (\$505) be allowed and paid to John J. O'Rourke, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Public Works Department, Water Division, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of Robert F. Tierney (referred April 16) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Police Department, Division 16—recommending passage of the accompanying order:

Ordered, That the sum of three hundred eight dollars and forty-five cents (\$308.45) be allowed and paid to Robert F. Tierney, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Police Department, Division 16, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

4. Report on petition of John P. Fallon (referred April 23) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John P. Fallon, a member of

the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 14, 1959, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Boston Firemen's Relief Fund.....\$482 82  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

5. Report on petition of Raymond B. LaCasse (referred April 26), retired member of the Fire Department, for indemnification for hospital, surgical and medical expenses incurred by him as a result of an injury sustained while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100B of chapter 41 of the General Laws, upon petition of Raymond B. LaCasse, 72 Hunnewell avenue, Brighton, a former member of the Fire Department, retired for accidental disability, for indemnification for hospital, surgical and medical expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty, there be allowed and paid, as certified by the panel appointed under the provisions of said section, to the following the amount stated:

Dr. John P. Rattigan, St. Elizabeth's Hospital, 736 Cambridge street, Brighton.....\$20  
said sum to be paid from any appropriation suitable for the purpose of this section.

The reports were accepted, and the orders were severally passed.

#### STATEMENT BY COUN. McDONOUGH.

Upon receiving unanimous consent to make a statement, Councillor McDonough stated that in reply to an order he filed concerning whether the sewer tax was levied for the year 1961 or 1962 the reply of the Public Works Commissioner was not too clear. In view of the fact that the reply was referred to the Committee on Ordinances he requested the chairman to hold a committee meeting and invite the commissioner to attend.

#### STATEMENT BY COUN. HINES.

Upon receiving unanimous consent to make a statement, Councillor Hines stated that he would be glad to accommodate his colleague and would set a hearing not later than Friday of this week.

#### RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 2.56 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 3.04 P.M.

#### EXECUTIVE COMMITTEE REPORTS.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. Report on message of the Mayor and two orders (referred April 23) for acceptance of chapter 32B of the General Laws for contributory group general or blanket insurance for persons in the service of the City of Boston, exclusive of sections 9A and 11A of said chapter 32B, and for contributory group general or blanket insurance for persons in the service of the County of Suffolk, exclusive of sections 9A and 11A of said chapter 32B—recommends passage of the foregoing two orders and passage also of the accompanying four orders.

Ordered, That section 9A of chapter 32B of the General Laws, inserted by chapter 595 of the Acts of 1959, entitled "An Act Authorizing Certain Political Subdivisions of the Commonwealth to Contribute One Half of the Cost of Certain Premiums of Insurance of Retired Employees" be, and hereby is, accepted in behalf of the City of Boston.

Ordered, That section 9A of chapter 32B of the General Laws, inserted by chapter 595 of the Acts of 1959, entitled "An Act Authorizing Certain Political Subdivisions of the Commonwealth to Contribute One Half of the Cost of Certain Premiums of Insurance of Retired Employees" be, and hereby is, accepted in behalf of the County of Suffolk.

Ordered, That section 11A of chapter 32B of the General Laws, inserted by section 5 of chapter 334 of the Acts of 1961, entitled "An Act to Provide for Increased Amounts of Group Life Insurance for Persons in the Service of Counties, Cities, Towns, and Districts on an Optional Basis Without Premium Contribution by the Political Subdivisions of the Commonwealth" be, and hereby is, accepted in behalf of the City of Boston.

Ordered, That section 11A of chapter 32B of the General Laws, inserted by section 5 of chapter 334 of the Acts of 1961, entitled "An Act to Provide for Increased Amounts of Group Life Insurance for Persons in the Service of Counties, Cities, Towns, and Districts on an Optional Basis Without Premium Contribution by the Political Subdivisions of the Commonwealth" be, and hereby is, accepted in behalf of the County of Suffolk.

The report was accepted, and the orders were severally passed.

2. Report on message of the Mayor and order (referred April 23) vetoing order passed by the City Council for acceptance of chapter 32B of the General Laws for County Employees—recommending no further action is necessary.

3. Report on message of the Mayor and order (referred April 23) vetoing order passed by the City Council for acceptance of chapter 32B of the General Laws for City Employees—recommending no further action is necessary. The reports were accepted.

Adjourned at 3.08 P.M., on motion of Councillor Coffey, to meet on Monday, May 7, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

(Stenographic copy of such debate on file in office of City Clerk.)

## CITY OF BOSTON.

## Proceedings of City Council.

Friday, May 4, 1962.

Special meeting of the City Council, held in the Council Chamber, City Hall, at 4.30 P.M., Senior Member Kerrigan in the chair. Absent, Councillors Coffey, Hines, Iannella, and Tierney.

The meeting was opened with the salute to the Flag.

The meeting was held pursuant to the following call:

May 3, 1962.

To the Members of the City Council.  
Gentlemen:

You are hereby requested to assemble in the City Council Chamber, City Hall, on Friday, May 4, 1962, at 4.30 P.M., for the purpose of taking action on a petition of the Boston

College Athletic Association for a license to conduct a baseball game between Seton Hall University and Boston College baseball team on Sunday, May 6, 1962, between the hours of 1.30 P.M. and 6.30 P.M., at Commander Shea Field, Boston College, Chestnut Hill, Mass.

Respectfully,

CHRISTOPHER A. IANNELLA,  
President, Boston City Council.

Placed on file.

PETITION OF BOSTON COLLEGE  
ATHLETIC ASSOCIATION.

Petition of the Boston College Athletic Association for a license to conduct a baseball game between Seton Hall University and Boston College baseball team on Sunday, May 6, 1962, between the hours of 1.30 P.M. and 6.30 P.M., at Commander Shea Field, Boston College, Chestnut Hill.

On motion of Councillor Foley the rules were suspended and the license was granted under the usual terms and conditions.

The purpose for which the meeting was called having been accomplished, the Chair declared the meeting adjourned at 4.59 P.M.





## CITY OF BOSTON

## Proceedings of City Council

Monday, May 7, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., Senior Member COFFEY in the chair. Absent, Councillor Iannella.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

Eternal Father we give thanks to Thee for the length and depth and intensity of Thy divine love for us. We pray to Thee to make us humble, worthy and strong and to give us Thy abiding grace for the burdens of this new week of public service to our city. In all our business with one another help us to show mercy where mercy is deserved; patience, where patience is needed; gentleness and forbearance, wherever they give strength and encouragement. Under Thy sheltering care keep the members of this Council that they may guide this city in safe waters; that they may show forth the light of brighter promise to all the citizens. May Thy guidance through this day be a token of Thy goodness and of our own worthiness.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

Coun. TIERNEY in the chair.

## JURORS DRAWN.

The following jurors were drawn in the manner prescribed by law, Councillor Kerrigan presiding at the box, in the absence of the Mayor, viz.:

Sixty-two traverse jurors, Superior Criminal Court, to appear June 4, 1962, viz.:

Kenneth Blair, Ward 1; Stanley Caprini, Ward 1; Grace M. Morrissey, Ward 2; Edward J. O'Donnell, Ward 2; Walter H. Kelley, Ward 4; Alfred O. Bernsten, Ward 5; Laura Hill, Ward 5; Marie E. O'Connor, Ward 7; Russell Best, Ward 8; Thomas Donahue, Ward 8; Alvin T. Storms, Ward 8; Charles Barnes, Ward 9; William E. Arakelian, Ward 10; William H. Baker, Ward 10; Joseph A. Cachelin, Ward 10; Earl H. Clark, Ward 10; Rolf Hellested, Ward 10; Frank Hewes, Ward 10; George M. Muldoon, Ward 10; Patrick L. Mullen, Ward 10; Hiram I. Smith, Ward 10; Robert L. Cairnes, Ward 11; Joseph D. Coffey, Ward 11; Peter B. Klesaris, Ward 11; William A. MacInnis, Ward 11; Frederick W. Nixon, Ward 11; Charles Brown, Ward 12; Mark A. Chandler, Ward 12; David L. Peters, Ward 12; Howard F. Rhone, Ward 12; Thomas B. Morris, Ward 13; Charles F. Reynolds, Jr., Ward 13; Alexander W. Jones, Ward 14; Irving Selig, Ward 14; Melvin B. Wolensky, Ward 14.

Albert B. Ceven, Ward 15; Mary C. Donahue, Ward 15; Robert F. Foley, Ward 16; William F. Lancaster, Ward 16; Mary T. Mahoney, Ward 16; Stephen H. O'Meara, Ward 16; Patrick Harnedy, Ward 17; Paul F. McCarthy, Ward 17; Joseph G. McDonald, Ward 17; Frank P. Florio, Ward 18; Gerard J. Godfrey, Ward 18; Walter J. Browne, Ward 19; James J. Connors, Ward 19; Edmund C. Hemmer, Ward 19; Henry M. B. Keaveney, Ward 19; John J. O'Leary, Ward 19; Harry Abrevaya, Ward 20; Adeline G. Boly, Ward 20;

Hyman Israel, Ward 20; Anna Rainard, Ward 20; Edward J. Woods, Ward 20; Joseph Bondi, Ward 21; Aldo Henry Guisti, Ward 21; Arvid N. Borgeson, Ward 22; Mary J. Farrell, Ward 22; James T. Golden, Ward 22; Evelyn Newman, Ward 22.

The following jurors were drawn in the manner prescribed by law, Councillor Sullivan presiding at the box, in the absence of the Mayor, viz.:

One hundred fifty-nine traverse jurors, Superior Civil Court, to appear June 4, 1962, viz.:

Michael Andriotti, Ward 1; Antonio Biancucci, Ward 1; Severio F. Caggiano, Ward 1; Pasquale J. Cammarata, Ward 1; Frank J. Dillon, Ward 1; Arthur S. Ford, Ward 1; Palma Law, Ward 1; James McVey, Ward 1; John J. Pasqua, Ward 1; Peter A. Savini, Ward 1; Carlo Stasio, Ward 1; Ray V. Gordon, Ward 2; John E. King, Ward 2; Edward T. Reardon, Ward 2; Lawrence P. Reinhart, Ward 2; A. Hotchkiss Bowden, Ward 3; Angelo Giacalone, Ward 3; Robert L. Goldsberry, Ward 3; Edward J. Hocking, Ward 3; John E. Robinson, Ward 3; Anthony F. Ruvido, Ward 3; Robert M. Troyan, Ward 3; Louise T. Adams, Ward 4; Howard C. Bryant, Ward 4; Clarence W. Dismond, Ward 4; Robert Hill, Ward 4; Wilbur M. Peterson, Ward 4; Harold Burton, Ward 5; James E. Dunn, Jr., Ward 5; Waino M. Friis, Ward 5; Toufic A. Karam, Ward 5; Eleanor C. Scheumann, Ward 5; Alice M. Stacy, Ward 5; Kenneth A. Swallow, Ward 5; Arthur L. Vaillancourt, Ward 5; Thomas R. Davenport, Ward 6; Albert D. McCarthy, Ward 6; Edward J. Sexton, Ward 6; Peter Zoza, Ward 6; William F. Brokmeier, Ward 7; Paul W. Cunniff, Ward 7; Helen M. Doyle, Ward 7; James C. Fee, Ward 7; Kathleen M. McColgan, Ward 7; William F. McCormick, Ward 7; Matthew J. Nest, Ward 7; Eileen M. Nihill, Ward 7; Leo P. Reardon, Ward 7.

George F. Bobinsky, Ward 8; Francis P. Connolly, Ward 8; Robert C. Devin, Ward 8; Thomas V. McDonald, Ward 8; Joseph C. O'Keefe, Ward 8; Joseph G. Saia, Ward 8; Floyd Coggins, Ward 9; William A. Cox, Jr., Ward 9; John F. O'Hare, Ward 9; Leslie Fawkes, Ward 10; John W. Finn, Ward 10; John Kennedy, Ward 10; Rodolph O. Trahan, Ward 10; Fred O. Freeman, Ward 11; Michael Hogarty, Ward 11; Michael T. McNeil, Ward 11; Andrew E. Newton, Ward 11; Michael J. O'Connor, Ward 11; Grace M. Prentice, Ward 11; Frank G. Townsend, Jr., Ward 11; Harry Cohen, Ward 12; Oscar J. Farmer, Ward 12; Louis Lord, Ward 12; Frank J. Miranda, Jr., Ward 12; Oscar M. Morris, Ward 12; Leonard Pazol, Ward 12; Maxwell Shore, Ward 12; Lee B. Ashton, Ward 13; John J. Comaschi, Ward 13; A. Philip Cotter, Ward 13; Francis P. Cunnally, Ward 13; William F. Daly, Ward 13; Michael J. Donovan, Ward 13; Rose Elliott, Ward 13; Lawton A. Frost, Ward 13; Joseph Kersanske, Ward 13; Bernard G. Moran, Ward 13; James D. Porter, Ward 13; Albert A. Small, Ward 13; Melvin Albert, Ward 14; Jacob Clayman, Ward 14; Hyman Finkelstein, Ward 14; Rose F. Greenberg, Ward 14; Thomas Jackson, Ward 14; Warren R. Ladd, Ward 14; Samuel P. Levey, Ward 14; James A. McDonald, Ward 14; Isadore Mendelsohn, Ward 14; Edmund J. Nuttall, Ward 14; John J. O'Leary, Ward 14; Florence M. Paige, Ward 14; Phyllis J. Walton, Ward 14; Richard E. Whitman, Ward 14.

Donald Devine, Ward 15; Patrick J. Donelan, Ward 15; Thomas J. Kane, Ward 15; Francis J. O'Hara, Ward 15; Robert P. Bronski, Ward 16; Mildred M. Carey, Ward 16; John J. Doyle, Ward 16; Maurice J. Goggin, Ward 16; James F. McDermott, Ward 16; Louis A. Tessier, Ward 16; Arthur W. Christianson, Ward 17; Leonard I. Enos, Ward 17; Carl J. Hyson, Ward 17; William R. King, Ward 17; Delmar K. McConnell, Ward 17; Mary A. Mahoney, Ward 17; John J. Powers, Ward 17; James L. Prendergast, Ward 17; Alexander Williams, Ward 17; Wilfred T. Blodeau, Ward 18; Donald P. Bober, Ward 18; Robert A. Crimmins, Ward 18; William J. Fafara, Ward 18; Mary L. Fitzgerald, Ward 18; Simon

Foster, Ward 18; Clarence A. Larson, Ward 18; Lillian L. Littlewood, Ward 18; Margaret L. Mulligan, Ward 18; Harold J. Smith, Ward 18; Josephine L. Famolare, Ward 19; George Garzone, Ward 19; John M. Hayes, Ward 19; William J. Higgins, Ward 19; Joseph W. Kirrane, Ward 19; Robert K. Rose, Ward 19; Ellena V. Strazdas, Ward 19; Earle P. Wittet, Ward 19; Louis Zaccardo, Ward 19; Ethel R. Benson, Ward 20; John A. Brennan, Ward 20; Robert P. Connolly, Ward 20; Leo J. Gervais, Ward 20; John D. Holmes, Ward 20; Edward L. Keefe, Ward 20; John P. McEachen, Ward 20; Charles Bond, Ward 21; Walter Feiner, Ward 21; Thomas B. Glynn, Ward 21; Louise Markowsky, Ward 21; Arthur L. Saldas, Ward 21; Paul R. Bragger, Ward 22; Joseph F. Hayes, Ward 22; Joseph V. Kelley, Ward 22; Lillian E. Noseworthy, Ward 22; Joseph A. Poirier, Ward 22; John D. Smolinsky, Ward 22; Patrick J. Sullivan, Ward 22; Robert E. Walsh, Ward 22.

#### PETITIONS FOR INDEMNIFICATION.

Petitions of Walter F. Almeida, Edward J. Arsenault, Paul F. Condon, George A. Coughlin, William H. Doherty, Lester W. Franklin, Frank J. Gemellaro, Ralph H. George, Harold E. Gorham, Harold E. Gorham, George Indelicato, Francis M. Keane, Joseph F. Manning, Peter Mastrangelo, Robert L. Mayhew, George E. Morey, Michael J. O'Donnell, Joseph M. Roper, Biagio Sannizzaro, Leo J. Souza, John J. Sullivan, Henry C. Syhertz, Walter F. Thurston, Walter F. Thurston, John J. Tremontozzi, Francis J. Troy, and Richard A. Walsh, members of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses.

Severally referred to the Committee on Claims.

#### NOTICE FROM MASSACHUSETTS TURNPIKE AUTHORITY.

A communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B5 for Boston Extension of the Massachusetts Turnpike.

Placed on file.

#### NOTICE OF HEARING BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held May 14, 1962, at 11 A.M., on petition of Airways Transportation Company to amend certificate by following additional alternate route, on Huntington avenue, between Copley square and Massachusetts avenue.

Placed on file.

#### NOTICE OF HEARING BEFORE STATE DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of hearing to be held May 7, 1962, at 2.30 P.M., on petition of City of Boston, Public Works Department, for license to place fill in and over the tidewater of South Bay in the City of Boston.

Placed on file.

#### APPOINTMENTS BY THE MAYOR.

Notice was received from the Mayor of the appointment of Arthur G. Coffey, 76 Adams street, Dorchester, to be Corporation Counsel for the term ending May 1, 1966.

Notice was received from the Mayor of the appointment of Thomas J. Griffin, 26 Colby road, West Roxbury, to be Fire Commissioner for the term ending May 1, 1966.

Notice was received from the Mayor of the appointment of Edmund L. McNamara, 15 Rice street, Newton, to be Police Commissioner for the term ending May 1, 1967.

Notice was received from the Mayor of the appointment of Joseph V. McBrine, 125 Beech street, Roslindale, to be Penal Institutions Commissioner for the term ending May 1, 1966.

Notice was received from the Mayor of the appointment of John J. Grigalus, 52 G street, South Boston, to be a member of the Board of Appeal in the Building Department for the term ending May 1, 1967.

Notice was received from the Mayor of the appointment of Thomas F. Brady, 10 Tower street, Forest Hills, to be an Overseer of the Public Welfare for the term ending May 1, 1965.

Notice was received from the Mayor of the appointment of Katharine E. Driscoll, 99 Grayfield avenue, West Roxbury, to be an Overseer of the Public Welfare for the term ending May 1, 1965.

Notice was received from the Mayor of the appointment of Right Reverend Edward G. Murray, 169 Cummins Highway, Roslindale, to be a trustee of the Public Library for the term ending May 1, 1967.

Severally placed on file.

#### APPOINTMENT OF PETROW F. FRIERSON.

Notice was received from the Health Department of the appointment of Petrow F. Frierson as Environmental Sanitation Inspector.

Placed on file.

#### REPORT OF FINANCE COMMISSION RE PROPOSED SALE OF SYDNEY AND CARSON STREETS PROPERTY.

The following was received:

City of Boston,  
Finance Commission, April 30, 1962.  
To the Honorable the City Council.  
Gentlemen:

There is an order, dated December 11, 1961, presently before the City Council to transfer approximately 20,500 square feet of land from the Parks and Recreation Commission to the care, custody and control of the Commissioner of Real Property. This land is located on Sydney and Carson streets, Dorchester.

This matter was brought to the attention of the Finance Commission. After investigation, the Commission wishes to make the following recommendation:

That the land be transferred to the Real Property Department and that it then be rezoned for the development sought, before sale, if this is in accordance with law.

Since the name of the owner of contiguous property, who is interested in promoting the assembling of land for a site for the construction of a building, has been brought into the discussion, it should be noted that this individual is not a city official or employee and is therefore not required to file a statement of interest with the Mayor, City Council and Finance Commission.

The following is the background of this case. The city, on May 17, 1945, took by foreclosure 29,045 square feet of land at No. 33 Carson street. On May 16, 1938, the city took by foreclosure 37,148 square feet on Carson street. On October 22, 1945, the City Council transferred the above-mentioned land to the Parks and Recreation Department for playground purposes.

Thereafter, in 1956, the Commonwealth of Massachusetts acquired about 19,000 square feet of this land for the purpose of constructing the Southeast Expressway.

On July 1, 1959, the Parks and Recreation Commission voted that the area was not needed for park service, and a copy of the vote was forwarded to the Mayor.

On August 8, 1960, the Mayor requested the City Council to transfer 9,751 square feet of this land to the Real Property Department.



At that time it was contemplated that the Metropolitan District Commission would develop an additional parcel of land consisting of about 10,703 square feet immediately adjacent for playground purposes. Since that time, the MDC has decided to develop a playground on a neighboring site on Moseley street, Dorchester, in place of the Sydney and Carson Streets site.

On December 12, 1961, the President of the Columbia Civic Association, a neighborhood organization, wrote to the Chairman of the Committee on Public Lands, advising him that a general agreement was arrived at as a result of a meeting in the Mayor's office to the effect that a lot should be centrally located in Ward 13 and the Moseley Street site was agreed upon as the best location. He also added that the land on Sydney and Carson streets has never been developed and has been the scene of a great many crimes.

On January 29, 1962, Edward W. Grogan, 56 Crescent avenue, Dorchester, wrote to the Chairman of the Committee on Public Lands urging that the land in question be transferred to the Real Property Department. He added that he had been negotiating for sometime with the Beaulieu-Munroe Corporation, 82 Crescent avenue, Dorchester, located next to the land in question.

On February 2, 1962, John S. Madden, then President of the Columbia Civic Association, wrote to the Chairman of the Committee on Public Lands "to reaffirm the strong support of the Columbia Civic Association" stating that favorable action on the development of the parcel of land would be in the best interests "of all of Dorchester."

On February 5, 1962, the Council Committee on Public Lands made a report on the order of the Mayor, which had been submitted on December 11, 1961, recommending passage of the order. To this report was also attached a letter of intent and description by the Beaulieu-Munroe Corporation "which desires to purchase the property at auction to erect a new plant for storage, light manufacturing, and offices for the concern, who are heating engineers."

On February 5, 1962, the matter went to the Executive Committee of the Council, where it presently rests.

On February 8, 1962, the Development Administrator of the Boston Redevelopment Authority wrote a letter to the City Clerk, in answer to a request for information relative to this land. The gist of this letter was that although the 1950 general plan had proposed that the area remain residential, the construction of the Southeast Expressway had rendered the parcel unsuitable for residential development and it would be appropriate to develop the parcel "for a use compatible with and acceptable to the present residential community to the west of the parcel such as a business area but with no nuisance characteristics."

On April 16, 1962, the Executive Committee of the City Council issued the following interim report:

"The Executive Committee to whom was referred February 5, 1962, a message of the Mayor and an order transferring land on Carson street, Dorchester, from the Parks and Recreation Department to the Commissioner of Real Property, submits the following interim report:

"The Executive Committee reports that whereas it appears from the hearing held before the Committee on Public Lands and a letter documented to the Chairman of the Committee on Public Lands dated February 5, 1962, the proposed site is now not zoned properly, and in the best interests of the city the City Council recommends that the administration take steps to determine whether a change in zoning will be granted in view of the above and whether it will

take steps to effect the change in zoning prior to the Council acting on it.

For the Committee,  
GABRIEL F. PIEMONTE, Chairman.

In City Council April 16, 1962. Accepted.

Attest:

W. J. MALLOY,  
City Clerk."

On April 23, 1962, the Executive Committee of the City Council issued the following supplementary interim report:

"Supplement to Interim Report of April 16, 1962, concerning proposed transfer of land at Sydney and Carson streets from Parks and Recreation Department to Real Property Department.

"Upon review of the Interim Report of April 16, 1962, it appears some clarification is necessary as to the position of the City Council with respect to the proposal to rezone the area from residential to another category.

"If it is the intention of the Administration to sell this parcel of property to a buyer who wishes to use the land for a purpose in conflict with the present zoning restrictions on the parcel, the Committee recommends that the question of a change in zoning, or a variance, be resolved prior to such sale.

"The Council expressly takes no position on the question of whether, or not, such zoning change, or variance, should be granted.

For the Committee,  
GABRIEL F. PIEMONTE, Chairman.

In City Council April 23, 1962. Accepted.

Attest:

W. J. MALLOY,  
City Clerk."

Respectfully,  
EDWARD W. BROOKE, Chairman,  
ROGER J. ABIZAD, M.D.,  
MAXWELL B. GROSSMAN,  
JOSEPH P. McNAMARA,  
ANDREW A. HUNTER,  
The Finance Commission.

Thomas J. Murphy,  
Executive Secretary.

Referred to the Executive Committee

Later in the proceedings, Councillor Piemonte moved reconsideration of the preceding reference to the Executive Committee, and reconsideration prevailed.

The foregoing report was referred to the Executive Committee.

#### APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Joseph A. Cappadona, James M. Concannon, Albert E. Doody, Joseph L. Francis, Arthur N. Gordon, Anthony J. Iantosea, John Kilday, John J. Lannan, Alfonso Luciano, Jr., Norman L. Munson, and Robert O. Swan having been duly approved by the Collector-Treasurer, were received and approved.

#### TEMPORARY APPOINTMENTS IN CLERK OF COMMITTEES DEPARTMENT.

Coun. TIERNEY, for Councillor Iannella, offered the following:

Ordered, That effective May 9, 1962, the following-named persons be, and hereby are appointed in the service of the Clerk of Committees Department to the positions set against their respective names, until the fourth Wednesday of June, 1962, at the salaries in effect for them on May 8, 1962:

Rita G. Cimeno, temporary clerk-stenographer.

George E. Corcoran, temporary clerk.  
 Agnes G. Dinsmore, temporary clerk-receptionist.

Michael A. Flynn, temporary clerk.  
 Joan Keaney, temporary stenographer-clerk.  
 Anthony Marmo, temporary clerk.  
 James D. Scanlon, temporary clerk.  
 Jeanne Silver, temporary clerk-stenographer.  
 Arthur Vaughn, temporary clerk.  
 Francis B. Winn, temporary clerk.

Passed under suspension of the rules.

#### NAMING OF SQUARE IN HONOR OF JOSEPH P. LYNCH.

Coun. FOLEY and McDONOUGH offered the following:

Ordered, That the Committee to Memorialize Veterans be requested, through his Honor the Mayor, to name the square at the junction of Fenwood road and Kempton street, Roxbury, Airman First Class Joseph P. Lynch Square, in honor of Joseph P. Lynch who gave his life in the service of his country on August 31, 1944.

Passed under suspension of the rules.

#### COMMENDATION TO POLICE COMMISSIONER EDMUND L. McNAMARA.

Coun. HINES offered the following:

Resolved, That the City Council commends Police Commissioner Edmund L. McNamara for his prompt initiative of April 27 in ordering all officers to report through division commanders such public nuisances, defects in public ways, and unlawful litter as come to their attention for prompt action by the Mayor's office.

Such cooperation by city departments requiring immediate and effective action and attention, will do much to create a cleaner and safer city.

The resolution was adopted under suspension of the rules.

Coun. COFFEY in the chair.

#### APPOINTMENT BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointment:

Constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963: Demetrios G. Lambrenos, 357 Columbia road, Dorchester.

Referred to the Committee on Confirmations.

#### VETO OF ORDERS ACCEPTING SECTION 9A AND 11A OF CHAPTER 32B FOR EMPLOYEES OF BOSTON AND COUNTY OF SUFFOLK.

The following were received:

City of Boston,  
 Office of the Mayor, May 1, 1962.  
 To the City Council.  
 Gentlemen:

I return herewith, without my signature and disapproved, the order passed by your Honorable Body on April 9, 1962, accepting in behalf of the City of Boston section 9A of chapter 32B of the General Laws and likewise the order passed by your Honorable Body on April 30, 1962, again accepting in behalf of the City of Boston said section 9A, said section being described in both orders as "inserted by chapter 595 of the Acts of 1959 entitled 'An Act Authorizing Certain Political Subdivisions of the Commonwealth to Contribute One Half of the Cost of Certain Premiums of Insurance of Retired Employees.'"

My objection to these orders, which are in all respects identical with each other, is that

the financial burdens of sections 9A and 11A of chapter 32B of the General Laws, or of either of them, should not be undertaken until insurance pursuant to the basic provisions of chapter 32B of the General Laws, exclusive of sections 9A and 11A thereof, has become operative and the cost not only of the premiums for that insurance but also of the administrative expense incident thereto has become a known figure rather than a calculated estimate, so that the city's financial ability to assume the added burdens of sections 9A and 11A, or either, can be ascertained with reasonable accuracy in the light of actual experience.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
 Office of the Mayor, May 1, 1962.  
 To the City Council.  
 Gentlemen:

I return herewith, without my signature and disapproved, the order passed by your Honorable Body on April 9, 1962, accepting in behalf of the County of Suffolk section 9A of chapter 32B of the General Laws and likewise the order passed by your Honorable Body on April 30, 1962, again accepting in behalf of the County of Suffolk said section 9A, said section being described in both orders as "inserted by chapter 595 of the Acts of 1959 entitled 'An Act Authorizing Certain Political Subdivisions of the Commonwealth to Contribute One Half of the Cost of Certain Premiums of Insurance of Retired Employees.'"

My objection to these orders, which are in all respects identical with each other, is that the financial burdens of sections 9A and 11A of chapter 32B of the General Laws, or of either of them, should not be undertaken until insurance pursuant to the basic provisions of chapter 32B of the General Laws, exclusive of sections 9A and 11A thereof, has become operative and the cost not only of the premiums for that insurance but also of the administrative expense incident thereto has become a known figure rather than a calculated estimate, so that the city's financial ability to assume the added burdens of sections 9A and 11A, or either, can be ascertained with reasonable accuracy in the light of actual experience.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
 Office of the Mayor, May 1, 1962.  
 To the City Council.  
 Gentlemen:

I return herewith, without my signature and disapproved, the order passed by your Honorable Body on April 9, 1962, accepting in behalf of the City of Boston section 11A of chapter 32B of the General Laws and likewise the order passed by your Honorable Body on April 30, 1962, again accepting in behalf of the City of Boston said section 11A, said section being described in both orders as "inserted by section 5 of chapter 334 of the Acts of 1961 entitled 'An Act to Provide for Increased Amounts of Group Life Insurance for Persons in the Service of Counties, Cities, Towns and Districts on an Optional Basis Without Premium Contribution by the Political Subdivisions of the Commonwealth.'"

My objection to these orders, which are in all respects identical with each other, is that the financial burdens of sections 9A and 11A of chapter 32B of the General Laws, or of either of them, should not be undertaken until insurance pursuant to the basic provisions of chapter 32B of the General Laws, exclusive of sections 9A and 11A thereof, has become operative and the cost not only of the premiums for that insurance but also of the administrative expense incident thereto has become a known figure rather than a calculated estimate, so that the city's financial ability to assume the added burdens of sections 9A and 11A, or either, can be ascertained with reasonable accuracy in the light of actual experience.

Respectfully,

JOHN F. COLLINS, Mayor.



City of Boston,  
Office of the Mayor, May 1, 1962.  
To the City Council.  
Gentlemen:

I return herewith, without my signature and disapproved, the order passed by your Honorable Body on April 9, 1962, accepting in behalf of the County of Suffolk section 11A of chapter 32B of the General Laws and likewise the order passed by your Honorable Body on April 30, 1962, again accepting in behalf of the County of Suffolk said section 11A, said section being described in both orders as "inserted by section 5 of chapter 334 of the Acts of 1961 entitled 'An Act to Provide for Increased Amounts of Group Life Insurance for Persons in the Service of Counties, Cities, Towns and Districts on an Optional Basis Without Premium Contributions by the Political Subdivisions of the Commonwealth.'"

My objection to these orders, which are in all respects identical with each other, is that the financial burdens of sections 9A and 11A of chapter 32B of the General Laws, or of either of them, should not be undertaken until insurance pursuant to the basic provisions of chapter 32B of the General Laws, exclusive of sections 9A and 11A thereof, has become operative and the cost not only of the premiums for that insurance but also of the administrative expense incident thereto has become a known figure rather than a calculated estimate, so that the city's financial ability to assume the added burdens of sections 9A and 11A, or either, can be ascertained with reasonable accuracy in the light of actual experience.

Respectfully,  
JOHN F. COLLINS, Mayor.

In connection with the foregoing Councillor Foley offered the following motion:

Coun. FOLEY, Moved, That the matter be referred to the Executive Committee, and that the Corporation Counsel be asked to prepare a formal opinion for presentation to this Body within two weeks' time as to the power of the City Council to override the veto of the Mayor in the area of the veto of sections 9A and 11A of chapter 32B for employees of the City of Boston and for employees of the County of Suffolk.

The motion was carried.

The foregoing veto messages were referred to the Executive Committee.

Coun. TIERNEY in the chair.

Coun. COFFEY in the chair.

#### BEQUEST OF THOMAS S. GILL.

The following was received:

City of Boston,  
Office of the Mayor, May 1, 1962.  
To the City Council.  
Gentlemen:

On December 4, 1961, I recommended to your Honorable Body the adoption of an order accepting a \$500 legacy given the city by the will of Thomas S. Gill, who died on October 31, 1960, after many years' service as chief clerk in the Boston Police Department. The order provided for the expenditure of such \$500 under the direction of the Assistant Commissioner of Real Property for the installation of a public address system in Faneuil Hall. Your Honorable Body on the same day returned the message and order to me with the suggestion that the legacy be expended "for a better purpose."

Prior to my message of December 4, considerable thought had been given to the matter in an endeavor to expend the money for a purpose which would not only serve as a continuing tangible memorial to Mr. Gill but also be useful. The field of choice was necessarily limited by the amount of the legacy and the requirement, implicit in law, that it be expended for a municipal, as distinguished from a general charitable, purpose. Since it appeared that \$500 would provide a much-needed public address system in historic Faneuil Hall

which is still used for many public meetings, and since some other fittings in that hall exist by reason of other donations, it seemed appropriate that Mr. Gill's legacy be expended for the purpose I recommended on December 4. Further attention to the matter since December 4 has not evolved "a better purpose" meeting the above-mentioned objectives. Accordingly, I resubmit my message of December 4 and accompanying order and repeat my recommendation that that order be adopted.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Office of the Mayor, December 4, 1961.  
To the City Council.  
Gentlemen:

When Thomas S. Gill died on October 31, 1960, after long years of faithful service for the City of Boston, many of them as chief clerk in the Police Department, it was disclosed that his will included an article reading as follows:

"Twelfth, I give and bequeath to the City of Boston, Massachusetts, having employed me for many years, the sum of five hundred (500) dollars."

Recently, the Collector-Treasurer received from the State Street Bank and Trust Company as executor of Mr. Gill's will five hundred dollars in payment of this bequest.

As you will have noticed, the will gives no direction for the expenditure of this bequest; and inquiry has failed to disclose that Mr. Gill ever suggested any particular use to which the bequest should be put.

It has long been recognized that a public address system would be an exceedingly useful facility in Faneuil Hall; and certainly it is not inappropriate to add the name of Thomas S. Gill to the list of public-spirited citizens whose benefactions have made it possible from time to time to improve that historic shrine.

Accordingly, I transmit herewith for your early adoption an order accepting this gracious bequest and authorizing its expenditure for a public address system in Faneuil Hall.

Respectfully,  
JOHN F. COLLINS, Mayor.

Ordered, That the sum of five hundred dollars tendered in payment of the legacy given the City of Boston by the twelfth article of the will of Thomas S. Gill, who died on October 31, 1960 (Suffolk Probate No. 410324) after long years of faithful service for the City of Boston, many of them as chief clerk in the Police Department, be, and the same hereby is, accepted with gratitude, the same to be expended under the direction of the Assistant Commissioner of Real Property for the installation of a public address system in Faneuil Hall.

Ordered, That the sum of five hundred dollars tendered in payment of the legacy given the City of Boston by the twelfth article of the will of Thomas S. Gill, who died on October 31, 1960 (Suffolk Probate No. 410324), after long years of faithful service for the City of Boston, many of them as chief clerk in the Police Department, be, and the same hereby is, accepted with gratitude, the same to be expended under the direction of the Assistant Commissioner of Real Property for the installation of a public address system in Faneuil Hall.

On motion of Councillor Hines, the rules were suspended and the order was passed.

#### APPLICATION FOR URBAN RENEWAL ASSISTANCE GRANTS.

The following was received:

City of Boston,  
Office of the Mayor, May 7, 1962.  
To the City Council.  
Gentlemen:

Enclosed herewith for your consideration and approval are two resolutions for Urban



Renewal Assistance Grants for the New York Streets and West End projects.

The City of Boston is eligible for this financial assistance for these projects pursuant to section 8 and 10 of chapter 776 of the Acts of 1960 (General Law, chapter 121, sections 26DDD to 26FFF) and chapter 543 of the Acts of 1961, Item 2604-04, which provide for the Urban Renewal Assistance Grant payments by the Commonwealth of Massachusetts to the Division of Urban and Industrial Renewal.

In accordance with procedures set forth by the Division of Urban and Industrial Renewal, the filing of the application for this financial assistance requires the approval of your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

RESOLUTION AUTHORIZING FILING OF AN APPLICATION FOR STATE URBAN RENEWAL ASSISTANCE GRANT BY THE BOSTON REDEVELOPMENT AUTHORITY, NEW YORK STREETS PROJECT, UR MASS. 2-1.

Resolved:

Section 1. The following described area in the municipality of Boston was previously declared to be a substandard and decadent area and was a land assembly and redevelopment area within the land assembly and redevelopment laws of the Commonwealth.

The project boundary starts at the intersection of the centerlines of Dover and Albany Streets and runs in a westerly direction along the centerline of Dover Street to the intersection of the centerlines of Dover and Harrison Avenue; thence in a northerly direction along the centerline of Harrison Avenue to the centerline of Dover Street between Harrison Avenue and Washington Street; thence along the centerline of Dover Street in a westerly direction to its intersection with the centerline of Washington Street; thence in a northerly direction along the centerline of Washington Street to the intersection of the centerline of Washington Street and the southerly side of the retaining wall on the south side of the South End Cut which is used by the New York, New Haven and Hartford Railroad Company; thence along the southerly side of said retaining wall in an easterly direction to its intersection with the centerline of Albany Street; thence in a southerly direction along the centerline of Albany Street to the point of origin of the boundary line.

Section 2. The existence of said area was impairing and arresting the sound growth and development of the Municipality and was inimical to the public health, safety, morals and welfare of the inhabitants thereof and of the Commonwealth.

Section 3. The Municipality has undertaken a land assembly and redevelopment project in said area, hereinafter called Project New York Streets, UR Mass. 2-1, under and pursuant to the federal housing act of 1949, as amended.

Section 4. The development of the Project was essential to the sound growth and development of the Municipality and to the welfare of the inhabitants thereof.

Section 5. It is necessary and in the public interest that the Municipality avail itself of the Urban Renewal Assistance Grant provided by the land assembly and redevelopment or urban renewal laws of the Commonwealth for the purpose of carrying out and financing the Project.

Section 6. The Municipality hereby expresses its intent and recognizes its responsibility to do whatever is necessary or appropriate to carry out the Project.

Section 7. The Boston Redevelopment Authority is hereby authorized and directed to file an application, in the form of application prescribed by the Division of Urban and Industrial Renewal of the State Housing Board, for a State Urban Renewal Assistance Grant for the project in a total amount not to exceed \$797,383.50 which sum represents the Commonwealth's responsibility for this project,

namely one-half of the Municipality's contributions, said sum to be paid on an annual basis, each such annual payment to be in such amount as shall be provided for by law.

RESOLUTION AUTHORIZING FILING OF AN APPLICATION FOR STATE URBAN RENEWAL ASSISTANCE GRANT BY THE BOSTON REDEVELOPMENT AUTHORITY, WEST END PROJECT, UR MASS. 2-3.

Resolved:

Section 1. The following described area in the municipality of Boston was previously declared to be a substandard and decadent area and was a land assembly and redevelopment area within the land assembly and redevelopment laws of the Commonwealth.

The project area is bounded by Allen Street, Blossom Street, Cambridge Street, Stanford Street, Lowell Street, a portion of the State Surface Road connecting the Metropolitan Transit Authority's Viaduct and Charles Street.

Section 2. The existence of said area was impairing and arresting the sound growth and development of the Municipality and was inimical to the public health, safety, morals and welfare of the inhabitants thereof and of the Commonwealth.

Section 3. The Municipality has undertaken a land assembly and redevelopment project in said area, hereinafter called Project West End, UR Mass. 2-3, under and pursuant to the federal housing act of 1949, as amended.

Section 4. The development of the Project was essential to the sound growth and development of the Municipality and to the welfare of the inhabitants thereof.

Section 5. It is necessary and in the public interest that the Municipality avail itself of the Urban Renewal Assistance Grant provided by the land assembly and redevelopment or urban renewal laws of the Commonwealth for the purpose of carrying out and financing the Project.

Section 6. The Municipality hereby expresses its intent and recognizes its responsibility to do whatever is necessary or appropriate to carry out the Project.

Section 7. The Boston Redevelopment Authority is hereby authorized and directed to file an application, in the form of application prescribed by the Division of Urban and Industrial Renewal of the State Housing Board, for a State Urban Renewal Assistance Grant for the project in a total amount not to exceed \$2,632,894 which sum represents the Commonwealth's responsibility for this project, namely one-half of the Municipality's contributions, said sum to be paid on an annual basis, each such annual payment to be in such amount as shall be provided for by law.

Severally referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

Coun. TIERNEY in the chair.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

John J. Coffey, for compensation for damage to car caused by vehicle of Parks and Recreation Department.

Matthew J. Galvin, to be reimbursed as result of three executions issued against him on account of his acts as an employee of the Traffic Commission.

Frank Gambardello, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

Mollie Dalton Henry, for compensation for personal injuries received at Kirstein Branch Library.

Harold C. Knapp, Jr., for compensation for damage to car caused by city fire vehicle.

James E. McCarthy, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Henry C. Miner, III, for compensation for damage to car caused by fire apparatus.

Walter W. Moran, to be reimbursed as result of execution issued against him on account of his acts as an employee of Public Works Department.

Mystic Tower, Inc., for compensation for damage to property at 10 Chelsea street, Charlestown, caused by City of Boston plow.

Thomas J. O'Connell, for compensation for damage to car caused by alleged defect on Alford Street Bridge.

Raymond A. Reis, to be reimbursed as result of execution issued against him on account of his acts as an employee of Boston City Hospital.

Edward Summers, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Benjamin Tapper, for compensation for damage to car caused by vehicle of Hospital Department.

#### NEW CITY HALL CONTEST.

Coun. FOLEY offered the following:

Resolved, To further informed public discussion on the question of the design of the new City Hall, the Government Center Commission is hereby requested to provide publicly reliable estimates as to the probable cost of producing each of the several buildings which appeared as finalists in the recent contest for a design for the new City Hall; be it further

Resolved, That the cost per square foot of usable space be calculated for each of the seven buildings selected for the final group from which a design was selected.

The resolution was adopted under suspension of the rules.

#### COMMENDATION TO HEALTH COMMISSIONER RE POLIO VACCINE PROGRAM.

Coun. PIEMONTE offered the following:

Resolved, That the Boston City Council, in meeting assembled, on Monday, May 7, 1962, being cognizant of the polio vaccine program initiated by the Health Commissioner, Dr. F. Robert Freckleton do hereby commend the Health Commissioner and urge the public to avail themselves of this program.

The resolution was adopted under suspension of the rules.

#### CLOSING OF DUMPS AT CALF PASTURE.

Coun. PIEMONTE offered the following:

Resolved, That his Honor the Mayor take immediate steps to provide for alternate methods of disposal of refuse now being dumped at Calf Pasture and that the city and private dumps at Calf Pasture be closed.

The resolution was adopted under suspension of the rules.

#### REVIEW OF PROPOSED RENT INCREASES IN HOUSING PROJECTS.

Coun. PIEMONTE offered the following:

Resolved, That the Boston Housing Authority be, and are hereby, requested to review the proposed rent increases in the Housing Projects.

The resolution was adopted under suspension of the rules.

#### STATUS OF BOSTON HARBOR STUDY BY HARVARD SCHOOL OF DESIGN.

On motion of Councillor Foley it was voted to take from the table No. 1 on the Calendar, viz.:

1. Communication from the President of Harvard University re Status of Study of Boston Harbor by Harvard School of Design.

In connection with the foregoing communication, Councillor Foley offered the following:

Whereas, At the time Boston City Council was processing the transfer of certain streets in Roxbury to the President and Fellows of Harvard University, Harvard University agreed to do a study of Boston Harbor;

Whereas, The time in which such a study was to be completed has now passed;

Whereas, Recent developments in the Mile Road area, the largest part of a proper Boston Harbor study reveal how immediate is the problem; be it therefore

Resolved, The Boston City Council expects Harvard to keep its word.

The resolution was adopted under suspension of the rules.

The foregoing communication was placed on file.

Coun. FOLEY in the chair.

#### RESTORATION OF BOSTON COMMON.

Coun. McDONOUGH offered the following:

Ordered, That his Honor the Mayor be requested to inquire of the Massachusetts Parking Authority as to why the Boston Common has not as yet been returned to the condition in which it existed prior to the commencement of the construction of the under common garage, and when it is expected that such restoration will take place.

Coun. PIEMONTE moved to amend the foregoing order by adding at the end thereof, the following words:

"That his Honor the Mayor and the Corporation Counsel advise us as to what steps are being taken to enforce the obligation of the Massachusetts Parking Authority."

The amendment was adopted.

The order as amended was passed under suspension of the rules.

#### COMMENDATION TO COMMUNICATIONS MEDIA RE POLIO IMMUNIZATION PROGRAM.

Coun. TIERNEY offered the following:

Resolved, That all Boston newspapers and Radio and TV stations be commended for the coverage allowed and excellent preparation in assisting the Boston Health Commissioner in the polio immunization program now being carried on.

The resolution was adopted under suspension of the rules.

#### HOUSING OF CITY DEPARTMENTS IN PROPOSED NEW CITY HALL.

Coun. TIERNEY offered the following:

Resolved, That his Honor the Mayor request his Government Center Commission, before finally approving the "prize winning" City Hall, take into consideration the following as of yet unpublicized factors:

(a) The capability of said proposed structure to house all of the several and various city departments.

The resolution was adopted under suspension of the rules.

Adjourned at 4.44 P.M., on motion of Councillor Kerrigan, to meet on Monday, May 14, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)





## CITY OF BOSTON.

## Proceedings of City Council.

Monday, May 14, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., Senior Member COFFEY in the chair. Absent, Councillor Iannella.

Coun. HINES in the chair.

Rabbi Joseph J. Lichtenstein, of Congregation Beth El, Dorchester, was escorted to the rostrum.

INVOCATION BY RABBI JOSEPH J. LIORTENSTEIN.

Eternal God, Lord of the universe, we invoke Thy benign blessing upon this august Body of the City Council of the City of Boston.

Lord, when Thou didst fashion this world, of all the species of creatures that Thou didst set upon this earth, man alone, the crowning glory of Thy works, Thou didst create as a single individual, Adam. From Adam there has sprung forth the brotherhood of man; the great peoples, nations, and empires of the world. Thus hast Thou imparted to us, that Thou art related to mankind not only as King of Kings, but also as Father of the individual; that in Thy sight, each person is precious and beloved; and hence, the prerogatives of mass needs should never encroach upon the freedom of the individual. This divine lesson has become one of the cornerstones of our democratic way of life.

Yet Thou alone knowest how difficult it is for us to achieve this synthesis; how in our zealotness to legislate for the good of the many, in our preoccupation with great and noble causes, we oftentimes inadvertently mute the voice of the individual, casting his distinctive singularity into the mold of public expedience. Endow, O Lord, these illustrious legislators with wisdom and discernment, that they may in their deliberations achieve the common good through equity for the individual. May they, with Thy guidance, be led along the path of inspired democratic leadership. Bless Thou the fruits of their endeavors, that through their leadership they may accomplish great good, and obtain abundant blessing for the people of this great city, and through them for our beloved country. May this be Thy will. Amen.

The meeting was opened with the salute to the Flag.

VETO OF ORDER ACCEPTING CHAPTER 488 OF THE ACTS OF 1961 TO GRANT ANNUITIES TO SURVIVORS OF CERTAIN RETIRED EMPLOYEES.

The following was received:

City of Boston,  
Office of the Mayor, May 10, 1962.

To the City Council.  
Gentlemen:

I return herewith, without my signature and disapproved, the order passed by your Honorable Body on April 30, 1962, accepting chapter 488 of the Acts of 1961 entitled "An Act Authorizing Counties to Grant Annuities to the Surviving Spouse, or Children, of Certain Officials or Employees Who Have Been Retired or Pensioned Under Any Non-Contributory Retirement Law."

The above cited act is the third in a series of acts pertaining to section 95A of chapter 32 of the General Laws. As first inserted by St. 1958, c. 559, section 95A simply authorized cities and towns to grant annuities to the surviving spouse or children of officials and employees who were retired under, or who before being retired died while subject to, non-contributory retirement laws at a time when such laws did not permit them to elect a lesser pension for themselves with an allowance to their surviving spouse or children. By St. 1960, c. 670, section 95A, was amended to require cities and towns to grant such annuities from and after the acceptance of the section. Chapter 488 of the Acts of 1961 extended section 95A to include surviving spouses and children of county officials and employees.

It is not clear whether by the order returned herewith the City Council intended to accept section 95A only in behalf of the County of Suffolk or in behalf of both the County of Suffolk and the City of Boston. This ambiguity could be readily obviated were it not for a more fundamental objection.

The annuity provided by section 95A is obviously a pure gratuity. In the circumstances, however meritorious the granting of an annuity in these cases may appear to be either in its practical or ethical or sentimental aspects, the fact is that, if the acceptance of section 95A were to take effect, the financially hard-pressed City of Boston would be voluntarily assuming a substantial annual financial obligation. Accordingly, my objection to the order returned herewith is that, in my opinion, Boston at the present time does not have the means to meet the additional financial burden which the acceptance of section 95A would entail. Moreover, the constitutionality of section 95A would seem to be dubious because in general the power to pay gratuities to individuals is denied by the Constitution.

Respectfully,

JOHN F. COLLINS, Mayor.

Placed on file.

APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments:

Constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963:

Edward T. Semper, 18 Windsor street, Roxbury; Rosalie A. Shulman, 28 Warren street, Roxbury; Arthur R. Warren, 217 West Canton street, Boston; Guy J. Silvestro, 16 Westview street, Dorchester.

Weigher of Goods for the term ending April 30, 1963: Sidney S. Feldman, 26 Reading street, Roxbury.

Severally referred to the Committee on Confirmations.

NAMING OF SQUARES IN HONOR OF DECEASED VETERANS.

The following was received:

City of Boston,

Office of the Mayor, May 14, 1962.

To the City Council.

Gentlemen:

I submit herewith four orders for the naming of certain intersections in the city in honor of deceased veterans of our country. The Committee to Memorialize Veterans, after due consideration, has recommended the naming of the sites as set forth in the accompanying orders.

In view of the fact that each site is to be named in memory of a veteran who sacrificed his life in the service of his country, I recommend that your Honorable Body give approval to the accompanying orders.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
Public Improvement Commission,  
May 11, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mr. Mayor:

At a meeting of the Committee to Memorialize Veterans held this day, it was voted to designate the following intersections in honor of the following-named deceased veterans:

Parker street and Smith street, Roxbury (Ward 10). JOHN JOSEPH PIKE SQUARE.

(Private John Joseph Pike was killed in action on November 9, 1943, while in the service of his country during World War II.)

Fenwood road and Kempton street, Roxbury (Ward 10). JOSEPH P. LYNCH SQUARE.

(Joseph P. Lynch gave his life in the service of his country on August 31, 1944.)

Mt. Ida road and Bowdoin street, Dorchester (Ward 15). NATALE JOSEPH SCIABA SQUARE.

(Pharmacist Mate 3d Class Natale Joseph Sciaba was killed in action on February 12, 1944, while serving with the United States Marine Corps in World War II.)

Glenville avenue and Greylock road, Brighton (Ward 21). JOHN H. KANNALY SQUARE.

(John H. Kannaly gave his life while in the service of his country during World War II.)

Respectfully,

ROBERT P. MEHEGAN,  
Secretary, Committee to Memorialize Veterans.

Ordered, That the space at the junction of Glenville avenue and Greylock road, Ward 21, be named John H. Kannaly Square in honor of John H. Kannaly, late veteran of World War II.

Ordered, That the space at the junction of Fenwood road and Kempton street, Ward 10, be named Joseph P. Lynch Square in honor of Joseph P. Lynch, late veteran of World War II.

Ordered, That the space at the junction of Parker street and Smith street, Ward 10, be named John Joseph Pike Square in honor of John Joseph Pike, late veteran of World War II.

Ordered, That the space at the junction of Mt. Ida road and Bowdoin street, Ward 15, be named Natale Joseph Sciaba Square in honor of Natale Joseph Sciaba, late veteran of World War II.

On motion of Councillor Coffey the rules were suspended and the orders were severally passed.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

Carmine J. Barbarisi, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

James F. Brady, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

John V. Brenman, for compensation for damage to car caused by an alleged defect at 32 Yeoman street, Roxbury.

James H. Cutler, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

John J. Diggins, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Boston Police Department.

Joseph Donofrio, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

James W. Donovan, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Rose Giuzzio, for compensation for damage to car caused by city sweeper truck.

Stanley A. Gryzlik, for compensation for damage to property at, 16 Harbor View street, Dorchester, caused by broken main.

Charles F. Guiney, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Parks and Recreation Department.

George F. Lee, Jr., to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

John P. Nalty, for compensation for injuries caused by an alleged defect at 409 Huntington avenue.

James F. Nolan, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Police Department.

Gennaro Nonni, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Raymond K. O'Keefe, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Anthony A. Polcari, for compensation for collapse of water boiler at 162 Endicott street caused when water was turned off.

Mabel Robinson, for compensation for damage to property at 170 West Newton street, Boston, caused by dump trucks.

Charles G. Shamma, for compensation for damage to car caused by city motor vehicle.

Joel Shapiro, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Robert Sherlock, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

John F. Spencer, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Samuel Walker, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

#### APPLICATION FOR SHELLFISH PERMIT.

Application for commercial use shellfish permit was received from Edward W. Elms, 214 Havre street, East Boston, Ward 1.

Referred to the Committee on Licenses.

#### NOTICE OF HEARING BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Copy of notice was received from the Boston Edison Company of hearing to be held before the Department of Public Utilities on May 25, 1962, at 2 P.M., on petition of Boston Edison Company for approval of issuance and sale of bonds.

Placed on file.

#### APPOINTMENTS BY THE MAYOR.

Notices were received from the Mayor of the following appointments:

John T. Leonard, 63 Whitten street, Dorchester, to be Temporary City Auditor for a period of sixty days from the date hereof, due to the absence of the City Auditor, Joseph P. Lally.

Harry J. Blake, 382 Commonwealth avenue, to be Associate Commissioner of Parks and Recreation for the term ending May 1, 1966.

William F. Kesler, 342 Beacon street, to be Associate Commissioner of Real Property for the term ending May 1, 1965.

Joseph F. Birmingham, 167 Newburg street, Roslindale, to be a member of the Board of Commissioners of Sinking Funds in the Treasury Department for the term ending May 1, 1965.



Philip Goldstein, 132 Russett road, West Roxbury, to be an Overseer of the Public Welfare for the term ending May 1, 1965, vice William V. Ward, resigned.

Rev. John V. Driscoll, S.J., 126 Newbury street, to be an Overseer of the Public Welfare for the term ending May 1, 1965, vice Katharine D. Hardwick, term expired.  
Severally placed on file.

#### APPOINTMENT OF WILLIAM A. BRADLEY.

Notice was received from Edmund L. McNamara, Police Commissioner, of the appointment of William A. Bradley, 26 Granville street, Dorchester, to serve as his secretary, at his pleasure.

Placed on file.

#### ORGANIZATION OF OVERSEERS OF PUBLIC WELFARE.

Notice was received from the Board of Overseers of Public Welfare of organization of the Board, as follows:

Chairman, Mrs. Ida Mae Kahn; vice-chairman, James Leo Mulvey; treasurer, James F. Bowers; secretary, William F. Lally.

Placed on file.

#### ORGANIZATION OF BOARD OF APPEAL.

Notice was received from the Board of Appeal of organization of the Board, as follows: Chairman, Samuel J. Tomasello; secretary, Merton P. Ellis.

The following individuals were designated as substitutes should a member be absent from illness or other cause; William M. Bogart, Richard L. Casey, Thomas F. Kelly, Anthony S. J. Tomasello, and Harry J. Williams.

Placed on file.

#### MINORS' LICENSES.

Applications for minors' licenses were received from two newsboys.

Licenses were granted under the usual conditions.

#### APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Arthur Borofsky and Michael Waness, having been duly approved by the Collector-Treasurer, were received and approved.

#### RESTORATION OF BOSTON COMMON.

The following was received:

City of Boston,  
Law Department, May 10, 1962.

To the City Council.  
Gentlemen:

I am in receipt of your order of May 7, 1962, requesting that I advise your Honorable Body as to what steps are being taken to enforce the obligation of the Massachusetts Parking Authority to return the Boston Common to the condition in which it existed prior to commencement of the construction of the under common garage.

Please be advised that I have this day been informed by an official of the Massachusetts Parking Authority that work on the surface grading and grassing of the Boston Common garage site has been speeded up and I have been assured that restoration will be completed on or before June 15, 1962.

Respectfully,

ARTHUR G. COFFEY,  
Corporation Counsel.

Placed on file.

#### REPORT OF FINANCE COMMISSION RE OFFICIAL CONDUCT OF JOHN J. McGRATH, CITY AUCTIONEER.

The following was received:

City of Boston,  
Finance Commission, May 9, 1962.

To the Governor.  
To the General Court.  
To the Mayor.  
To the City Council.  
Gentlemen:

#### INTRODUCTION.

A. Reported herewith are summaries of evidence, findings, and recommendations of an investigation by the Finance Commission of the City of Boston concerning the official conduct of John J. McGrath, Official Auctioneer for the City of Boston, and certain matters related thereto. The subject of this investigation first came to the attention of the Finance Commission as a result of newspaper reports that land taken by the Metropolitan District Commission in the Hyde Park section of Boston had formerly been foreclosed tax-title land which had been sold by McGrath, as City Auctioneer, to himself through the use of a straw. The Finance Commission immediately began an investigation to determine:

1. Whether John J. Ellis, the purchaser at the auction sale conducted by McGrath was acting as a straw for McGrath;
2. The procedures of the Real Property Board with respect to auctions of city-owned land; and
3. The organization of the Real Property Board and the procedures of its Committee on Foreclosed Real Estate, especially with respect to the establishment of minimum prices for City property to be offered for auction.

B. In the course of this inquiry, it became apparent that the following additional matters required investigation:

1. Whether McGrath abused his official position with respect to certain transactions concerning land which was subsequently acquired by the Boston Housing Authority;
2. Whether McGrath, as City Auctioneer, sold public land on Pontiac street, Roxbury, on May 31, 1960, without holding a public auction on the site of the land, as advertised, thus preventing competitive bidding;
3. Whether McGrath, as City Auctioneer, held a "quick sale" of public land on Danny road, Hyde Park, Boston, on May 16, 1961, thereby depriving prospective purchasers of their right to bid on and buy said land;
4. Whether McGrath made false statements in certain applications for appeal to the Appellate Tax Board;
5. Whether McGrath was afforded any preferential treatment by the Real Property Board in obtaining extensions of time for the payment of the balance due on his purchase of city-owned land;
6. Whether McGrath was afforded any preferential treatment by the City in its failure to foreclose on McGrath's land which he purchased from the City;
7. Whether there were irregularities in certain transactions concerning city-owned land on Truman Highway which was sold by the City at public auction and then rezoned by the Board of Zoning Adjustment to a more valuable use, despite the fact that it had been earmarked for taking by the Metropolitan District Commission months before the auction sale.

8. Whether there is an absence of communication and cooperation between various agencies of government in matters concerning sales of city-owned property, petitions for rezoning and takings by eminent domain;

C. At an early stage in this investigation, McGrath appeared voluntarily before the Finance Commission as a witness, in response to the Commission's request. During the course of his testimony, however, McGrath refused to produce certain records called for by the Commission and refused to testify about certain matters under inquiry. As a result, the Commission served a subpoena upon McGrath, which he refused to honor. Thereupon, the Commission immediately took action in the Superior Court to obtain a court order compelling compliance with its subpoena. After trial, an order in favor of the Commission was issued by the Superior Court; the case thereupon was taken by appeal to the Supreme Judicial



Court, which affirmed the order of the Superior Court with certain modifications enlarging the effect of the order as it related to the production of books and records.

In this decision, which represents the first occasion when the full bench of the Supreme Judicial Court has passed on the duties and powers of the Finance Commission, the Court held

(a) That the Commission has broad powers to investigate matters which have substantial relevance to the proper management of the City's affairs and to the appropriate conduct of City employees in relation to matters in which the City has an interest.

(b) That the Commission has the power to inquire about appeals which the City Auctioneer has made to the Appellate Tax Board in regard to assessments on property which he owns in the City of Boston.

(c) That the Commission has the power to investigate whether a City employee having responsibilities relating to city-owned real estate has had private real estate dealings with the Boston Housing Authority.

(d) That a witness may be compelled to produce copies of his federal income tax returns, if substantial necessity for the production of such records has been established.

D. The Finance Commission trusts that the results of this investigation will be of assistance to the Governor, the General Court, the Mayor of Boston, the City Council, and other City officials, and of interest and importance to the taxpayers of the City, especially in the matter of the disposal of public-owned land.

E. The Finance Commission, in performing its duty, has employed all available resources to determine the facts. We must be content to let these facts speak for themselves. Contained herein are findings and specific recommendations of the Commission. What is to be done thereafter must be left to the determination of those public officials charged with enforcing the criminal and conflict of interest statutes, and those public officials charged with the direct responsibility for the matters contained herein.

#### I. OFFICIAL CONDUCT OF JOHN J. McGRATH, CITY AUCTIONEER.

##### A. Hyde Park Land.

The Evidence Establishes that:

On August 10, 1950, McGrath and Herman Carp, then Chairman of the Board of Real Property Commissioners and Chairman of the Committee on Foreclosed Real Estate, held a public auction for the sale of city-owned land, described as 1,350,360 square feet of foreclosed tax-title land located on Austin street, corner of Marston street, in the Hyde Park section of Boston. No one other than McGrath and Carp appeared for the sale.

Carp testified that, because no one appeared, formal procedures for public auction were not followed and that McGrath announced that he (McGrath) had made an offer for the land in the name of John J. Ellis, his straw, and that McGrath wanted to purchase the land for the minimum price of \$5,500. Carp agreed to the sale, and McGrath gave Carp \$500 as a deposit and signed an agreement which provided for the payment of the balance of \$5,000 within 30 days.

Carp did not notify the members of the Board of Real Property or the Committee on Foreclosed Real Estate that McGrath was the true purchaser of the land.

In contradiction of Carp's testimony, McGrath testified that, in his conduct of the auction, he observed all of the approved formal procedures.

McGrath did not pay the balance of \$5,000 until March 7, 1952. On March 26, 1952, a deed to the property in the name of McGrath's straw, John J. Ellis, was recorded.

Record ownership of the property remained in the name of John J. Ellis until November 20, 1957, when McGrath recorded a deed from John J. Ellis to himself (John J. McGrath). On this deed McGrath affixed revenue stamps indicating a consideration for the conveyance of \$25,000. In fact, no consideration whatever had changed hands.

On April 28, 1958, the Metropolitan Hills Civic Association wrote to McGrath informing him of citizen interest in the development of a playground area on land which they described and which was a part of the Hyde Park land owned by McGrath.

On May 5, 1958, McGrath executed a mortgage from John J. McGrath to himself and his wife as trustees of the Richview Trust, a McGrath family trust, ostensibly to secure the payment of \$75,000. Again no money had changed hands.

On November 18, 1958, the Metropolitan Hills Civic Association, Inc., wrote McGrath that "the Metropolitan Hills Civic Association, Inc., the Hazelwood Association, the George H. Conley Home and School Association, and the Hyde Park Junior Athletic Association are interested in having the City procure a piece of land we believe to be owned by you as of deed dated November 20, 1957."

On December 11, 1958, McGrath recorded the mortgage from McGrath to himself and his wife as trustees of the Richview Trust in the amount of \$75,000.

On May 4, 1960, a taking was ordered by the Metropolitan District Commission of approximately 298,000 square feet of McGrath's Hyde Park property, representing less than 25 per cent of the parcel purchased by McGrath from the City. The taking by the MDC was for the purpose of constructing a playground. The MDC offered McGrath \$15,000 for the approximately 298,000 square feet of land. McGrath refused the offer and asked for \$15,000 as a partial payment, which the MDC refused to pay. McGrath then filed a land damage case in the Suffolk Superior Court, which case is awaiting trial.

On May 12, 1961, McGrath paid real estate taxes on the land for the first time since he acquired the property, in the name of John J. Ellis, on March 26, 1952.

From the time McGrath purchased the tract of land, the assessed value has been \$20,300.

From 1954 to and including 1957, McGrath filed applications for abatement of real estate tax in the name of John J. Ellis and in 1958, 1959, and 1960 McGrath filed applications for abatement in the name of John J. McGrath. McGrath was granted abatements for 1954 and 1955 reducing the assessment for those years to \$13,000. McGrath was denied abatements for subsequent years to 1960. McGrath appealed from the decision of the Board of Assessors denying him abatements in 1957, 1958, and 1959.

The rules of the Appellate Tax Board provide that no hearing will be provided as a matter of right in matters over \$1,000 unless there is a recital in the Statement Under Informal Procedure that the tax has been paid for the years in question.

McGrath filed Statements Under Informal Procedure with the Appellate Tax Board in 1957, 1958, and 1959, in which he declared that taxes in the amount of \$1,745 were paid on October 21, 1957, for the year 1957; \$1,887.90 on July 3, 1959, for the year 1958; and \$2,054.36 on September 28, 1959, for the year 1959.

The fact is that McGrath did not pay taxes for the years 1957, 1958, and 1959 as declared in his Statement Under Informal Procedure to the Appellate Tax Board.

Chapter 486, Acts of 1909, section 8, provides that it shall be unlawful for an official or employee of the City of Boston "directly or indirectly to make a contract with the City . . . unless such . . . officer or employee . . . immediately upon learning of the existence of such contract or that such contract is proposed . . . shall notify in writing the Mayor, City Council, and Finance Commission of such contract and of the nature of his interest in such contract and shall abstain from doing any official act on behalf of the City in reference thereto . . ."

McGrath testified that, in compliance with chapter 486, Acts of 1909, section 8, he gave notice in writing to the Mayor, City Council, and Finance Commission of his interest in the Hyde Park land which he purchased from the City through John J. Ellis, his straw, on August 10, 1950.

McGrath failed to produce a copy of such notice, and the records of the City Council and of this Commission disclose that notice in accordance with said statute was not given by McGrath. A search by this Commission disclosed that records of notices to the Mayor in compliance with this statute are not in existence for the period of time in question.

The Commission Finds that:

1. John J. McGrath is guilty of a conflict of interest in purchasing 31 acres of public land for the minimum price of \$5,500 in the name of John J. Ellis, his straw, at a public auction which he conducted as City Auctioneer and at which he and Herman Carp, then Chairman of the Board of Real Property Commissioners, were the only persons present.

2. John J. McGrath purchased the Hyde Park land in the name of his straw, John J. Ellis, for the sole purpose of concealing his identity because of his position as City Auctioneer.

3. John J. McGrath committed a willful and deliberate violation of the Acts of 1909, chapter 486, section 8, with respect to his purchase of the Hyde Park land.

4. John J. McGrath's testimony before this Commission with respect to the giving of notice under the Acts of 1909, chapter 486, section 8, as to the Hyde Park land, was untruthful.

5. John J. McGrath's failure to comply with the provisions of the Acts of 1909, chapter 486, section 8, gave rise to criminal liability and empowers the City to rescind the illegal contract.

6. John J. McGrath improperly conducted the public auction and sale of the Hyde Park land by failing to follow the procedures established by the Board of Real Property Commissioners.

7. John J. McGrath used his official position as City Auctioneer to obtain an unwarranted and unprecedented extension of approximately 18 months in the payment of the balance of \$5,000 for the Hyde Park land, which extension was detrimental to the City of Boston in a loss of taxes and a potential loss of interest.

8. John J. McGrath affixed revenue stamps on the deed from John J. Ellis to John J. McGrath, indicating a consideration of \$25,000 for the sole purpose of justifying a high selling price.

9. John J. McGrath, after notice of citizen interest in his land for the building of a playground, placed a "paper mortgage" on his property in the amount of \$75,000 for the sole purpose of justifying a high selling price.

10. John J. McGrath, after notice that citizens had asked the City to take a parcel of his land for the building of a playground, recorded said "paper mortgage" in the amount of \$75,000 which recording was an intentional misrepresentation of fact designed to enable McGrath to secure a high settlement price from the City in the event of a taking by the City.

11. John J. McGrath's declarations, in his Statements Under Informal Procedure, filed with the Appellate Tax Board in 1957, 1958, and 1959, to the effect that he had paid taxes on the Hyde Park land for said years, were false and were made for the sole purpose of providing McGrath hearings before the Appellate Tax Board which hearings he would not have been entitled to as a matter of right if in fact he had not paid his taxes.

The Commission Further Finds that:

1. Herman Carp was derelict in his duty as Chairman of the Board of Real Property Commissioners in allowing John J. McGrath, as City Auctioneer, to purchase city-owned land for the minimum price of \$5,500 at a public auction at which only Carp and McGrath were present.

2. Herman Carp was derelict in his duty as Chairman of the Board of Real Property Commissioners in failing to postpone the public auction of the Hyde Park land in order to give the City of Boston an opportunity to receive the highest possible price for the land through competitive bidding.

3. Herman Carp was derelict in his duty as Chairman of the Board of Real Property Commissioners in failing to disclose to his fellow members of the Board of Real Property Commissioners and to the Committee on Foreclosed Real Estate the fact that John J. McGrath, the City Auctioneer, was the true purchaser of the Hyde Park land.

4. Herman Carp was derelict in his duty in granting an unwarranted and unprecedented extension of 18 months to John J. McGrath, City Auctioneer, for the payment of the balance of \$5,000 for the Hyde Park land, which extension resulted in a loss to the City of Boston of taxes and potential interest.

B. Pope's Hill Land.

The Evidence Establishes that:

On June 28, 1950, the Boston Housing Authority (BHA) made application to the Public Housing Administration for its approval of a housing project in the Pope's Hill section of Dorchester and received such approval on July 7, 1950.

On March 5, 1951, a report of two appraisers for the BHA was submitted giving an appraisal value for the land in question on Pope's Hill street of \$7,600.

On March 14, 1951, McGrath purchased said land in the name of John J. Ellis, his straw, from a private owner for \$3,900.

On November 21, 1951, the BHA made a land taking of the property on Pope's Hill street owned by McGrath in the name of John J. Ellis.

On or about September 23, 1952, McGrath agreed to accept \$13,300 from the BHA in payment for his property.

On October 29, 1952, the BHA approved the taking price of \$13,300 for McGrath's land.

On or about November 5, 1952, one of the two original appraisers was directed by the BHA to submit a second opinion of value of McGrath's property.

On November 22, 1952, the second opinion of value of McGrath's property was submitted to the BHA in the amount of \$13,300, which was the same price McGrath agreed to accept approximately two months previously.

On April 9, 1953, the BHA paid McGrath \$13,300 less adjustments in a check drawn to the order of John J. Ellis, who was McGrath's straw in this transaction.

McGrath testified that he had no knowledge of the proposed taking by the BHA at the time he purchased the Pope's Hill land in the name of John J. Ellis.

The Commission Finds that:

1. John J. McGrath, in his capacity as City Auctioneer, had knowledge of the proposed BHA taking and the BHA appraisal of \$7,600 when he purchased the Pope's Hill land in the name of his straw, John J. Ellis, for \$3,900.

2. John J. McGrath, with the knowledge received of the proposed BHA taking of the Pope's Hill land, in his capacity as City Auctioneer, purchased said land for the sole purpose of deriving a profit from the taking by the BHA, which profit McGrath ultimately received in the amount of \$9,400.

3. John J. McGrath, as City Auctioneer, received preferential treatment in his negotiations with the BHA in that the BHA did not order a second valuation of comparable property included in the same taking and gave McGrath an increased adjustment which was not granted to such comparable property.

C. Danny Road Land.

The Evidence Establishes that:

Anthony Prata, a resident of Boston, filed an application, together with a \$25 deposit, on April 26, 1961, at the office of the Real Property Board, indicating a desire to bid on a parcel of foreclosed tax title land described as Lot 196, Danny road, in the Hyde Park section of Boston, which land abutted Prata's property.

Prata testified that on May 16, 1961, he, together with his wife and sister-in-law, Rosemary Sullivan, were at the site of the auction at 9.40 a.m. (the time advertised for the holding of the auction) and that he had with him a certified check for \$300, the amount required for the bid deposit price; that McGrath, Francis P. Tracey, an employee of the Real Property Board, and two other men were present at the sale; that the auctioneer's red flag was not unfurled and displayed; that McGrath read a description of the property and quickly stated "three hundred once, twice, three times, sold;" that McGrath then accepted a check from one of the men standing beside McGrath; that Prata called out "\$350" and McGrath said "too late brother;" that the entire proceeding took less than two minutes; that Prata had been prepared to bid as high as \$1,500 for the property.

Prata further testified that he immediately went to the Real Property Board and upon McGrath's return complained to McGrath, without success, of what Prata called a "quick sale;" that Prata's deposit of \$25 was returned by the Real Property Board a few days after the sale; that Prata wrote a letter of complaint to the Mayor and made an oral complaint to City Councillor Christopher A. Iannella.



Prata's testimony was in substance agreed to by his wife and Rosemary Sullivan, both of whom testified before this Commission.

City Councillor Christopher A. Iannella discussed the case with Commissioner of Real Property, James J. Sullivan, Jr., and Arthur G. Coffey, City Corporation Counsel, both of whom conducted an investigation of the case.

As a result, to date, title to the land has not been transferred to the purchaser at the public auction held May 16, 1961.

Francis P. Tracey testified that the auction sale was conducted in the usual manner and in accordance with approved auction procedures. Anthony Lorsordo, the purchaser of the property, who also testified, agreed in substance with Tracey's testimony.

The Commission Finds that:

1. John J. McGrath, in his official capacity as City Auctioneer, conducted a "quick sale" of the city-owned Danny Road land on May 16, 1961, and thereby prevented a prospective bidder from bidding to the injury of the City of Boston.

2. John J. McGrath failed to have the auctioneer's red flag displayed at the public auction sale of the Danny Road land on May 16, 1961, and to conduct said auction in accordance with approved auction procedures.

The Commission Recommends:

Cancellation of the sale of the Danny Road land to Anthony Lorsordo and a public auction of said land in accordance with approved auction procedures.

#### D. Pontiac Street Land.

The Evidence Establishes that:

David J. O'Connor, a resident of Boston, filed an application sometime in May, 1960, without payment of the usually required deposit of \$25, indicating a desire to bid on foreclosed tax title land described as Lots 6 and 7 on Pontiac street in Roxbury, which land abutted his property.

The Real Property Board advertised in the "City Record" that a public auction was to be held on May 31, 1960, at 9 A.M. on the site of the land on Pontiac street, 120 feet from Tremont street.

William H. McBain, Acting General Counsel for John Donnelly & Sons, testified that he arrived on Pontiac street at the site of the property at 8.45 A.M. with a certified check for \$300 as required by the advertisement to bid on said property for his company; that there were two men present when McBain arrived and that another man came later; that McBain did not know whether the three men were prospective bidders or observers; that McBain stayed at the site of the land until 12 noon and that the other men were there for an hour or more; that McBain kept the property in sight at all times; that at no time did McBain see the City Auctioneer, the Auctioneer's red flag, or any person on the property; that McBain did see two or three men looking through a fence on the St. Alphonsus Street side of the property but that they went away; that McBain saw no public auction activity at all on the property; and that McBain was prepared in behalf of his company to bid as high as \$4,000, and possibly as high as \$5,000, for the property.

McBain further testified that it was not until a day or two later that McBain discovered that there had been an auction sale of the property; that McBain went to the Real Property Board to ascertain if there had been a sale of the land and was informed that a sale had taken place; that McBain protested to Francis P. Tracey, an employee of the Real Property Board; that Tracey said to McBain "Well, do what you want to; I don't care;" that McBain then sent a telegram and registered letter to Real Property Commissioner James J. Sullivan, Jr., protesting the sale; that McBain made protests to the associate members of the Committee on Foreclosed Real Estate; that the sale was canceled by the Committee on Foreclosed Real Estate and a second sale was held on September 6, 1960; that McBain's company withdrew their protest to the original sale and failed to attend or bid at the second sale for "public relations reasons."

McGrath testified that on May 31, 1960, McGrath, Francis P. Tracey, and Harold Peacock, all employees of the Real Property Department, conducted a public auction in the center of the lots on Pontiac street at 9 A.M. (as prescribed time) in accordance with approved procedures for public auctions; that McGrath, Tracey, and Peacock entered the land from St. Alphonsus

street through a private way; that only David J. O'Connor appeared and made the only bid which was \$300, the minimum price established by the Committee on Foreclosed Real Estate; and that McGrath sold the land to David J. O'Connor for \$300.

The Commission Finds that:

1. John J. McGrath, City Auctioneer, did not hold a public auction for the sale of Lots 6 and 7, Pontiac street, Roxbury, on the occasion of the first sale in question, on May 31, 1960, on the site of the land as advertised.

2. John J. McGrath is guilty of a gross violation of his duties as City Auctioneer in willfully attempting, for the purpose of preventing competitive bidding, to conduct a public auction of the Pontiac Street land at a location other than the one advertised, at the first sale in question on May 31, 1960.

The Commission Recommends that:

In view of the serious nature of McGrath's misconduct in the Hyde Park, Pope's Hill, Pontiac Street, and Danny Road matters, McGrath be discharged from the public service.

## II. TRUMAN HIGHWAY

The Evidence Establishes that:

On July 18, 1955, the Governor signed chapter 558, Acts of 1955, which directed the Metropolitan District Commission (MDC) to take by eminent domain certain land on both sides of Truman Highway in Boston for recreational purposes. Part of the land referred to in this act, located on the westerly side of Truman Highway, was then owned by the City of Boston and was within the custody of the Real Property Board.

On August 31, 1955, an application was filed with the Real Property Board by Walter Nolan, expressing a desire to buy 485,404 square feet of city-owned property on the westerly side of Truman Highway, part of which was included in the tract which the MDC had been directed to take. This application contained an offer to pay \$12,000 for the property.

On the same day that the application was filed, Herman Carp, then Commissioner of Real Property and Chairman of the Committee on Foreclosed Real Estate, established a minimum price for the property of \$12,000, the amount of the offer, and sent this figure to the associate members of the Committee on Foreclosed Real Estate for their approval. Carp testified that at this time he had no knowledge of the act directing the MDC to take part of the property.

Under date of September 7, 1955, a notice was sent by the Real Property Board to the applicant informing him that a minimum price of \$12,000 had been established for the property.

On March 13, 1956, the city-owned property on the westerly side of Truman Highway was sold at public auction for \$50,000. The purchasers were Herbert D. Corkin, Joseph Corkin, and Alvin R. Corkin, doing business as Corkin Enterprises.

Three weeks after the sale a petition was filed by Corkin Enterprises with the Board of Zoning Adjustment (BZA) to rezone this property from an R-35 (residential, 35 feet) classification to an L-40 (local business, 40 feet) classification.

On April 25, 1956, a hearing was held by the BZA on the petition for rezoning, at which numerous residents in the area and the representatives from the district in the General Court appeared in opposition.

No representative of the MDC appeared at the hearing, although the MDC, as an abutter of the property under consideration, had received notice of the hearing. During the course of the hearing, the BZA was informed that the MDC intended to take the property by eminent domain for recreational purposes.

The BZA made no effort to communicate with the MDC to ascertain what the MDC's intentions were with respect to taking this property.

On May 23, 1956, the petition for rezoning was granted by the BZA, except for a minor portion of said land which was not changed from the original R-35 classification.

On October 31, 1957, the MDC took by eminent domain 207,300 square feet of the 485,404 square feet of land on the westerly side of Truman Highway formerly owned by the City and sold at public auction on March 13, 1956.



The MDC has already made a partial payment of \$100,000 to Corkin Enterprises with respect to this taking. A court action against the Commonwealth has been brought by Corkin Enterprises, in which they seek an additional \$400,000 for the property taken.

Furthermore, between the time of the auction sale and the taking by the MDC, two portions of the property were sold by Corkin Enterprises to business concerns, one for \$29,000 and the other for \$129,000.

A portion of the 485,404 square feet of city-owned land sold at public auction has not been disposed of and is still owned by Corkin Enterprises.

A substantial portion of the MDC's taking cost (running as high as 40 per cent) will be borne by the City of Boston.

The Commission Finds that:

1. The Real Property Board established a minimum price of \$12,000 for 485,404 square feet of city-owned land on Truman Highway and subsequently sold the property for \$50,000 at a time when the MDC had been directed by statute to take part of the land by eminent domain for recreational purposes.

2. After said property on Truman Highway had been purchased at public auction from the City, the BZA rezoned part of said land and thereby substantially increased its value, despite the fact that the BZA had been notified by opponents to the petition for a rezoning that the MDC intended to take the land for recreational purposes.

3. Although the BZA was notified of the MDC's intention to take the land, no effort was made by the BZA to communicate with the MDC to ascertain the facts.

4. The action of the BZA in rezoning said land has substantially increased the cost of the eminent domain taking to both the MDC and the City of Boston.

5. In rezoning said property without having requested information directly from the MDC as to its plans for a taking of the land, the members of the BZA were in no position to exercise a reasoned judgment on the merits of the petition for a rezoning and were therefore derelict in their duties.

The Commission further finds that:

1. At the time the application was filed with the Real Property Board offering to buy the city-owned land on the westerly side of Truman Highway and continuing through the time of the resulting auction sale the Real Property Board had not been informed that the MDC was under a statutory mandate to take the property.

2. Prior to the hearing on the petition for a rezoning, the Board of Zoning Adjustment (BZA) had not been informed that the MDC had been directed to take the property.

3. The MDC was notified of the BZA hearing, but only as an abutter.

4. When the notice from the BZA was received by the MDC, it was sent to the local MDC police station, without being called to the attention of the commissioners and without any apparent recognition of the fact that the MDC had been directed to take the property referred to in the notice.

5. No MDC representative appeared at the hearing before the BZA.

6. In matters of sales of city-owned property, rezoning and land takings, the procedures for communication between the various agencies of government concerned are inadequate.

The Commission Recommends that:

1. When a taking of property within the City of Boston is directed by the General Court or when an agency of government or other authority having eminent domain powers makes an application with respect to its intention to take such property (or otherwise manifests such an intention), notice must be given forthwith to (a) the Law Department of the City of Boston and (b) the BZA, the Zoning Commission (when the existence of the BZA is terminated) and the Board of Appeals, which notice shall describe the property fully and identify the agency which is to make the taking.

2. Before land may be offered for auction by the Real Property Board and before any other city department may contract to sell land, notice of such intent must be given to the Law Department, which will ascertain whether any agency of government proposes to take the property.

3. The BZA, the Zoning Commission, and the Board of Appeals, upon receipt of petitions for a rezoning or a variance, must notify agencies of government that have reported an intention to take the property of the time and place of the hearing and of the subject matter of the petition.

4. The agency of government receiving such notice be under a duty to appear at the hearing or otherwise communicate with the BZA, Zoning Commission or Board of Appeals, as the case may be, to make full disclosure of its plans with respect to the taking.

5. The internal procedures of the MDC be improved, in order that notices which it receives relating to property which it intends to take may be given proper attention.

### III. ORGANIZATION AND PROCEDURES OF THE REAL PROPERTY BOARD.

#### A. Position of City Auctioneer.

The first statutory reference to the office of City Auctioneer for the City of Boston appears in chapter 652, Acts of 1945, which provides that the position of Auctioneer in the Board of Real Estate Commissioners will be subject to the civil service laws and regulations and that the then incumbent (McGrath) will have permanent tenure upon passing a noncompetitive qualifying examination.

The next statutory reference is chapter 661, Acts of 1947, which revised the salary for the position of City Auctioneer and provided that no person except the City Auctioneer or the Chairman of the Board of Real Estate Commissioners (now the Real Property Board) shall sell at public auction real estate acquired by the City of Boston by tax title foreclosure.

Further modifications were made by chapter 663, Acts of 1951, section 3, which again changed the salary for the office of City Auctioneer and which defined the duties of the office as follows:

"It shall be the duty of the incumbent of said position of auctioneer to be the auctioneer at all public auction sales hereafter held of property, either real, personal or mixed, of the City of Boston, whether the property be under the jurisdiction of said Board of Real Estate Commissioners or not, and whether the sale be required by law to be at public auction or not; provided, however, that nothing herein contained shall be construed to prevent the chairman of said Board of Real Estate Commissioners from selling at public auction real estate referred to in Section 2, or transferred under Section 2A of Chapter 434 of the Acts of 1943, as amended,\* or any portion thereof, or any interest therein."

See also Revised Ordinances, City of Boston, 1961, chapter 22, section 3, which incorporates by reference the duties of City Auctioneer established by chapter 633, Acts of 1951, section 3, as quoted above.

\* Both sections refer to property acquired by the City by tax title foreclosures and other property not held by the City for a specific purpose which has been transferred to the Board of Real Estate Commissioners pursuant to chapter 317, Acts of 1950.

The Evidence Established that:

The services of the City Auctioneer, as they are defined by statute and ordinance, are furnished only one day a week, when auctions of city-owned property are held (under the present procedures of the Real Property Board). Under the procedure recommended in this report (section IV) of discontinuing site auctions and holding, in their place, centrally located auctions where numerous parcels will be sold at one auction session, the services of an auctioneer will be called for even less frequently.

McGrath testified that in addition to conducting auctions for the City he does miscellaneous work at the Real Property Board, such as answering the telephone and working at the counter. However, this work is clerical and can be performed just as well by other members of the staff. McGrath also testified that for many years he has conducted his own private auctioneering business, in addition to his duties as City Auctioneer.

As pointed out previously, the Commissioner of Real Property, as well as the City Auctioneer, is authorized to conduct auctions of city-owned property (Acts of 1947, chapter 661, section 2A; Acts of 1951, chapter 633, section 3).

In a previous report to the General Court on this matter (March 4, 1947, Boston Finance Commission Reports Vol. 43, p. 84), this Commission recommended that there should not be a separate office of City Auctioneer and that the auctioning of city-owned property should be conducted by the Chairman of the Board of Real Estate Commissioners.

The present annual salary for the office of City Auctioneer is \$7,700.

The Commission Finds that:

1. The amount of time required to conduct auctions of city-owned property does not justify the existence of a separate position of City Auctioneer in the Real Property Board to perform this function.

2. The City's interest will best be served if auctions of city-owned property are conducted by the Commissioner of Real Property.

3. The existence of the office of City Auctioneer imposes an unnecessary expense on the taxpayers. The Commission Recommends that:

1. The position of City Auctioneer in the Real Property Board be abolished.

2. All auctions of city-owned property be conducted by the Commissioner of Real Property or in his absence by an associate commissioner.

B. Procedures of the Committee on Foreclosed Real Estate with Respect to Establishing Minimum Prices and Approving Sales.

The Evidence Establishes that:

The procedures of the Real Property Board require that minimum prices be established by the Committee on Foreclosed Real Estate, which consists of the Commissioner of Real Property and two associate members who traditionally have been officers of two of the major national banks in Boston. In present practice the minimum price is established by the Commissioner without a meeting of the Committee and is then submitted by him to the associate members for their approval. If they do not reply, it is assumed by the Commissioner that they have approved.

There is no requirement or practice that the type of information necessary for an accurate determination of value be furnished to the Commissioner or to the associate members of the Committee.

By statute (Acts of 1943, chapter 434, section 5), sales which have been made of city-owned property must be presented to the Committee on Foreclosed Real Estate for approval.

In the case of the sale of the Hyde Park land, the Committee on Foreclosed Real Estate approved the sale without having been informed by Carp that the ostensible purchaser, John J. Ellis, was in fact a straw for McGrath. If this information had been made known, the sale would not have been approved.

The Commission Finds that:

1. Because of the lack of adequate procedures for establishing minimum prices, the special competence of the associate members of the Committee on Foreclosed Real Estate is not being utilized by the City.

2. Minimum prices are established without adequate information for a true determination of value.

3. Information necessary to the proper performance of its duties in passing on sales of city-owned property has been withheld from the Committee on Foreclosed Real Estate.

The Commission Recommends that:

1. Meetings of the Committee on Foreclosed Real Estate be required for the establishment of all minimum prices.

2. All necessary information be furnished to the Committee on Foreclosed Real Estate for the establishment of each minimum price, including information as to area, assessment, zoning and other restrictions, available facilities, and comparable sales.

3. It be mandatory that full and complete disclosure of all pertinent facts with respect to a particular sale of city-owned property be made to the Committee on Foreclosed Real Estate before it decides whether to approve or disapprove the sale.

C. EXTENSIONS FOR PAYMENT OF THE BALANCE OF THE PURCHASE PRICE FOR CITY-OWNED LAND SOLD AT AUCTION.

The Evidence Establishes that:

No procedures have been established with respect to extensions of time for the payment of

the balance of the purchase price for city-owned property sold at public auction.

In the case of the Hyde Park land, McGrath made a \$500 deposit at the time of the sale. The conditions of sale required that the balance of \$5,000 was to be paid within 30 days. However, the balance was not paid until approximately a year and a half after it was due. This extension was allowed by Carp without any additional deposit having been made by McGrath and without the approval or the knowledge of the other members of the Board of Real Property Commissioners or of the Committee on Foreclosed Real Estate.

The Commission Finds that:

Lengthy extensions for payment of the balance of the purchase price for city-owned property sold at public auction, without requiring additional deposits, a payment in lieu of taxes or payments of interest, are unsound business practice and work to the disadvantage of the City.

The Commission Recommends that:

1. No extension for payment of the balance of the purchase price for city-owned property sold at auction be allowed without (a) majority approval by the Committee on Foreclosed Real Estate, (b) a payment in lieu of taxes (computed in the same manner as contained in General Laws, chapter 44, section 63), and (c) a payment of interest on the amount of the purchase price for which an extension is granted.

IV. PROCEDURES WITH RESPECT TO AUCTION SALES OF CITY PROPERTY.

The Evidence Establishes that:

The procedures of the Real Property Board of the City of Boston with respect to the holding of auction sales are as follows:

In the office of the Real Property Board a city atlas is kept for public use in which are designated all parcels of city-owned land which are available for public auction. In the normal course the auction sale is initiated by the filing of an application on a form kept by the Real Property Board in which the applicant expresses his interest in buying a particular property and states the price he is prepared to pay. The application is then referred to the Committee on Foreclosed Real Estate of the Real Property Board, which establishes the so-called "upset price" or minimum price for which the property may be sold. If the minimum price exceeds the amount offered in the application, the applicant, if he still wishes to buy the property, must represent that he will bid the minimum price. The next step is the payment of a twenty-five dollar deposit, which demonstrates the applicant's good faith and covers the expense of giving notice of the sale. As required by the Acts of 1945, chapter 652, section 2, the notice of sale is posted in two public places (usually City Hall and the Suffolk County Court House) and is sent directly to the former owner of the property. Further notice is not required but may be given by publication in the "City Record" or by advertising in one or more newspapers. Auction sales are always held on a Tuesday, starting between 9 and 10 o'clock A.M., and as many as eight may be scheduled in sequence for one morning, to be held at different locations, within a total elapsed time as short as an hour and a half.

Each auction is held at the site of the property being sold. On what part of the property the auction is to be held is controlled apparently by the general and sometimes ambiguous language in the notice. Where the parcel is large or where there is not an unobstructed view of the area, prospective bidders may have difficulty in determining where the auction is to be held. The practice of site auctions was adopted by the Board of Real Estate Commissioners, under the chairmanship of Herman Carp, and is still followed by the present Real Property Board. It represents a change from the practice of Carp's predecessor, who conducted auctions in a public building, where many parcels were offered for sale at one sitting. The reason which Carp gave for changing the procedure was to enable bidders to see the property on which they were bidding.

When the sale begins, the auction flag is displayed, presumably in a position of prominence. However, there is no regular procedure for displaying the flag. It may be placed on a tree or a fence; it may be held in someone's hand; or it may be attached to a car. When the flag has been shown, the auctioneer reads the memorandum of sale which describes the property and



which recites the minimum price and the conditions of sale. The auctioneer then asks for bids, and the property is sold to the highest bidder, assuming his bid is equal to or greater than the minimum price. Thereupon, the deposit is paid; the memorandum of sale is signed; and the auction is concluded. The conditions of sale require that the balance of the purchase price be paid within 30 days.

After the auction, the matter is presented once again to the Committee on Foreclosed Real Estate, which approves or disapproves the sale. If the Committee disapproves, the sale is canceled, and another auction is scheduled.

The Commission Finds that:

1. The present procedures of the Real Property Board with respect to auction sales have serious shortcomings which frustrate the purpose of a public auction sale and create opportunities for collusion.

2. The practice of holding several auctions within a short period of time, each at the location of the property being sold deters the attendance of prospective bidders, leads to variations in the auction procedures, and makes it likely that auctions will not be held at the appointed time or at an ascertainable place.

3. When the time, place, and procedures of an auction sale are not fixed and certain and when the sale is sparsely attended, there is little to safeguard against improper conduct by the auctioneer, whether by means of a "quick sale" or otherwise.

4. A frustrated bidder at a "quick sale" may well find that no impartial witness was present or is available to confirm the bidder's account of what happened, as against the statements made by the auctioneer and the person to whom the auctioneer made the sale.

5. It is an inefficient sales technique to wait until someone takes the trouble to determine that property is owned by the City before steps are taken to establish a minimum price and to initiate a sale of city-owned land.

The Commission Recommends that:

1. The practice of holding site auctions of city-owned property be discontinued.

2. All auctions of city-owned property be held at a centrally located meeting hall, adjacent to public transportation.

3. The Committee on Foreclosed Real Estate proceed to establish minimum prices for all parcels of property within the control of the Real Property Board, regardless of whether any interest has been demonstrated in a particular parcel or not.

4. All parcels of city-owned land for which minimum prices have been established be added to the list for auction sale; provided, however, when more parcels are available for auction than may be offered conveniently at one auction session, that those parcels in which an interest has been demonstrated will have priority.

5. The Committee on Foreclosed Real Estate review periodically the minimum prices which have been established for parcels of property held by the Real Property Board.

6. The notice requirements for auctions of city-owned land be improved by making it mandatory that each auction be advertised in a major newspaper two or more times, the first advertisement to be at least two weeks before the auction, which advertisements shall state the time and place of the auction and shall designate each parcel to be offered for sale and the minimum price.

7. Brochures be prepared describing fully the properties to be auctioned at the next auction sale and reciting as to each parcel the minimum price and pertinent information concerning value, including area, assessment, zoning and other restrictions, if any.

8. Brochures be printed at least two weeks before the auction sale and be made available to all interested persons at the office of the Real Property Board and at City distribution points, such as fire stations, police stations, and libraries.

9. The present list of city-owned properties available for auction, which is kept by the Real Property Board, be amplified to include the minimum price and pertinent information as to value with respect to each parcel.

10. A definite time schedule and a code of fixed and fair auction procedures be prepared and announced well in advance of the auction and at the time of the auction.

#### V. OFFICE OF THE COLLECTOR-TREASURER.

The Evidence Establishes that:

On August 17, 1955, the City made a taking for nonpayment of taxes and thereby acquired tax title to the Hyde Park land which McGrath had acquired in 1950 in the name of John J. Ellis. This taking empowered the City to commence foreclosure proceedings at any time after August 17, 1957 (General Laws, chapter 60, section 65). However, foreclosure proceedings were not commenced until July 8, 1960.

General Laws, chapter 60, section 50 provides that the Commissioner of Corporations and Taxation may institute foreclosure proceedings if the Collector-Treasurer fails to do so as soon as the mandatory waiting period of two years has passed from the time the City acquired tax title. However, no procedure has been established, by statute or otherwise, by which the Collector-Treasurer must inform the Commissioner of Corporations and Taxation of tax title accounts for which foreclosure proceedings are overdue.

The Commission Recommends that:

The Collector-Treasurer of the City of Boston be required to make annual reports to the Commissioner of Corporations and Taxation of all tax titles which have been held by the City for more than two years.

#### VI. DISTRIBUTION OF REPORT.

A. In accordance with statutory direction, this report is being distributed to the Governor and General Court of the Commonwealth, and the Mayor and members of the City Council of the City of Boston.

B. In addition, copies of this report are being distributed to the following:

Attorney General,  
District Attorney, Suffolk County,  
Commissioner of Real Property,  
Metropolitan District Commission,  
Board of Zoning Adjustment,  
Collector-Treasurer, City of Boston,  
Zoning Commission,  
Boston Housing Authority,  
City Corporation Counsel,  
and all persons whose names appear in this report.

Respectfully submitted,

EDWARD W. BROOKE, Chairman,  
ROGER J. ABIZAD, M.D.,  
MAXWELL B. GROSSMAN,  
JOSEPH P. McNAMARA,  
ANDREW A. HUNTER,  
The Finance Commission.

THOMAS J. MURPHY,  
Executive Secretary.

Placed on file.

#### COMMUNICATION FROM BOSTON ARTS FESTIVAL.

A communication was received from Mrs. Alison Ridley Evans, Director of Boston Arts Festival, acknowledging with thanks the Council's order of appreciation on artistic policy and plans for this year's festival.

Placed on file.

#### COMMUNICATION FROM BOSTON CELTICS.

A communication was received from the Boston Celtics Basketball Club acknowledging with thanks the Council resolution of April 23, 1962, congratulating the Boston Celtics.

Placed on file.

#### REPORT OF COMMITTEE ON LEGISLATIVE MATTERS.

Coun. SULLIVAN, for the Committee on Legislative Matters, submitted the following: Report on order (referred April 3, 1961) re acceptance of chapter 593 of the Acts of 1957, concerning vacations for certain officers of the Police Department—recommending that the order ought to pass.

The report was accepted, and the order was passed.



APPEARANCE OF CERTAIN OFFICIALS  
RE HOSPITAL INSURANCE PLAN.

Coun. PIEMONTE offered the following:

Moved, That the City Messenger request the Director of Administrative Services, the Auditor, and the Personnel Director to meet with the Executive Committee of this Council at 2.45 P.M., for the purpose of discussing with them certain statements that have been made relative to the Hospital Insurance Plan.

The motion was carried.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition if Harold J. Brown (referred April 30) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Public Works Department—recommending passage of the accompanying order:

Ordered, That the sum of two thousand six hundred fifty dollars (\$2,650) be allowed and paid to Harold J. Brown, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Public Works Department, Street Division, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Richard H. Peterson (referred April 9) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Police Department—recommending passage of the accompanying order:

Ordered, That the sum of one thousand seven hundred fifty-eight dollars eleven cents (\$1,758.11) be allowed and paid to Richard H. Peterson, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Police Department, Maintenance Division, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

3. Report on petition of Charles N. Vogel (referred April 23) retired member of the Fire Department, for hospital, surgical and medical expenses incurred by him as a result of an injury sustained while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100B of chapter 41 of the General Laws, upon petition of Charles N. Vogel, a former member of the Fire Department retired for accidental disability, for indemnification for hospital, surgical and medical expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty, there be allowed and paid, as certified by the panel appointed under the provisions of said section, to the following the amount stated:

Dr. Paul I. O'Brien, 1101 Beacon street,  
Brookline .....\$15  
said sum to be paid from any appropriation suitable for the purpose of this section.

4. Report on petition of Walter F. Almeida (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Walter F. Almeida, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 9, 1961, there be allowed and paid, as recommended by the Fire Commissioner and ap-

proved by the Corporation Counsel, to the following the amount stated:

Dr Stephen W. Meagher, 520 Commonwealth avenue .....\$200  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

5. Report on petition of Edward J. Arsenaull (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Edward J. Arsenaull, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 20, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Carney Hospital, 2100 Dorchester avenue,  
Dorchester .....\$16 50  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

6. Report on petition of Paul F. Condon (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Paul F. Condon, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on November 28, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Dr. Frederick W. Hanson, Jr., 115 Adams street, Dorchester.....\$150  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

7. Report on petition of George A. Coughlin (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of George A. Coughlin, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on September 13, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester..... \$8 25  
Dr. John Michael Murphy, 408 Granite avenue, East Milton..... 15 00

Total .....\$23 25  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

8. Report on petition of William H. Doherty (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of

his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of William H. Doherty, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 19, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester .....	\$30
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	30

Total .....\$60

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

9. Report on petition of Lester W. Franklin (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Lester W. Franklin, a member of the Fire Department, for indemnification for hospital, surgical medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 13, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Lester W. Franklin, petitioner, 54 Alabama street, Mattapan.....	\$11 75
Dr. John J. Todd, 587 Beacon street.....	45 00
Carney Hospital, 2100 Dorchester avenue, Dorchester.....	250 80

Total .....\$307 55

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

10. Report on petition of Frank J. Gemellaro (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Frank J. Gemellaro, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 7, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Frank J. Gemellaro, petitioner, 309 North street .....	\$60
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

11. Report on petition of Ralph H. George (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Ralph H. George, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing ex-

penses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 14, 1959, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	\$50
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	15

Total .....\$65

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

12. Report on petition of Harold E. Gorham (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Harold E. Gorham, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 14, 1957, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$305 50
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	245 00

Total .....\$550 50

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

13. Report on petition of Harold E. Gorham (referred May 17) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Harold E. Gorham, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on August 20, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$1,348 05
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	285 00
Dr. Francis L. Colpoys, 1 Peabody square, Dorchester.....	70 00

Total .....\$1,703 05

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

14. Report on petition of George Indelicato (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of George Indelicato, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 5, 1962, there be allowed and paid, as recommended by the Fire Commissioner and ap-



proved by the Corporation Counsel, to the following the amounts stated:

Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	\$22 90
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline .....	10 00
Total .....	\$32 90

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

15. Report on petition of Francis M. Keane (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Francis M. Keane, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 18, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Francis M. Keane, petitioner, 491 Ash- mont street, Dorchester .....	\$16 80
Carney Hospital, 2100 Dorchester ave- nue, Dorchester .....	30 00
Total .....	\$46 80

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

16. Report on petition of Joseph F. Manning (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Joseph F. Manning, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 11, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Joseph F. Manning, petitioner, 15 Pine street, Hyde Park .....	\$10 40
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

17. Report on petition of Peter Mastrangelo (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Peter Mastrangelo, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 2, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester ave- nue, Dorchester .....	\$282.15
Dr. Harold G. Lee, 1101 Beacon street Brookline .....	35 00
Dr. James C. Walker, 264 Beacon street .....	25 00

Total .....	\$342 15
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

18. Report on petition of Robert L. Mayhew (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Robert L. Mayhew, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 21, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester ave- nue, Dorchester .....	\$539 45
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	250 00
Total .....	\$789 45

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

19. Report on petition of George E. Morey (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of George E. Morey, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 7, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Boston Firemen's Relief Fund.....	\$20
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	5
Total .....	\$25

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

20. Report on petition of Michael J. O'Donnell (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Michael J. O'Donnell, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 7, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Michael J. O'Donnell, petitioner, 54 Bakersfield street, Dorchester.....	\$31 45
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

21. Report on petition of Joseph M. Roper (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:



Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Joseph M. Roper, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 2, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr Harold G. Lee, 1101 Beacon street, Brookline .....	\$30
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline .....	10
Total .....	\$40

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

22. Report on petition of Biagio F. Sannizzaro (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Biagio F. Sannizzaro, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 21, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Boston Firemen's Relief Fund.....	\$56 15
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	30 00
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	20 00
Total .....	\$106 15

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

23. Report on petition of Leo J. Souza (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Leo J. Souza, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on April 1, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Leo J. Souza, petitioner, 26 Salman street, West Roxbury.....	\$7 92
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

24. Report on petition of John J. Sullivan (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. Sullivan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on September 5,

1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

John J. Sullivan, petitioner, 7 Cushman road, Brighton.....	\$50 50
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

25. Report on petition of Henry C. Sybertz (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Henry C. Sybertz, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 15, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Henry C. Sybertz, petitioner, 4 Mendum street, Roslindale.....	\$175
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

26. Report on petition of Walter F. Thurston (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Walter F. Thurston, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 11, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester .....	\$45
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

27. Report on petition of Walter F. Thurston (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Walter F. Thurston, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 11, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Walter F. Thurston, petitioner, 113 Lonsdale street, Dorchester.....	\$9 00
Carney Hospital, 2100 Dorchester ave- nue, Dorchester.....	466 35
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	340 00

Total .....\$815 35  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

28. Report on petition of John J. Tremenzozzi (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. Tremenzozzi, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 6, 1959, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester .....	\$28
Dr. Alfred W. Branca, 195 Ashmont street, Dorchester .....	15
Dr. Paul I. O'Brien, 195 Ashmont street, Dorchester .....	5

Total .....\$48  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

29. Report on petition of Francis J. Troy (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Francis J. Troy, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 20, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Massachusetts General Hospital, Fruit street, \$7  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

30. Report on petition of Richard A. Walsh (referred May 7) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Richard A. Walsh, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 28, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Massachusetts General Hospital, Fruit street .....\$21  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

CITY OF BOSTON POLICY ON METROPOLITAN PLANNING.

Coun. FOLEY offered the following:  
Whereas, Under the so-called "Prudential" legislation, the Board of the Boston Redevelopment Authority is the Planning Board of the City of Boston;

Whereas, The Development Administrator recently made remarks at a National Planning Convention which appeared, in the press reports, to be derogatory of the concept of Metropolitan Planning; be it therefore

Resolved, That the Boston Redevelopment Authority ought to determine, officially adopt in cooperation with the Mayor and Council and publicly announce the policy of the City of Boston with respect to Metropolitan Planning as a general statement of policy as well as a specific indication of Boston's position with respect to pending legislation.

The resolution was adopted under suspension of the rules.

ACTIVATING A CODE ENFORCEMENT PROGRAM.

Coun. FOLEY offered the following:

Whereas, It appears that the Development Administrator on September 4, 1960, stated the urgency of an adequate code enforcement program in Boston;

Whereas, In April, 1961, there appears a recommendation in the minutes of the City Council Proceedings that a code enforcement program be immediately activated;

Whereas, In April, 1962, the City Council appropriated a sum sufficient to activate the so-called "Office of Neighborhood Improvement;"

Whereas, It appears that there is some question as to the authority of the Office of Neighborhood Improvement to enforce the state code;

Whereas, The Director of the Office of Neighborhood Improvement has not as yet been appointed, let alone his staff;

Whereas, A proper and correct code enforcement program is an essential part of the so-called "Workable Program" under Federal Urban Renewal Law; be it

Resolved, That his Honor the Mayor be requested to immediately activate a code enforcement program for the City of Boston.

The resolution was adopted under suspension of the rules.

TRAFFIC LIGHTS AT FAIRWAY STREET AND BLUE HILL AVENUE.

Coun. PIEMONTE offered the following:

Resolved, That his Honor the Mayor request the Traffic Commissioner to proceed with the installation of traffic lights at Fairway street and Blue Hill avenue, Mattapan square.

The resolution was adopted under suspension of the rules.

FAVORING MEDICAL AID TO AGED UNDER SOCIAL SECURITY.

Coun. PIEMONTE offered the following:

Resolved, That the Boston City Council, in meeting assembled on May 14, 1962, do hereby Memorialize Congress in Favor of Legislation for Medical Aid to the Aged under the Social Security System.

The resolution was adopted under suspension of the rules.

RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 3 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by Chairman Hines at 4.32 P.M.

## REPORT OF EXECUTIVE COMMITTEE.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. Report on message of the Mayor and order (referred February 5) for transfer of land on Carson street, Dorchester, to Commissioner of Real Property—recommending that the same be placed on file.

The report was accepted, and the order was placed on file.

2. Report on communication from the Corporation Counsel (referred April 16) re transfer of land on Carson street, Dorchester, to Commissioner of Real Property—recommending that the same be placed on file.

The report was accepted, and the communication was placed on file.

3. Report on communication from the Finance Commission (referred May 7) on transfer of land at Sydney and Carson streets, Dorchester, to Commissioner of Real Property—recommending that the same be placed on file.

The report was accepted, and the communication was placed on file.

4. Report on ordinance (referred December 11, 1961) relative to the charges to be paid for services rendered in Hospital Department—recommending that the ordinance ought to pass.

The report was accepted and the ordinance was passed.

In connection with the foregoing, Councillor Piemonte offered the following motion:

Moved, That the City Messenger take the necessary steps to procure a copy of the transcript of these hearings and forward them to the Trustees of Boston City Hospital for their perusal, for their study, and for their comments and observations.

The motion was carried.

## REPAVE BEAUMONT STREET.

Coun. McDONOUGH offered the following:  
Ordered, That the Public Works Commissioner be requested, through his Honor the Mayor, to repave Beaumont street, Dorchester.  
Passed under suspension of the rules.

## REPAVE ADAMS STREET.

Coun. McDONOUGH offered the following:  
Ordered, That the Public Works Commissioner be requested, through his Honor the Mayor, to repave Adams street, Dorchester.  
Passed under suspension of the rules.

Adjourned at 5.31 P.M., on motion of Councillor Sullivan, to meet on Monday, May 21, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

**(Stenographic copy of such debate on file in office of City Clerk.)**





## CITY OF BOSTON.

## Proceedings of City Council.

Monday, May 21, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., Senior Member COFFEY in the chair. Absent, Councillor Iannella.

Coun. McDONOUGH in the chair.

The Reverend Peter A. Shakalis, curate at St. Joseph's Rectory, Allen street, West End, was escorted to the rostrum.

INVOCATION BY THE REVEREND  
PETER A. SHAKALIS.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Almighty and most merciful Father, ever mindful that nothing is hid from Thy loving providence, we bow our heads in suppliant adoration. Forgive us for having ever transgressed Thy laws.

Fully aware of the great responsibilities of our office, we ask Thy blessing this day. Grant us wisdom that we may be enlightened on what we ought to do. Strengthen us with courage that we may always act in a manner pleasing to Thee. May the performance of our duty redound to the benefit of Thy people with peace and freedom preserved in our beloved City of Boston.

In this spirit of dependence of Thee we pray that Thy will be done on earth as it is in heaven. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments:

Constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963:

Frank J. Macchia, 770 East Fourth street, South Boston; Alvin J. Sims, 19 Sutton street, Dorchester.

Referred to the Committee on Confirmations.

NEW FIRE STATION ON CAMBRIDGE  
STREET.

The following was received:

City of Boston,  
Office of the Mayor, May 21, 1962.

To the City Council.

Gentlemen:

On January 8, 1962, I submitted to your Honorable Body an order calling for the transfer of funds for the purpose of acquiring land and constructing a permanent fire station to replace the present station at Bowdoin square.

The present Bowdoin Square Fire Station was taken by eminent domain on March 21, 1961, by the State Government Center Commission. Since that date, the city's occupancy of the premises has been at the will of the Government Center Commission. The city's

continued occupancy is holding up the demolition schedule of the Commission, and unless a beginning can be made immediately for the construction of a new fire station, the Beacon Hill and West End sections of the city will be without adequate fire protection. I cannot emphasize too strongly the need for immediate action by your Honorable Body to permit the land takings for a new site to be commenced.

The site at 184-200 Cambridge street selected by the Boston Redevelopment Authority would not require the displacement of any families, would in no way interfere with the redevelopment of the Scollay Square area and will provide the required fire protection for the Beacon Hill and West End areas.

For your further information, I enclose a letter of Thomas J. Griffin, Fire Commissioner, dated May 10, 1962, and letter of Edward J. Logue, Development Administrator, to the Fire Commissioner dated May 8, 1962, and refer to your attention a letter from the Fire Commissioner to the Executive Committee of the Council dated February 19, 1962, indicating a need for immediate action if the Beacon Hill and West End sections of Boston are to have adequate fire protection when the city is compelled to abandon the present station at Bowdoin square.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Fire Department, May 10, 1962.  
Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

Under date of December 18, 1961, I wrote a letter to your Honor requesting that an order be introduced into the City Council requesting the transfer of \$80,000 now assigned to the Fire Department for the purchase of land for a temporary fire station at Green and Chardon streets, Boston, and the sum of \$65,000 for the erection of said fire station, a total of \$145,000, to the appropriation of the Fire Department for the purchase of land for the erection of a new permanent fire station on Cambridge street, between Joy and South Russell streets, Boston.

Under date of January 8, 1962, your Honor introduced an order in the City Council requesting that the transfer of funds mentioned in the foregoing paragraph be passed by that Body. However, up to the present time no action has been taken by the Council in this matter.

I respectfully request that your Honor urge the members of the City Council to take the necessary action to approve this order so that we may immediately begin work on the acquisition of land for the fire station.

At the present time the State Office Building Authority is the owner of the Bowdoin Square Fire Station, having taken it some time ago, and we are tenants-at-will. We may be ordered to move from this fire station at any time, which will leave the Beacon Hill and West End sections without adequate fire protection. It is imperative that we maintain fire companies in the immediate vicinity of Bowdoin square for the protection of life and property in this area. The Beacon Hill district is thickly settled, containing many apartment and lodging houses, and some of these buildings are up to ten stories in height. Expedient response by fire apparatus is vitally important because of the topography of the area which presents an acute problem to our department at all times.

For your Honor's information, I am enclosing herewith correspondence received from Development Administrator Edward J. Logue concerning selection of a site for a new fire station in the Bowdoin Square area.

Respectfully yours,  
BOSTON FIRE DEPARTMENT,  
THOMAS J. GRIFFIN,  
Fire Commissioner.

Boston Redevelopment Authority,  
May 8, 1962.  
Mr. Thomas J. Griffin, Commissioner, Boston  
Fire Department, 115 Southampton Street,  
Boston, Mass.

Dear Tom:

I share your increasing concern about the need to get started on the construction of a new Bowdoin Square Fire Station. We have studied the matter exhaustively, and it is our conclusion that the site recommended in the attached report is the one which provides the best fire service and does the least damage to the entire area. I also enclose for your information a copy of a letter I have just sent off to the President of the Beacon Hill Civic Association.

I certainly agree that it is urgent that the Council make a decision on this matter in order that the Beacon Hill area will be assured of adequate fire protection.

Sincerely,

EDWARD J. LOGUE,

Referred to the Executive Committee.

#### TRANSFER OF LAND ON ALBANY STREET TO HOSPITAL DEPARTMENT.

The following was received:

City of Boston,  
Office of the Mayor, May 21, 1962.  
To the City Council.  
Gentlemen:

I submit herewith an order calling for the transfer of approximately 40,561 square feet of land at Albany street from the custody of the Public Works Department to the custody of the Hospital Department, together with vote of the Trustees of the City Hospital requesting the transfer; and communication from the Public Works Commissioner declaring the land to be no longer required for Public Works Department purposes, and recommend the adoption of said order.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
May 21, 1962.

To the Honorable Mayor and City Council of the City of Boston.

The Trustees of the Boston City Hospital have requested the transfer of approximately 40,561 square feet of land for hospital purposes, shown as parcel No. 1 on a plan marked "City of Boston, Public Works Department, Albany Street, Boston Proper, April 18, 1962, John J. McCall, Division Engineer," being a portion of the Public Works Department yard at Albany street.

It is my determination that this particular parcel of land is no longer required for Public Works Department purposes.

Respectfully,

JAMES W. HALEY,  
Commissioner of Public Works.

City of Boston,  
Hospital Department, May 11, 1962.  
Hon. John F. Collins,  
Mayor of Boston.

Dear Mr. Mayor:

In order to furnish urgently needed additional parking space at Boston City Hospital and after discussion and agreement with Public Works Commissioner James Haley, at a meeting of the Board of Trustees of Boston City Hospital on May 10, 1962, a quorum present and voting, it was

Voted, To request his Honor the Mayor of Boston to initiate necessary action to transfer from the Department of Public Works to the Hospital Department that piece of property as outlined on Plank-588 of April 16, 1962, prepared by the engineering office of the Department of Public Works.

Respectfully yours,

WILLIAM H. ELLIS, JR.,  
President, Board of Trustees.

Whereas, The City of Boston is the owner in fee of certain lands and buildings on the southeasterly side of Albany street, Boston, held by said city for Public Works Department purposes; and

Whereas, The Trustees of the Boston City Hospital have requested that a portion of this land be transferred to the Hospital Department for hospital purposes; and

Whereas, The Public Works Commissioner has determined that the parcel of land, hereinafter described, is no longer needed for Public Works Department purposes; now therefore it is hereby

Ordered, That the following described parcel of land be, and the same hereby is, transferred from the care, custody, control and management of the Public Works Department to the care, custody, control and management of the Hospital Department: a certain parcel of land situated on the southeasterly side of Albany street, containing forty thousand five hundred and sixty-one (40,561) square feet and shown as Parcel 1 on a plan marked "City of Boston, Public Works Department, Albany Street, Boston Proper, April 18, 1962, John J. McCall, Division Engineer."

Referred to the Committee on Public Lands.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

James A. Anderson, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Traffic Department.

Luciano Bellanti, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Police Department.

John F. Billotte, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Public Works Department.

Joseph S. Burgess, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

Central Sportswear Manufacturing Company, for compensation for damage to property at 49 Beach street, Boston, caused by defective water main.

Michael T. Gainey, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Traffic Department.

Francis A. Gilleo, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Robert S. Grodberg, for compensation for injuries caused by an alleged defect at 2436 Beacon street.

Lambda Zeta Associates, for reimbursement of fee on application for permit for change of occupancy of building at 99 Bay State road.

Edward Langone, for compensation for injuries caused by an alleged defect at 804 Parker street, Roxbury.

Anna G. Levine, for compensation for injuries caused by an alleged defect on Bowdoin street, Dorchester.

Ralph Perrier, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Margaret Randazza, for compensation for injuries caused by an alleged defect at 4 Monument square, Charlestown.

Revere Cafe, Inc., doing business as Record Cafe, for refund on entertainment license.

James W. Riley, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.



James W. Riley, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Michael A. Valerio, for compensation for damage to car caused by police motorcycle.

Thomas Wythe, to be reimbursed as result of two executions issued against him on account of his acts as an employee of the Hospital Department.

#### NOTICE FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B6 for Boston Extension of the Massachusetts Turnpike.

Placed on file.

#### NOTICES FROM METROPOLITAN DISTRICT COMMISSION.

Communication was received from the Metropolitan District Commission transmitting copy of order granting petition of Boston Edison Company for manhole, wires, etc., in Bay State road in care and control of Metropolitan District Commission.

Communication was received from the Metropolitan District Commission transmitting copy of order granting petition of Boston Edison Company for conduit, wires, etc., in Arborway (West Roxbury district) in care and control of Metropolitan District Commission.

Severally placed on file.

#### NOTICES OF HEARINGS BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held June 5, 1962, at 10 A.M., on petition of Worcester Gas Light Company for authorization to issue additional shares of common stock and sale of mortgage bonds.

Notice was received from the Department of Public Utilities of hearing to be held May 29, 1962, at 10.30 A.M., on petition of Eastern Massachusetts Street Railway Company for approval of purchase of all outstanding shares of capital stock of Union Street Railway.

Severally placed on file.

#### APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Frank F. Cincotta, Vincent B. Licciardi, and Robert E. Noyes, Jr., having been duly approved by the Collector-Treasurer, were received and approved.

#### POWER OF CITY COUNCIL TO OVERRIDE VETO OF MAYOR.

The following was received:

City of Boston,  
Law Department, May 21, 1962.

To the Honorable the City Council.  
Gentlemen:

This is in response to your request for my formal opinion as to the power of your Honorable Body to override the Mayor's vetoes of your orders accepting sections 9A and 11A of chapter 32B of the General Laws in behalf of the County of Suffolk as well as the City of Boston.

St. 1948, c. 452, s. 17D, as appearing in St. 1951, c. 376, s. 1, gives your Honorable Body power to override vetoes except the veto of an order, ordinance, resolution or vote "authorizing a loan or appropriating money or accepting a statute involving the expenditure of money." Acceptance of G. L., c. 32B, s. 9A, in behalf of the City of Boston would impose upon the city an obligation to pay one half of the premiums to be paid by retired employees under the provisions of the

first sentence of G. L., c. 32 B, s. 9; and acceptance of G. L., c. 32B, s. 11A, in the city's behalf would require the city to meet the expense of administering the provisions in that section for additional insurance. Thus the several orders of your Honorable Body respectively accepting sections 9A and 11A in behalf of the city each clearly involve an expenditure of money. Fisher v. Holyoke, 1961 Mass. Adv. Sh. 929, 932. In my opinion, therefore, your Honorable Body has no power to override the Mayor's vetoes of your orders for the city's acceptance of sections 9A and 11A.

In Suffolk County, the Mayor and City Council of Boston, the Municipal Council of Chelsea and the City Council of Revere, in their respective cities, and the Selectmen of Winthrop in said town, have the powers and perform the duties of County Commissioners. G. L., c. 34, s. 4. There is no indication in the statute just cited that the Mayor and City Council are to meet jointly for the exercise of the power and the performance of the duties thereby imposed. The implication rather is that they are to act separately as they commonly do in the discharge of their other functions. See Union Street Railway Co. v. Mayor of New Bedford, 253 Mass. 304, 313, and McCourt v. Mayor and City Council of Boston, 254 Mass. 100, 102. See also St. 1909, c. 486, s. 1, which plainly intended to change the law as enunciated in Hibbard v. County of Suffolk, 163 Mass. 34, 38-39, and clearly implies that the powers and duties of County Commissioners are to be exercised in accordance with St. 1909, c. 486, s. 4, now St. 1948, c. 472, s. 17D. It follows that it is my opinion also that your Honorable Body has no power to override the Mayor's vetoes of your orders for the county's acceptance of sections 9A and 11A.

Respectfully,

ARTHUR G. COFFEY,  
Corporation Counsel.

Referred to the Executive Committee.

#### CONVEYANCE OF EAST BOSTON FEDERAL PROPERTY TO CITY OF BOSTON.

The following was received:

Boston Redevelopment Authority,  
May 16, 1962.

To the City Council.  
Gentlemen:

I have been instructed by the Authority to transmit the enclosed copies of a report adopted by the Authority pursuant to City Council order of Councillors Coffey and Foley under date of March 19, 1962.

Respectfully submitted,  
KANE SIMONIAN, Secretary.

To: The Boston City Council.

From: The Boston Redevelopment Authority.

In the opinion of the Boston Redevelopment Authority, the best long-run use of the surplus federal property in East Boston on McClellan Highway and Boardman street (United States Naval Annex) is industrial. This determination is based on the following considerations:

(a) The property is well served by transportation facilities: air, sea, rail, and highway. Industrial activities more than any other kind of activities, benefit by such high accessibility. Furthermore, rail and highway traverse the site itself. Numerous inquiries by industrial developers about this site suggest that there is a market for such use in this area.

(b) The site lies directly on the Chelsea River, which is not an attractive water body for residential frontage due to the industrial activities bordering the river.

(c) Existing nearby residences for the most part are on a higher elevation than the site in question. This difference in topography should help to protect the residential areas from the proposed industrial development of the Naval Annex. The flat land of the latter contributes to its appropriateness for industrial use.

In connection with the foregoing communication, Coun. FOLEY offered the following motion:

Moved, That the communication be referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal, and that the committee be directed to hold a hearing at which the Board of the Boston Redevelopment Authority and the Development Administrator be requested to disclose all information which they have concerning any proposed reuse of the area which is the subject of the communication.

The motion was carried.

The foregoing communication was referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

#### APPOINTMENT OF GEORGE HANSEN.

Notice was received from the Mayor of the appointment of George Hansen, 25 Winter street, Boston, to be a member of the Board of Commissioners of Sinking Funds in Treasury Department for the term ending May 1, 1965.

Placed on file.

#### NOTICE OF INTEREST IN CONTRACT.

Notice was received from Samuel J. Tomasello, member of the Board of Appeal, of his interest in contracts between the City of Boston and S. J. Tomasello Corporation, for highway work and construction work.

Placed on file.

#### REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

1. Report on appointments by the Mayor (referred April 30) of John J. Sances, William Devine, and Lee Ann Rogers as weighers of goods for the term ending April 30, 1963—recommending the appointments be confirmed.

2. Report on appointment by the Mayor (referred May 7) of Demetrios G. Lambrenos as constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending the appointment be confirmed.

3. Report on appointments by the Mayor (referred May 14) of Edward T. Semper, Rosalie A. Shulman, Arthur R. Warren, and Guy J. Silvestro as constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending the appointments be confirmed.

4. Report on appointment (referred May 14) of Sidney S. Feldman as weigher of goods for the term ending April 30, 1963—recommending the appointment be confirmed.

The reports were accepted, and the appointments were severally confirmed.

#### REPORT OF COMMITTEE ON LICENSES.

Coun. COFFEY, for the Committee on Licenses, submitted the following:

1. Report on application (referred May 14) for commercial use shellfish permit for Edward W. Elms—recommending that permit be granted.

The report was accepted, and the permit was granted under the usual conditions.

#### JURY LIST.

Coun. COFFEY offered the following:

Ordered, That the City Clerk be hereby directed, when the Jury List is filed with him by the Election Commissioners, to cause the names on said list to be written each on a separate ballot and said ballots to be properly folded as provided in section 7 of chapter 234 of the General Laws, and placed in the box provided for the purpose.

Passed under suspension of the rules.

#### PROGRAM OF RODENT EXTERMINATION.

Coun. PIEMONTE offered the following:

Resolved, That his Honor the Mayor request the Commissioner of Health to formulate and prosecute an aggressive program of rodent extermination throughout the various sections of the City of Boston.

The resolution was adopted under suspension of the rules.

#### REGULATING ACTIVITIES OF LOBBYISTS.

Coun. FOLEY offered the following:

Ordered, That the Corporation Counsel be requested to prepare a draft of an ordinance for consideration of the Council requiring the registration of and regulating the activities of lobbyists vis-a-vis the municipal government of the City of Boston and the County of Suffolk.

Passed under suspension of the rules.

#### PROPOSED DIVISION OF OPERATIONAL STATISTICS.

Coun. FOLEY offered the following:

Ordered, That the Corporation Counsel be requested to immediately draft for the consideration of the City Council an amendment to the municipal ordinance pertaining to the Department of Administrative Services which would establish a Division of Operational Statistics adequately staffed and equipped in said Department of Administrative Services.

Passed under suspension of the rules.

Adjourned at 3.32 P.M., on motion of Councillor Piemonte, to meet on Monday, May 28, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)

## CITY OF BOSTON.

## Proceedings of City Council.

Monday, May 28, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., Senior Member Coffey in the Chair. Absent, Councillor Iannella.

Coun. SULLIVAN in the chair.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Faithful to our great traditions this great hearted city pauses these May days to remember our dead. Remembrance is a holy thing, gentle, sweet, charitable, and forgiving. Remembrance recalls old names, old faces, familiar music, treasured scenes, pleasant companionships. Our Memorial Day is not an occasion for drifting back into sorrow, but a brief pause in the year for taking profit from our yesterdays in order that we may have a chastened spirit for the tasks of the tomorrows. For the past members of the City Council we pray and commend them to the unbounded mercy of God. To the employees of this city from the first to the latest to die. The brave Patrolman John Gallagher, killed in the performance of his duty. For all we pray, and we remember in gratitude. May God in His great and tender mercy grant peace and eternal rest to our beloved dead.

Only the forgotten are truly dead.  
Let us pause to remember—and pray.  
Amen.

The meeting was opened with the salute to the Flag.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments:

Weigher of Goods for the term ending April 30, 1963: Thomas V. Murphy, 15 Custer street, Jamaica Plain.

Referred to the Committee on Confirmations.

## PROPOSED SALE OF FIRE STATION AT 3 AND 5 BOSTON STREET, SOUTH BOSTON.

The following was received:

City of Boston,  
Office of the Mayor, May 28, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication received from Thomas J. Griffin, Fire Commissioner, recommending the sale of Boston firehouse at 3 and 5 Boston street, Andrew square, South Boston, to Henry Shapiro of 400 Dorchester street, South Boston, for the minimum price of \$5,000.

I recommend the adoption of the accompanying order authorizing the sale of approximately 5,133 square feet of land and building on the westerly side of Boston street, Andrew square, South Boston, to Henry Shapiro of 400 Dorchester street, South Boston.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Fire Department, April 23, 1962.  
Hon. John F. Collins,  
Mayor of Boston and Boston City Council.  
Gentlemen:

The fire station located at Nos. 3 and 5 Boston street, Andrew square, South Boston, Mass., has been deactivated.

The Fire Department has no further need for the land and buildings at Nos. 3 and 5 Boston street, South Boston, Mass., and it is no longer required for public purposes.

I have received a bid for this site from Henry Shapiro of 400 Dorchester street, South Boston, in the amount of \$5,000 and respectfully recommend that this bid be accepted and the premises be sold to Henry Shapiro for \$5,000 for use as an upholstery and decorating business.

Respectfully,  
THOMAS J. GRIFFIN,  
Fire Commissioner.

Whereas, The City of Boston is the owner in fee of approximately five thousand one hundred and thirty-three (5,133) square feet of land on the westerly side of Boston street, Andrew square, South Boston district of the City of Boston, held by the said city for Fire Department purposes; and

Whereas, The Fire Commissioner of the City of Boston has determined that said land is no longer required for public purposes; now therefore it is hereby

Ordered, That the Mayor of the City of Boston be, and he hereby is, authorized to sell to Henry Shapiro of 400 Dorchester street, South Boston, Mass., for the sum of five thousand (5,000) dollars, and to execute and deliver to said Henry Shapiro an instrument in writing conveying all of the City of Boston's right, title and interest in and to a certain parcel of land situated on the westerly side of Boston street, bounded and described as follows:

Easterly by Boston street, forty-nine and 66-100 (49.66) feet;

Northerly by land now or formerly of Alpheus M. Stetson, one hundred twenty and 12-100 (120.12) feet;

Westerly by land now or formerly of William Marsh, forty and 10-100 (40.10) feet;

Southerly by land now or formerly of Ruth Madden, one hundred ten and 59-100 (110.59) feet.

Containing approximately five thousand one hundred and thirty-three (5,133) square feet of land as shown on a plan by Thomas W. Davis, City Surveyor, dated September 5, 1890.

Said instrument shall contain a provision that the purchaser shall within one year of the delivery of said instrument expend the sum of eighteen thousand (18,000) dollars for the alteration and remodeling of the premises for the purposes of conducting thereon an upholstery and decorating business; said instrument to contain the further provision that the purchaser shall accept delivery of the deed to said premises within six (6) months of the adoption of this order, and the further provision that for breach of conditions, the City of Boston shall have the right to enter and repossess the premises as of its former estate. A certificate by the Mayor of the City of Boston that the conditions have been complied with shall be conclusive.

Referred to the Committee on Public Lands.

## APPROPRIATION FOR SCHOOL PURPOSES.

The following was received:

City of Boston,  
Office of the Mayor, May 28, 1962.  
To the City Council.  
Gentlemen:

Under the appropriation limit provided by law, the School Committee has appropriated for general school purposes the sum of \$22,-



605,192. In addition, the committee has requested that additional appropriations totaling \$14,145,474 be provided for general school purposes under the provisions of chapter 224 of the Acts of 1936 and chapter 513 of the Acts of 1945, as amended by chapter 117 of the Acts of 1949.

After review of the above request, I am of the opinion that additional appropriations totaling \$13,875,261 will suffice for the current year's needs of the School Department. This excess appropriation is \$2,930,183.51 higher than last year's appropriation.

Total allowances for schools in 1962 will amount to \$38,388,253. This is an increase of about 8 per cent over last year's appropriations. It is the largest annual increase in School Department appropriations in many years.

This year's appropriations for schools include almost \$2 million for pay raises granted last year to teachers and other academic personnel. Built into this year's appropriations are additional salary increases and school improvements which will result in a further increase in school appropriations for 1963 of at least \$1 million.

On December 11, 1961, your Honorable Body provided an additional appropriation for school purposes of \$365,000 through transfers from several city appropriations. This was required because of salary increases voted by the School Committee after enactment of their budget and in excess of available funds. I have urged the School Committee to accept chapter 346 of the Acts of 1957 to avoid repetition of last year's crisis in the future. To date, the School Committee has not seen fit to act on this recommendation.

I am of the opinion that any further delay in the submission of this appropriation to your Honorable Body would unnecessarily delay the determination of the tax rate for this year. Expedient approval of this additional appropriation by your Honorable Body will permit early declaration of the tax rate with savings on interest payments for borrowing and early flow of tax revenues into the City Treasury.

I submit herewith an order providing for the additional appropriations and respectfully recommend its adoption by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

Ordered, That the respective sums of money specified in the schedules hereinafter set out be, and hereby are, appropriated for school purposes in addition to appropriations previously voted by the School Committee; said sums to be raised by taxation on the polls and estates in the City of Boston; and that all orders heretofore or hereafter passed by the City Council relating to appropriations, taxes, and the interest thereon, apply to the appropriations and taxes herein provided for—\$13,875,261.

Referred to the Committee on Appropriations and Finance.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

John Barbanti, President Ye Olde Grille, Inc., refund on Sunday entertainment license.  
A. A. Decautis, for compensation for damage to car caused by patrol wagon.

Helen Epstein, for compensation for damage to property at the corner of Landor road and Leston street, Mattapan, caused when tree was taken down.

Fay Foto Service, Inc., and Harry Selig, for compensation for damage to property at 45 West Canton street, Boston, caused by break in sewer line.

Fund Insurance Companies, for compensation for damage to car of Lillian A. DeTullio, caused by City of Boston dump truck.

Francis X. Gauthier, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Police Department.

Josephine Hynes, for compensation for injuries caused by an alleged defect at 535 Hancock street, Dorchester.

Richard Kelley, to be reimbursed as result of accident which occurred while in performance of duty as an employee of Public Works Department.

William A. Marino, for compensation for damage to car caused by fire apparatus.

Anthony L. Scott, Jr., to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Jeannette Wallace, for compensation for injuries caused by an alleged defect on the third floor of City Hall.

#### NOTICE FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B4 for Boston Extension of the Massachusetts Turnpike.  
Placed on file.

#### NOTICE OF HEARINGS BEFORE STATE DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of hearing to be held May 28, 1962, at 2.30 P.M., on application of Port Norfolk Yacht Club, for license to construct barge bulkhead, timber pier with floats, place solid fill and maintain existing marine railway in and over the tidewaters of Neponset River.

Notice was received from the State Department of Public Works of hearing to be held June 4, 1962, at 2.30 P.M., on application of United States Coast Guard First District, for license to remove existing structures, construct pier and to dredge in Boston Harbor.

Notice was received from the State Department of Public Works of hearing to be held June 4, 1962, at 2.30 P.M., on application of Bunker Hill Yacht Club Inc., for license to construct ramps, fixed floats and clubhouse building on existing pile platform of abandoned site of Chelsea Bridge in and over tidewaters of Mystic River South Channel.  
Severally placed on file.

#### APPROVAL OF CONSTABLE'S BOND.

The constable's bond of Jacob P. Kohan, having been duly approved by the Collector-Treasurer, was received and approved.

#### NEW CITY HALL CONTEST.

City of Boston,  
Government Center Commission,  
May 17, 1962.

Mr. Walter J. Malloy,  
City Clerk.

Dear Mr. Malloy:

Reference is made to the Council resolution of May 7, 1962, wherein an estimate of cost of the other seven buildings in the final stage of the City Hall competition is requested, we have requested our professional advisor, Lawrence B. Anderson, to obtain this information, and will submit his findings as soon as possible.

Very truly yours,  
ROBERT M. MORGAN, Chairman.

Placed on file.

#### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Walter W. Moran (referred May 7) to be reimbursed as a result

of an execution issued against him on account of his acts as an employee of the Public Works Department, Sanitary Division—recommending passage of the accompanying order:

Ordered, That the sum of two hundred seventy dollars (\$217) be allowed and paid to Walter W. Moran in reimbursement for amount of execution issued against him on account of his acts as an employee of the Public Works Department, Sanitary Division, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Raymond A. Reis (referred May 7) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the City Hospital—recommending passage of the accompanying order:

Ordered, That the sum of one hundred dollars (\$100) be allowed and paid to Raymond A. Reis, in reimbursement for amount of execution issued against him on account of his acts as an employee of the City Hospital, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

3. Report on petition of Frank Gambardello (referred May 7) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of two hundred forty-five dollars thirty-five cents (\$245.35) be allowed and paid to Frank Gambardello, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Engine 33, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

#### REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

Report on appointments by the Mayor (referred May 21) of Frank M. Macchia and Alvin J. Sims as constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending the appointments be confirmed.

The report was accepted, and the appointments were confirmed.

#### RENEWAL PROJECT IN MILE ROAD, CAMP MCKAY AREA.

Coun. FOLEY offered the following:

Resolved, That the Boston Redevelopment Authority be requested, through his Honor the Mayor, to initiate immediately a project either federally assisted or otherwise for the Mile road, Columbia Point area, Camp McKay area, bounded by the water front, Camp McKay, Day Boulevard, and Morrissey Boulevard.

The resolution was adopted under suspension of the rules.

#### PROPOSED ZONING OF MILE ROAD AREA.

Coun. FOLEY offered the following:

Resolved, That the Zoning Commission be requested, through his Honor the Mayor, to immediately restudy the zoning classification of the area identified as Mile road, Columbia Point, and Camp McKay area, bounded by the water front, Camp McKay, Day Boulevard, and Morrissey Boulevard, looking toward a residential rezoning of the said area.

The resolution was adopted under suspension of the rules.

#### ADJOURNMENT IN MEMORY OF POLICE OFFICER JOHN J. GALLAGHER.

Coun. McDONOUGH and TIERNEY, for all the Councillors, offered the following:

Resolved, That when the City Council adjourn today, it be out of respect to the memory of Police Officer John J. Gallagher, a loving husband, a devoted father, and a dedicated public servant, a courageous, unflinching police officer who gave his life in the performance of his duty, of whom it can truthfully be said, "Greater love than this hath no man."

The resolution was adopted by a unanimous rising vote.

#### APPEARANCE OF CITY AUDITOR AND DIRECTOR OF ADMINISTRATIVE SERVICES AT EXECUTIVE COMMITTEE MEETING.

Coun. PIEMONTE offered the following:

Ordered, That the City Council go into Executive Committee, at 3 P.M., and that the City Messenger invite the City Auditor and Director of Administrative Services to attend said meeting prepared to discuss the status and progress of the employees' hospitalization plan.

Passed under suspension of the rules.

#### REQUEST FOR INFORMATION ON DELINQUENT TAXES.

Coun. PIEMONTE offered the following:

Whereas, The Boston City Council on March 19, 1962, acting under the provisions of section 17 of chapter 376 of the Acts of 1951 and amendments thereto did adopt an order requesting certain information on delinquent taxes (pages 106 and 107 of this year's record) which has as yet not been answered; now therefore be it

Resolved, That the said order be, and is hereby, readopted.

The resolution was adopted under suspension of the rules.

#### RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 3 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by Chairman SULLIVAN at 3:33 P.M.

#### INTERIM REPORT OF EXECUTIVE COMMITTEE.

Coun. PIEMONTE, for the Executive Committee, submitted the following interim report:

It is gratifying, Mr. Chairman, to find that the employees' hospitalization plan is progressing, and that the Council has made a great contribution, and it has been borne out by the statements made by the Director of Administrative Services.

The bids are being advertised in this week's issue of the "City Record" and they will be open on June 15. They have been mailed to three hundred insurance companies, all insurance companies licensed.

The Executive Committee has one or two matters pertaining to that which requires further attention and study.

The interim report was accepted.

Adjourned at 3:34 P.M., on motion of Councillor Foley, to meet on Monday, June 4, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)





## CITY OF BOSTON

## Proceedings of City Council

Monday, June 4, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., Senior Member Coffey in the chair. Absent, Councillors Hines and Iannella.

Coun. TIERNEY in the chair.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

Eternal God Who are the source of our faith and our hope, our joy and our strength, hless us through the hours of this day and direct us in the matters before this Council. May the whole purpose and passion, and power of our life find their highest fulfillment and freedom in a complete and joyous obedience to Thy holy will.

Nothing in this city surpasses in importance the education and care of its children. These are the days when we hear again the familiar strains of Pomp and Circumstance, and the measured tread of graduate of our schools. Graduation time is a curious mingling of sadness and joy—a cycle repeated—an end and a beginning—a time of tears and smiles. We ask Thy blessing upon these graduates of our city schools. The world into which we welcome them is in turmoil and we are not too proud of it. But with them in it we have hopes it will become better. May God will it. May God will it.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

The meeting was opened with the salute to the Flag.

## JURORS DRAWN.

Jurors were drawn in the manner prescribed by law, Councillor Kerrigan presiding at the box, in the absence of the Mayor, viz.:

Twenty-two grand jurors, Superior Criminal Court, to appear July 2, 1962:

George F. Bell, Ward 1; Louis D'Amico, Ward 1; Albert Esposito, Ward 3; Francis Leahy, Ward 5; Peter S. Brow, Ward 6; James A. Donn, Ward 7; Harold W. Grant, Ward 7; Kenneth L. Weston, Ward 8; David A. Coleman, Ward 9; Frank Ferry, Ward 10; John V. Griffin, Ward 11; John L. Malloy, Ward 11; Russell W. Goranson, Ward 14; John J. Greene, Ward 17; David F. Harrington, Ward 17; James A. Hegarty, Ward 17; Gunnar H. Larsen, Ward 17; John T. Sullivan, Ward 17; Frank Granville, Ward 20; Howard R. Harrison, Ward 21; Arthur F. Miller, Ward 21; Malcolm J. Clark, Ward 22.

Thirty-four grand jurors, Superior Criminal Court, to appear July 2, 1962:

Anthony V. Francis, Ward 1; James F. Riley, Ward 1; Edward Fullerton, Ward 2; James J. Tucker, Ward 2; Sidney Battershy, Ward 3; John D'Alessandro, Ward 5; Joseph F. Kennedy, Ward 5; Joan M. Isaacson, Ward 6; Stephen Kobalinski, Ward 6; James P. Ryan, Ward 6; Herbert F. Rumble, Jr., Ward 7; Virginia C. Walsh, Ward 7; Joseph T. Ahreau, Ward 10; Jefferson Cosseboom, Ward 10; Walter P. Cronin, Ward 10; William Reidy, Ward 10; Genevieve M. Bowen, Ward 13; Francis X. Kelley, Ward 13; Gertrude Levin, Ward 14; Curtis E. Wrenn, Ward 14; Charles G. Backus, Ward 15; Octave J. Benerani, Ward 15; Albert Bruno, Ward 15; Alfred J. Ferruccio, Ward 17; Carl D. Martino,

Ward 17; Edward J. Mee, Ward 17; Frank Barrett, Ward 18; James R. O'Connell, Ward 18; John Hannon, Ward 19; John H. Locke, Ward 19; William B. Austin, Ward 20; Bernard F. Hayward, Ward 20; William C. O'Keefe, Ward 22; John Wynn, Ward 22.

## VETO OF ORDER RELATIVE TO VACATIONS FOR POLICE OFFICERS.

The following was received:

City of Boston,

Office of the Mayor, May 29, 1962.

To the City Council.

Gentlemen:

I return herewith, without my signature and disapproved, the order passed by your Honorable Body on May 14, 1962, accepting chapter 598 of the Acts of 1957 entitled "An Act Relative to Vacations for Police Officers in the City of Boston." My objection thereto is that, until the survey of the Police Department currently in progress is completed, it is clear to me that no such irrevocable change in personnel policy as said chapter entails should be made.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Police Department, May 29, 1962.

Hon. John F. Collins,

Mayor of Boston.

Dear Mr. Mayor:

Under the provisions of a superintendent's order issued on May 4, 1962, a Board of Survey was appointed to study and report on the feasibility of increasing the present vacation periods of members of the department, in accordance with chapter 598 of the Acts of 1957.

Also conducting a general survey of the department, which will include the matter of equitable vacations, is the Field Service Unit of the International Association of Chiefs of Police.

Although both survey groups are expected to report on the survey of their studies and deliberations within a reasonably short time, I have not received a report from either group as yet. Therefore, I feel it would be premature and presumptuous of me to make any recommendation as to the practicality of the proposed change in vacation periods until I have had an opportunity to study the final reports of both survey groups.

I respectfully recommend that no change be made in the present policy at this time.

Respectfully submitted,

EDMUND L. MCNAMARA,

Police Commissioner.

On motion of Councillor Foley the veto message and order were referred to the Committee on Public Services and Recreation.

## RESOLUTION FOR ACQUISITION OF LAND IN SOUTH END RENEWAL AREA.

The following was received:

City of Boston,

Office of the Mayor, June 4, 1962.

The Honorable City Council.

Gentlemen:

Urban renewal progress in the South End Renewal Area is now at a point where early land acquisition, relocation of families and businesses, and demolition can begin in the Castle Square portion. The Redevelopment Authority has requested the consent of the city to this early land activity, and the execution by the city of a covenant to assume responsibility for any loss arising out of this early land acquisition. The procedure is for the Authority to borrow the necessary funds for acquisition, relocation, and demolition from the federal government on a temporary basis pending the execution of a loan and grant contract once the urban renewal plan for the area is completed and approved.

The Redevelopment Authority through its staff has been working closely with the South End neighborhood in developing plans for the project area. Community response to this approach has been widespread, helpful, and encouraging. The people of the South End have demonstrated that they are anxious to move the planning process along as fast as is compatible with the development of a sound over-all plan, that they will participate responsibly in that process and that they believe early land acquisition within the Castle Square area is the necessary next step.

Attached to this letter are the forms of consent, covenant, and resolution upon which the Authority has requested city action. In order that this project may go forward, I urge you to approve the attached resolution which is in the form prescribed and approved by the federal agency.

Respectfully,  
JOHN F. COLLINS, Mayor.

Voted, That the chairman be, and he hereby is, authorized to secure the consent of the City of Boston acting by the Mayor with the authorization of the City Council of the City of Boston to the taking by eminent domain or the acquisition by purchase, lease, gift, bequest or grant of land located within the Castle Square portion of the South End Renewal Area, and holding, clearing, repairing and operating of such land and further to secure from the City of Boston an agreement to assume responsibility for any loss which may arise in connection with the Authority's activities within the South End Renewal Area.

CONSENT OF THE CITY OF BOSTON TO ADVANCE ACQUISITION OF LAND IN SOUTH END RENEWAL AREA.

The City of Boston hereby consents to action to be taken by the Boston Redevelopment Authority at one time or from time to time in taking by eminent domain or acquiring by purchase, lease, gift, bequest, or grant, and holding, carrying out relocation and making relocation payments, clearing, repairing or operating the whole or of any part or parts of the land in the area in the City of Boston known and referred to as the Castle Square portion of the South End Renewal Area and shown on the plan entitled Boston Redevelopment Authority, South End Renewal Area, Land Use Map, and filed with the City Clerk on

1962, in advance of the approval of the land assembly and redevelopment plan or the urban renewal plan for said South End Renewal Area.

Given at Boston, Massachusetts, this  
Attest:

CITY OF BOSTON,  
By JOHN F. COLLINS, Mayor.  
W. J. MALLOY, City Clerk.

I hereby approve the form of the foregoing consent and certify that in my opinion the City of Boston has under section 26P of chapter 121 of the General Laws of Massachusetts, as amended by chapter 188 of the Acts of 1961, full power to give said consent, that in my opinion John F. Collins as Mayor of the City of Boston has, under the order passed by the City Council on 1962, copy whereof is annexed to said consent, full authority to execute said consent in the name and behalf of the City of Boston, and that in my opinion the adoption of such order was within the powers of the City Council of the City of Boston.

ARTHUR G. COFFEY,  
Corporation Counsel of the  
City of Boston.

COVENANT

The City of Boston, acting under the power vested in it by Massachusetts General Laws, chapter 121, section 26Q, hereby covenants with the Boston Redevelopment Authority that, if said Authority at one time or from time to time acquires (by taking or otherwise), or so acquires and clears, land constituting the whole or a part or parts of the so-called South End

Renewal Area, which area, after the notice and public hearing required by law, said Authority has determined to be a substandard and decadent area and for which area said Authority is preparing an urban renewal plan, said city shall bear any and all loss that may arise as a result of such acquisition or such acquisition relocation payments and clearance in the event that the land so acquired or so acquired and cleared is not used for urban renewal purposes because an urban renewal plan for the project is not approved, or is amended to omit such land, or is abandoned for any reason. Consent is hereby given to the assignment by the Boston Redevelopment Authority of any or all of its rights hereunder to the United States of America.

In Witness Whereof, the City of Boston has caused these presents to be signed in its name and behalf by John F. Collins, its Mayor, and its corporate seal to be hereto affixed, this 1962.

CITY OF BOSTON,  
By JOHN F. COLLINS, Mayor.

Attest: (Seal)  
W. J. MALLOY, City Clerk.

I hereby approve the form of the foregoing covenant and certify that in my opinion the City of Boston has under section 26Q of chapter 121 of the General Laws of Massachusetts, as amended by chapter 188 of the Acts of 1961, full power to make said covenant, that in my opinion John F. Collins as Mayor of the City of Boston has, under the order passed by the City Council on 1962, copy whereof is annexed to said covenant, full authority to execute said covenant in the name and behalf of the City of Boston, and that in my opinion the adoption of such order was within the powers of the City Council of the City of Boston.

ARTHUR G. COFFEY,  
Corporation Counsel of the City of Boston.

RESOLUTION OF BOSTON CITY COUNCIL

Whereas, The Boston Redevelopment Authority (hereinafter called the "Authority") has, after the notice and public hearing required by law, determined that the area in the City of Boston known and referred to as the South End Renewal Area (hereinafter called the "Area"), shown on the plan entitled "Boston Redevelopment Authority, South End Renewal Area, Land Use Map", filed with the City Clerk on 1962, and more particularly described in the determination of the Authority, is a substandard and decadent area; and

Whereas, The Authority is preparing an urban renewal plan for the area; and

Whereas, The Authority has determined it necessary and in the public interest to avail itself of such temporary loan or loans as, under Title I of the Housing Act of 1949, as amended, the Administrator of the Housing and Home Finance Agency of the United States of America (hereinafter called the "Administrator") may make to finance early land acquisition and related activities in connection with an urban renewal project (hereinafter called the "Project") in the area; and

Whereas, The applicable provisions of Title I, pursuant to which the government will enter into a contract with the Authority to make such temporary loan or loans for early land acquisition and related activities, provide that no loan for such purpose shall be made unless "the governing body of the locality involved shall have approved by resolution or ordinance the acquisition of real property in the urban renewal area"; and

Whereas, The provisions of Title I prohibit any loan being made for purposes of early land acquisition unless "either (a) the Administrator shall have determined that such loan is reasonably secured by a first mortgage or other prior lien upon such real property or is otherwise reasonably secured, or (b) the governing body of the locality shall have assumed the responsibility to bear any loss that may arise as the result of such acquisition in the event that the property so acquired is not used for urban renewal purposes because the urban renewal plan for the project



is not approved, or is amended to omit any of the acquired property or is abandoned for any reason"; and

Whereas, Said Title I further provides that the Administrator may "permit any structure so acquired to be demolished and removed and may include in any loan authorized by this section the cost of such demolition and removal if the approval of the local governing body extends to such demolition and removal";

Whereas, The Boston Redevelopment Authority has proposed and submitted proposals for relocation of families that may be displaced as a result of carrying out the aforesaid early land acquisition activities; and

Whereas, There have been presented to the City Council information and data respecting the proposal for relocation which have been prepared by the Boston Redevelopment Authority as a result of studies, surveys and inspections in the area and the assembling and analysis of the data and information obtained from such studies, surveys and inspections; and

Whereas, The members of the City Council have general knowledge of the conditions prevailing in the area and of the availability of proper housing in the locality for the relocation of families that may be displaced from the area, and in the light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation; and now therefore be it

Resolved, By the City Council of the City of Boston as the governing body of said city:

1. That the Mayor of the City of Boston be, and he hereby is, authorized to consent in the name and behalf of the City of Boston that the Redevelopment Authority at one time or from time to time take by eminent domain or acquire by purchase, lease, gift, bequest or grant land within the South End Renewal Area, and hold, carry out relocation and make relocation payments, clear, repair and operate the whole or any part or parts of the Castle Square portion of the land in the aforesaid South End Renewal Area in advance of the approval of the urban renewal plan.

2. That approval be, and hereby is, given for such taking, acquisition, holding, carrying out relocation and making relocation payments, clearing, repairing and operating, including the demolition and removal of any and all structures acquired through such taking and acquisition; and that consent be, and hereby is, given for a contract between the Authority and the United States of America for a temporary loan or loans to finance such taking, acquisition, relocation and relocation payments, clearing demolition and renewal activities; and

3. That it is hereby found and determined that the proposals for the proper relocation of families displaced in carrying out the aforesaid early land acquisition activities in decent, safe and sanitary dwellings in conformity with acceptable standards are feasible and can be reasonably and timely effected; and that such dwellings or dwelling units available or to be made available to such displaced families are at least equal in number to the number of displaced families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced families in the area, are available at rents or prices within the financial means of the displaced families, and are reasonably accessible to their place of employment.

4. That the City of Boston covenant with the Boston Redevelopment Authority as follows, and that the Mayor of the City of Boston be, and he hereby is, authorized and empowered to execute and deliver in the name and behalf of the City of Boston a covenant reading as follows:

COVENANT

The City of Boston, acting under the power vested in it by General Laws, chapter 121, section 26Q, as amended by St. 1961, c. 138, s. 2, hereby covenants with the Boston Redevelopment Authority that, the said Authority at one time or from time to time acquires (by taking or otherwise), or so acquires and clears, land constituting the whole or a part

or parts of the so-called South End Renewal Area, which area, after the notice and public hearing required by law, said Authority has determined to be a substandard and decadent area and for which area said Authority is preparing an urban renewal plan, said city shall bear any and all loss that may arise as a result of such acquisition or such acquisition of such acquisition relocation payments and clearance in the event that the land so acquired or so acquired and cleared is not used for urban renewal purposes because an urban renewal plan for the project is not approved, or is amended to omit such land, or is abandoned for any reason. Consent is hereby given to the assignment by the Boston Redevelopment Authority of any or all of its rights hereunder to the United States of America.

In Witness Whereof, the City of Boston has caused these presents to be signed in its name and behalf by \_\_\_\_\_ its

\_\_\_\_\_ and its corporate seal to be hereto affixed, this \_\_\_\_\_ 1962.  
day of \_\_\_\_\_

CITY OF BOSTON,  
By \_\_\_\_\_

Mayor.

Attest: (Seal)

City Clerk.

In City Council  
Approved by the Mayor

1962. Adopted.  
1962.

Attest: (Seal)

W. J. MALLOY, City Clerk.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

LANDS AT FOREST HILLS STREET  
AND ARBORWAY.

The following was received:

City of Boston,  
Office of the Mayor, June 4, 1962.  
To the City Council.  
Gentlemen:

I submit herewith an order providing for an exchange of lands between the City of Boston and the Metropolitan Transit Authority at Forest Hills Street and Arborway, Jamaica Plain, and recommend its adoption by your Honorable Body.

I enclose communication from James W. Haley, Commissioner of Public Works, explaining the reason for the proposed exchange.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
June 4, 1962.

To the Honorable Mayor and City Council  
of the City of Boston:

The Metropolitan Transit Authority has proposed to this department that the boundary line between its yard at Forest Hills and the adjacent Public Works yard be relocated as shown on a plan L-c-18927, dated April 30, 1962, and titled; Transfer of Land Between the Metropolitan Transit Authority and the City of Boston. The purpose of this transfer is to provide more side yard area to the new Metropolitan Transit Authority's office building now being erected on the Arborway.

In my opinion, the boundary revision is mutually beneficial to both yards. The present elongated shape of the city yard would be squared off thereby making for better use. The exchange proposes the City of Boston conveying 6,590 square feet of land more or less for 9,457 square feet of land more or less, increasing the city's net area by 2,867 square feet. All expenses for regrading and fence relocation will be borne by the Metropolitan Transit Authority.

Accordingly, as officer in charge, I hereby determine that in my opinion the Parcel A as shown on the aforementioned plan containing 6,590 square feet will no longer be required for public purposes when Parcel B on the above referenced plan containing 9,457 square feet more or less is conveyed to the City of Boston.



It is therefore recommended that said Parcel A be conveyed to the Metropolitan Transit Authority under the conditions as stated hereinbefore.

Respectfully,  
JAMES W. HALEY,  
Commissioner of Public Works.

Whereas, The City of Boston is the owner in fee of approximately six thousand five hundred and ninety (6,590) square feet of land, being a portion of the Public Works Department yard at Forest Hills street and Arborway, and shown as Parcel A on a plan hereinafter referred to; and

Whereas, The Metropolitan Transit Authority is the owner in fee of approximately nine thousand four hundred and fifty-seven (9,457) square feet of land adjacent to the Public Works Department yard and shown as Parcel B on said plan; and

Whereas, The Metropolitan Transit Authority has requested an exchange of the aforementioned parcels of land for the purpose of improving the site of the new office building of the Metropolitan Transit Authority now nearing completion; and

Whereas, The Public Works Commissioner of the City of Boston has determined that said Parcel A is not required for Public Works Department purposes; now therefor it is hereby

Ordered, That the Mayor of the City of Boston be, and he hereby is, authorized to execute and deliver to the Metropolitan Transit Authority, a body politic and corporate under the laws of the Commonwealth of Massachusetts, a certain parcel of land situated on the northeasterly side of the Arborway bounded and described as follows:

Southwesterly by the Arborway, fifty and 0-100 (50.01) feet; northwesterly by land of Metropolitan Transit Authority, eighty-two and 56-100 (82.56) feet; northeasterly by land of Metropolitan Transit Authority, ninety-two and 44-100 (92.44) feet; southeasterly by land of City of Boston, one hundred and eleven and 58-100 (111.58) feet, containing approximately six thousand five hundred and ninety (6,590) square feet and shown as Parcel A on plan of land hereinafter referred to.

This conveyance is conditioned upon the Metropolitan Transit Authority's conveying to the City of Boston a parcel of land containing approximately nine thousand four hundred and fifty-seven (9,457) square feet situated in the rear of Forest Hills street, bounded and described as follows:

Southwesterly by land of the City of Boston, two hundred forty and 44-100 (240.44) feet; northwesterly by land of Metropolitan Transit Authority, eighty-six and 42-100 (86.42) feet; northeasterly by land of Metropolitan Transit Authority, two hundred nineteen and 26-100 (219.26) feet, containing approximately nine thousand four hundred fifty-seven (9,457) square feet and shown as Parcel B on a plan of land hereinafter referred to.

Provided that prior to said conveyance the Metropolitan Transit Authority shall have graded, filled, relocated part of the existing retaining wall and fence, installed a paved embankment, installed catch basin and curb wall, all as shown on plan marked "Metropolitan Transit Authority, Engineering Department, No. L-C-18927."

The above-described parcels A and B are shown on a plan marked "Metropolitan Transit Authority, Land Plan, Transfer of Land between the Metropolitan Transit Authority and the City of Boston, April 30, 1962, E. H. Smith, Engineer of Way and Structures."

Referred to the Committee on Public Lands.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

#### Claims.

Leo Giardullo, for compensation for injuries caused by an alleged defect on Meridian street, East Boston.

Barbara Jones, for compensation for damage to car caused by an alleged defect at University road and Storrow Drive.

Joseph Martell, to be reimbursed as result of two executions issued against him on account of his acts as an employee of the Police Department.

Francis R. Precopio, for compensation for damage to automobile caused by an alleged defect on Mt. Vernon street, Boston.

George Richardson, for compensation for damage to property at 103 Huron Circle, Dorchester.

Samuel A. Schneider, for compensation for damage to car caused by an alleged defect at Charles and Chestnut streets, Charlestown.

Israel Tanzer, for compensation for damage to car caused by an alleged defect at Glenway street and Old road, Dorchester.

#### NOTICE FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B9 for Boston Extension of the Massachusetts Turnpike.

Placed on file.

#### NOTICE OF HEARINGS BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held June 15, 1962, at 10.30 A.M., on petition of Metropolitan Transit Authority for authority to install underground conduits, etc., in Arlington avenue, Charlestown.

Notice was received from the Department of Public Utilities of hearing to be held June 11, 1962, at 10 A.M., on petition of Metropolitan Transit Authority for license to operate motor vehicles over Columbia road, Old Colony avenue, and D street.

Copy of notice was received from the Boston Edison Company of a bearing to be held before the Department of Public Utilities on June 15, 1962, at 10 A.M., on petition of Boston Edison Company for manhole and conduit in William T. Morrissey Boulevard in care and control of Metropolitan District Commission.

Severally placed on file.

Coun. FOLEY in the chair.

#### APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Demetrios G. Lam-brenos and Edward T. Semper, having been duly approved by the Collector-Treasurer, were received and approved.

#### ABSENCE OF MAYOR.

Notice was received from the Mayor of his absence from the city on May 31 and June 1, 1962.

Placed on file.

#### PETITION FOR REIMBURSEMENT BY JOHN G. O'DONNELL.

The following was received:  
Esdaile, McKenney & McNaught,  
Counselors-at-Law,

May 29, 1962.

Boston City Council, City Hall, School Street,  
Boston, Mass.

Attention: Councillor McDonough, Re Patricia  
James vs. John G. O'Donnell.

Gentlemen:

There is pending before the Council a petition for reimbursement by John G. O'Donnell,

a city employee, of the sum assessed against him as damages in an action of tort brought in Suffolk Superior Court by our client, Miss Patricia James. This finding is contained in an execution issued out of the Superior Court which was delivered by us to the office of Corporation Counsel and which is now before your Body.

We have been instructed by our client to request the return of this execution and to pursue other methods of recovery of the sum due. We request therefore that you return the execution to us in the enclosed envelope.

Very truly yours,  
 ESDAILE, MCKENNEY & MCNAUGHT,  
 By JOHN J. MCNAUGHT.

Referred to the Committee on Claims.

REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. SULLIVAN, for the Committee on Appropriations and Finance, submitted the following:

1. Report on message of the Mayor and order (referred April 23) for appropriation of \$565,000 from parking meter fees for redemption of city loans—recommending that the order ought to pass.

The report was accepted, and the order was passed, yeas 6, nays 0:

Yeas—Councillors Foley, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—6.

Nays—0.

Coun. TIERNEY in the chair.

2. Report on message of the Mayor and order (referred April 23) for appropriation of \$175,000 from income of George F. Parkman Fund—recommending that the order ought to pass.

The report was accepted. The order failed of passage, yeas 3, nays 3:

Yeas—Councillors Kerrigan, Sullivan, Tierney—3.

Nays—Councillors Foley, McDonough, Piemonte—3.

3. Report on message of the Mayor and order (referred May 28) for appropriation of \$13,875,261 for school purposes—recommending that the order ought to pass.

The report was accepted, and the order was passed, yeas 6, nays 0:

Yeas—Councillors Foley, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—6.

Nays—0.

REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

Report on appointment by the Mayor (referred May 28) of Thomas V. Murphy as weigher of goods for the term ending April 30, 1963—recommending that the appointment be confirmed.

The report was accepted, and the appointment was confirmed.

EXECUTIVE COMMITTEE REPORT.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

Report on order (referred January 29) for loan of \$10,000,000 for construction of school-houses—recommending that the order ought to pass.

The report was accepted. The order was given its first reading and passage, yeas 6, nays 0:

Yeas—Councillors Foley, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—6.

Nays—0.

The order was assigned for 14 days for final action.

PAYMENT OF EXCISE TAX ON AUTOMOBILES.

Coun. PIEMONTE offered the following: Whereas, The excise tax on automobiles is in lieu of a property tax and based on ownership of the car for the full year; and

Whereas, Automobile owners in the City of Boston are now being billed for the 1962 excise tax within weeks of the receipt of the 1961 bill; and

Whereas, A demand for payment and interest after 30 days from billing date would work a hardship on a large number of our citizens; now therefore be it

Resolved, That payment of the 1962 excise tax on automobiles be stayed until December 31, 1962, and that interest be charged on unpaid accounts as of January 1, 1963.

The resolution was adopted under suspension of the rules.

REPORT ON STATUS OF OFFICE OF NEIGHBORHOOD IMPROVEMENT.

Coun. PIEMONTE offered the following:

Whereas, The Boston City Council did on April 2, 1962, vote adequate funds for the establishment of the Office of Neighborhood Improvement; and

Whereas, The program was to be handled by a new Division of Neighborhood Improvement; one phase of the program, general code compliance to be done through proposed Code Enforcement Officers city-wide in response to direct complaints, known violators and spot checks; a second phase, a planned area program of housing and code enforcement in one or more sections of the Dorchester Improvement area; now therefore be it

Resolved, That his Honor the Mayor furnish this Honorable Body, the Boston City Council, a written detailed report of the status of said Office of Neighborhood Improvement, including an explanation for the delay in setting up the Division of Neighborhood Improvement.

The resolution was adopted under suspension of the rules.

CODE ENFORCEMENT OFFICERS.

Coun. PIEMONTE offered the following:

Whereas, The Boston City Council did on April 2, 1962, approve an appropriation of a certain sum of money for a Division of Neighborhood Improvements; and

Whereas, Two phases of the program will be code enforcement, one on a city-wide program in response to direct complaints, the second a planned area of housing and code enforcement; and

Whereas, The City of Boston has in its Department of Health, environmental sanitation inspectors trained as Code Enforcement Officers and recognized by Statute and Civil Service as the inspectors to carry out the duties of code enforcement; and

Whereas, Under the table of organization of the new Division of Neighborhood Improvement the Code Enforcement Officers are to be paid a higher salary than the inspectors in the Health Department who are charged with the same duties; now therefore be it

Resolved, That his Honor the Mayor be, and is hereby, requested that in the selection of the Code Enforcement Officers in the new Division of Neighborhood Improvement all things being equal preference be given to the environmental sanitation inspectors now employed under Civil Service in the Health Department.

The resolution was adopted under suspension of the rules.

PARKING ON ONE SIDE OF ASHMONT STREET, BETWEEN ADAMS STREET AND NEPONSET AVENUE.

Coun. McDONOUGH offered the following: Ordered, That the Traffic Commissioner be requested, through his Honor the Mayor, to

consider the advisability of restricting parking to one side of Ashmont street, between Adams street and Neponset avenue.

Passed under suspension of the rules.

#### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Luciano Bellanti (referred May 21) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Police Department—recommending passage of the accompanying order:

Ordered, That the sum of one hundred fifty dollars (\$150) be allowed and paid to Luciano Bellanti, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Police Department, Division 9, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of John J. Diggins (referred May 14) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Police Department—recommending passage of the accompanying order:

Ordered, That the sum of seven hundred ninety-three dollars twelve cents (\$793.12) be allowed and paid to John J. Diggins, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Police Department, Division 17, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of John F. Billotte (referred May 21) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Highway Division—recommending passage of the accompanying order:

Ordered, That the sum of nine hundred forty-four dollars forty cents (\$944.40), be allowed and paid to John F. Billotte, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Highway Division, Department of Public Works, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

4. Report on petition of Matthew J. Galvin (referred May 7) to be reimbursed as a result of three (3) executions issued against him on account of his acts as an employee of the Traffic Department—recommending passage of the accompanying order:

Ordered, That the sum of three thousand five hundred dollars (\$3,500) be allowed and paid to Matthew J. Galvin, in reimbursement for amount of three (3) executions issued against him on account of his acts as an employee of the Traffic Department, said sum to be charged to the appropriation for Executions of Court, Damage Claims, and Reimbursements.

5. Report on petition of Francis X. Gauthier (referred May 28) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Police Department—recommending passage of the accompanying order:

Ordered, That the sum of eighty dollars (\$80) be allowed and paid to Francis X. Gauthier, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Police Department, Maintenance Division, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

6. Report on petition of James F. Nolan (referred May 14) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Police Department—recommending passage of the accompanying order:

Ordered, That the sum of four hundred dollars (\$400) be allowed and paid to John F. Nolan, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Police Department, Division 10, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

7. Report on petition of Thomas Wythe (referred May 21) to be reimbursed as a result of two (2) executions issued against him on account of his acts as an employee of the Hospital Department—recommending passage of the accompanying order:

Ordered, That the sum of five hundred fifty-nine dollars fifty cents (\$559.50) be allowed and paid to Thomas Wythe, in reimbursement for amount of two (2) executions issued against him on account of his acts as an employee of the Hospital Department, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

#### APPOINTMENT BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointment:

Constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963; Herbert N. Alleyne, 374 Blue Hill avenue, Dorchester.

Referred to the Committee on Confirmations.

Adjourned at 3.21 P.M., on motion of Councillor Foley, to meet on Monday, June 11, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.  
(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON

## Proceedings of City Council

Monday, June 11, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., Senior Member COFFEY in the chair. Absent, Councillor Iannella.

Coun. SULLIVAN in the chair.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Eternal God, our Father, in obedience to Thy command we bring our petitions to Thee in this opening prayer. Our petitions are known to Thee, the needs of the city, the noble desires, high aspirations and longings of these councillors are known, but it is at Thy invitation and in acknowledgment of Thy authority and of our dependence that we heed Thy injunction to "ask," "seek," "pray," and our Father will answer.

Grant that this day we may work, live, legislate honestly, sincerely, serenely, never proving recreant to our duties, but discharging them faithfully and in the fear of the Lord. Whatever problems come this day, in this session, may we face them with trustful and firm reliance on Thy divine wisdom and Thy strength, this we ask through Christ Jesus our Lord.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

ADJOURNMENT.

On motion of Councillor Piemonte, the Council voted that when it adjourn today it adjourn in honor of Kathleen Ryan Daecy.

RODENT EXTERMINATION.

The following was received:

City of Boston,

Office of the Mayor, June 11, 1962.

To the City Council.

Gentlemen:

I transmit herewith communication from the Health Commissioner concerning your resolution of May 21, 1962, relative to formulating and prosecuting an aggressive program of rodent extermination throughout the various sections of the City of Boston.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Health Department, May 29, 1962.

Hon. John F. Collins,

Mayor of Boston.

Subject: Rodent Control Program.

Dear Sir:

The rodent problem in the City of Boston has been of great concern to the Boston Health Department for some time.

In anticipation of instituting a city-wide rodent control program, the Health Department conducted a pilot study in a small area in the Back Bay during 1961. A review of the results of this study revealed the following problems which are indicative of conditions that exist throughout the city:

(1) High Degree of Absentee Landlords—This constitutes a problem to the department because legal notices have to be served on registered owners and tax title researches are time-consuming resulting in serious delays in effectuating results.

(2) Improper Rubbish and Garbage Disposal Methods—Many sections of the city have now resorted to a mixed collection of rubbish and garbage. This practice results in feeding sites for rodents. The law requires that receptacles containing a mixture have to be covered but this law is difficult to enforce due to stolen lids, and barrels damaged by disposal contractors.

(3) Increasing Number of Vacant Lots—These lots, resulting from private and city demolitions, have become unlicensed dumps. Since this indiscriminate dumping occurs mostly during the very late and early hours of the day, apprehending violators is most difficult.

(4) Lodginghouses — The inhabitants of these houses are known violators of anti-litter laws. A survey is now being conducted to ascertain the number of lodginghouses that do not provide sufficient receptacles but, again, it is an inspection problem to insure that the occupants use the receptacles provided.

An advisory committee comprising representatives from the U. S. Public Health Service, Federal Fish and Wildlife, State Department of Public Health and the Supervisory Staff of the Boston Health Department is now being formed to establish a city-wide sanitary survey, in an effort to determine the complete rodent problem and to establish methods of control and maintenance.

Enclosed you will find a list of areas where a rodent problem is now known to exist and what measures have been taken by this department to alleviate the problem.

Respectfully yours,  
F. ROBERT FRECKLETON, M.D.,  
Health Commissioner.

KNOWN RODENT PROBLEM AREAS.

(1) West Roxbury—Sanitary survey made by Boston Health Department. Neighborhood has retained a private exterminator. Public Works Commission is studying the possibility of installing culvert in brook which is a large source of rodent population.

(2) Jamaica Plain—Sanitary survey has been completed by the Boston Health Department and an exterminator retained by neighborhood. The Brookline Health Department has made a sanitary survey of the area abutting at the request of the Boston Health Department.

(3) Back Bay—Rodent control program was conducted by the Boston Health Department in 1961. However, there is evidence of a return of the population due to problems existing in abutting areas, including the Charles River, along Storrow Drive, which were not exterminated.

(4) Chestnut Hill Avenue and Wallingford Road, Brighton—Site of old Public Works Department yard—surveyed by Boston Health Department and rats exterminated by Park Department. Still evidence of indiscriminate dumping nights. Area should be fenced off.

(5) Mile Road Dump—New regulations in effect June 1, 1962, which should more adequately control rodent population. Exterminator has been retained by City of Boston and Mile Road Corporation.

(6) Gardner Street Dump—Exterminator has been retained by City of Boston. Control apparently sufficient.

(7) Demolition Sites—All areas that have extensive demolition going on due to urban renewal and Turnpike Authority under control. Complete rodent extermination prior to demolition is a requirement of all contracts and checked by the Boston Health Department.

(8) Fort Point Channel—Evidence of active rodent infestation. City of Boston has filed legislation to fill in the channel which would help to alleviate the problem.

(9) Water Front—Evidence of rodent activity along the water front. The reinstitu-

tion of the program of checking shipping for rat guards on all guide lines and a survey of all docks for proper sanitary practices, is planned.

BOSTON HEALTH DEPARTMENT.  
SECTION OF ENVIRONMENTAL SANITATION.  
Placed on file.

FULL PENSION TO WIDOW OF  
JOHN J. GALLAGHER.

The following was received:  
City of Boston,  
Office of the Mayor, June 7, 1962.  
To the City Council.  
Gentlemen:

By a resolution adopted at your meeting on May 28, 1962, your Honorable Body has already recognized the conspicuous public service in the heroic death of the late John J. Gallagher while in the performance of his duty as a police officer of this city.

Under the State-Boston Retirement System, his widow will receive an accidental death benefit allowance equal to two thirds of his pay. The public good would certainly be promoted if there were an unstipulated reward for Officer Gallagher's conspicuous public service. Accordingly I recommend your adoption of the further resolution transmitted herewith favoring legislation making the death benefit allowance equal to his pay, instead of only two thirds of his pay.

I anticipate that Senator John J. Beades and Representatives Michael Herbert Cantwell and Charles L. Patrone, who have already filed legislation to a similar end, will join with me as co-sponsors of my petition.

Respectfully,  
JOHN F. COLLINS, Mayor.

The Commonwealth of Massachusetts.  
In the Year One Thousand Nine Hundred and Sixty-two.

An Act Increasing the Amount of the Death Benefit Payable Under the State-Boston Retirement System to the Widow of John J. Gallagher Who Died of Injuries Sustained in Line of Duty as a Police Officer of the City of Boston.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

SECTION 1. For the purpose of promoting the public good, the accidental death benefit allowance payable under the State-Boston retirement system to the widow of John J. Gallagher, who died on May twenty-fifth in the current year as a result of injuries sustained when shot on said date while in the performance of his duty as a police officer of the city of Boston shall consist of a yearly amount of pension equal to the annual rate of regular compensation payable to said police officer at the time of his death.

SECTION 2. This act shall take effect upon its acceptance by the city of Boston.

Resolved, That the petition of John F. Collins, Mayor of Boston, for legislation increasing the amount of the death benefit payable under the State-Boston Retirement System to the widow of John J. Gallagher, who died of injuries sustained in line of duty as a police officer of said city, be, and the same hereby is, approved.

On motion of Councillor Piemonte, the rules were suspended and the resolution was adopted.

RECORDING NOTICE OR DISCHARGE OF  
FEDERAL TAX LIEN.

The following was received:  
City of Boston,  
Office of the Mayor, June 11, 1962.  
To the City Council.  
Gentlemen:

For many years it has been the practice in this city for the City Clerk to charge under

what is now Rev. Ord. (1961), c. 30, s. 1, cl. (68), a fee of \$1 a page for recording a federal tax lien or a certificate of the discharge of such a lien. Chapter 62 of the Acts of 1962 establishes a fee of \$4 for such recording in other cities and towns. Because of the home rule over fees and charges given Boston by chapter 222 of the Acts of 1949 (see especially section 3 thereof), it is doubtful that chapter 62 of the Acts of 1962 applies to Boston; but no reason whatsoever appears why the City Clerk of Boston should not receive for such recording the same fee as the city clerks of other cities and towns. Transmitted herewith, therefore, is an ordinance which I recommend that you adopt to fix under chapter 222 of the Acts of 1949 as the fee of the City Clerk in Boston the fee fixed by said chapter 62.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston.

In the Year Nineteen Hundred and Sixty-two.  
An Ordinance Concerning the Fee to be Charged by the City Clerk for Recording a Notice of a Federal Tax Lien or a Certificate of Discharge of Such a Lien.

Be it ordained by the City Council of Boston, as follows:

SECTION 1. Section 1 of chapter 30 of the Revised Ordinances of 1961 is hereby amended by inserting after clause (103) the following clause:

(103A) Federal Tax Lien. The fee of the city clerk for recording under section 24 of chapter 36 of the General Laws a notice of a federal tax lien, or a certificate of the discharge of such a lien, shall be \$4.00.

SECTION 2. Anything in section 3 of chapter 1 of the Revised Ordinances of 1961 to the contrary notwithstanding, this ordinance shall be published by the action of the city council in passing the same.

Referred to the Committee on Ordinances.

CONVEYANCE OF CERTAIN LAND ON  
LONG ISLAND TO UNITED STATES  
OF AMERICA.

The following was received:  
City of Boston,  
Office of the Mayor, June 11, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith a whiteprint of a plan marked "City of Boston, Public Works Department, Engineering Division, Plan of Subdivision of Land, Long Island, Boston Harbor, May 10, 1961, John J. McCall, Division Engineer" showing a Parcel A consisting of 16.4 acres if computed on the basis of usable ground and 23.6 acres if taken to the low water limit, and a Parcel B at the north end of Long Island, consisting of 28.5 acres if computed on the basis of usable ground and 47.3 acres if taken to the low water limit. These two parcels of land were acquired by the City of Boston as a single tract from the United States of America by a deed dated March 28, 1949, and recorded with Suffolk Deeds, Book 6506, page 181, which contained the following provisions:

"This conveyance is made and accepted upon each of the following conditions subsequent which shall be binding upon and enforceable against the grantee, its successors or assigns, and each of them:

First: That for a period of twenty years from the date hereof said premises shall be continuously used as an extension of the facilities and accommodations of the Long Island Hospital operated by the Institutions Department of the City of Boston and devoted to the care of the chronic sick of the said city, and for incidental purposes pertaining thereto, but for no other purposes.

Second: That for a period of twenty years from the date hereof the grantee shall file a semiannual report with the War Assets



Administration, or its successor in function, setting forth its curricula and other pertinent data establishing its continuous use of said premises for the purposes first above set forth; and

Third; That in no case will it resell, lease, or otherwise dispose of said premises within twenty years from the date hereof without first obtaining the written approval of the War Assets Administration, or its successor in function, to such resale, lease or disposal.

'In the event there is a breach of any of the foregoing conditions by the grantee, its successors or assigns, during said twenty-year period whether caused by the legal inability of said grantee, its successors or assigns, to perform any of the said conditions, or otherwise, all the right, title and interest in and to the premises above described shall, at the option of the War Assets Administration, or its successor in function, revert to and become the property of the United States of America, which shall have an immediate right of entry upon the said premises, and the grantee, its successors or assigns, shall forfeit all right, title and interest in and to said premises and in and to any and all of the tenements hereditaments and appurtenances thereunto belonging; provided, however, that the failure of the War Assets Administration, or its successor in function, to insist in any one or more instances upon complete performances of any of the foregoing conditions subsequent shall not be construed as a waiver or relinquishment of the future performance of such condition, but the grantee's obligations with respect to such future performance shall continue in full force and effect; provided further, that in the event the War Assets Administration, or its successor in function, fails to exercise its option and the United States of America does not re-enter the premises for any such breach within twenty-one years from the date hereof, all the foregoing conditions subsequent, together with all rights of the United States of America to re-enter as hereinabove provided as of that date terminate and be extinguished.

'In the event the grantee, during the said twenty-year period, replaces the temporary structures and improvements on the above-described premises at the date hereof with permanent structures and improvements to be used for the same purposes as set out in condition numbered first above, it may make application to the War Assets Administration, or its successor in function, for, and the latter may, at its discretion, abrogate the conditions subsequent and the rights of re-entry hereinabove set forth.

'In the event the above-described premises outlive their usefulness for the purposes set out in condition numbered first above during the said twenty-year period, the grantee may secure abrogation of the said conditions subsequent, together with all rights of re-entry hereinabove provided, by (a) payment to the United States of America of the unamortized portion of the 100 per cent public-benefit discount allowed the grantee from the current market value of \$367,000, which amortization shall be at the rate of 5 per cent for each twelve months of operation in accordance with the terms and conditions hereof, and (b) approval of the War Assets Administration, or its successor in function.'

A view would disclose that structures not readily convertible to hospital uses and expensive to demolish cover one half of Parcel B while a steep hillock occupies the other half. Parcel B has, accordingly, not lent itself to an extension of the facilities and accommodations of the hospital now operated on Long Island by the Hospital Department of the City of Boston as successor in function to the now defunct Institutions Department of the city. On Parcel A, on the other hand, there are extensive hospital sewerage

treatment plant facilities, a hospital superintendent's home and grounds, a small beach and recreation area ancillary to the hospital, a softball field and sports area likewise incidental to the hospital, and a buffer zone necessary to protect against encroachment from Parcel B. Because of the city's failure to use Parcel B for an extension of the facilities and accommodations of the Long Island Hospital, its title to Parcel A has been in jeopardy as Parcel B is a substantial part of the single tract originally conveyed. See enclosed letter sent me under date of June 1, 1960, by the Regional Director of the Department of Health, Education and Welfare.

After a study of the matter, the above-mentioned plan was prepared and conferences were had with the Regional Director with a view to the city's retaining Parcel A and reconveying Parcel B. The Regional Director has recently advised me that both the regional office and the Washington office have approved of this proposal. As more fully appears from the certificate accompanying this message, the Board of Trustees in charge of the Hospital Department had already by vote on February 2, 1962, determined that Parcel B is no longer required for public purposes. Accordingly, I recommend the adoption by your Honorable Body of the order transmitted herewith authorizing such reconveyance of Parcel B.

Respectfully,

JOHN F. COLLINS, Mayor.

Department of Health, Education and Welfare,  
Regional Office, June 1, 1960.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mayor Collins:

This is to confirm our recent conversation with you concerning the extending of Long Island Hospital onto the site of Fort Strong. We reiterated that which we had told Mayor Hynes in our letter of June 5, 1959, that unless the city takes action to use the site of Fort Strong conveyed by deed of March 28, 1949, in accordance with the program and plan submitted by it to obtain this conveyance, we will have no alternative but to take action to effect a return to the United States of this property.

Sincerely yours,

LAWRENCE J. BRESNAHAN,  
Regional Director.

City of Boston,

Hospital Department, June 4, 1962.

To the Honorable the City Council.

Gentlemen:

As authorized and directed by vote of the Board of Trustees in charge of the Hospital Department, a certified copy of which vote is annexed hereto and made a part hereof, I hereby notify you in behalf of said Board that in the opinion of said Board the parcel of land described in said vote is no longer required for public purposes, and that said Board recommends the reconveyance of said parcel of land to the United States of America.

Respectfully,

WILLIAM H. ELLIS, Jr.,  
President, Board of Trustees, in Charge of the  
Hospital Department of the City of Boston.

Extract of Minutes,  
Board of Trustees,  
The Boston City Hospital.

February 2, 1962.

At a meeting of the Board of Trustees of the Boston City Hospital held in Boston on the 2d day of February, 1962, at which a quorum was present and voting, it was

Voted, That it be, and hereby is, determined to be the opinion of this Board that the land hereinafter described is no longer required for public purposes, to wit: the parcel of land at the north end of Long Island in Boston Harbor shown as Parcel B on plan marked "City of Boston, Public Works Department, Engineering Division, Plan of Subdivision of Land, Long Island, Boston Harbor, May 10, 1961, John M. McCull, Division Engineer," and containing twenty-eight and five-tenths (28.5) acres if



computed on the basis of usable ground and forty-seven and three-tenths (47.3) acres if computed to the low water limit; further

Voted, That the President be, and he hereby is, authorized and directed to notify the City Council on behalf of the Board that in the opinion of the Board said parcel of land is no longer required for public purposes and that the Board recommends the reconveyance of said parcel of land to the United States of America.

Attest:

THOMAS J. GIBLIN, D.M.D.,  
Secretary, Board of Trustees.

Whereas, By a deed dated March 28, 1949, and recorded with Suffolk Deeds, Book 6506, page 181, the United States of America conveyed to the City of Boston upon certain conditions a certain tract of land on Long Island in Boston Harbor now shown as Parcels A and B on the hereinafter described plan; and

Whereas, Said conditions have not been fulfilled insofar as they relate to Parcel B; and

Whereas, The Board of Trustees in charge of the Hospital Department, as the board in charge of said Parcel B, has notified the City Council that in the opinion of said Board said Parcel B is no longer required for public purposes; therefore it is hereby

Ordered, That his Honor the Mayor be, and he hereby is, authorized in the name and behalf of the City of Boston to convey to the United States of America, by a deed in form satisfactory to the Corporation Counsel, at a minimum price of one dollar (\$1), all right, title and interest of the City of Boston in and to the parcel of land at the north end of Long Island in Boston Harbor shown as Parcel B on plan marked "City of Boston, Public Works Department, Engineering Division, Plan of Subdivision Land, Long Island, Boston Harbor, May 10, 1961, John J. McCall, Division Engineer," and containing forty-seven and three-tenths (47.3) acres.

Referred to the Committee on Public Lands.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

Israel Cohen and Solomon Levenson, for compensation for injuries caused by city motor vehicle.

Helen B. Dangerfield, for compensation for damage to dress by catching on car parked in front of City Hall.

William F. Haggerty, for compensation for damage to property at 37 Dighton street, Brighton, caused by break in water pipe.

Rita Hinckley, for compensation for injuries caused by an alleged defect at 617 Washington street, Boston.

Oliver Lon Langille, for compensation for damage to car caused by faulty shut-off valve cover in road at 208 Bay State road, Boston.

Alvah J. Moseley, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

Wilfred J. Perrier, for compensation for damage to glasses on fireboat Engine 31.

Waldo Brothers Company, to be reimbursed for expenses incurred for sewer service at 202 Southampton street.

Morton White et al. for compensation for injuries caused by an alleged defect at 45A Bowdoin street.

#### PETITIONS FOR INDEMNIFICATION.

Petitions of Joseph Boylan, Ralph C. Brogna, Hazen A. Chalmers, George A. Comfrey, Hugh F. J. Duffy, Joseph T. Helm, James A. J. Higgins, William J. Kane, James M. Kenealy, John J. Maffei, John J. McKenna, Michael Santoianni, John J. Swan, and Frederick W. White, members of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses.

Severally referred to the Committee on Claims.

#### NOTICE FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. Bx for Boston Extension of the Massachusetts Turnpike.

Placed on file.

#### NOTICE OF HEARING BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held June 19, 1962, at 10 A.M., on petition of Johnson Bus Lines, Inc., and Short Line, Inc., for approval of transfer of certificates of public convenience and necessity for the operation of motor vehicles for the carriage of passengers for hire.

Placed on file.

#### APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of James A. Canton, William F. McCarthy, and Alvin J. Sims, having been duly approved by the Collector-Treasurer, were received and approved.

#### APPOINTMENTS BY THE MAYOR.

Notices were received from the Mayor of the following appointments:

Carmen Justino, 36 Upland avenue, Dorchester, to be a member of the Board of Examiners in the Building Department for the term ending May 1, 1964, vice George R. McNeil, term expired.

John J. McNamara, Jr., 74 Arborway, Jamaica Plain, to be a member of the Public Health Council for the term ending May 1, 1964.

Severally placed on file.

#### APPOINTMENT OF WALTER J. MALLOY.

The following was received:

City of Boston,  
Office of the Mayor, June 6, 1962.  
To the City Council.  
Gentlemen:

Subject to confirmation by your Honorable Body, I hereby appoint Walter J. Malloy of 49 Pershing road, Jamaica Plain, to be a member of the Boston Retirement Board for the term ending September 30 1964.

Respectfully,

JOHN F. COLLINS, Mayor.

Referred to the Committee on Confirmations.

#### RE: PETITION FOR REIMBURSEMENT BY JOHN G. O'DONNELL.

The following was received:

Esdaile, McKenney & McNaught,  
June 8, 1962.

Corporation Counsel, City of Boston, 11 Beacon Street, Boston, Mass.

Re: Patricia James vs. John G. O'Donnell.

Dear Sir:

Thank you for complying with my request of May twenty-ninth, and returning the execution to me in the above case.

I am now given to understand that upon presentation of the within execution that the Committee on Claims of the Boston City Council will reconsider the petition filed by the city employee that he be reimbursed for the amount represented.

I therefore return the execution herewith.

Very truly yours,

JAMES J. MCNAUGHT.

Referred to the Committee on Claims.

RE: PETITION FOR REIMBURSEMENT BY  
JOHN G. O'DONNELL.

The following was received:  
City of Boston,  
Law Department, June 11, 1962.  
MEMORANDUM ON CLAIM.  
Petitioner, John G. O'Donnell.

This is the resubmission of a petition to be reimbursed in the sum of \$8,000 payable on an execution issued by the Suffolk Superior Court against the petitioner on July 11, 1961.

On June 5, 1958, John G. O'Donnell, an employee of the Department of School Buildings, was operating a city car on the Fenway when it collided with an automobile that was leaving a parking space, said automobile being owned and operated by Parker K. James of New York City and in which Patricia K. James was a passenger. Mr. James stated during the trial of this case that he looked into his rear view mirror and commenced to back up in the Fenway. The James car moved backwards about 4 or 5 feet and then proceeded forward, at which time the car operated by your petitioner on the Fenway towards the same direction that the James car was being operated struck the James car. The point of impact was at the left front fender of the James car and the front bumper of the car being operated by your petitioner. The impact of cars caused the James car to be thrown against a parked bus and Patricia James the passenger was thrown forward and struck her head.

This case was tried before an Auditor on December 18 and 19, 1960, at which time the evidence showed that Patricia James, a 22-year-old girl at the time of this accident, was suffering from a mental retardation condition since she was six years old. Her parents had expended large sums of money in an attempt to correct this condition or in the alternative to educate the girl to the best of her potential and as a result of this training the girl though not leading the normal life of a 22-year-old girl was leading a useful life under the circumstances. It was stated at the trial that after her years of training she was a docile, friendly girl and in fact was working for the National Association for the Help of Retarded Children and receiving a nominal salary for such work.

Subsequent to this accident, it was testified that the plaintiff suffered from headaches, nausea, and diarrhea. She developed a urinary incontinence which had persisted, she was no longer docile and obedient and she had lost her color sense and regressed socially.

In New York the plaintiff has been treated since the time of the accident by her personal physician, a Doctor L. Edward Giovine at the Flowers Fifth Avenue Hospital. She has also been treated by Dr. Maxwell MacDonald and has had electroencephalographic study done. She has been found to have a convulsive potential which did not exist before the accident and the electroencephalographic study showed a disturbance more marked on the left side of the brain since the accident with increased abnormalities. I am also given to understand that the James girl is now undergoing shock treatments in New York City at the present time.

Subsequent to the trial of this case, the Auditor, Anthony O. Shalna, entered a finding for the plaintiff in the sum of \$9,500. Subsequent to this finding, the case was reached for trial in the Suffolk Superior Court on April 24, 1961, before Judge John Sullivan, at which time, after several conferences between trial counsel and the attorney for Patricia James, this case was settled in the sum of \$8,000, without interest or costs. It was the feeling of trial counsel that if this case were tried before a jury the plaintiff would prevail and recover a minimum of \$9,500 Auditor's finding, plus interest of two years and costs and very possibly the finding would exceed that given to her by the auditor and it was also considered that this case might

end in a finding for which the employee and ultimately the City of Boston might be responsible for the maximum reimbursement of \$15,000 under chapter 41, section 100A, of the Massachusetts General Laws.

The petitioner, John G. O'Donnell, was represented at the Auditor's hearing and at the subsequent disposition of this case before Judge Sullivan by Steven T. Ladoulis, an Assistant Corporation Counsel, who is no longer connected with this office.

As the petitioner, John G. O'Donnell, was in the performance of duty at the time of the accident and as he was represented by the office of the Corporation Counsel at the request of the head of his department under G. L. (Ter. Ed.), c. 41, s. 100A, as amended, I recommend that he be reimbursed in the sum of \$8,000.

J. EDWARD KEEFE, JR.,  
Assistant Corporation Counsel.

Approved:

ARTHUR J. COFFEY,  
Corporation Counsel.

Referred to the Committee on Claims.

REPORT OF COMMITTEE ON  
CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

Report on appointment by the Mayor (referred June 4) of Herbert N. Alleyne as constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending that the appointment be confirmed.

The report was accepted, and the appointment was confirmed.

RESERVED PARKING SPACE FOR  
HANDICAPPED PERSONS.

Coun. PIEMONTE offered the following:

Ordered, That his Honor the Mayor request the Traffic Commission to promulgate such orders or regulations and to do such other things as may be necessary to provide for the reserving of a space for parking of a car on the street abutting the residence of the holders of H. P. (Handicapped Persons) automobile plates.

Passed under suspension of the rules.

FIRE STATION IN THE WEST END.

Coun. PIEMONTE offered the following:

Whereas, The Boston City Council has before it an order calling for an appropriation of a certain sum of monies for the construction of a new fire station in the Bowdoin Square section of Boston; and

Whereas, The Executive Committee has held hearings on the aforesaid petition which developed that the sentiment of the civic groups, school officials, and residents of that area are against the erection of a fire station at the site proposed by the appropriation order; and

Whereas, It was brought out that the present fire station is a modern one and of acceptable design and adequate for the needs of the area; now therefore be it

Resolved, That the Boston City Council request the Government Center Commission to review its actions and that the fire station in the West End be allowed to remain on its present site at Bowdoin square; and be it further

Resolved, That a copy of this resolution be forwarded to the Government Center Commission.

The resolution was adopted under suspension of the rules.



PEOPLE AND BUSINESSES DISPLACED  
BY GOVERNMENT SPONSORED PRO-  
GRAMS.

Coun. PIERMONTE offered the following:

Whereas, There is an undetermined but increasing number of families, single persons, businesses and industrial firms in the City of Boston that are or will be displaced by construction of highways and public buildings, code enforcement, and other government-sponsored clearance or improvement programs, other than those programs of the Boston Redevelopment Authority; and

Whereas, The City of Boston, other than the Boston Redevelopment Authority, has no relocation policy and provides no relocation aid to families, single persons, businesses and industrial firms when they are required to move; and

Whereas, The Massachusetts Turnpike Authority, now constructing an extension to the Turnpike into the City of Boston, has no relocation policy and is not providing any relocation aid to families, single persons, businesses and industrial firms required to move by its construction policy; and

Whereas, The City of Boston should accept its responsibilities to aid families, single persons, businesses and industrial firms required to move by such construction and improvement programs, and should have a relocation policy to aid those so displaced, other than those programs of the Boston Redevelopment Authority; be it

Resolved and Ordered, That the Mayor of the City of Boston provide at the expense of the City of Boston for families, single persons, businesses and industrial firms displaced or to be displaced in the City of Boston by the Massachusetts Turnpike Authority's extension, the following:

1. Relocation aid to those displaced so that they may have help in finding adequate housing or businesses and industrial real estate sales, rentals, leasing and management be hired for this purpose;

2. Moving expenses for families and single persons up to \$200 and for businesses and industrial firms up to a maximum to be set by the Mayor and be paid by the City of Boston for those required to move;

3. An office or offices be set up to provide such relocation aid where families, single persons, businesses and industrial firms can go for help in finding housing and business and industrial space, and in arranging to move; such office or offices to be located near the Turnpike Extension for the convenience of those required to move; be it further

Resolved, That the City of Boston, other than the Boston Redevelopment Authority, establish a relocation policy to provide relocation aid, similar to the above-mentioned, for all families, single persons, businesses, and industrial firms required to move in the future because of construction of highways or other public improvements, or because of code enforcement or construction of housing or because of other government sponsored programs in the City of Boston that require relocation of families, single persons, businesses and industrial permits.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

REPAVING ADAMS STREET.

The following was received:

City of Boston,

Office of the Mayor, June 8, 1962.

To the City Council.  
Gentlemen:

I transmit herewith communication for the Commissioner of Public Works concerning your order of May 14, 1962, relative to the repaving of Adams street, Dorchester.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
June 5, 1962.

Albert I. Kramer,  
Administrative Assistant, Mayor's Office.  
Dear Sir:

Reference is made to the following City Council order dated May 14, 1962:

"Ordered, That the Public Works Commissioner be requested, through his Honor the Mayor, to repave Adams Street, Dorchester."

Adams Street, Dorchester, from Ashmont Street to Gallivan Boulevard, is a Chapter 90 project (state and city participating), to be constructed this summer in conjunction with the reconstruction of Ashmont street. Bids were received by the State Department of Public Works on May 25, 1962.

The portions of Adams street, from Park street to Ashmont street, and from Gallivan Boulevard to the bridge over the MTA near Cedar Grove, will be reconstructed in 1963. The remaining portions of Adams street were reconstructed within the last seven (7) years and are in good condition.

Respectfully,

JAMES W. HALEY, Commissioner.

Placed on file.

PROGRESS ON "WORKABLE PROGRAM."

The following was received:

REPORT OF PROGRESS ON BOSTON'S "WORKABLE PROGRAM" OF COMMUNITY IMPROVEMENT, JUNE 11, 1962.

Prepared at the Request of the Urban Renewal Committee of the Boston City Council.

INTRODUCTION

On September 22, 1960, Mayor Collins announced a proposed 90-million dollar development program for the City of Boston. The program was endorsed by the City Council, the Redevelopment Authority, and by a wide variety of civic and neighborhood organizations. Since that time it has served as the basic policy statement of Boston's program for community improvement.

Consideration by the City Council of the city's application for recertification of the workable program for community improvement makes this an appropriate time to identify and summarize significant achievements since the fall of 1960, to indicate changes or revisions in the community's over-all objectives, and to point out major goals which are set for attainment during the coming year.

On December 15, 1960, Boston received from then Urban Renewal Commissioner David M. Walker the formal federal approval and financial assistance necessary to get the Development Program under way.

On January 25, 1961, the Redevelopment Authority adopted a series of votes establishing a new organizational framework, appointing a Development Administrator as chief administrative officer, and authorizing other actions to carry out the responsibilities it had assumed. Copies of the votes and organization chart are submitted as Exhibits A-2 and A-5, respectively.

The 1960 statement placed major reliance on the federally-aided urban renewal program as the only comprehensive solution available to deal with all of Boston's major areas of slums and blight.

This judgment was supported by President Kennedy's bold and farsighted 1961 housing message and by the adoption by the Congress of the Housing Act of 1961. A vigorous team of administrators in the housing and renewal agencies under the leadership of Housing Administrator Robert C. Weaver is proving the national administration's dedication to the goal of rebuilding America's cities and ridding them of slums and blight.

Rehabilitation is the key to the Boston program. There is ever-increased understanding of this new approach to renewal. Important improvements have been made in the federal mortgage insurance programs intended to aid rehabilitation and make mortgage money more readily available from local lending institu-



tions. It should be noted that the Boston savings banks have pledged a fund of \$20,000,000 to Mayor John F. Collins for residential rehabilitation. Our expectation is that one set of rehabilitation standards, based primarily on the state sanitary code can be adopted for all renewal and improvement areas in the City of Boston. During the next twelve months our objective is to have at least pilot rehabilitation begun in Roxbury, South End, Charlestown, Mission Hill, and Dorchester.

Experience in the last year has demonstrated both the usefulness and flexibility of the General Neighborhood Renewal Planning approach in defining and identifying renewal needs in the various sections of the city. It is expected that GNRP and project planning will be supplemented during the next year by the beginning of a program of Community Renewal Planning (CRP). This form of federally aided planning assistance will help in providing a more comprehensive planning background for the undertaking of projects.

During 1961 several important planning and survey studies were begun as part of the comprehensive planning program. The most important of these were the neighborhood surveys and the Sargent School Survey discussed below.

A more detailed account of the last year and the expectations for the year ahead can be given on an area or project basis.

#### DOWNTOWN NORTH Government Center

First priority in the Development Program has been given to the Government Center Project. Few projects in the nation are more complex. Some eight governmental agencies with the power of eminent domain must come to agreement on the terms of their participation in the project if it is to be successful.

Here is the record to date. Early in 1961, the BRA engaged the nationally known architectural and planning firm of I. M. Pei and Associates to prepare an urban renewal plan for the Government Center Project. In six months time a draft was completed and intensive discussions begun with the government agencies scheduled to build in the area. Although preliminary negotiations indicated general satisfaction with the draft plan it became clear that considerable refinement would be required to put the plan into final form for legal approval.

Early Acquisition — First in the Nation. Faced with the prospect of causing further delay to property owners, families, and businessmen, who had already suffered hardship due to the designation of the area for clearance some years earlier, the BRA, with the support of the Mayor and Council, became the first renewal agency in the country to use the early land acquisition program.

This program permitted the Authority under state and federal legislation to use federal loan proceeds to acquire the property in the Government Center Project area in advance of the approval of the plan. In this way relocation and demolition could begin while the renewal plan was obtaining the necessary endorsements.

Urban Renewal Commissioner William L. Slayton came to Boston to announce approval of the \$21,260,470 early acquisition loan for the Government Center on September 25, 1961. One month later on October 25, 1961, the BRA made a taking. Family and business relocation began immediately.

Relocation of Families and Businesses. As of May 1, 1962, 102 families out of 264 and 77 individuals out of 176 had been relocated. As of June 1, 1962, 276 out of 715 business establishments had been relocated, the overwhelming majority inside the City of Boston.

\$29 Million Federal Office Building. The BRA and General Services Administration (GSA) entered into a revised memorandum of understanding during 1961 approving a specific site and renewal plan controls for the construction of the \$29 million federal office building. GSA architects Walter Gropius and Samuel Glazer worked closely with the BRA

planning staff in developing preliminary plans which have been approved by GSA. Working drawings will be completed in September, and it is estimated that construction will begin in November of 1962. The site selected will be ready when required.

\$20 Million City Hall. The BRA and the City Hall Government Center Commission agreed on plan provisions for the City Hall site in order that a national competition might be held to choose the design for the new \$20 million City Hall. The competition was successfully concluded, and the Commission is expected shortly to enter into a contract with the winning architects. The site will be ready when required. Construction is expected to begin in the summer of 1963.

\$35 Million State Service Center. The BRA staff and the State Government Center Commission have concluded negotiations on the site and on plan controls for the State Service Center to house the headquarters of the Division of Employment Security, the Health, Education and Welfare Building and the Mental Health and State Laboratory Building. A site plan has been completed for the area and preliminary plans for the buildings will be completed by the summer of 1962. The Governor has submitted a request for \$10 million more construction money in addition to the \$25 million already authorized by the General Court. Approval is hoped for at this session. Construction is scheduled to begin in the spring of 1963. The site will be ready when required.

Improved MTA Service. To improve MTA service to the project area and to provide a better site for City Hall the draft plan calls for relocation and straightening of the subway line running from Scollay square to Haymarket. The BRA and MTA have entered into a cooperation agreement for detailed engineering of the relocation. Work on the actual relocation is expected to begin before Labor Day, 1962. The site will be ready when required.

Improved Connections with Central Artery. To improve traffic circulation in the project area detailed negotiations were conducted with Public Works Commissioner Ricciardi for adjustments in the Central Artery to better serve the Government Center and surrounding areas. Subject to the completion of a satisfactory relocation plan, this problem has also been resolved.

1,600-Car Parking Garage. To provide off-street parking for the motorists visiting the Government Center Project, the BRA staff and the Real Property Board have reached agreement on the size and location of a \$6 million, 1,600-car parking garage in the project. Construction is expected to begin in the second half of 1963.

Fire Station No Longer Part of Plan. The draft plan called for a fire station to replace the Bowdoin Square fire station. The site selected was rejected by the fire underwriters. No suitable and satisfactory alternative site exists within the project area; therefore, a site on Cambridge street, between Joy street and North Russell street, has been recommended.

Police Building. The draft plan also provided a site for the Police Headquarters but this proposal has been abandoned and, instead, a consolidated police station is being considered for the area. This site can be ready when required.

Cooperation with Boston Public Works and Traffic Departments. Very close cooperation has been maintained with the Boston Public Works and Traffic Departments and they are cooperating with BRA in developing detailed plans for street and traffic changes.

As the above recital indicates, in the critically important public sector there has been a remarkable degree of cooperation among the many independent government agencies whose participation is essential if the Government Center Project is to be a success.

Private Investment in Government Center. In view of the reputation and condition of the area private construction will follow rather than lead public building in the renewal

of Scollay square. This is why primary attention has been given to reaching agreement with the public agencies.

However, the private side has not been neglected. The objective here is to obtain at least enough new investment to make certain that the city's tax income from the areas does not decrease. This will be difficult to achieve because of the large portion of the area which will be devoted to governmental use. Strong interest has been shown in the proposed private sites even before approval of the urban renewal plan.

On the basis of the considerable progress made to date, the Government Center plan should be ready for consideration by the BRA in July, 1962, and by the City Council in August, 1962, with a federal loan and grant contract executed in September, 1962.

The record for Government Center in one year would be enough for most city development programs. In Boston much more has also been accomplished.

Government Center is part of a General Neighborhood Renewal Planning area known as Downtown North. This, the oldest section of Boston, contains three other areas about which mention should be made at this time.

#### North Station Area

The BRA staff continues to work with the merchants and property owners of this key area looking toward a renewal project which will emphasize rehabilitation of existing commercial structures and development of vacant sites in and around North Station.

Major target in the North Station area is the removal of the elevated structure from Causeway street. Recommendations on the scheduling and cost of this improvement will be forthcoming shortly as a part of the North Terminal Area Study now being completed by a task force established by a group of public agencies concerned with transportation problems in this area.

#### North End

BRA staff and representatives of the North End have had many discussions on the future of this unique neighborhood. There is agreement that because of the small size and special character of the area clearance will be kept to the irreducible minimum and the emphasis will be on rehabilitation.

#### Atlantic Avenue Waterfront Area

The 1960 statement proposed a cooperative endeavor involving the City, the BRA, and the Chamber of Commerce. At the urging of Mayor Collins, the Chamber of Commerce raised sufficient funds to prepare an action program aimed at rebuilding and redeveloping this important and long-neglected section of the city.

The Chamber Water Front Committee and its staff have worked very closely with the BRA staff in developing plans for the water front. The Chamber group is convinced of the economic feasibility of major rebuilding in this section through the urban renewal process.

The Chamber's proposals for the water front will be presented to the Mayor, the BRA, and the City Council within the next sixty days together with a recommendation for detailed urban renewal survey and planning. The partnership which has been developed between public and private agencies on this project should go a long way toward ensuring its success. There will be many difficult problems to overcome before the water front can be rebuilt but the prospects are brighter now than ever before.

#### DOWNTOWN BOSTON

The Boston peninsula was divided into three planning areas, Downtown North (discussed above), Downtown, and Back Bay.

Downtown is the heart of the retail, financial, and entertainment centers. It has its full share of blight and of substandard or obsolete half-empty structures. Yet it retains great strength and even greater potential.

For planning and development purposes the downtown area has been divided into four subareas—Central Business District, South

Cove, South Station, and Financial District. The Financial District is in much the best condition and priority attention is therefore being given to the other parts of the area. The critical facts in the South Station area are the future of the Terminal and its railroad service and the impact of the Turnpike Extension. The BRA staff is working closely with the Turnpike Authority and various private groups to develop a workable program for this important area.

#### Central Business District and South Cove

Top priority in the Downtown Area has been given to the preparation of an action program for the Central Business District, followed closely by a similar program for the quite run-down South Cove area.

Renewal of the CBD can only take place with the active and strong support of the retail community. Such support will only come if it is based on confidence in the plans proposed and detailed knowledge concerning them.

During the past year there has been close contact and cooperation with the retail community, and a very effective working relationship has been established.

Within the next six weeks the program for the CBD will be ready to move to the next stage—a detailed survey and planning program under combined public and private sponsorship aimed at preparing an urban renewal plan for the area. Following closely behind and perhaps to be submitted at the same time will be a survey and planning application for the South Cove area. The Tufts-New England Medical Center (T-NEMC) has established a planning office and program and has worked with the BRA staff in the preparation of a program for the area. Federal law permits the city to use institutional expenditures for property acquisition in a renewal area as a substitute for city expenditures in the financing of an urban renewal plan. Substantial expenditures of this kind make it both possible and desirable to give early attention to renewal in the South Cove area.

#### Back Bay

The timetable for planning and renewal of the Back Bay section was unsettled by the uncertainties surrounding the Prudential project and the Turnpike Extension. Now that both these projects are moving ahead we can begin to plan with more assurance in this area.

In common with other lower priority areas the Back Bay is still primarily in the survey stage. Staff and consulting survey work is under way. A firm foundation is being laid for the preparation of a General Neighborhood Renewal Plan for the area.

#### THE RESIDENTIAL RENEWAL AREAS

A major element of the Boston Program is the renewal of seven predominantly residential neighborhoods now suffering from blighting influences. These neighborhoods are Roxbury, South End, Charlestown, Parker Hill-Fenway, South Boston, East Boston, and Jamaica Plain.

These neighborhoods vary widely in appearance, topography, and character. They share the common problem of worn-out housing, schools, and stores. They were developed in a day of different standards. They must be rejuvenated if they are to hold their residents against the competition of the suburbs. They have in common convenience, uniqueness and ancient loyalties. Suffering from neglect their problems can no longer be safely ignored.

Statistics are available in quantity to describe the number of substandard units, the age of schools, the absence of parks, the scarcity of mortgage financing, and fire insurance.

Perhaps the most significant statistic of all is this huge and silent one. Between 1950 and 1960, 90,000 people left these areas. In our concern with relocation of those who are forcibly displaced by urban renewal we must never lose sight of the far greater number of



people who have cast a quiet vote of no confidence in the older areas by packing up and moving out. This is the important trend which must be reversed through the urban renewal process.

Urban renewal plans for the residential areas will vary from one neighborhood to another but all will have certain elements in common.

#### Rehabilitation

The major element for each of the areas will be residential rehabilitation. We are developing and checking out a city-wide set of rehabilitation standards which will satisfy federal requirements for both urban renewal and mortgage insurance and will also be satisfactory to local mortgage lenders.

#### Schools

Boston's school plan has run down very badly over the last thirty years. A key element in the renewal program will be replacement of worn-out obsolete schools. In order to prepare an over-all approach to the school building problem the BRA entered into a contract with the Harvard Graduate School of Education for a comprehensive survey of Boston's school building requirements. The work has proceeded in closest cooperation with the school superintendent and his staff. The survey has been completed and is expected to be released before the end of June, 1962.

Schools are expected to play a central role in the residential renewal program. The Harvard report will be of invaluable assistance in the preparation of detailed neighborhood plans.

#### Parks, Playgrounds, Streets, Utilities

Most of Boston's older neighborhoods have not kept up with changing times and standards. If they are to continue to be attractive places in which to live the physical plant and community facilities must be brought up to date. Urban renewal is the only way the city can afford the investment and at the same time insure that investment by seeing to the rehabilitation of surrounding private property.

#### New Housing

The renewal program in the residential areas will concentrate on garden or row type housing for family living. Maximum advantage will be taken of the new FHA program which permits an interest rate of 3 1/8 percent for relocation housing.

On the basis of very preliminary estimates it would appear possible to build over 5,000 moderate rental and sales units in the older neighborhoods of Boston in the next five to ten years. This potential investment of at least \$60,000,000 will go a long way toward stabilizing these residential areas.

Basic staff studies of this kind of housing are almost completed and more detailed studies will be under way shortly. It is hoped that several hundred of these units can be started in the spring and summer of 1963.

#### Relocation

The BRA recognizes its responsibility to give special attention to family and business relocation. It now has under contract, to be completed this year, the first comprehensive relocation study undertaken for a local renewal agency in the country. It is expected that this study will provide expert guidance to the BRA in developing proper staffing patterns, making more effective use of existing public and private housing and developing a specialized program to provide new and rehabilitated relocation housing.

#### Planning with People

The whole heart and soul of the renewal process in Boston today is planning with people. It marks a shift away from the clearance project to the renewal rehabilitation project aimed at preserving an entire neighborhood.

The process is simple. It begins with an act of faith. The BRA staff and neighborhood groups make contact with one another. They get acquainted. They work together, and develop confidence and respect. This joint effort—this confidence and respect is the basis of success. Without it, renewal cannot succeed.

The basic philosophy is this. Large scale urban renewal is impossible without neighborhood support. Neighborhood support is impossible unless the neighborhood is fully informed and neighborhood views are respected. Large scale plans for the renewal and rehabilitation of a neighborhood should not be moved ahead without the active support of independent neighborhood renewal committees. If the benefits of renewal do not outweigh the disadvantages and the disruption in the minds of neighborhood people then renewal should not be undertaken.

It is one of the glories of the Boston program that "planning with people" has found a warm, genuine, and enthusiastic response wherever it has been tried.

A comprehensive approach is essential if Boston is to deal intelligently with the monumental problems confronting it.

Yet to move forward the largest of plans and programs must follow an orderly pattern, step by step, area by area.

It is useful therefore to turn to the individual project areas and record the progress which has been made toward achieving the over-all goal of renewing Boston.

#### Washington Park

The Washington Park section of Roxbury was selected in 1959 as Boston's first rehabilitation project area. At that time the area was limited to 186 acres because of then existing limitations on federal capital grant funds. In July of 1960 the Urban Renewal Administration approved a survey and planning advance for 186 acres. Washington Park's place as the first renewal area was maintained in the expanded program and early in 1961 detailed survey and planning activities began. By summer of 1961 it had become clear that if urban renewal in the area was to have the maximum degree of success the boundary should be extended to Franklin Park. A preliminary report to this effect was submitted to the Redevelopment Authority in July and encouragement received to plan from then on on the basis of the expanded area.

On January 31, 1962, the BRA staff presented a draft plan for the expanded area to the Authority with a request to approve the filing with the City Council and the federal government an amended survey and planning application for an expanded project area.

This application was approved by the Authority on February 7 and by the City Council on April 23. It has been approved in the regional office and approval in the central URA office is expected very shortly after the Council approves the Workable Program.

Several hearings were held on the Washington Park proposal both in the City Council Chambers and the neighborhood and sentiments were expressed in favor of the proposal. On June 1 a revised early land application was submitted to the Redevelopment Authority, and the Authority has scheduled a hearing for June 25 in the area. The early land proposal calls for the acquisition of some 35 acres in the project area to provide relocation sites for housing, community facilities, schools and displaced businesses. If the Authority approves the early land proposal it should be transmitted to the Council in July and with Council approval a taking could be made in September. Under this schedule relocation could begin immediately in September and clearance of sites shortly thereafter.

At the same time work is proceeding on the rehabilitation aspects of the Washington Park project. Under the present schedule a final urban renewal plan for the expanded Washington Park project area should be ready



for submission to the Redevelopment Authority for public hearing before the end of 1962.

The residents of Washington Park have organized themselves into urban renewal action committees to work with the Redevelopment Authority staff. At least 100 meetings have taken place over the last year and a half between members of the BRA staff and community groups. These meetings have been extremely productive and as a result a very close working relationship has developed. The BRA staff has gained a closer insight into the problems of the area, and the residents have become more thoroughly informed about the urban renewal process and proposals for the area.

The response which the Washington Park community has given to urban renewal is one of the most encouraging signs in the whole urban renewal program. We are hopeful that in the next twelve months we will see new construction of relocation housing, rehabilitation of existing housing, and a clear demonstration that rehabilitation can work in Roxbury.

#### SOUTH END

The original Development Program for the South End designated it as a survey and planning area which would have meant that detailed survey and planning work would have begun immediately. The Urban Renewal Administration, however, determined that the first step should be a General Neighborhood Renewal Plan program.

In the summer of 1961 this General Neighborhood Renewal Plan work began on a large scale with detailed surveys of the entire area. In July of 1961, a few days after President Kennedy signed the Housing Act of 1961, the survey and planning application was resubmitted to the Urban Renewal Administration. It was approved in March of 1962 subject to recertification of the city's Workable Program for Community Improvement. Pending such recertification the staff is preparing the detailed survey and planning work and recruiting the necessary trained planners to undertake this major work.

Because of an earlier proposal to clear the Castle Square area conditions in that section of the South End had continued to decline. Special studies were undertaken in the latter part of 1961 and as a result an early land acquisition proposal was submitted to the Redevelopment Authority in March of 1962. After the hearings required by law were held the request for approval of the early land taking in Castle square was submitted to the City Council on June 4, 1962. If the City Council approves the proposal it will be submitted immediately to the Urban Renewal Administration, and as soon as the early land acquisition agreement is approved a taking will be made. Depending upon the time which these steps take it may be possible to begin relocation operations and move as many families with school children out of the area as possible before the beginning of the school year.

The Authority has before it a preliminary proposal for the re-use of the Castle Square section for relocation housing and for relocation of displaced businesses. The detailed project planning for the South End will take from one year to eighteen months from the time survey and planning funds are made available following approval of the Workable Program.

The South End is one of the most highly organized residential areas of the city. Despite the existence of blight, there is strong pride in many areas of the South End and a deep desire to improve and rehabilitate it. The staff has developed good working relationships with a variety of the South End community organizations and these groups have formed a South End Urban Renewal Committee to act as their liaison with the BRA staff. The committee has been functioning very well. It has been meeting with the BRA staff on a weekly basis. The South End is a good

example of a neighborhood which can only be rehabilitated if the confidence of the residents is maintained and encouraged.

#### CHARLESTOWN

The original Development Program proposal for the Charlestown district was to treat it as a survey and planning area. However, a shortage of available funds led the Urban Renewal Administration to approve instead a General Neighborhood Renewal Plan program for the area. This program was actively under way in the summer of 1961. In this period a North Terminal Area study has been undertaken to deal with a variety of transportation problems in the North Station and Charlestown areas. The Redevelopment Authority was a participant in the study and in the financing of the consultants. The North Terminal Area study is expected to be completed by the end of June, 1962. It is anticipated that in addition to recommendation about roads and railroads it will propose a solution to the long-standing problem of the Charlestown elevated structure between City square and Sullivan square. This recommended solution will be crucial to the success of the renewal program for Charlestown.

A series of alternative renewal plans have been developed by the BRA staff for discussion with residents of the Charlestown district.

Over the last six months over 50 meetings have taken place with Charlestown organizations to discuss alternative plans. Recently the 70 organizations which exist in Charlestown formed themselves into a Federation of Charlestown Organizations to have district-wide representation on urban renewal matters. In Charlestown, too, the project staff has developed a close working relationship with the community groups and has benefited greatly by the ideas and opinions expressed by the residents of the area.

A few days after President Kennedy signed the Housing Act of 1961 the survey and planning application was resubmitted to the Urban Renewal Administration and was approved in March of 1962 subject to approval of the Workable Program. The project staff is ready to go into detailed survey and planning activities just as soon as Workable Program approval has been received. Parker Hill-Fenway

Survey work was begun in the Parker Hill-Fenway area in the summer of 1961 and has continued to the present time. A survey and planning application is in the process of preparation for the Mission Hill section of this area. The area contains the Mission Church, a famous basilica, the Harvard Medical School and a group of affiliated hospitals. One of the major problems in the area is controlling the direction and amount of institutional expansion so it will not destroy the residential character of the area. At the same time it must be recognized that the institutions must have room for growth.

Discussions have taken place in the neighborhood with the residents and are continuing. In the meantime strong opposition has been expressed to the erection of a high-rise building on Tremont street adjacent to the Mission Church. Working out an urban renewal plan which will be acceptable to the residents of the area and to the institutions and which would properly protect the interests of both and of the city as a whole will not be an easy job.

As in the South Cove area money spent by the hospitals and educational institutions in the Mission Hill area can be counted toward the city's share of the cost of carrying out an urban renewal project. Any surplus funds not required by a project in this area can be pooled for use in other project areas. For this reason and because there are time limitations within which the credits can be claimed the city has every reason to go ahead in this area if a plan can be found which will satisfy both the neighborhood and the institutions. South Boston, East Boston, Jamaica Plain

These three predominantly residential General Neighborhood Renewal Plan areas have a lower priority at this time. Substantial survey work has been undertaken in South Boston,

East Boston, and Jamaica Plain. Consulting engineering contracts and other work is under way working toward the preparation of GNRPs. These areas are expected to benefit by the experience obtained in urban renewal in the areas in which work is further along. In each of the areas the Redevelopment Authority staff members have met with neighborhood organizations.

**OPPORTUNITY PROJECTS**

In addition to the major projects called for by the Development Program opportunities arise from time to time to undertake smaller-scale projects which can be moved independently of the over-all program. Several of these are in various stages of processing.

1. North Harvard—The BRA has scheduled a hearing on a proposed urban renewal plan for the area, a finding that the tract is substandard and/or decadent, and on a 121A application for the six-acre area which is adjacent to the Harvard Business School. If approved, the plan calls for the erection of an attractive apartment building containing 279 units.

The tentative schedule for project development, assuming approvals required along the way, calls for beginning of construction in the spring of 1963.

2. Mattapan—The BRA is in the final stages of preparing an urban renewal plan calling for relocation housing on a 45-acre tract in Mattapan. The Authority staff expects to submit a proposal for hearing on an urban renewal plan and an eligibility finding in the month of June for consideration by the Redevelopment Authority. As presently planned, the area would provide in excess of 490 rental units for relocation of displaced families from various project areas. On the basis of present time schedules construction would be prepared to begin in the spring of 1963.

3. Tremont-Mason Street—The developer selected for the redevelopment of the White Fund properties on Tremont street has expanded the site and with the help of 220 financing expects to begin development soon. As a result of this financing it will be necessary for the BRA and the City Council to approve an urban renewal plan for a so-called nonassisted project.

**STAFF ORGANIZATION FOR THE DEVELOPMENT PROGRAM**

On January 25, 1961, the Redevelopment Authority adopted a reorganization plan and a series of votes establishing the position of Development Administrator and giving the appointee certain powers and duties so long as he was serving hereunder. This reorganization and delegation of powers and duties was upheld as appropriate by the Supreme Judicial Court on May 5, 1961.

In the spring of 1961 an intensive recruiting drive was initiated to hire the staff of highly qualified professionals required to prepare and carry out the nation's most ambitious urban renewal program. Preference has been given first to Bostonians and people from the Boston area and indeed a substantial majority of those hired have been from this area. However it has also been necessary to go far beyond this area to get the scarce talent required. We have had to face the fact that there is a national shortage of qualified city planners and trained urban renewal technicians.

We have encountered particular difficulty in obtaining experienced and qualified transportation planners, including a director, project planning officers and project directors. In addition we are now making special efforts to recruit personnel experienced in rehabilitation, land disposition and home building. We continue to search out qualified people and are encouraged by the high quality of the staff assembled to date.

**FINANCING THE PROGRAM**

There are many ways of measuring the federal and local expenditures required to carry out the Boston Development Program.

Survey and Planning advances are not a meaningful measurement because such advances are added into the over-all cost of undertaking a project.

The best measuring rod for statistical purposes is the amount of federal capital grant contracts or reservations required to carry out the program.

The following table indicates estimated federal capital grant requirements to Boston as of June 1, 1962:

**FEDERAL CAPITAL GRANT REQUIREMENTS  
JUNE 1, 1962.**

Project	Capital Grant Requirement
New York Streets (1),	\$3,200,033
West End (1),	10,883,975
Government Center (2),	25,800,000
Washington Park (3),	15,418,000
South End (4),	24,692,800
Charlestown (5),	9,828,000
Downtown (6),	10,000,000
Parker Hill-Fenway (7),	2,642,000
Back Bay (7),	658,653
South Boston (7),	5,554,000
East Boston (7),	3,690,000
Jamaica Plain (7),	4,180,000
North Harvard (8),	290,025

Total estimated capital grant requirements as of June 1, 1962, \$116,737,000

(does not include estimate for water front project now being prepared).

- (1) under loan and grant contract: \$14,033,108.
- (2) current staff estimate, increase of \$16.4 million from existing reservation.
- (3) approved request with boundary extension, representing increase of \$12.8 million from existing reservation.
- (4) approved request, increase of \$20.2 million from existing reservation.
- (5) approved request, increase of \$4.9 million from existing reservation.
- (6) existing first project reservation staff estimates now being prepared from Central Business District and South Cove projects.
- (7) existing first project reservations.
- (8) existing project reservation.

The federal capital grant requirement of \$117 million will provide for two thirds of the net cost of undertaking these projects plus the full cost of relocation payments. The remaining one third, totaling \$56 million must come primarily from one of three local sources:

1. City contributions in the form of cash from general funds or bond proceeds either paid directly into the project account or used to defray the cost of such community facilities as schools, streets, sewers, etc., to the extent they serve and support the project area. All or nearly all of Boston's contributions will be in the form of long-needed schools and other community facilities.

2. State financial aid for urban renewal. The Commonwealth has assumed an obligation to reimburse cities and towns for one half of their share of net project cost. The estimated state share of the cost of the Boston program would total \$26 million spread over at least 20 years with the city bearing the full cost of interest for any bonds which might be floated.

3. Credits for land purchases by institutions in renewal areas. These credits are obtainable if the provisions of section 112 of the Housing Act are closely followed. The total potential credits in Boston exceed \$30 million but only a portion of this amount can be applied in the projects listed above.

Estimates of the amount and timing of city expenditures for urban renewal will change from time to time as the program develops. With proper use of section 112 credits and the assured availability of state aid, there is no reason why Boston cannot afford an even larger program of urban renewal without straining its own resources.

Urban renewal financing is extraordinarily complicated and yet quite important in the over-all success or failure of the program.



During the next year the BRA staff will undertake the preparation of detailed projections on the financial aspects of urban renewal.

#### CAPITAL IMPROVEMENT PROGRAM

The Redevelopment Authority staff is now preparing in cooperation with the various city departments concerned, a capital improvement program for the six-year period 1963-68. It will be Boston's first capital improvement program which will integrate urban renewal requirements with the established requests of the city departments. By this integration the city will be able to stretch its capital improvement dollars farthest and reduce the over-all cost of renewing the city substantially.

Questionnaires have been sent out to the various city departments as reported above. Professor Sargent, of the Harvard School of Education, has completed a survey of school building requirements. Other surveys are under way for utility requirements. The objective is to have a program to submit to the Redevelopment Authority in the fall of 1963 and shortly thereafter to the Mayor.

#### PUBLIC HOUSING

During the last year the BRA staff has prepared for BRA consideration and staff guidance a policy statement on public housing. The statement has also been reviewed by the Boston Housing Authority. A copy is attached as Exhibit A-4. With growing agreement on the kind of new public housing Boston should have in the future, we look forward to making progress in the area of project design with considerable encouragement from the new Public Housing Commissioner, Marie McGuire.

#### CODE ENFORCEMENT

During 1961, at the request of his Honor the Mayor, the Bureau of Municipal Research undertook a survey and report on a code enforcement program for Boston. After receiving and analyzing the report, Mayor Collins submitted a proposal and budget for the establishment of an Office of Neighborhood Improvement in the Office of the Mayor. In somewhat reduced form the proposal was approved by the City Council and recruiting for the approved positions is now under way.

The first coordinated code enforcement program will begin in Dorchester, one of the six improvement areas of the city.

#### OFFICE OF DEVELOPMENT

In 1961 the Office of Development was established to provide a direct link to the Mayor for the administration of the Development Program. The Development Administrator has been appointed head of the Office of Development in addition to serving as the chief administrative officer of the Redevelopment Authority. Many of the staff functions originally proposed for the Office of Development have been established in the Redevelopment Authority. Further study will be given to the original proposals for the Office of Development during the ensuing year.

#### COMPREHENSIVE COMMUNITY PLANNING

In 1951 Boston approved a comprehensive general plan for the community as a whole. In the years since that time the planning staff has made detailed district plan studies in all the districts of the city and has published and had approved a plan for the Central Business District. The neighborhood plans serve as the basis for the General Neighborhood Renewal Planning program approved in the fall of 1960. The planning staff of the Redevelopment Authority now has under way a major comprehensive planning effort. It differs from most other planning programs in being very closely integrated with the renewal program.

Staff work on a comprehensive plan has focused on the regional core function of Boston, on the preparation of a Community Renewal Program application, on the prepara-

tion of a capital budget with particular emphasis on school requirements. The number of staff personnel assigned to comprehensive planning is expected to continue to increase, and it is hoped that sometime in 1963 a revision of the comprehensive general plan will be completed and ready for action by the Redevelopment Authority.

#### STAGING PLAN BY QUARTERS

The original statement of the Development Program contained a staging plan by quarters based on certain assumptions about programming and scheduling. The objective is to set tight target dates for moving the program along.

Attached as Exhibit A-5 is a revised staging plan by quarters effective July 1, 1962. It is expected that this staging plan will be reviewed and, if necessary, revised at least once and perhaps twice each year. It serves as a useful guide and checkpoint on progress or lack of progress in various areas.

#### SUMMARY AND CONCLUSION

In the period since the first publication of the Development Program by Mayor Collins in September of 1960 major accomplishments have been achieved. There have been many delays and many problems, some foreseen and some not, which have kept the program from moving as fast as everyone would have liked it to. However, considering the obstacles and the time which has passed the progress in Boston will stand favorable comparison with any renewal program in the United States for a comparable period. His Honor, Mayor John F. Collins, the Redevelopment Authority, and the City Council have continued to provide strong and vigorous leadership for the program, the kind of support without which the program cannot go forward.

The Council has held public hearings on all major proposals which have come before it and has also held public hearings in neighborhoods affected by particular renewal proposals. The BRA staff has benefited from the Council hearing and questions by different councilors concerning the program. We look forward to a continued close relationship with the City Council and its urban renewal committee.

It may be appropriate to close this first progress report on the Boston Development Program by restating the guideposts which were incorporated in the original Development Program statement. They would appear to have as much validity now as they did at that time.

1. Public Information—The citizens should be fully informed about the progress of the program in its various stages. The primary means of accomplishing this should be through the newspapers and the television and radio stations. Talks before interested groups can also be useful. The individual citizen should also be able to walk in off the street and get the answers to his questions.

Reporter and citizen alike, however, must understand that at some stages in a project there are many questions which have no answers except speculative ones. Here the best possible answer must be given with proper caution that the final answer is not known.

2. Neighborhood Participation—The residents of a neighborhood for which renewal is proposed should assume an active role in the replanning and renewal of their area. Neighborhood participation can best be secured through a renewal committee composed of representative citizens of the neighborhood.

A basic assumption of this program is that it will be carried out on a partnership basis between City Hall and the people of the neighborhoods through neighborhood renewal organizations.

3. Family Relocation—One major purpose of a family program is to relocate families from substandard dwellings into decent, safe, and sanitary housing at prices or rentals they can afford to pay at convenient locations. This is not just a pious principle; it is the basic requirement of the law. It is of prime importance that such relocation of families as may be required be done with decency, human-



ity, and a firm determination that the spirit as well as the letter of the relocation law be observed.

4. Business Relocation—Some dislocation of businesses is just as inevitable as that of families, and the hardship is at least as great.

Even though there is no legal requirement to do so, a business relocation office should be established and staffed to assist displaced businessmen in finding satisfactory new quarters.

5. Projects and Patronage—A large-scale urban renewal program offers tremendous opportunities for patronage and the dispensing of favors. Job opportunities are opened up; contractual services are required. The purchase and then sale of large amounts of property offers many opportunities for doing favors.

However, neither the public nor the federal government can be expected to provide the support such a program requires unless they are confident that patronage and favoritism are out.

6. A City Beautiful—Renewal and rehabilitation do not guarantee beauty. It is entirely possible to rebuild Boston in an unattractive unimaginative way which will make people wonder whether the new is in fact better than the old. This can be avoided with sufficient forethought and courage.

It is the function of distinguished architecture and imaginative civic design to see that beauty is the hallmark of the renewed city. Beauty once flourished in Boston. It must again. The Public Garden, the State House, are marvelous examples of what can be accomplished.

#### EXHIBIT A-2

#### Resolutions adopted by the BOSTON REDEVELOPMENT AUTHORITY January 25, 1961

1. Re: Establishment of a class of temporary employees to be known as Development Program Employees.

Whereas, The expanded staff requirements for carrying out the Boston Development Program will exist for a temporary period and can best be met by a maximum flexibility in hiring, dismissal, promotion, and transfer of staff; and

Whereas, If such staff were to be classified as permanently employed within the meaning of section 26QQ of chapter 121 of the General Laws, it would seriously jeopardize the Authority's ability to carry out the program with maximum efficiency and economy; therefore be it

Resolved, That there shall be established a new class of temporary employees of the Authority which shall be known as Development Program Employees who shall be employed from time to time for work in the Development Program and shall not be considered as permanent employees of the Authority. All such employees, unless otherwise specifically provided, may be dismissed at any time for cause or on three months' notice without cause.

2. Re: Development Administrator

Voted, That the Development Administrator shall be employed on a nonpermanent basis to serve as the chief administrative officer, under the direction and supervision of the Authority and that the following powers and duties be delegated to the Development Administrator:

(1) Develop and carry out plans and program of the Authority subject to appropriate review by the Authority.

(2) Direction of and supervision of all members of the Authority staff provided that the Executive Director acting as Secretary shall be responsible to the Authority directly for the preparation of its minutes and the General Counsel shall be responsible directly to the Authority for legal opinions made at its request, both the Executive Director and General Counsel being subject to the supervision and direction of the Development Administrator for all other duties;

(3) Internal organization of the Authority staff and functions, it being understood that no major changes will be made

in the organization chart submitted December 21, 1960 (as modified by paragraph 2, above), without consultation with the Authority, the Authority reserving the right to disapprove such changes if it so desires.

(4) As representative of the Authority negotiate with officials of the Housing and Home Finance Agency, the Urban Renewal Administration, the Federal Housing Administration, the State Housing Board and such other federal and state agencies as may be required to carry out the Development program.

(5) Recruitment of staff personnel subject to such recruitment policies as the Authority shall establish.

(6) Establishment of staff compensation subject to Authority approval, it being understood that, so long as the Development Administrator shall be serving hereunder, changes shall not be made in staff compensation unless recommended by the Development Administrator and approved by the Authority.

(7) Appointment, suspension and removal of all personnel, counsel and consultants and all parties engaged to perform personal services for the Authority, subject to Authority approval, it being understood that, so long as the Development Administrator shall be serving hereunder, appointments, suspensions or removals shall not be made unless recommended by the Development Administrator and approved by the Authority, it being understood that the Development Administrator shall not have the power to recommend suspension or removal of Authority employees having the benefits of the tenure law, section 26QQ, chapter 121, and presently employed by the Authority, except for cause.

(8) Coordination with the Mayor and City Departments.

3. Re: Executive Director

Voted, That the Executive Director shall be the chief of the Operations Division and shall in that capacity be under the supervision and direction of the Development Administrator. As secretary of the Authority, the Executive Director shall keep the minutes of all meetings of the Authority and have custody of the seal of the Authority, and in that capacity shall report directly to the Authority.

4. Re: General Counsel

Voted, That the General Counsel shall be responsible, under the direction and supervision of the Development Administrator, for the legal aspects of land acquisition, including eminent domain takings, land damage litigation and title work, and shall, upon request by the Authority, render legal opinions directly to the Authority, it being understood that the General Counsel shall be responsible directly to the Authority for land damage litigation in the West End and Whitney Street projects, and under the supervision and direction of the Development Administrator, shall be responsible for the legal aspects of land disposition in the Prudential project. The General Counsel shall be in attendance at all meetings of the Authority.

5. Re: Legal Officer

Voted, That the Legal Officer shall be responsible, under the direction and supervision of the Development Administrator, for administrative legal work, drafting of specialized communications and contracts, legal aspects of land disposition, and rendering legal opinions to the Development Administrator, it being understood that the General Counsel is not under the supervision and direction of the Legal Officer.

6. Re: Recruiting Policy Statement

Voted, That the Authority adopts the following statement of recruiting policy and authorizes and directs the Development Administrator to carry it out:

"The successful carrying out of the Development Program requires a staff of the best and most qualified people available from the city, state, and nation. The staff opportunities available in the Boston Program are to be widely publicized in the appropriate channels.

"Ability to do the job must be the sole criterion for employment, in order to maintain public confidence in the program and to avoid political considerations in recruitment."

7. Re: Employment of Edward J. Logue as Development Administrator

Voted, That Edward J. Logue of New Haven, Connecticut, be, and hereby is, appointed Development Administrator of the Authority within the class of Development Program Employees of the Authority.

8. Re: Executive Director, Operations Department

Voted, That Kane Simonian shall be chief of the Operations Department with the title of Executive Director under the supervision and direction of the Development Administrator. The Executive Director shall be responsible for land acquisition activities, relocation of families and businesses, project engineering, site operations, property management, demolition, payroll and project accounting. He shall be responsible directly to the Authority for the completion of the West End, U. R. Mass 2-3, and Whitney Street Project, it being understood that for the purposes of federal reporting on the West End project, he shall be under the supervision and direction of the Development Administrator.

9. Re: Planning Administrator, Planning Department

Voted, That Donald M. Graham shall be chief of the Planning Department with the title of Planning Administrator at a salary of \$18,000 retroactive from October 26, 1960. He shall be under the supervision of the Development Administrator and shall be responsible for comprehensive city planning, renewal, project planning, transportation planning, and planning administration.

Voted, That the Authority authorizes and directs the Development Administrator to seek federal approval of the proposed consolidated annual budget for 1961; it being understood that said budget as it may be revised shall be submitted to the Authority for final approval by appropriate resolution before formal federal approval is sought. The proposed salary schedule is approved.

Specific raise for Mr. McCormick from \$11,000 to \$12,000, above proposed amount in budget; for Miss Downey, to \$5,300.

Classification of Andrew Anderson-Bell raised from Principal Planning Designer to Chief Planning Designer with a salary increase to that classification at \$9,500.

John C. Conley, General Counsel, to receive \$17,900 instead of \$16,500; Legal Officer raised to same amount.

Raises for Redevelopment Authority employees adopted:

Thomas O'Brien, new title of Administrative Assistant.

Joseph Fitzsimmons, new title of Chief Accountant.

Thomas Kerrigan, new title of Comptroller.

Robert McGovern, new title of Real Estate Officer.

Thomas Benson, promoted from Field Worker to Assistant Site Office Manager at \$6,500.

Wallace Orpin, title changed to Chief Engineer and Director of Site Development.

Salary raises made effective as of February 1, 1961.

11. Re: City Budget

Voted, That the Boston Redevelopment Authority requests \$299,703 be appropriated or transferred from available general city funds and that the Development Administrator is hereby authorized to submit such request to the Mayor of the City of Boston and to the Director of Administrative Services together with all appropriate supporting documents and to furnish such additional information as may be required.

12. Re: Quarters

Voted, That the Authority approves the proposals for the renovation of the tenth and eleventh floors submitted by the Development Administrator with a modification providing that the Authority itself, the General Counsel, and the Operations Department shall be quartered at 73 Tremont street until the Authority shall determine otherwise. With the approval of the Authority, the Development Administrator shall select one or more firms to prepare contract drawings, furniture specifications and supervision for renovation work. The Development Administrator is directed to seek appropriate approvals for this work from the Urban Renewal Administration and the Mayor.

13. Re: Special Counsel

Voted, That the Development Administrator is authorized to negotiate with Lewis H. Weinstein and his firm, Foley, Hoag & Elliot, as Special Counsel, the funds for payment for such services to be drawn from federal project accounts in such amounts as may be approved by the appropriate federal authorities or from such other sources as the Authority shall authorize, it being understood that if federal approval is obtained, he may retain Mr. Weinstein to be paid by federal funds on an interim basis.

EXHIBIT A-5  
 BOSTON DEVELOPMENT PROGRAM  
 Starting Plan by Quarters, as of July 1, 1962 (Project's status determined as of first day of the quarter)

	1962	1962	1963	1963	1963	1963	1963	1963	1963	1964	1964	1964	1964	1964	1964	1965	1965	1966	1967	1968	1969	
	3	4	1	2	3	4	1	2	3	4	1	2	3	4	1-2	3-4						
Government Center.....	EL (S&P)	LG	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Washington Park.....	S&P	EL (S&P)	.....	.....	LAG	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	CO	.....	.....	.....
South End.....	S&P	EL (S&P)	.....	.....	.....	.....	LAG	.....	.....	.....	LAG	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Charlestown.....	S&P	.....	.....	.....	LAG	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Waterfront.....	G.N.R.P.	S&P	.....	.....	.....	LAG	.....	.....	.....	.....	LAG	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Central Business District.....	G.N.R.P.	S&P	.....	.....	.....	.....	.....	LAG	.....	.....	.....	LAG	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
South Cove.....	G.N.R.P.	S&P	.....	.....	.....	.....	.....	LAG	.....	.....	.....	LAG	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Mission Hill.....	G.N.R.P.	S&P	.....	.....	LAG	.....	.....	.....	LAG	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Back Bay.....	G.N.R.P.	.....	.....	.....	S&P	.....	.....	.....	S&P	.....	.....	.....	.....	.....	LAG	.....	.....	.....	.....	.....	.....	.....
South Boston.....	G.N.R.P.	.....	.....	.....	S&P	.....	.....	.....	S&P	.....	.....	.....	.....	.....	LAG	.....	.....	.....	.....	.....	.....	.....
East Boston.....	G.N.R.P.	.....	.....	.....	.....	S&P	.....	.....	.....	.....	.....	.....	.....	.....	LAG	.....	.....	.....	.....	.....	.....	.....
Jamaica Plain.....	G.N.R.P.	.....	.....	.....	.....	S&P	.....	.....	.....	.....	.....	.....	.....	.....	.....	LAG	.....	.....	.....	.....	.....	.....

LEGEND  
 G.N.R.P. — General Neighborhood Renewal Planning under way.  
 S&P — Survey and Planning — preparation of an urban renewal plan under way.  
 EL (S&P) — Early Land Acquisition (Survey and Planning) — relocation, demolition under way during completion of urban renewal plan.  
 L&G — Loan and Grant — urban renewal plan approved, loan and grant contract executed, project execution under way.  
 CO — Project Closed Out — all work completed.



## EXHIBIT A-5

## BOSTON REDEVELOPMENT AUTHORITY

## Statement on Public Housing in Boston

It is the goal of the City of Boston to ensure "a decent home and a suitable living environment" for every resident of the city.

With respect to this goal, the Boston Redevelopment Authority has the twofold responsibility of (1) planning for the future residential areas of Boston, and (2) implementing an urban renewal program which will achieve the plans.

How well the Boston Redevelopment Authority can carry out these responsibilities is directly affected by the public housing program of the city.

A planning agency, the Authority recognizes that new and rehabilitated housing will have to be made available to all income groups in the city if the goal is to be achieved. Whereas the private market can provide decent housing for higher-income families, public subsidy is required to make standard units available to low-income families.

As a renewal agency, the Authority is concerned that desirable living units are available to accommodate low-income families that must frequently be displaced as plans are implemented. Public housing is the primary source of decent accommodations for low-income families.

The public housing program of the City of Boston is, therefore, an integral part of the total planning and renewal program. It is for this reason that the Boston Redevelopment Authority wishes to make the following recommendations regarding public housing, recognizing all the while that the location, construction, and operation of public housing in the city are the primary responsibility of the Boston Housing Authority.

## Location

1. Public housing should be an integral part of an existing residential neighborhood so that the families in public housing can participate in the established social relationships of the community.

2. Public housing should be dispersed throughout the city in a variety of residential areas that contain families of varying size, income, racial, and national background.

3. Public housing should be located in areas which will continue to be suitable as living areas. Each area should have:

- (a) good public transportation;
- (b) schools, churches, parks, and shopping facilities within walking distance;
- (c) no hazardous or noxious surrounding land uses such as heavy through traffic, truck terminals, railroad yards, dumps.

## Size

1. In order to integrate public housing into the existing fabric of a neighborhood, the number of units in one location should be small.

2. The appropriate number of units depends upon the particular site and upon design. The maximum should be 100, and there might be as few as five or ten units at one location.

3. Costs of both new construction and of management will go up with small, scattered public housing; but the increased costs may well be worth the added benefits. A balance between size and costs will have to be achieved after some experience with small sites.

## Design

1. Public housing units should consist of a variety of building types; they should fit in with the predominant building type of the surrounding area.

2. Public housing should be created by the rehabilitation of existing structures as well as by the construction of new buildings. This will help to integrate public housing with the existing private housing in the city.

3. Two- or three-story garden apartments, row houses, or rehabilitated three-deckers should be provided for families with children rather than elevator apartment buildings.

## Operation

1. In accordance with federal requirements and the policy of the Boston Housing Authority, families displaced by urban renewal action should have priority in obtaining housing accommodations in the projects of their choice.

2. The distribution of families in public housing should avoid the concentration of socially-troubled or broken families in a few projects in the city.

## Method of Development

The scheduling of additional public housing (rehabilitation and new construction) and the selection of sites should be closely coordinated with all other renewal activities in the City of Boston. Close cooperation between the Boston Housing Authority and the Boston Redevelopment Authority is necessary so that public housing can make the maximum contribution to meeting the housing needs of the low-income families of Boston and to the improvement of the residential areas of the city.

Referred to the Executive Committee.

## THE NEXT MEETING.

On motion of Councillor Foley the Council voted that when it adjourn, it be to meet on Monday, June 25, 1962, at 2 P.M.

## REPORT OF COMMITTEE ON URBAN REDEVELOPMENT, REHABILITATION AND RENEWAL.

Coun. McDONOUGH, for the Committee on Urban Redevelopment, Rehabilitation and Renewal, submitted the following:

Report of the Committee on Urban Redevelopment, Rehabilitation and Renewal—a document titled "A Review of Progress Under the Program for Community Improvement (Workable Program)," submitted by the Mayor on March 19, 1962, and referred to this committee on the same date.

The study of the progress of Boston's program for community improvement, which your committee has just concluded, represents the most intensive look the City Council has taken to date at the joint effort the city, state, and federal governments are making to physically renew our city.

Hearings were held on eight days and the total time expended during the hearings amounted to about forty hours.

The committee in attempting to organize the hearings followed the pattern set forth in HHFA Form H-1082 (S-60) which first asks the municipality to submit a "Declaration of Policy" and then requires reports on the following seven subjects:

1. Codes and Ordinances
2. Comprehensive Community Plan
3. Neighborhood Analysis
4. Administrative Organization
5. Financing
6. Housing for Displaced Families
7. Citizen Participation

## DECLARATION OF POLICY

This statement should identify (1) significant achievements during the past year, (2) Changes or revisions in the community's overall objectives, (3) Major goals which are set for attainment during the coming year.

Since the document submitted to your committee as the Declaration of Policy and marked Exhibit A was a reprint from the "City Record" of September 24, 1960, and therefore could not possibly fulfill the above three requirements, the committee asked Mr. Logue, as the head of the Office of Development, to review Exhibit A with a view to bringing it up to date. This Mr. Logue agreed to do. And on June 6 he submitted a 40-page statement to the committee, a slightly amended version of which I understand is to be submitted to the Council today.

#### CODES AND ORDINANCES

Of necessity, Housing Code enforcement is the backbone of any real community effort to renew Boston. The testimony elicited at the hearings indicate that our code enforcement program, as it exists, presently is spotty, intermittent and not geared to do the job.

The Boston Municipal Research Bureau has proposed that thirty people be hired by the Mayor's Office, without regard to Civil Service, at a salary higher than our present code enforcement officers who are under Civil Service. To date it would appear that no action has been taken to implement this suggestion though some moneys were provided for this purpose in the municipal budget passed in April of this year.

It is the feeling of some members of your committee, including the chairman, that if the number of code enforcement personnel is to be increased and if higher salaries are to be paid, it would be better done by increasing the pay and numbers of the personnel already within the Health Department since this agency is charged by statute with the duty of enforcing the sanitary code.

This would also obviate creating a new city department which would appear to be unnecessary.

During the course of the hearings, however, it became clear that housing code enforcement is lagging badly. By whatever means, this municipality activity must be greatly increased if neighborhoods which are in the earlier stage of blight, or are threatened by blight, are to survive.

#### COMPREHENSIVE PLANNING

Boston has no general plan for the entire city more recent than 1951.

Since September of 1960, all city planning as well as planning of the BRA comes within the scope of activity of the BRA and consequently is administered by the Development Administrator Edward Logue. Mr. Logue is something less than convinced of the need or utility of a comprehensive plan, preferring to concentrate planning activities within urban renewal areas. Mr. Donald Graham, chief planner, however, indicates that an updated comprehensive plan for the entire city will be completed some time in 1963. Since, it seems that the federal government requires such a plan before it will participate in the urban renewal program and since without its participation, and more especially without its contribution of two-thirds of the cost of urban renewal, it would be impossible to carry on the urban renewal program, it would appear to be wise to develop such a comprehensive plan forthwith.

#### NEIGHBORHOOD ANALYSIS

Surveys have been made to analyze the city's neighborhoods. The results of these surveys show that some neighborhoods are definitely blighted, some not so blighted, and some endangered by neighboring blighted areas. Further surveys will no doubt be made.

#### ADMINISTRATIVE ORGANIZATION

Administrative organization we have. Commissioners, departments, boards, officials, subdivisions, and authorities abound. Also the Boston Municipal Research Bureau and Chamber of Commerce are always willing to lend a hand with special problems.

#### FINANCING

Boston has always stood ready to finance programs which give promise of community improvement. Past municipal budgets and municipal borrowings will attest to this. Presumably, it will continue to do so.

In addition to these programs, the Development Administrator has indicated that about \$42.5 million will have to be raised as the city's contribution to the urban renewal program during the next ten years. He also looks to the state government to contribute another \$42.5 million, and to private institutions to expend an additional \$30 million on

improvements which would be credited to Boston.

If these amounts can be raised, Boston's total contribution toward urban renewal would be \$115 million and would make the program eligible for 230 millions of dollars from the federal government. If the state government and private institutional attitudes and treatment of Boston in the past are any indication of how the city is likely to be treated by these in the future, the Development Administrator's hopes for the state and institutional contributions would seem to be wildly optimistic.

#### HOUSING FOR DISPLACED FAMILIES

In this area the workable program leaves much to be desired. To date there has been no rehabilitation of existing housing or construction of new housing so as to provide the much talked about decent, safe, sanitary housing at a rental that the family of modest means can afford. In dealing with this problem, the program is long on promises and short on performance. It is time we put up or shut up.

The workable program document indicates that between January, 1962, and December of 1963 there will be a surplus of 17,356 units of housing. What this means or is supposed to mean is anyone's guess. Perhaps it means that no rehabilitation of existing housing or construction of new housing is needed to relocate families displaced by governmental action. If this is what is meant, let it be recorded that no surplus of decent, safe, sanitary housing available at a modest rental has been observed by your committee. On the contrary, it would appear that there is a great shortage of this type of housing within the city.

#### CITIZEN PARTICIPATION

Considerable effort has been expended to establish communications between the BRA and various community organizations. Some of these community groups existed prior to the urban renewal program and some have come into existence in response to the program.

While the relationship between the BRA and these groups appears to be well established, it would seem that the citizenry as a whole, that is, the ordinary family living in the urban renewal areas has not become involved in the program.

Another practice in which the Authority has engaged about which some comment would seem appropriate is the practice of establishing contractual relationships between the BRA and various community organizations within renewal areas.

These contracts establish a principal and agent relationship between the BRA and the community organization. Unless closely observed, the relationship could degenerate to the point where the community group is no more than a lobbyist for the authority within the neighborhood. The community organization would thereby become the agent of the Authority within the neighborhood when its true role should be to act as a voice for the neighborhood in addressing the Authority.

#### CONCLUSION

It is apparent from an examination of the record of your committee's hearing that the workable program of the City of Boston as it presently exists is deficient in a number of respects, particularly with reference to code enforcement, comprehensive planning, relocation of displaced families, and citizen participation. In view of this, it would seem to be fair to state that we have no real "workable program" at this time.

The order upon which this committee is now reporting would have this Honorable Body recorded as approving this "workable program" after "careful study."

It is the committee's understanding that if the "workable program" as it currently exists is not approved by this Body all federal assistance to the urban renewal program and to



our federally assisted housing program will cease.

Your committee thus finds itself precariously perched on the horns of a dilemma. To call the program as it sees it will bring all federal assistance to a halt, yet to approve the present program does not reflect the true sentiment of your committee.

Since the administration, under present federal regulation must resubmit this program for approval again next April, your committee suggests that the better course would be to approve this program with the admonition to the municipal administration that unless the program's deficiencies are corrected, the program will not be approved when re-submitted.

For the Committee,  
PATRICK F. McDONOUGH, Chairman.

The question came on acceptance of the report of the committee.

Coun. TIERNEY moved that action on the report of the committee be delayed to the next meeting of the Council, namely, June 25, 1962.

Coun. FOLEY in the chair.

The foregoing motion was lost.

The foregoing report of the Committee on Urban Redevelopment, Rehabilitation and Renewal was accepted.

Coun. PIEMONTE, a member of the Committee on Urban Redevelopment, Rehabilitation and Renewal, submitted the following:

**Minority Report on the Workable Program:**

The Program for Community Improvement, or Workable Program as submitted, provides only a very general statement on the seven major elements of the workable program. Particularly, the sections on codes and ordinances on housing for displaced families are not satisfactory. Even the June 11th report of progress on Boston's Workable Program of Community prepared at the request of the Urban Renewal Committee of the Boston City Council does not show these parts of the program as they really are. The report is full of expressions. The fact remains that according to their own figures given in response to a Council inquiry, some 5,807 housing units have been destroyed and more than 4,000 families required to move; that the average monthly income of the families forced to move was \$218.52, and the average monthly rents \$42.96; that as of this date only 462 housing units have been constructed as compared with the 5,800 that were destroyed by urban renewal; that the average monthly rent of the 462 units constructed is \$218.52 as compared with the average of \$42.96 paid by the families forced out. Other than just a formidable array of expressions the workable program does not contain a definite commitment for the construction of standard housing for people being displaced at prices, or rents they can afford in locations convenient to their work, nor does the workable program as submitted provide for community living where families of lower income can in standard housing enjoy knowing and seeing the others.

Although the city has had since 1956 a minimum standard for dwelling units, and although the past and present city administration have had a free hand and did so exercise it in supplementing the regular civil service employees with temporary, or provisional inspectors of their own choosing both in the Health and Building Departments, neither the city administration, nor the urban renewal program have attempted to enforce this important aspect of urban renewal—code enforcement.

Other than mere expressions, the workable program does not set forth any definite plan for code enforcement. In the budget for the fiscal year prepared by the Administration in 1962, submitted to the Council in February for approval by the Council April 2, the Administration requested moneys for the division of Neighborhood Improvement.

At the time of this writing this office of Neighborhood Improvement has not been activated.

It is most important to the City of Boston to have a program for community improvement that is workable and effective. I am in favor of such a program. It is necessary to have good codes and ordinances, adequate code enforcement, community planning, administrative organization, financing and housing for displaced families and all the other elements to build a better Boston with people and not just for them.

The document as submitted by the Mayor is not satisfactory to me. Being in favor of a workable and effective program for community improvement, and being dissatisfied with the document presented as Boston's workable program, I recommend that it not be approved. Placed on file.

Coun. SULLIVAN in the chair.

The question then came on passage of the order approving the "Workable Program," submitted by the Mayor on March 19, 1962, and the order was passed.

Later in the session, Councillor Foley moved reconsideration of the foregoing vote on the passage of the order. The motion for reconsideration prevailed.

The question then came on passage of the order, and the order approving the "Workable Program," submitted by the Mayor on March 19, 1962, was passed, yeas 4, nays 3:

Yeas—Councillors Hines, Kerrigan, McDonough, Sullivan—4.

Nays—Councillors Foley, Piemonte, Tierney—3.

**MINORITY REPORT OF COMMITTEE ON URBAN REDEVELOPMENT, REHABILITATION AND RENEWAL.**

Coun. FOLEY, a member of the Committee on Urban Redevelopment, Rehabilitation and Renewal, submitted the following:

There has been forwarded to me by a former member of this Body, now employed with the federal government, a small pamphlet identified as The Workable Program—A Plan of Action for the Renewal of a Community by the Community, published by the Housing and Home Finance Agency in April, 1960, Norman P. Mason, Administrator, and available from the Superintendent of Documents, United States Government Printing Office, for the price of 15 cents.

In this pamphlet, which explains the Workable Program, there is a paragraph which reads as follows:

"The philosophy underlying the Workable Program idea, however, extends far beyond any specific legislation. As a matter of principle all communities that are interested in a productive future as well as better living for their citizens should have a Workable Program—and one that actually works. A Workable Program is a key to community success—perhaps one of the most important keys available." (In the pamphlet the word "works" is in italics.) What is wanted is a Workable Program that works.

The paragraph thereafter gives seven basic elements of a Workable Program. I shall treat them in order.

1. Sound local housing and building codes . . . enforced . . . an end to tolerating thousands of illegal, degrading, unhealthy substandard structures and areas where many people have to live in almost every American community . . .

Does Boston have sound local housing and building codes enforced? There seems to be no doubt that the Mayor's answer, at least to this problem is No, else why should there have been submitted to us the elaborate mechanism of the Office of Neighborhood Improvement which has not as yet been staffed if we did have sound local housing and building codes enforced?

Your committee explored this question at some length and brought to the Development Administrator's attention his pronouncements



on this subject in the September 24, 1960, document known as the "Logue" program. Your committee also invited his attention to the record of the proceedings in this Body in April, 1961, where it was urged upon him to implement his recommendations in 1960, and to give us a code enforcement program on the simple principle that any code enforcement program is better than none.

Your committee invited Mr. Slavet of the Boston Municipal Research Bureau, who is involved in this matter, to appear and discuss the problem of code enforcement, specifically the so-called Office of Neighborhood Improvement. I had the most distinct impression that in this matter the Boston Municipal Research Bureau might with justice be accused of a little conspiratorial pork barreling.

2. A general "master" plan for the community's development . . . an end to haphazard, thoughtless planning and growth . . . a road map for the city's future in a planned framework for the region, metropolitan, or intercity urban area of which it is a part.

Much again must be said on this subject which is essentially the question of comprehensive planning. At one point, I put to the Development Administrator a simple proposal, that is, if the Redevelopment Authority has been over the past few years discharging properly and adequately its duty as the Planning Board for the City of Boston, a duty imposed upon it by the so-called Prudential legislation, there would inevitably be traces of such activity to be found in the motions, orders, resolutions, or other records of the proceedings of the Redevelopment Authority as it sat in official assembly over the past two years. I asked the Development Administrator if he would provide us copies of such motions, orders, or resolutions. He has not as yet either answered the question or provided us copies of such orders, motions, or resolutions indicating comprehensive planning activity. There is a good and adequate reason for his failure to do so. There are no motions, orders, or resolutions on the subject of comprehensive planning; there is no trace of activity of the Boston Redevelopment Authority in this field over the past two years. We have, in effect, not had any comprehensive planning in Boston for the past two years. Mr. Graham testified that as measured budget-wise the comprehensive planning activities of the City of Boston have not increased since 1959, while other activities of the Planning Department in the Redevelopment Authority have expanded by geometric progression. This was brought to the attention (at the final meeting) of the Board of the Redevelopment Authority. They promised to do more. I requested the Authority to make good on that commitment by simply increasing the budget for comprehensive planning not related to renewal. I hope some good will come of this.

So that it might not be thought comprehensive planning is a field comparable to advanced theoretical physics from which little good will ever come to the City of Boston, may I suggest that there have been matters of great moment facing the City of Boston over the past several years, i.e., since the Prudential legislation, which are comprehensive planning questions, to which the Redevelopment Authority as it is the Planning Board has simply addressed inadequate or no attention.

There are many matters, as a matter of fact, on most matters in this category the Redevelopment Authority has done nothing and has indicated a lack of awareness of its responsibility to do anything.

For example, metropolitan planning. There appears to be no formal position of the Redevelopment Authority with respect to metropolitan planning and each year a metropolitan planning bill is thoroughly defeated in the Great and General Court.

There appears to be no activity of significance by the Redevelopment Authority with respect to mass transportation. Yet in the past several years torrid political battles have been fought on the question of mass trans-

portation; for example, the expansion of mass transportation to the South Shore.

In the past several years there has been completed a rezoning of the City of Boston, the first such rezoning since the year 1924. The Boston Redevelopment Authority has had the most minimal contact with the Zoning Commission in this rezoning of the City of Boston. My impression of the rezoning effort as it has been carried out by the Zoning Commission is that the rezoning of the City of Boston which has been produced is a little more, if at all more, than a present land use map. I suggest to you for example that the exercise of a modicum of imagination in the field of rezoning would have resulted in the rezoning of Calf Pasture Dump area long since by the Zoning Commission.

I suggest that the Redevelopment Authority as it is the agency for renewal, comes into contact with much less than half the geographical area of Boston. As it is the agency for comprehensive planning in the City of Boston, it must plan for that area touched by renewal and in addition the much more than half of the city not affected by renewal. To neglect the comprehensive planning function is to neglect much more than half the geographical area of the City of Boston.

I suggest further that the rehabilitation of the economic base of the City of Boston is not a basic responsibility of the Redevelopment Authority as it is the renewal agency, but it is the direct responsibility of the Redevelopment Authority as it is the planning agency. I suggest that the tax base which has dropped from two billion in 1930 dollars to one billion four in 1962 dollars is, when corrected for the declining value of the dollar, in disastrous shape and one to which direct attention must be paid. The Redevelopment Authority as it is the Planning Board is not paying this attention.

I suggest to you further that it developed from these hearings that a top-grade economist working more outside the renewal program than within it is needed by the City of Boston. At the end of the hearings, the Development Administrator announced that he is looking for one. I suggest that he will also look for the credit for recognizing the necessity. Let the credit go where it may, rightly or wrongly, if Boston is served. Those who are interested may study the record.

3. Basic analysis of neighborhoods, and the kind of treatment needed . . . an inventory of blighted and threatened areas to develop a plan of treatment to stop blight in its tracks.

I suggest that this requirement is being met but in a slow, formal, institutionalized way. I suggest that the pace of this analysis is not even remotely adequate to the speed necessary to get the job done. I am in agreement with the somewhat tongue-in-cheek observation of the Majority Report on this point as well as on other points. Many a true word is spoken in jest.

4. An effective administrative organization to run the program . . . coordinated activity toward a common purpose by all officers and arms of the local government.

It has been the policy of the Development Administrator to serve as Director of the Office of Development in the Mayor's office as well as the Administrator for the Redevelopment Authority. The Office of Development in the Mayor's office we learned some years ago was supposed to comprehend two necessary activities. The Office of Development in the Mayor's office was to be the code enforcement office and it was also to be the office which would service those who wished to develop in Boston, that is, both inside and outside renewal and redevelopment areas. It is conceded by all that the code enforcement effort has not even begun. I suggest to you that there is a further conclusion to be drawn from these hearings. It is that the assignment of encouraging prospective developers has been given no more attention than code enforcement for a very simple reason. It is that the Development Administrator has simply taken on more than he can handle. He is so

reluctant to release the slightest quantum of power from his hands that we, in fact, do not have anyone of rank to encourage developers, nor do we have code enforcement.

Least this be disputed, the record will show that the Development Administrator stated that the staffing of this Office of Development consisted of the Development Administrator (Mr. Edward Logue) and his secretary. It seems to me that this sort of thing is a *reductio ad absurdum* on the whole administrative process. If it does not satisfy you as such, I suggest to you that requiring the purchase by public auction of the land on Pearl and High streets by a group of British developers is certainly such a *reductio ad absurdum*. I further suggest to you that any person of rank and consequence serving as Director of Development in the Mayor's office would have long since gone to the Legislature and had stricken from the books the useless and unworkable law requiring the city to auction tax title property and to auction properties taken in excess when eminent domain is used for some public purpose. Such properties should be sold directly to responsible developers.

I personally have heard many complaints from business people in Boston to the effect that they simply cannot even get to see responsible people in the administration of the Authority to answer problems they have with respect to development in Boston. It would obviously be impossible to identify such persons because of the embarrassment which would thereby arise, but I challenge the business community to say that this is not so. A Director of Development in the Mayor's office who could devote adequate time to this purpose and who would be a person of rank and authority would end this absurd situation. Mr. Logue's theory, "Better two hats than two heads," is simply not working and in all probability will not work in the future.

5. Financial capacity to carry out the program . . . using community revenues and resources to build a better city for the future instead of continuing to pay heavily for past mistakes.

It is my distinct and decided impression that nothing would stiffen the morale of the older but still pleasant residential districts of Boston than more generous services. I reside in an area and in a neighborhood which has been liberally splashed with orange ink on Mr. Logue's maps denoting deterioration. We will have in my area tonight two police officers on fixed posts. There will be no other police officers on foot in the district tonight. The population of the district is about 50,000 to 55,000 people. These figures I am sure of. They can be established by a simple nose count. Mr. Slavet's figures on the same subject I have infinitely less faith in. I suggest that really adequate servicing is the only thing which will sustain the older districts of Boston in the next quarter of a century. I suggest to you that we better reach a point quickly where we can afford such servicing, and I suggest to you that that can only be done by economic development in the City of Boston, that it cannot be done in time by the federal renewal program for the program is not designed to attain such an end, and that the Redevelopment Authority and the Development Administrator have seized about all the authority in the municipal structure for doing something about the economic development in Boston. I suggest to you they have been devoting most inadequate time to it and in the nature of things are not likely in the future to devote sufficient time and effort to this problem.

There was a councillor with whom I served in this Body at one time who would repeat constantly that the prosperity of the George Robert White Fund would eventually bankrupt Boston, because as he saw it municipal establishments would be built one after another from the White Fund which the city thereafter would have to operate and pay the cost of staffing with no help from the White Fund. I suggest to you in an infinitely magnified way that the renewal program is in such a fix.

We can rehabilitate older residential Boston with federal money or go a long way toward doing so, but when and if that is achieved, we had better be ready to service the city adequately or the structure will collapse. I suggest further that it is hardly likely the time will ever come when police officers, firemen, and public works employees in the City of Boston will be paid directly from the federal treasury.

6. Rehousing of displaced families . . . expanding the supply of good housing for all income groups, through new construction and rehabilitation, so that families paying premium prices for slums can be rehoused.

My observation here is a fairly simple one, and it is this: At some hearings when pressed as to why our renewal program has not produced more low-income housing as yet, our Development Administrator makes it quite plain that he considers the direct construction of new property for low-income persons to be outside the area of his direct responsibilities. At another time, he announces the Redevelopment Authority has a program for the construction of 5,000 units of private, low-income housing. I suggest that the Administrator and the Board of the Redevelopment Authority make up their collective minds one way or the other soon, because I must testify without identifying sources that there is much grumbling among prospective residential developers in Boston to the effect that the Redevelopment Authority has very little interest in their problems. The substantial problem of finding ground space for this type of accommodation in the City of Boston is one for which somebody ought to quite clearly declare his responsibility or deny it. It should not be straddled. There seems to be little question that many developers are more than willing to be most civic-minded in constructing relocation housing, especially when the federal government finances 100 per cent of it and allows them profit. The problem is ground space and siting of the developments, and arranging public services for them. Some person, again of rank and responsibility, should be identified as the person to handle this program. It certainly is not so now.

It seems to me, however, that the basic problem in relocation in the City of Boston is to strengthen old residential neighborhoods where decent housing at moderate rentals can be found. Even though not in generous quantities, there are such neighborhoods. I would suggest that the Sydney and Carson Streets area is one such, and that the planning recommendation to locate a factory there was a brutality. I suggest that there are other such neighborhoods and that attention ought to be immediately given to them.

At one hearing the Development Administrator in an uncharacteristic burst of clarity told us that he understood that his first responsibility in coming to Boston was to get the Government Center Project going. I suggest that in the long run the program can only be successful if the older but good neighborhoods are rehabilitated, given new capital improvements, and adequately serviced so that they have the capacity to absorb persons displaced. I suggest that the present order of priorities may well be wrong and that the philosophy underlying the Roxbury renewal area site selection in 1958; namely, to first get ahead of the blight, and build a barrier against it, and then work back, may be the right one. I suspect that the reason we are not doing this is the over-centralization of the whole effort in the hands of one man. I suggest that a proper order of priority would be to draw a circle on a map of Boston with City Hall as the center and a radius sufficient to reach past the worst areas of Boston to the older residential communities which are still decent and adequate but which need some improvement and attention, thereby establishing a barrier against the blight and working to the center.

It developed from these hearings that the Redevelopment Authority has paid scant or no attention to the very sound suggestion on the



part of this Body in the past that Chapter 372 of 1948 experiment in public housing be repeated. This may be a way of solving the inherent conflict between the undoubted physical quality of public housing and the social attractiveness of private housing, where there is a question the private housing provided may of necessity be either too densely developed or lack the quality in construction which housing in densely built-up areas ought to have to survive the many decades of heavy use which it must stand to truly serve.

7. Full-fledged, community-wide citizen participation and support . . . public demand for a better community and public backing for the steps needed to get it.

The basic contradiction here is that there are many problems facing areas in the City of Boston which have to be decided in the light of the general problem of space in the city. Neighborhood community groups do not seem to be so structured as to adequately grasp the implications of problems affecting their district which have a general relationship to the city as a whole. This problem inherent in the whole community participation scheme was brought to the attention of the Development Administrator some years ago, and it seems no closer to the solution now than then.

I want to congratulate the Chairman, Councillor McDouough, on patiently and diplomatically holding a most useful series of hearings. He deserves commendation.

Mr. Slayton of the responsible Federal Agency seems to be willing to accept very little to establish a Workable Program in Boston. It is generous of him to do so, however, I suggest we have come to a point where more strictness in requiring compliance with the Workable Program would more truly serve the citizenry of Boston.

I will suggest that the Development Administrator might serve us better if he offered us somewhat less of the "continuing crisis" approach. It is my opinion, and I have lived in this city since birth, that residential real estate in the City of Boston is in better physical condition today on the average than it was a decade ago, and I would suggest that much good work was done before the Development Administrator appeared in Boston. His derogatory references by indirection to decisions made in the area of redevelopment and renewal prior to his coming to Boston come with very little grace. I will prophesy that while today he rides with the hounds, he will find himself a hare with breathtaking rapidity. I suggest specifically that those of us who voted for redevelopment projects in the past do not appreciate deprecating such decisions today, and further, that the record will show that the staff which prepared his September 24, 1960, magnum opus was recruited under Mayor John Bernard Hynes.

#### CONCLUSION

In 1932 the science of theoretical physics had approached to the point where it was impossible to determine whether light was composed of photons (particles of matter) or waves. It was impossible to advance beyond this point. It was impossible to decide the point and theoretical physics was at a standstill. A Danish physicist, one Nils Bohr, proposed the theory that it was not possible to determine whether light was composed of photons or waves, and that physicists might profitably assume it could be either. Physicists in the West did so accept this theory of Professor Bohr and the science of physics advanced there. In the U.S.S.R., physicists were ordered by the government not to accept the theory because it was in conflict with the philosophy of dialectical materialism and Marx decreed in 1859 dialectical materialism was a true explanation of all things physical.

This to many persons was a most ridiculous position to take. The science of physics in the U.S.S.R. suffered badly from that point until after World War II.

James Bryant Conant in a small book on science observed there are many sciences which are 100 per cent pragmatial and there are others where the principles have been so firmly established that all there is to them is the application of formulae which are well known. Mr. Conant offered the social sciences as an example of a science which is 100 per cent pragmatial. As an example of a science where the principles are all well known and where all that is left is the application of them, he suggested the science of optics. The formulae underlying the science of optics have been known since the middle of the 19th century. All that is done presently is to apply them.

I suggest that the field of renewal is so new and so involved with the human animal that one might rightfully classify it as a science, if it is a science, which is 100 per cent pragmatial. I would further suggest that if this is accepted, and any reasonable man, I think, should accept it, to urge a rigid and doctrinaire adherence to a magnum opus, drafted in the year 1960 with no heed paid to what has happened or been learned since that time, is hardly scientific, and certainly not pragmatial.

Why do we not have an adequate comprehensive planning program? The record will clearly show that the reason is that the Development Administrator sees no value in one. Why do we not inform our rezoning, for the first time in 38 years, with comprehensive planning? Answer: The Development Administrator does not believe in zoning—he does not believe in zoning as an effective tool for any particular purpose, and this the record will clearly show it.

Why do we not have an effective administration for development? Because the Development Administrator, like the croupier in the roulette game, has raked in all the chips of power in front of him and simply does not have time to devote to each one. The limitation of our development program, I suggest, is to be found in the mind of the Development Administrator. For example a simple question was put to the Development Administrator concerning each one of our projects which according to the 1960 schedule were supposed to be in execution by now. All these projects except the Prudential Project are about nine months in arrears presently and continuing.

The Development Administrator was asked on each one of these projects whether that was so. He has not answered yet, and I do not say he said nothing. He expounded interminably about various obstacles which had arisen. Did he really anticipate in 1960 that there would be no problems connected with any one of these six projects? Hardly.

The record will show that a hearing on redevelopment matters is considered by the Development Administrator to be a place where his program and himself are to be rigidly defended against the faintest and most remote hint of criticism. The program cannot ultimately prosper in such an atmosphere, and I suggest that the time has come when it cannot immediately prosper in such an atmosphere.

WILLIAM J. FOLEY, JR., Member,  
Committee on Redevelopment,  
Rehabilitation and Renewal.

#### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

Report on petition of Joseph Martell (referred June 4) to be reimbursed as a result of two (2) executions issued against him on account of his acts as an employee of the Police Department—recommending passage of the accompanying order:

Ordered. That the sum of one thousand one hundred thirty-eight dollars twenty eight cents



(\$1,138.28) be allowed and paid to Joseph Martell in reimbursement for amount of two (2) executions issued against him on account of his acts as an employee of the Police Department, Division 6, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

The report was accepted, and the order was passed.

Adjourned at 6.03 P.M., on motion of Councillor Kerrigan, to meet on Monday, June 25, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

**(Stenographic copy of such debate on file in office of City Clerk.)**

## CITY OF BOSTON.

## Proceedings of City Council.

Monday, June 25, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair. Absent, Councillor Coffey.

INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Our Heavenly Father, God of goodness and mercy we pause at the beginning of a new week of work to seek Thy grace that our minds may be enlightened and our hearts cleansed for the better fulfillment of the duties and responsibilities of our public trust.

Our nation was not founded, sustained, nor defended by pagans, atheists, nor infidels, but by men and women, the center of whose life there was an altar of strong faith and fervent prayer.

We pray for the complete return to health of his Honor the Mayor for the protection and guidance of the youth of our city. In their search for recreation and deserved fun they encounter new dangers. May all the devoted employees of this city be blessed in the name of our Lord and Savior, Christ the Divine Son of God.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

TRANSFER OF APPROPRIATION FOR FIRE STATION ON CAMBRIDGE STREET.

The following was received:

City of Boston,

Office of the Mayor, June 14, 1962.

To the Honorable City Council,  
Gentlemen:

I transmit herewith copy of a letter dated June 13, 1962, from E. H. Roemer, Chairman, Commonwealth of Massachusetts, Government Center Commission, relative to the status of the City of Boston fire station at Bowdoin square. It is obvious from Mr. Roemer's letter that occupancy of the fire station will not be permitted beyond March of 1963. It is also obvious that an adequate replacement for this site must be made available to the Fire Department on or before this date. It is our responsibility as well as mine to continue fire protection to the people of the city.

On January 8, 1962, I transmitted to your Honorable Body an order calling for the transfer of funds for the purpose of acquiring land and constructing a permanent fire station to replace the present station at Bowdoin square. A site at 184-200 Cambridge street has been selected by the Boston Redevelopment Authority, and this site meets with the approval of the Fire Department. In my letter to the Council dated May 21, 1962, I pointed out that the use of this site would not displace any families, would not interfere with the redevelopment of the Scollay Square area, and would provide the required fire protection for the Beacon Hill and West End areas.

The Government Center Commission up to this time has been extremely patient with us in our attempt to relocate, but I believe that its letter of June 13 must be treated as an ultimatum to vacate the site by March of 1963. Your attention is respectfully directed to my original message of January 8, 1962, and my subsequent message of May 21, 1962;

also, letters of Fire Commissioner Thomas J. Griffin dated December 18, 1961, February 19, 1962, and letter of Edward J. Logue, Development Administrator, dated May 8, 1962, all on file with your Honorable Body.

I respectfully urge adoption of the order of January 8, 1962, calling for the transfer of \$145,000 to the Fire Department for acquisition of land and construction of a new fire station to replace existing facility at Bowdoin square. Prompt action on this matter is imperative.

Respectfully,  
JOHN F. COLLINS, Mayor.

The Commonwealth of Massachusetts,  
Government Center Commission,  
June 13, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mayor Collins:

You will recall that the State Government Center Commission has for many months been negotiating with the City of Boston relative to the Bowdoin Square fire station. As you know, chapter 635 of the Acts of 1960, makes mandatory the taking of the fire station property by the commission. In the many meetings and in the exchange correspondence between our two units of government concerning this matter, we have continued to stress the absolute necessity of clearing the site as soon as possible, but in no event, later than March of 1963.

Agreement in principle has been reached between the city and the commission, providing that the city shall vacate the premises not later than March, 1963, and will assume actual costs incurred by the commission resulting from the deferment of the move by the city from the site until March of 1963, and the deferment of the scheduled demolition of the building which had been included in the original demolition contract for the State Office Building site.

We, of course, are appreciative of your Honor's desire to insure the protection of the public safety through the provision of a new fire station facility to service the area and have extended our cooperation to the city by deferring demolition and site work until March of 1963, as requested by you for this purpose. We wish to emphasize, however, the importance of maintaining the city's agreement to vacate the premises and to have constructed an alternate facility by March of 1963.

Thanking you for your cooperation in this matter, I remain.

Respectfully yours,

E. H. ROEMER, Chairman.

Referred to the Executive Committee.

TRANSFER OF APPROPRIATION FOR HOSPITALIZATION AND INSURANCE PLAN FOR EMPLOYEES.

The following was received:

City of Boston,

Office of the Mayor, June 25, 1962.

To the City Council.

Gentlemen:

Under date of April 30, 1962, your Honorable Body voted to accept chapter 32B, exclusive of sections 9A and 11A, of the General Laws.

To meet the provisions of the statute an advisory committee of five representatives of organizations of the employees was duly elected.

Specifications were prepared for group life and accidental death insurance and for insurance covering hospital, surgical, and medical benefits for employees and their dependents.

Cards were distributed to each employee on which the employee was requested to state his intention to either join or not join this plan. Present indications are that approximately seventeen thousand city, county, and school employees will avail themselves of this insurance coverage.

Employees' payroll deductions will be made

during July with the plan becoming effective on August 1, 1962.

Accordingly, it is requested that your Honorable Body act favorably on this order for an appropriation of \$800,000 to be taken from available funds in the city treasury to cover the cost of this program from August 1, 1962, to December 31, 1962.

I submit herewith an order providing for this appropriation and respectfully recommend its adoption by your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

Ordered, To appropriate the city's share of the cost of a hospitalization and insurance plan for employees in the City, County, and School Department of the City of Boston and County of Suffolk the sum of money specified therein be, and hereby is, transferred from available funds in the city treasury—\$800,000.

Referred to the Executive Committee.

#### RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess to go into Executive Committee at 3 P.M., and that the City Messenger be requested to invite Mr. Scagnoli, Director of Administrative Services responsibility in connection with the hospital, Department, or any other person who has surgical, and life insurance program to be present.

#### LOAN ORDER FOR SCHOOLHOUSE CONSTRUCTION, ETC.

The following was received:

City of Boston,

Office of the Mayor, June 25, 1962.

To the City Council.

Gentlemen:

I am in receipt of your order of January 29, 1962, in which you request my recommendation concerning a request from the School Committee for the approval of a loan order in the amount of \$10,000,000 for the purpose of acquiring land for, and constructing, public schoolhouses and additions, including originally equipping and furnishing such schoolhouses and additions.

The amount which the city may borrow within the debt limit during the current year is approximately \$13,500,000. The passage of a loan order granting the request of the School Committee in its entirety would encumber as this time a disproportionate part of this amount.

I therefore recommend that your Honorable Body initiate a loan order in the amount of \$5,000,000 for the purposes set forth in the request of the School Committee.

Respectfully,

JOHN F. COLLINS, Mayor.

Referred to the Executive Committee.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

Claims.

Almont Realty Corporation, for refund on building permit.

Kenneth A. Curtis, for compensation for damage to car by street sweeper.

Alfred DeMuto, for compensation for injuries received at playground at East Eagle and Condor streets.

Harry M. Eggers, for compensation for damage to car caused by an alleged defect at 204-210 Beacon street.

John J. Evans, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Thomas J. Faulkner, to be reimbursed as result of accident which occurred while in

performance of duty as an employee of the Public Works Department.

Anthony R. Flammia, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

John I. Gillis, for compensation for damage to car caused by manhole cover being thrown by passing truck at parking lot at 38 Everett street, Allston.

Ethel Mae Goodman, for compensation for injuries received at Carter Playground, Boston.

John J. Hannon, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Public Works Department.

Norman E. Lincoln, for compensation for loss of property while a patient at City Hospital.

Edmund P. Lydon, for compensation for damage to clothing while in performance of duty as water meter reader in Public Works Department.

Jean M. McGhone, for compensation for injuries caused by an alleged defect at Arlington street and Columbus avenue.

John J. McIntyre, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

David L. Morse, for compensation for damage to car caused by an alleged defect at 50 Beacon street.

Adelbert Nickerson, Sr., to be reimbursed for expenses incurred in digging for leak in water pipe at 41 Ashfield street, Roslindale.

Archie L. Paschal, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Sally Segal, for compensation for damage to property at 184 Seaver street, Roxbury, during repair of water lines.

Alfred Sudhalter, for compensation for damage to property at 64 Metropolitan avenue, Roslindale, during sidewalk installation.

Francis P. Sullivan, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Louis Volante, for compensation for injuries caused by an alleged defect at Breck avenue, Brighton.

#### NOTICES FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B2 for the Boston extension of the Massachusetts Turnpike.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B7 for the Boston extension of the Massachusetts Turnpike.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B10 for the Boston extension of the Massachusetts Turnpike.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B14 for the Boston extension of the Massachusetts Turnpike.

Severally placed on file.

#### NOTICE OF HEARING BEFORE STATE MILK CONTROL COMMISSION.

Notice was received from the State Milk Control Commission of hearing to be held June 26, 1962, at 11 A.M., on minimum prices payable by milk dealers to producers for milk distributed as Class I milk in certain milk marketing areas.

Placed on file.

#### NOTICE OF HEARING BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held June 28, 1962, at 10 A.M., on petition of Eastern Mas-



sachusetts Street Railway Company on rates and charges.

Placed on file.

**APPROVAL OF CONSTABLE'S BOND.**

The constable's bond of Frank J. Macchia, having been duly approved by the Collector-Treasurer, was received and approved.

**ABSENCE OF THE MAYOR.**

Notice was received from the Mayor of his absence from the city, June 13, at 3 P.M., until June 14, at 5 P.M.

Placed on file.

**APPOINTMENTS BY THE MAYOR.**

Notice was received from the Mayor of the appointment of Margaret Fitzhugh Brown, 30 Ipswich street, to be a member of the Art Commission in the Administrative Services Department for the term ending May 1, 1967.

Notice was received from the Mayor of the appointment of William B. Osgood, 9 West Cedar street, to be a member of the Art Commission in the Administrative Services Department for the term ending May 1, 1966, vice Thomas Temple Pond, term expired.

Notice was received from the Mayor of the appointment of John Codman, 30 Charles street, to be a member of the Beacon Hill Architectural Commission in the Building Department for the term ending May 1, 1967.

Severally placed on file.

**DEMOLITION OF FIRE STATION AT BOWDOIN SQUARE.**

The following was received:

The Commonwealth of Massachusetts,  
Government Center Commission,  
June 25, 1962.

Mr. Walter Malloy,  
City Clerk.

Dear Mr. Malloy:

This will acknowledge receipt of a copy of a resolution adopted by the City Council wherein the City Council requests that the Government Center Commission review its action in taking by eminent domain of the fire station located in the Bowdoin Square section of Boston.

This matter has been the subject of a number of meetings between representatives of this commission and the City of Boston. The commission has seriously considered all reasonable alternatives concerning the fire station, and has concluded, based on the best available architectural opinion, that it is mandatory that the fire station be demolished. I am enclosing herewith a copy of a letter of this commission addressed to the City of Boston dated June 13, 1962.

Very truly yours,  
E. H. ROEMER, Chairman.

The Commonwealth of Massachusetts,  
Government Center Commission,  
June 13, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mayor Collins:

You will recall that the State Government Center Commission has for many months been negotiating with the City of Boston relative to the Bowdoin Square fire station. As you know, chapter 635 of the Acts of 1960 makes mandatory the taking of the fire station property by the commission. In the many meetings and in the exchange correspondence between our two units of government concerning this matter, we have continued to stress the absolute necessity of clearing the site as soon as possible, but in no event, later than March of 1963.

Agreement in principle has been reached between the city and the commission, providing that the city shall vacate the premises not

later than March, 1963, and will assume actual costs incurred by the commission resulting from the deferment of the move by the city from the site until March of 1963, and the deferment of the scheduled demolition of the building which had been included in the original demolition contract for the State Office Building site.

We, of course, are appreciative of your Honor's desire to insure the protection of the public safety through the provision of a new fire station facility to service the area and have extended our cooperation to the city by deferring demolition and site work until March of 1963, as requested by you for this purpose. We wish to emphasize, however, the importance of maintaining the city's agreement to vacate the premises and to have constructed an alternate facility by March of 1963.

Thanking you for your cooperation in this matter, I remain

Respectfully yours,  
E. H. ROEMER, Chairman.

Referred to the Executive Committee

**MEETING OF COUNCIL RESEARCH PERSONNEL.**

A communication was received from Morgan W. Guenther, Director of Legislative Research, Denver Board of Councilmen, asking for an expression of interest of the Boston City Councillors in attending a proposed meeting of City Council research personnel from a number of large cities.

Placed on file.

**REPORT OF COMMITTEE ON CLAIMS.**

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Joseph Boylan (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department — recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Joseph Boylan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 14, 1959, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Joseph Boylan, petitioner, 3 Nira avenue, Jamaica Plain.....	\$5 00
Dr. John J. Todd, 587 Beacon street.....	15 00

Total.....\$20 50

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Ralph C. Brogna (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department — recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Ralph C. Brogna, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on April 30, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Peter Bent Brigham Hospital, 721 Huntington avenue.....	\$15 55
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of Hazen A. Chalmers (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Hazen A. Chalmers, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 5, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Hazen A. Chalmers, petitioner, 276 Princeton street, East Boston.....	\$9 95
C. W. Smith & Co., 99 Washington street .....	16 50
Dr. Harold C. Lee, 1101 Beacon street, Brookline .....	15 00
Total.....	\$41 45

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

4. Report on petition of George A. Comfrey (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of George A. Comfrey, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 18, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Massachusetts General Hospital, Fruit street .....	\$11 00
Dr. John R. Barry, 81 Corey street, West Roxbury.....	30 00
Total.....	\$41 00

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

5. Report on petition of Hugh F. J. Duffy (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Hugh F. J. Duffy, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 1, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Hugh F. J. Duffy, petitioner, 33 Kingman road, Dorchester.....	\$10 23
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

6. Report on petition of Joseph T. Heim (referred June 11) for indemnification for hospital, surgical, medical and nursing ex-

penses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Joseph T. Heim, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 7, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Joseph T. Heim, petitioner, 86 Aldrich street, Rosindale.....	\$8 00
Carney Hospital, 2100 Dorchester avenue, Dorchester.....	658 35
Dr. Francis L. Colpoys, 1 Peabody square, Dorchester.....	75 00
Total.....	\$741 35

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

7. Report on petition of James A. J. Higgins (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of James A. J. Higgins, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 18, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Paul I. O'Brien, 1101 Beacon street, Brookline .....	\$90 00
Dr. Walter Wagner, 818 Harrison avenue .....	15 00
Total.....	\$105 00

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

8. Report on petition of William J. Kane (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of William J. Kane, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 23, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Massachusetts General Hospital, Fruit street .....	\$36 00
Carney Hospital, 2100 Dorchester avenue, Dorchester.....	156 75
Dr. Milton F. Brougham, 264 Beacon street .....	45 00
Total.....	\$237 75

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.



9. Report on petition of James M. Kenealy (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of James M. Kenealy, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 14, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

James M. Kenealy, petitioner, 37 Tyler street, Hyde Park.....	\$3 95
Carney Hospital, 2100 Dorchester avenue, Dorchester .....	5 50
Dr. Michael J. Donovan, 701 East Broadway, South Boston.....	15 00
Total.....	\$24 45

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

10. Report on petition of John J. Maffei (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. Maffei, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 9, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Dr. Francis L. Colpoys, 1 Peabody square, Dorchester .....	\$10
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

11. Report on petition of John J. McKenna (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. McKenna, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 15, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

To the Boston Firemen's Relief Fund.....\$17

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

12. Report on petition of Alvah J. Moseley (referred June 11) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of ninety dollars (\$90) be allowed and paid to Alvah J. Moseley in reimbursement for amount of execution issued against him on account of his acts as an

employee of the Fire Department, Engine 4, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

13. Report on petition of Michael Santoianni (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Michael Santoianni, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on August 20, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Massachusetts General Hospital, Fruit street .....	\$337 85
Dr. Richard A. Mayo, 412 Beacon street .....	185 00

Total.....\$522 85

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

14. Report on petition of John J. Swan (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. Swan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 22, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Peter Bent Brigham Hospital, 721 Huntington avenue.....	\$11 10
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

15. Report on petition of Frederick W. White (referred June 11) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Frederick W. White, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 15, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$250 80
Dr. James C. Walker, 264 Beacon street .....	150 00
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	50 00

Total.....\$450 80

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.



16. Report on petition of John J. Hannon (referred today) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Department of Public Works—recommending passage of the accompanying order:

Ordered, That the sum of two thousand one hundred thirty-five dollars (\$2,135) be allowed and paid to John J. Hannon in reimbursement for amount of execution issued against him on account of his acts as an employee of the Department of Public Works, Sanitary Division, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

17. Report on petition of John G. O'Donnell (referred July 24, 1961) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Department of School Buildings—recommending passage of the accompanying order:

Ordered, That the sum of eight thousand dollars (\$8,000), be allowed and paid to John G. O'Donnell, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Department of School Buildings, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

18. Report on communication from Esdaile, McKenney & McNaught (referred June 4) re petition for reimbursement for execution against John G. O'Donnell—recommending the communication be placed on file.

19. Report on communication from Esdaile, McKenney & McNaught (referred June 11) re petition for reimbursement for execution against John G. O'Donnell—recommending the communication be placed on file.

20. Report on communication from Corporation Counsel (referred June 11) re petition for reimbursement for execution against John G. O'Donnell—recommending communication be placed on file.

The reports were accepted, and the communications were severally placed on file.

#### REPORT OF COMMITTEE ON PUBLIC LANDS.

Coun. HINES, for the Committee on Public Lands, submitted the following:

1. Report on message of the Mayor and order (referred June 4) providing for an exchange of lands between City of Boston and Metropolitan Transit Authority at Forest Hills street and Arborway, Jamaica Plain, recommending reference of the order to the Executive Committee.

The report was accepted, said reference ordered.

2. Report on message of the Mayor and order (referred May 28) for sale of fire station at 3 and 5 Boston street, South Boston, to Henry Shapiro—recommending that the order ought to pass.

The report was accepted, and the order was given its first reading and passage, yeas 8, nays 0:

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

The order was assigned for 14 days for final action.

#### REPORT OF COMMITTEE ON ORDINANCES.

Coun. HINES, for the Committee on Ordinances, submitted the following:

1. Report on ordinance (referred March 7, 1960) relative to the fouling of sidewalks by dogs—recommending passage of the ordinance in the accompanying new draft:

City of Boston.

In the Year Nineteen Hundred and Sixty-two.

An Ordinance Requiring Dogs to be Controlled so as not to Foul Sidewalks of Streets in the City of Boston.

Be it ordained by the City Council of Boston, as follows:

Chapter 29 of the Revised Ordinances of 1961 is hereby amended by inserting after section 40 the following section:

Section 40A. No person owning, keeping, harboring or having control of a dog shall permit it to foul any sidewalk of any street in the city.

The report was accepted, and the ordinance in the new draft was passed.

2. Report on ordinance (referred April 2) on work week of employees—recommending the ordinance ought to pass.

The report was accepted, and the ordinance was passed.

3. Report on message of the Mayor and ordinance (referred June 11) concerning fee to be charged by the City Clerk for recording a notice of a federal tax lien or a certificate of discharge of such a lien—recommending the ordinance ought to pass.

The report was accepted, and the ordinance was passed.

#### REPORT OF COMMITTEE ON URBAN REDEVELOPMENT, REHABILITATION AND RENEWAL.

Coun. McDONOUGH, for the Committee on Urban Redevelopment, Rehabilitation and Renewal, submitted the following:

Report on message of the Mayor and two resolutions (referred May 7) on application for state urban renewal assistance grants on New York Streets and West End Project areas—recommending that the resolutions ought to pass.

The report was accepted, and the two resolutions were severally passed.

#### RECESS.

In compliance with an earlier motion of Councillor Piemonte, the Council took a recess at 3.14 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 4.44 P.M.

#### EXECUTIVE COMMITTEE REPORTS.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. Report on message of the Mayor and order (referred today) for exchange of lands at Forest Hills street and Arborway with Metropolitan Transit Authority—recommending the order ought to pass.

The report was accepted, and the order was given its first reading and passage, yeas 8, nays 0:

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

The order was assigned for 14 days for final action.

2. Report on message of the Mayor and order (referred today) for appropriation of \$800,000 from available funds for hospital and insurance plan for employees of the City, County, and School Department—recommending that the order ought to pass.

The report was accepted, and the order was passed, yeas 8, nays 0:

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

3. Report on message of the Mayor (referred today) recommending that the Council initiate a loan order of \$5,000,000 for construction of schoolhouses—recommending no further action is necessary.

The report was accepted.

APPROPRIATION FOR CONSTRUCTION OF SCHOOLHOUSES.

Coun. PIEMONTE called up, under unfinished business, No. 1 on the Calendar, viz.:  
1. Order for loan of \$10,000,000 for construction of schoolhouses.

On June 4, 1962, the foregoing order was read one and passed, yeas 6, nays 0.

On motion of Councillor Piemonte the foregoing order was amended by reducing the amount from \$10,000,000 to \$5,000,000.

The order, as amended, was given its first reading and passage, yeas 8, nays 0:

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

The order, as amended, for \$5,000,000 was assigned for 14 days for final action.

BUSINESS AND FAMILY RELOCATION IN CASTLE SQUARE AREA.

The following was received:

Boston Redevelopment Authority,  
City Hall Annex,  
Boston, June 25, 1962.

Hon. City Council,  
City of Boston.

Gentlemen:

Attached are two narrative reports containing data which indicate the feasibility of business and family relocation in the Castle Square area. Attached is Urban Renewal Newsletter No. 1 which reports on the background of the Castle Square project and the findings of special surveys undertaken last summer. This newsletter was widely distributed throughout the whole South End area and more specifically in the Castle Square area.

The Authority has approved a Relocation Program for Castle Square and has approved a contract for relocation services by the United South End Settlements.

A field office located at Lincoln House, 80 Emerald street, within the Castle Square area itself, will open July 2. This office will serve as a base for both family and business relocation and property management activities. The present BRA business relocation staff will be assigned to this field office to carry out business relocation functions.

Our staff members have met regularly with residents and businessmen in the Castle Square area and the program has the support of the great majority of families and businessmen in the area. As soon as the field office is opened, a comprehensive site occupant survey will be undertaken to determine in detail the desires and requirements of each and every individual, family, and business in the area.

As indicated in the accompanying reports, a great deal is known about the present site occupants already since studies were made as far back as two and a half years ago, and have been updated and supplemented by new studies within the past few months.

We hope that the Council will give favorable action on the request for consent to filing an application for early acquisition of property in the Castle Square area.

Sincerely,

EDWARD J. LOGUE.

STATEMENT OF THE FEASIBILITY OF RELOCATION FOR THE CASTLE SQUARE SECTION OF THE SOUTH END URBAN RENEWAL AREA.

THE APPROACH

The Boston Redevelopment Authority is presently considering policies and proposals for relocation of families, single persons and business and other nonresidential uses for the Castle Square section of the South End Urban Renewal Project Area. These policies and proposals are incorporated in the Relocation Report that is part of the Application for Temporary Loan for Early Land Acquisition. These documents show the scope of services, staff services, methods and procedures for residential relo-

cation and rehousing resources that will be utilized to carry out effectively the relocation job in the Castle Square section.

As part of the relocation proposals, the Authority has under consideration a proposed third party contract with United South End Settlements to provide residential relocation services to families and single persons in the Castle Square section of the South End Urban Renewal Project Area.

In brief, the proposals for relocation services to families, single persons and businesses and the proposed contract for these services set forth policies being considered by the Authority for:

1. Use of a third party contract with United South End Settlements to provide family and individual relocation services.

2. The establishment of a site office for residential and business relocation, and for property management.

3. The staff organization, characteristics, and duties and responsibilities as relate to the provision of relocation, rehousing and social services.

4. The provision of a broad range of relocation services for businesses and other non-residential establishments.

5. The staff organization and characteristics for property management services.

The proposals and contract, in line with policies of the Authority, also set forth procedures for:

1. Relations with site occupants, including interviews with all site occupants; utilization of a broad informational program, including letters of information and notification, newsletters, and brochures.

2. Methods and procedures for locating, inspecting and referring relocation housing, public and private, to families and single persons.

3. Assistance to prospective home buyers in obtaining special mortgage provisions to encourage purchase of housing by families and single persons.

4. The payment of relocation moving allowances for eligible site occupants.

5. Temporary on-site relocation, where appropriate.

6. Payment of use and occupancy charges while residing in city-owned property.

7. Eviction of site occupants for cause.

8. The preparation and maintaining of records and reports.

9. Tracing those families and single persons who move without giving notice.

The proposals and contract, in line with policies of the Authority, also set forth relocation standards for:

1. Physical, sanitary and structural conditions for decent, safe and sanitary housing for relocation.

2. Families' and individuals' ability to pay rent and sales price.

3. Location of relocation housing.

4. Conditions for temporary relocation housing.

The relocation program for the Castle Square section of the South End Urban Renewal Area provides for a broad range of services for all families, single persons, businesses and other nonresidential establishments. As part of this program, all site occupants will be kept informed of the relocation services and resources available to them. This will be done on a continuing basis by interviews, information letters, notifications, and other means so that site occupants may be informed of the taking, reason for the renewal program, the Authority's relocation policies and responsibilities, the location of the site office, availability of relocation payments, and the responsibilities and obligations of families, single persons and businesses to pay use and occupancy charges while occupying city-owned property.

As part of the program eligible site occupants will receive relocation payments for moving expenses and direct loss of property. For eligible families and single persons, this may be in the form of a payment in accordance with an established schedule that is based



on the number of rooms and ranges from \$40 for one room to \$200 for twelve rooms, with lesser amounts for families and single persons not owning furniture. In lieu of the use of the above form of payment, the Authority will pay for certified moving expenses and property loss up to a maximum of \$200. Business relocation payments are made in accordance with established policies and regulations and may cover all certified moving costs, or moving costs and property loss up to \$3,000, including costs for dismantling, transporting and reinstallation.

Based on staff studies relative to the availability of relocation housing and nonresidential space for families, single persons and businesses in the Castle Square section, and based on the high levels of relocation service provided by the Authority, it is possible that all site occupants can be satisfactorily relocated in nine to twelve months.

The proposals for relocation of families, single persons and businesses provide for a comprehensive level of varied and refined relocation services to all site occupants so as to assure that their relocation will be done in an efficient, adequate and humane manner.

#### RELOCATION FEASIBILITY (RESIDENTIAL)

Over the past two and a half years, practically one third, or over 300 families, have left the Castle Square area because of housing and neighborhood conditions. Because of the growing concern of the remaining residents and businessmen, our staff was asked to meet with neighborhood representatives several times during last summer in an attempt to come up with some solution which would lessen the social and economic distress of the area. Because BRA staff and the residents themselves felt strongly that the Castle Square area should be planned within the context of the total South End project, the one solution which could be reached and agreed upon by both staff and residents was the taking of the area just as quickly as possible under early land acquisition provisions.

As a result of these meetings, a new series of building condition surveys and relocation attitude surveys were undertaken. The results of these surveys indicated that a substantial percentage of both families and businessmen favored early land acquisition and would move as soon as possible if they could be assured humane and effective relocation. The local neighborhood association and South End Urban Renewal Committee are on record as favoring residential relocation under the provisions of the proposed USES relocation contract.

In addition, they recognize the fact that since this land acquisition will be the initial renewal action in the South End, no new or rehabilitated housing will be available by the time they hope to be relocated. The existing housing inventory must be employed. Despite this fact, many families and businessmen still want to move just as quickly as possible. Some of the results of these surveys are indicated in the attached newsletter.

They indicate that the area now contains some 531 occupied family units, 70 lodgers, and 120 businesses. Over 20 per cent of all structures are now vacant with a rate of owner occupancy of about 5 per cent. The racial breakdown is roughly 72 per cent white and 28 per cent nonwhite. We will attempt to support our contention that all families, businesses and individuals can be relocated in an effective and humane manner, given the proper resources and staff to do the job.

It is estimated that family and business relocation could be completed within nine months to a year of the date of beginning under these circumstances. Considering the economic, cultural, and social characteristics of the total South End Project area, and the fact that some 45 per cent of the families and 62 per cent of the businesses interviewed wish to remain within the South End area, it would seem that relocation could be accomplished without too great difficulty.

A preliminary study of specific relocation resources, based upon gross census figures of the total South End area, our recent studies of

both the South End and Castle Square areas, and a growing knowledge of attitudes and concerns of Castle Square residents, provides us with a good tentative indication of the feasibility of Castle Square relocation at this time. We have had to interpolate certain figures to get an indication of the housing needs and desires of the total Castle Square population, but it should be remembered that our relocation attitude interview covered some 91 per cent of all families and 60 per cent of the businesses. In addition, since there is a great interest in relocating to other sections of the South End, we have had to use similar statistical techniques in order to provide some picture of the availability of housing at various rental ranges throughout the entire South End area.

In this particular case, the factor of availability of housing to minority member families does not seem to be too serious since the percentage of such families within the Castle Square area is much lower than that in the total South End. Nonetheless, for the small number of low-income nonwhite families who do not want public housing and who may desire to move out into areas other than the South End and Roxbury, there may be individual housing problems. The Negro population comprised 18 per cent of the total or about 95 families and individuals. Chinese population was 5 per cent and the Puerto Rican, 3 per cent.

Based upon recent family income figures solely, we estimate that upwards of 60 per cent of Castle Square families are eligible for public housing. We do know, though, from our community contacts, that only a relatively small percentage of area residents might consider moving into public housing. We would estimate that roughly 50 families might so desire, or about 10 per cent of all families in the area. At present, there is an annual turnover of 13.6 per cent in Boston's approximately 14,000 public housing units. In consideration of this, and the fact that such displaced families will receive top priority for such vacancies, this relatively small number of families could be readily absorbed.

In regard to sales housing, we can safely assume that most of the 5 per cent of owner occupants would purchase again and probably apply successfully for conventional mortgages since they have an equity. This would amount to another 27 families.

Under Section 221 Sales Housing, we feel that it might be possible for a family making \$80 per week or more to afford the purchase of at least a \$9,600 single home with monthly payments of approximately \$75-\$85 on a forty-year mortgage, depending upon taxes. We have 72 families in this category and feel safe in estimating that approximately 50 per cent or 35, would want, and be able to take advantage of this program. This program has been discussed in detail with residents.

The total of families accommodated in the above three programs is 112, leaving a remainder of 419 to be provided for.

In regard to rentals, 45 per cent of the families interviewed indicated that they wished to remain in the South End, or some 189, when this percentage is applied to the total population. Forty-five per cent of the remaining 37 low-middle income families who could afford to pay low-middle rentals within the South End would give a figure of 17. This would leave a total of 172 families to be relocated within the South End who have an income of \$70 per week or less.

According to the 1960 census, there are 9,207 sound housing units in the total South End area. There is a present vacancy rate of 15.6 per cent for all housing in the South End area, which if applied to this figure would amount to 1,446 units being available and sound. Since there most frequently is a significantly lower vacancy rate in better housing, if this figure of 1,446 were divided in half to compensate for this factor, it would still result in some 700 available housing units within the project area.

Taking into account the average monthly rental in the South End of \$42.77 and the fact that about 44 per cent of Castle Square families have an income of \$50 per week or more



a considerable amount of choice of selection of rental units would seem to be indicated when considering that about 170 families would have at least 700 standard rental units available to them within the South End area.

Applying the 55 per cent estimate of families who desire to move outside of the South End who may not want public housing or sales housing, we arrive at a figure of 230. Of this number, 20 low-middle income families remain, and these probably would not have too much difficulty in finding rental housing which would meet their needs. The remaining 210 have an income of \$70 per week or less and would require a comparable rental from \$70 per month down, if we are to use the standard of one week's pay to one month's rent. Very possibly a number of these families might find public housing in another section of the city a desirable solution to their housing needs.

The present citywide housing inventory, according to the 1960 census, is presented in some detail further on in this report. Considering the present citywide rental vacancy rate and the relatively small number and size of families, who apparently present very few significant problems, it seems that this remaining work load could be relocated without too much difficulty by an efficient and imaginative relocation staff.

**AREA AND RENTAL PREFERENCE OUTSIDE THE SOUTH END**

Of 60 families interviewed during August, 1961, specifically to determine relocation area and rental preference by means of a detailed family survey questionnaire, 29 or 48 per cent desired to move outside of the South End. Only 2 wished to purchase. Of the 27 who wanted to rent, 13 did not specify any particular section or community outside of the South End.

Of the total 29 families who wished to move outside, 13 would relocate in other sections of the City of Boston. The remaining families desired to move to surrounding cities and towns in the metropolitan Boston area, e.g., Weymouth, Somerville, Brookline.

**SPECIAL FACTORS AND CITYWIDE RESOURCES**

A very important factor which would help assure the best possible relocation services to families and individuals in Castle Square is the relationship that the staff of the United South End Settlements has with the people in the area. If USES undertakes this relocation program and Lincoln House on Emerald street, which has been widely known by area residents for many years, is used as a field office, many families will be dealing with an institution and staff which they know and have confidence in. At the same time, USES feels a deep obligation to do the very best possible job in providing area residents with a wide variety of services, as well as assuring their effective and humane relocation. Since successful relocation depends upon cooperation between the family and the relocation staff, and since this type of cooperation is frequently inhibited by suspicion and mistrust of the relocation program, a major barrier to do a good job is thus removed.

Another essential factor which has been kept foremost in mind is the setting forth of treatment areas within the total South End project area before any family or business is moved to another section of the South End. This will guarantee that families and businesses will not have to move again because of future clearance. BRA Planning staff is working on this now and no relocation will take place until such treatment areas are set forth. Further, the areas which most probably will have to be cleared at a future date consist, to a large extent, of open vacant land and vacant or substandard buildings. Therefore, much of the housing in these areas would not meet the requirements of decent, safe, and sanitary housing as required both by the Relocation Report and URA. In so many words, these potential clearance areas now offer very little in terms of re-housing potential. At the same time, high vacancy rates seem to exist in some of the better sections of the South End.

Another significant fact is that the expected dislocation for Castle square (530 occupied units plus 70 lodgers) is about equivalent to a one-year normal population decline without urban renewal in the South End Project area as a whole. According to the trend of the past ten years, this nonurban renewal rate of depopulation is likely to continue regardless of dislocation from renewal clearance areas.

Total population of the project area declined from 54,900 in 1950 to 34,000 in 1960, for a loss of 20,800. This is an average loss by out-migration and death of 2,080 persons per year. In the two years since April, 1960, the number of occupied units has declined by an estimated 1,200 units as reported in recent field surveys of blocks undergoing rapid change. This amounts to 600 units per year at an average of 1.9 persons per occupied unit for a decline of 2,280 persons in two years. This type of mobility, which most certainly will be arrested as the area is upgraded under renewal, provides for the present at least, a relatively flexible and adequate housing supply for those families who must be moved within the foreseeable future.

In regard to the citywide rental inventory which would be available to these remaining families, the BRA Washington Park staff has studied and evaluated 1960 Federal Census of Housing in some detail and for our purposes we extracted from their report the following pertinent data.

The following table gives an estimate of standard private rental housing in Boston:

**ESTIMATE OF STANDARD PRIVATE RENTAL HOUSING, BOSTON, 1960**

Number of Units—Standard Private Rental Housing					
Gross Monthly Rent	1BR	2BR	3BR	4BR	5 or more
Total.....	2,575	4,285	205	87	41
Under \$40.....	—	136	—	—	—
\$40-\$49.....	257	415	—	—	—
\$50-\$59.....	525	966	—	—	—
\$60-\$69.....	146	330	20	5	3
\$70-\$79.....	281	741	35	10	5
\$80-\$89.....	226	427	52	15	8
\$90 and Over...	1,140	1,270	98	57	28

Sources: 1. U. S. Census of Housing: 1960, Boston, Mass.

**2. Public Housing in Boston of Dwelling Units in Federal and State-Aided Housing Projects.**

From the census data a figure of 14,098 vacant dwelling units was determined. To this number the percentage of sound units with all plumbing facilities (71.9 per cent) was applied resulting in 10,136 standard vacant dwelling units.

The number of standard units for rent in the city was estimated by multiplying 10,136 by the percentage of renter-occupied housing units (72.7 per cent). The resulting number 7,369 was interpreted as the number of standard vacant rental units.

The average number of rooms in rental units was equated with number of bedrooms in the following manner:

- 1—3.4 rooms equal 1 bedroom
- 3.5—4.9 rooms equal 2 bedrooms

5.0 or more rooms equal 3 or more bedrooms.

The sum of the listing of number of vacant housing units by average rent and average number of rooms for each census tract resulted in the total number of vacant rental units. The figures in each rental category (under \$40, etc.) were then adjusted downward so that they totaled the previously determined number of standard, private rental units. Prior to the adjustment it was assumed that all rental units costing \$90 or more a month were standard units.

In light of the above data, the projected citywide relocation of some 210 remaining families would not seem to present too difficult a problem. A number of cities have been able to carry out successful relocation programs which involved larger numbers of displaces with a rental vacancy rate of lower than the present rate in Boston.

STATEMENT OF JOHN P. ALEVIOS, DIRECTOR OF BUSINESS RELOCATION, JUNE 6, 1962, AS TO THE BUSINESS RELOCATION POLICIES TO BE IMPLEMENTED IN THE CASTLE SQUARE URBAN RENEWAL AREA.

As indicated in our April 10 preliminary relocation plan, additional meetings and surveys have since been conducted to account for any changes in types of businesses as well as the attitudes and preferences of Castle Square businessmen, so that the maximum and most profitable relocation service could be extended to the businessmen in the area and the community at large.

An increasing number of Castle Square businessmen are in contact with the Business Relocation Department, discussing and resolving their relocation plans with us in anticipation of early land acquisition.

Consequently, the actual relocation will be based solely on the preferences, needs, and best interests of the businesses involved. The relocation plan outlined herein is mainly a reflection of the preferences of a large proportion of Castle Square businessmen as reported in surveys conducted in August of 1961, May of 1962, and the personalized consulting sessions of the past two months.

Our surveys indicate that 30 per cent, or approximately forty-five firms, have expressed a desire to move out of the area. It is essential, therefore, that our business relocation program provide new locations that are superior for the remaining 90 firms.

Relocation opportunities for the total 135 firms now located in the area appear excellent. The space needs of displaced Castle Square firms in terms of square feet total approximately 225,000, of which 50,000 is light industrial; 165,000 retail and commercial; and 8,000 professional.

At the completion of our Government Center relocation project, it is estimated that approximately 3,500,000 square feet of industrial space will still be available—a goodly part of which is located within only a mile of Castle square and of approximately the same or slightly higher rent. Consequently, there is far more than adequate space available for the 50,000 square foot needs of some eighteen light industrial firms.

Retail and commercial facilities of equivalent value and rent to those existing in Castle square should be readily available; however, to a more dispersed degree than for industrial space. There are adequate retail locations in the South End and adjacent areas. An important source of retail space will involve rehabilitated buildings within and outside the South End. From our experience in Government Center and on the basis of the preferences of Castle Square businessmen, much rehabilitation will be done on a private basis. This is made possible by lenient SBA financing and the opportunities inherent from the fact that the Boston Redevelopment Authority now reimburses businessmen for all relocation expenses incidental to re-establishment in new quarters.

Lenient SBA financing and the fact that there is no limit on the reimbursement of relocation expenses provides businessmen with the opportunity to improve and adjust their operations to new conditions which were previously delayed due to limited financing and/or the lack of initiative.

No problems are expected in satisfying the need for 8,000 square feet of office type space.

Since approximately 70 per cent of the businesses to be displaced are classified retail and the over-all characteristics being similar to the profile of businesses in Government Center, some persons fear that the usual high liquidation rate of over 25 per cent normally attributed to urban renewal projects will result in Castle square. A similar forecast was suggested by some for Government Center, which is far from the actual experience. More than three hundred firms have relocated from Government Center with only fourteen liquidations to date, for a liquidation rate of less than 5 per cent. However, most of these firms liquidated as a convenience to re-establishment.

They have applied for SBA loans, which in addition to their property loss payment, will serve as the basis of re-establishing their new businesses.

The major reason for upsetting the usual pattern of liquidation is the very favorable financing provided by SBA and the fact that there is no limit to the amount that the Boston Redevelopment Authority reimburses displaced businesses to cover relocation expenses. Reimbursement includes the cost of dismantling machinery, equipment, shelving, etc., and crating, insuring, transporting, reassembling, reconnecting machinery, as well as equipment, including the reinstalling of shelves, personal property, merchandise, and any and all items involved in the business.

Orderly and profitable relocation of Castle Square businesses will be enhanced through SBA financing of real estate purchases as well as working capital for the upgrading and modernizing of their operations at rates of only 3 1/2 per cent and for periods as long as twenty years.

A major consideration to take into account is that the business relocation service to be provided Castle Square businessmen will emphasize business opportunities rather than the simple physical relocation aspects of re-establishing the business.

The personnel of the Business Relocation Department were selected primarily for their business management and business development qualifications with an eye toward providing displaced businesses with the kind of counsel and assistance in financing, modernizing, plant and fixture layout, and general business development that will not only relieve the businessmen of the problems inherent in relocation, but will convert the difficulties of relocation to an asset.

Under conditions prevalent in urban renewal today, if properly exploited, forced business relocation can become a business opportunity.

The program of business relocation in Castle square will not be without its problems, particularly the seventeen liquor licenses and the ten institutions described as missions or settlement houses. As previously indicated, the eighteen light industrial firms, the twenty-one grocery and meat stores, the two drugstores, the seven soft goods retailers, and the seventy varied retail and professional enterprises will find ample opportunities within and outside the South End; in many cases in rehabilitated buildings.

However, as regards liquor licenses, there is no magic solution although much is under way that may develop in time to relieve the problems of Castle Square liquor licensees.

In the case of settlement houses, our experience in Government Center provides evidence that although very difficult the problem can be resolved.

The preceding, of course, represents the plan for the immediate or short-run aspects of relocation. Since the re-use of Castle Square land is planned as a balanced residential, commercial, and industrial complex, excellent opportunities will be available to an important portion of displaced Castle Square business firms desirous of returning to the area.

SOUTH END URBAN RENEWAL NEWSLETTER,  
RENEWAL NEWSLETTER No. 1,

October 10, 1961.

A Report on the Castle Square Area—A Report to the Residents and Businessmen in the South End

A growing concern about conditions in the Castle Square area of the South End prompted the residents and businessmen to request that the Boston Redevelopment Authority take a fresh look at the present situation to see if any thing could be done to help. There is increasing concern about move-outs, vacancies, neighborhood conditions, plans for urban renewal, the many rumors rampant, etc. Under the over-all Boston Development Program approved a year ago, renewal planning for the Castle Square area has been proceeding within the framework of total South End planning. So that the people of the area will



be closely involved in the planning of their community, there have been frequent meetings between South End groups and Redevelopment Authority staff members.

In late 1959, the area had been proposed for complete demolition and commercial re-use. During the past two years a substantial number of families and businesses have moved out. The families and businesses remaining have become increasingly concerned about the area, its future and their own.

A series of studies and surveys were made which took into account 1950 and 1960 census data; 1952 American Public Health Association Study of building conditions; previous urban renewal surveys and a new series of surveys on building condition and the attitude of residents regarding possible relocation. The results of these studies were presented at the second meeting of the South End Associates on August 23. They showed a steady decline in both the interior and exterior condition of buildings over a period of the last 11 years, with a more rapid trend toward deterioration within the past few years.

A new survey of exterior building conditions made in July, 1961, found that 20 per cent of all structures were vacant; 21 per cent were considered beyond repair; and only 18 per cent were considered to be in satisfactory condition.

A new interior building survey was made to update the 1959-1960 BRA studies and covered roughly a 25 per cent sample of the interiors of structures in the Castle Square area. The survey indicated that 35 per cent of the structures were in poorer condition than in 1959. Of the 45 residential structures in which the entire interior was inspected, 32, or 71 per cent, were found to be in worse condition; 13 were found to be in the same general condition.

Ninety-one per cent of all families and businesses in the Castle Square area were interviewed on the basis of a Relocation Attitude Survey questionnaire which reflected the major questions and concerns coming out of the August 2 meeting.

The interviews of families and individuals indicated that 46 per cent answered "yes" when asked simply "Do you want to move?"; 45 per cent preferred to remain in the South End; 44 per cent would move immediately within 1 to 3 months; 89 per cent preferred to rent; 59 per cent desired rentals in the \$25 to \$50 range; and 89 per cent would move immediately with BRA help. Twenty-nine per cent of the businessmen interviewed stated "yes" when asked "Do you want to move?"; 62 per cent desired to remain within the South End; 65 per cent wanted to rent; 39 per cent desired rents from \$50 to \$150 per month, and the remainder could pay from \$150 up; of the 48 businessmen responding to the question "Would you move immediately with BRA help?", 44, or 92 per cent, responded "yes".

General information gathered in these surveys showed that there are now some 531 families as compared to 858 in the 1959 surveys, with about 70 lodgers occupying 11 lodging houses. The total population is now approximately 1,134, a substantial decrease from 2,099 in 1960. There are approximately 110 business concerns, with about 36 per cent having operated businesses in the area for 25 years or more. There are 288 structures and 85 vacant lots, with 204 reported vacant living units and an estimated unreported vacant figure of an additional 100. Forty-one and one-half per cent of the residents have lived in the area for 10 or more years. Figures also indicated that the area is a low or low-moderate income area with only 11.6 per cent of families having an income of \$100 per week or more, and 28.3 per cent having an income of \$70 per week or more.

This survey information was reported to the South End Associates in full detail. It was agreed that it should be presented to the people of the area in a newsletter. In view of the findings, it would appear clear that the Castle Square area cannot be rehabilitated. To insure that people in the area would have facts and not rumors, it was agreed that the BRA staff, in consultation with the South End

Associates, would prepare and distribute a newsletter outlining the major findings of the surveys.

**NEXT STEPS**

In cooperation with the South End Associates, BRA staff is preparing

1. A relocation plan.
2. A study of the possibility of Early Land Acquisition procedures to speed up project relocation.
3. A schedule of project activities to guide families and businessmen in the area.

The present members of the South End Project staff are:

Russell M. Traunstein, Project Director, South End.

Kenneth H. Salk, Development Specialist.

Anthony J. DiMatteo, Development Assistant.

In connection with the foregoing communication, Councillor Foley offered the following motion:

Moved, That this reference and this matter be postponed until a day certain, to wit, next Monday, July 2, 1962, and further, that the Clerk be directed to make inquiry of the Board of Boston Redevelopment Authority and the Chairman thereof through the secretary as to whether the included matter is the adopted policy position of the Board of Boston Redevelopment Authority.

The motion was carried.

Action on the foregoing communication was postponed until Monday, July 2, 1962.

In further connection of the foregoing communication, Councillor Piemonte offered the following motion:

Moved, That the City Clerk remind Mr. Logue of the resolve adopted by this Council in forwarding to the Council sufficient copies for each councillor, and urge him in the future to comply with this request.

The motion was carried.

**CREDITABLE SERVICE UNDER STATE-BOSTON RETIREMENT SYSTEM FOR JAMES B. McDERMOTT.**

Coun. TIERNEY offered the following:

Resolved, That the City Council of Boston favors the consideration by the Legislature of the petition now held under Joint Rule No. 7-B relative to creditable service under the State-Boston retirement system for James B. McDermott, provided that any such legislation enacted includes a referendum to the Mayor and City Council of Boston.

The resolution was adopted under suspension of the rules.

**TEMPORARY APPOINTMENTS IN CLERK OF COMMITTEES DEPARTMENT.**

Coun. IANNELLA offered the following:

Ordered, That effective June 27, 1962, following named persons be, and hereby are, appointed in the service of the Clerk of Committees Department to the positions set against their respective names, until the fourth Wednesday of July, 1962, at the salaries in effect for them on June 26, 1962:

Rita G. Cimeno, temporary clerk-stenographer.

George E. Corcoran, temporary clerk.

Agnes G. Dinsmore, temporary clerk-recipient.

Michael A. Flynn, temporary clerk.

Joan Keaney, temporary clerk-stenographer.

Anthony Marmo, temporary clerk.

James D. Scanlon, temporary clerk.

Jeanne Silver, temporary clerk-stenographer.

Arthur Vaughn, temporary clerk.

Frances B. Winn, temporary clerk.

Passed under suspension of the rules.



MOSQUITO CONTROL PROJECT IN  
ORIENT HEIGHTS SECTION.

Coun. PIEMONTE offered the following:  
Ordered, That his Honor the Mayor direct the appropriate city department heads to contract for a mosquito control project in the Orient Heights section of East Boston.  
Passed under suspension of the rules.

ADVISE EMPLOYEES ON RETAINING  
PRESENT INSURANCE COVERAGE.

Coun. HINES offered the following:  
Ordered, That the Director of Administrative Services, editor of "City Record," and all department heads take immediate and appropriate action to advise all employees by notice in every pay envelope, departmental bulletin boards, and other methods of publicity that they should be advised to retain any life insurance policy, group or individual which they now own, despite the implementation of the new city group insurance plan, that they have the right to do so; further be it  
Ordered, That all employees be similarly advised that they have the right to retain hospitalization and other policies, the benefits of which may supplement the new coverage; further be it  
Ordered, That on or before August 1, 1962,

the said Director advise the City Council as to the activities taken hereunder.  
Passed under suspension of the rules.

NOTICE TO RETIRED EMPLOYEES RE  
COVERAGE FOR HOSPITALIZATION  
AND INSURANCE.

Coun. PIEMONTE offered the following:  
Ordered, That the Blue Cross and Blue Shield be, and they are hereby, requested to notify by a writing addressed to each retired employee of their privilege to remain in Blue Cross-Blue Shield coverage and at the reduced rate and that this notice is being mailed them at the request of the Boston City Council, and that a copy of this order be forwarded them by the Blue Cross-Blue Shield.  
Passed under suspension of the rules.

Adjourned at 5.35 P.M., on motion of Councillor Kerrigan, to meet on Monday, July 2, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceeding, in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)

# CITY OF BOSTON

## Proceedings of City Council

Monday, July 2, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair. Absent, Councillor Hines.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

### INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Almighty and Eternal Father, before saluting the sacred standard of the Red, White, and Blue, before we start our work, we lift our voices and our hearts in prayer to Thee. As Americans of unimpeachable loyalty we stand here unashamed, without apologies, and without fear, to acknowledge Thy infinite power over all nations, all men, all cities, but especially this venerable City of Boston, this prayer has a little more fervor because our American hearts beat faster as we approach the unforgettable glory of our birthday as a nation, our Independence Day. We pray for the preservation of this republic where the people are sovereign, and sincerely desire to live together in this union of states which finds room for the richness of diversity. Protestant, Jew, and Catholic have lived, worked, and suffered together for over 185 years, and have prayed together to a common Father for His blessings. We beseech Thee, Heavenly Father, to keep us together, and our wills steadfast, and our faith as strong as the faith of our founding fathers who in pain, in hardship, and at crimson cost laid the foundations of this nation. Boston's official seal bears these words of prayer—*sicut patribus, sic Deus nobis*—as with our fathers, may God be with us. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

### PAYMENT OF EXCISE TAX ON AUTOMOBILES.

The following was received:

City of Boston,  
Office of the Mayor, June 27, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Commissioner of Assessing relative to your resolution of June 4, 1962, concerning the payment of the 1962 excise tax on automobiles.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
Assessing Department, June 22, 1962.  
Albert Kramer,  
Administrative Assistant, Mayor's Office.  
Subject: Motor Excise Council Resolution of June 4, 1962.

Dear Sir:

The resolution suggests that persons who owned their cars for the entire year 1961 did not get bills for 1961 until 1962. Actually, most 1961 bills sent out in 1962 were for vehicles registered in April and later in 1961, and many of them were for cars newly acquired by the owners billed. These persons, who sold pre-

viously registered cars and bought new ones during 1961 are of course entitled to abatements in part of taxes paid on account of their previous cars, so that in any given year a person pays (or is responsible for) only one excise tax.

Postponing payment of excise taxes to December 31, 1962, would not be a workable solution, in my judgment. It would increase the demands on this department at the very time that our most critical work in real estate is heaviest, and the resulting flood of abatement applications would require additional help in our Motor Excise Division. Furthermore, such a postponement would not solve the problem, since many of those required to pay an excise on December 31 would undoubtedly be faced with another bill early in 1963.

Of the 200,000 excise bills sent out from this department, approximately 60,000 would be subject to these two bills, and it is safe to assume that the bulk of these are late registrations and are involved in the transfer or sale of cars previously registered.

Under present processing methods, the source information (a copy of a portion of the registration blank) is received from the vehicle owner at the time of registration by the Registry of Motor Vehicles. This stub is transmitted to the State Department of Corporations and Taxation, which determines the valuation and class of each vehicle registered. The stubs are then sent to the Assessing Department for the preparation of the actual tax bill.

Since the present system involves the manual sorting of some two million stubs, state-wide, first by vehicle and class and then by city or town, it is not surprising that the city may find itself writing bills for 1961 in 1962. Only when the Commonwealth is willing to avail itself of modern, high-speed processing methods under centralized control will it be possible for Boston to be completely current on its excise tax billings.

It is my understanding that for the year 1963 a new registration form will be used by the Registry of Motor Vehicles and much of the confusion relative to double registrations in Motor Excise bills will be eliminated.

ADOLPH H. BRAUNES,  
Commissioner of Assessing.

Placed on file.

### VOTES ON PROPOSED CONTRACT FOR INSURANCE AND HOSPITAL BENEFITS FOR COUNTY OF SUFFOLK EMPLOYEES.

The following was received:

City of Boston,  
Office of the Mayor, June 25, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith two orders under which the County of Suffolk would enter into contracts with the named insurance companies, providing life insurance, and hospital-medical and surgical benefits, respectively, for the employees of Suffolk County, and further, authorizing the Mayor to sign an application and the contracts therefor. The passage of these orders by your Honorable Body is urged in order that the employees of the County of Suffolk may be afforded insurance, as aforesaid, through the execution of the said contracts.

Respectfully,

JOHN F. COLLINS, Mayor.

Voted, That the County of Suffolk make application for, and enter into, the proposed contract for life insurance and the proposed contract for hospital, medical, and surgical benefits with "Boston Mutual Life Insurance Company and Massachusetts Hospital Service, Inc., and Massachusetts Medical Service," respectively.

Voted, That His Honor the Mayor of Boston be, and hereby is, authorized to execute for the County of Suffolk the application and the proposed contract for life insurance and the proposed contract for hospital, medical, and surgical benefits with "Boston Mutual Life Insurance Company and Massachusetts Hospital Service, Inc., and Massachusetts Medical Service," respectively.

Severally referred to the Executive Committee.

**SURVEY AND PLANNING ADVANCE FOR DOWNTOWN WATERFRONT-FANEUIL HALL AREA.**

The following was received:

City of Boston,  
Office of the Mayor, June 29, 1962.

To the Boston City Council.

The Greater Boston Chamber of Commerce, with the close cooperation of the staff of the Boston Redevelopment Authority, has prepared a preliminary renewal plan for the City of Boston which is a dramatic example of the use of urban renewal techniques in a creative fashion. This effort holds out the promise that the Downtown Waterfront-Faneuil Hall area, now slumbering in blight, will come alive again. As this preliminary renewal plan shows clearly, old Boston is not to be swept away in the creation of a new city. Instead, the plan envisages the retention of existing buildings and the construction of new ones, together, old buildings and new as well as a rationalized circulation pattern and ample open space, will contribute to the symbolic re-creation of the old port in a time when Boston is becoming "the world port of the '60's." Attached is a brochure prepared by the Greater Boston Chamber of Commerce outlining the preliminary renewal plan for the proposed Downtown Waterfront-Faneuil Hall Project.

On Wednesday, June 27, at the regular meeting of the Boston Redevelopment Authority the Authority approved a resolution to file a Survey and Planning Application with the Housing and Home Finance Agency for the proposed Downtown Waterfront-Faneuil Hall Urban Renewal Project. The application is for a survey and planning advance from the Housing and Home Finance Agency for the sum of \$888,707. These funds will permit the Authority to undertake detailed survey and planning work. This work includes appraisals, title searches, engineering surveys, interior inspections, as well as other detailed survey and planning work.

In order that the project may go forward, I urge that you approve the attached resolution in the form prescribed and approved by the Federal Housing and Home Finance Agency. I am assured that the Authority will be very happy to make available to you any supporting materials, maps, or other information that you may require.

Your favorable consideration of this matter and the approval of the attached resolution is requested.

Respectfully,

JOHN F. COLLINS, Mayor.

Boston Redevelopment Authority,

June 29, 1962.

Hon. John F. Collins,  
Mayor of Boston.  
Dear Mayor Collins:

On Wednesday, June 27, at the regular meeting of the Boston Redevelopment Authority, the Authority approved a resolution to file a Survey and Planning Application with the Housing and Home Finance Agency for the proposed Downtown Waterfront-Faneuil Hall Urban Renewal Project. The application is for a survey and planning advance from the Housing and Home Finance Agency for \$888,707. The Authority also authorized the Chairman of the Authority to request the concurrence of the Mayor and of City Council. This practice is in accordance with Housing and Home Finance Agency procedure.

The attached preliminary renewal plan, prepared by the Greater Boston Chamber of Commerce in close cooperation with the staff of the Authority, will, in strengthening the tax base of the city and providing new and rehabilitated housing, create in this now blighted area a renewed area of social and economic vitality.

As Acting Chairman of the Authority, in the absence of Monsignor Lally, I urge you to submit to City Council, at your earliest convenience, the enclosed attached resolution for their consideration.

Sincerely,  
STEPHEN E. MCCLOSKEY,  
Vice Chairman.

Survey and Planning Application

Downtown Waterfront-Faneuil Hall Renewal Area,

Boston Redevelopment Authority,  
Boston, Mass.

RESOLUTION OF GOVERNING BODY OF LOCALITY—  
CODE NO. R-145.

Whereas, Under Title I of the Housing Act of 1949, as amended (herein referred to as "Title I"), the Housing and Home Finance Administrator is authorized to extend financial assistance to local public agencies in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and

Whereas, It is desirable and in the public interest that the Boston Redevelopment Authority make surveys and prepare plans, presently estimated to cost approximately eight hundred and eighty-eight thousand, seven hundred and seven dollars (\$888,707), in order to undertake and carry out an urban renewal project of the character contemplated by Section 110 (c) of Title I, in that area proposed as an Urban Renewal Area, situated in the City of Boston, County of Suffolk, and State of Massachusetts, which is described as follows:

Beginning at the intersection of the U. S. Pierhead Line extended and the southwesterly sideline of Northern Avenue Bridge and running northwesterly by Northern Avenue to the westerly sideline of the Fitzgerald Expressway;

thence turning and running northerly and northwesterly by the westerly sideline of the Fitzgerald Expressway to the southerly sideline of State street;

thence turning and running westerly by the southerly sideline of State street to the easterly sideline of Change Avenue extended;

thence turning and running in a northerly direction along the extended easterly sideline and the easterly sideline of Change Avenue to an intersection with the northerly property line of 60 State street;

thence turning and running in an easterly direction by various courses and distances along the northerly property line of 60 State street, and continue running in an easterly direction along the northerly property line of 80 State street and said property line extended to an intersection with the easterly sideline of Merchants Row;

thence turning and running in a northerly direction along the extended easterly sideline of Merchants Row to an intersection with the building line of 45 to 43 Chatham street which is also the northerly sideline of Chatham street;

thence turning and running in a westerly direction along the northerly sideline of (building line of 45 to 43) Chatham street to an intersection with the easterly sideline of Merchants Row;

thence turning and running in a northerly direction along the easterly sideline and the easterly sideline extended of Merchants Row to an intersection with the extended southern building line of Faneuil Hall;

thence turning and running in a westerly direction along the extended southern building line and the southern building line of Faneuil Hall to an intersection with the westerly building line of Faneuil Hall;



thence turning and running in a northerly direction along the westerly building line of Faneuil Hall and said building line extended to an intersection with the northwesterly side-line of North street;

thence turning and running in a southwesterly direction along the northwesterly side-line of North street to an intersection with the easterly side-line of Union street;

thence turning and running in a northerly direction along the easterly side-line of Union street to an intersection with the southeasterly side-line of Hanover street;

thence turning and running in a northeasterly direction along the southeasterly side-line of Hanover street to an intersection with the southwesterly side-line of Blackstone street;

thence turning and running southeasterly by the southwesterly side-line of Blackstone street to the northwesterly side-line of North street;

thence turning and running northeasterly, southeasterly, and northerly by the northwesterly side-line of North street to the southwesterly side-line of Commercial street;

thence turning and running northwesterly by the southwesterly side-line of Commercial street to northwesterly property line of 415 Commercial street extended;

thence turning and running northeasterly by the northwesterly property line of 415 Commercial street to the northeasterly property line of 415 Commercial street;

thence turning and running southeasterly by the northeasterly line of 415 Commercial street and of 409 Commercial street to the southeasterly side-line of Constitution Wharf;

thence turning and running northeasterly by the southeasterly side-line of Constitution Wharf extended to the U. S. Pierhead Line;

thence turning and running southerly and southwesterly by the U. S. Pierhead Line to the point of beginning.

Now therefore be it Resolved, by the Boston City Council:

1. That the proposed urban renewal area described above is a slum, blighted, deteriorated, or deteriorating area appropriate for an urban renewal project, that the development of such area for predominantly nonresidential uses is necessary for the proper development of the community and that the undertaking by the Boston Redevelopment Authority of surveys and plans for an urban renewal project of the character contemplated by Section 110 (c) of Title I in the proposed urban renewal area is hereby approved.

2. That the financial assistance available under Title I is needed to enable the Boston Redevelopment Authority to finance the planning and undertaking of the proposed project.

3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with federal financial assistance under Title I, including those relating to the relocation of site occupants, to the provision of local grants-in-aid, and to the requirement that as a condition to the execution of a contract for a loan or capital grant for an urban renewal project the locality must present to the Housing and Home Finance Administrator a Workable Program, as set forth in Section 101 (c) of Title I, for utilizing appropriate public and private resources to eliminate and prevent the development or spread of slums and urban blight; and that it is the sense of this Body (a) that a feasible method for the relocation of families displaced from the urban renewal area, in conformity with Title I, can be prepared, and (b), that local grants-in-aid can and will be provided in an amount which will be not less than one third of the net project cost of the project, and which, together with the federal capital grant, will be generally equal to the difference between gross project cost and the proceeds or value of project land sold, leased, or retained for use in accordance with the urban renewal plan.

4. That the filing of an application by Boston Redevelopment Authority for an advance of funds from the United States of America to enable it to defray the costs of the surveys and plans for an urban renewal project in the proposed Urban Renewal Area described above is hereby approved.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

(Supporting materials, maps, and other information referred to in the foregoing message are attached hereto.)

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

Charles F. Barry, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

James P. Carew, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Mrs. Katherine Collins, to be reimbursed for expense incurred in locating water leak at 9 Morrow road, Brighton.

John R. Davis, to be reimbursed as result of execution issued against him on account of his acts as an employee of the School Department.

Wendelyn J. Dujcik, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Parks and Recreation Department.

John F. Flaherty, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Robert P. Foley, for compensation for damage to property at 24 Westville street, Dorchester, caused by water meter reader.

Charles F. Guiney, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Parks and Recreation Department.

Alton Jacobson, for compensation for loss of dentures while patient at City Hospital.

Anna Martinello, for compensation for damage to property at 196-198 Sumner street and 2-10 Maverick square, East Boston, caused by defective sewer.

John T. McGlinchey, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Police Department.

John Morgante, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Mrs. Peter Segaloff, for compensation for damage to property at 37 Woodstock avenue, Brighton, caused by rusty water.

Leo J. Sullivan, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Maria Vigarito, for compensation for personal injuries received at North Bennet Street Gymnasium.

#### PETITIONS FOR INDEMNIFICATION.

Petition of Edward J. Arsenault, Angelo A. Attardo, Robert P. Beltramini, John J. Coakley, Henry Currie, Thomas F. Fraher, Gerald P. Hart, Edward P. Kenney, Michael Liotta, George J. Malette, George J. O'Donnell, James D. Regan, and James D. Regan, members of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses.

Severally referred to the Committee on Claims.

NOTICES FROM MASSACHUSETTS  
TURNPIKE AUTHORITY.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B11 for Boston extension of the Massachusetts Turnpike.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B12 for Boston extension of the Massachusetts Turnpike.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B15 for Boston extension of the Massachusetts Turnpike.

Severally placed on file.

APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Herbert N. Alleyne and Rosalie A. Shulman, having been duly approved by the Collector-Treasurer, were received and approved.

APPOINTMENT OF JOHN T. LEONARD.

Notice was received from the Mayor of the appointment of John T. Leonard, 63 Whitten street, Dorchester, to be Temporary City Auditor for a period of sixty days from June 28, 1962, due to the absence of City Auditor, Joseph P. Lally.

Placed on file.

TRANSIENT VENDOR'S LICENSE.

Notice was received from the City Clerk of the issuance of a transient vendor's license to Morris Rofelson for the sale of fruit and produce at 1505 Blue Hill avenue, Dorchester.

A bond of the New Amsterdam Casualty Company for \$500 was received.

Severally placed on file.

EXECUTIVE COMMITTEE MEETING.

On motion of Councillor Piemonte, the Council voted to take a recess during its meeting for the purpose of taking up whatever matters are before it.

The motion was carried.

HOUSING PROJECT FOR ELDERLY, EAST  
BOSTON.

Coun. PIEMONTE offered the following resolution:

Whereas, The federal government has indicated that it no longer requires the parcels of land, formerly used by them as a Naval depot for oil, on both sides of McLellan Highway in East Boston; and

Whereas, One of these parcels is close to churches, schools, and transportation; and

Whereas, The proposed site for a housing project in the Orient Heights section of East Boston (Ashley street) would uproot a fine residential community and displace families; be it

Resolved, That the Boston Housing Authority are hereby requested to review any action they may be taking with respect to the location of a housing project in the Orient Heights section of Boston and consider the advisability of acquiring one of the parcels bordering McLellan Highway formerly used by the Navy Department.

The resolution was adopted under suspension of the rules.

RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 2.44 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 3.05 P.M.

EXECUTIVE COMMITTEE REPORTS.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. Report on message of the Mayor (referred June 25) concerning transfer of appropriation for fire station at Cambridge street—recommending that the message be placed on file.

2. Report on communication from the State Government Center Commission (referred June 25) concerning the Bowdoin Square fire station—recommending that the communication be placed on file.

3. Report on message of the Mayor (referred May 21) concerning early action on transfer of appropriation of \$145,000 for construction of firehouse on Cambridge street—recommending that the message be placed on file.

The reports were accepted, and the communication and messages were placed on file.

4. Report on communication from the Corporation Counsel (referred May 21) concerning power of City Council to override the veto of Mayor on orders accepting sections 9A and 11A of chapter 32B of the General Laws, group insurance for retired city and county employees and additional insurance for city and county employees—recommending that the communication be placed on file.

5. Report on four messages of the Mayor (referred May 7) vetoing eight orders accepting Sections 9A and 11A of chapter 32B of the General Laws, group insurance for retired employees of the City and County and additional insurance for employees of City and County—recommending that the messages and eight orders be placed on file.

The report was accepted and the messages and orders were severally placed on file.

6. Report on message of the Mayor and order (referred January 8) for transfer of appropriation of \$145,000 for construction of buildings and acquisition of land for Fire Department—recommending that the order ought to pass.

The report was accepted, and the order was passed, yeas 7, nays 1:

Yeas—Councillors Coffey, Foley, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—7.

Nays—Councillor Iannella—1.

7. Report on message of the Mayor and two votes (referred today) concerning contracts for hospital, medical and surgical benefits for employees of Suffolk County—recommending that the two votes ought to pass.

The report was accepted and the two votes were passed.

8. Report on petition of Moses Mendelsohn Cemetery Corporation (referred December 4, 1961) for use for burial purposes and as a cemetery land at 5 Baker street, Hyde Park—recommending that the petition be placed on file.

The report was accepted, and the petition was placed on file.

ABANDONED AUTOMOBILES ON VACANT  
LOTS.

Coun. FOLEY offered the following:  
Ordered, That the Police Commissioner be requested, through his Honor the Mayor, to give his attention to the problem of abandoned automobiles on vacant lots throughout the city.  
Passed under suspension of the rules.

SITES FOR HOUSING PROJECTS FOR  
THE ELDERLY.

Coun. FOLEY offered the following:

Be it Resolved, That the Board of the Boston Redevelopment Authority and the Board of the Boston Housing Authority jointly consider a plan whereby the Redevelopment Authority would acquire and resell to the Boston Housing Authority sites upon which housing projects for the elderly might be located, said sites to be anywhere in the City of Boston, and said sale of property to be at a write-down to permit the Housing Authority to operate within the federal formula.

Coun. TIERNEY in the chair.

Pres. IANNELLA in the chair.

The foregoing resolution was adopted under suspension of the rules.

REPORT OF COMMITTEE ON  
CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

Report on appointment by the Mayor (referred June 11) of Walter J. Malloy to be a member of the Boston Retirement Board—recommending that the appointment be confirmed.

The report was accepted, and the appointment was confirmed.

Adjourned at 3.21 P.M., on motion of Councillor Piemonte, to meet on Monday, July 9, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)





## CITY OF BOSTON

## Proceedings of City Council

Monday, July 9, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair. Absent, Councillor Hines.

The Reverend Peter A. Shakalis, curate of St. Joseph's Rectory, Allen street, West End, was escorted to the rostrum.

INVOCATION BY THE REVEREND  
PETER A. SHAKALIS.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Almighty and eternal God, Your bounteous kindness exceeds the merits and fondest hopes of our prayers. Shower Your mercy upon us, forgive us the sins that strike fear in our consciences, and grant us today the blessings we dare not presume to ask for.

Enlighten our minds with wisdom, we beseech Thee, O Lord, and may she be with us and labor with us as we take counsel on the issues before us today. Strengthen our wills with courage that we may always act in a manner acceptable to Thee and for the benefit of Thy people with peace and liberty preserved in our beloved City of Boston.

May our every step be guided by Thy loving providence, who livest and reignest forever. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

JURORS DRAWN.

Jurors were drawn in the manner prescribed by law, Councillor Kerrigan presiding at the box, in the absence of the Mayor, viz.:

Seven additional grand jurors, Superior Criminal Court, to appear August 6, 1962:

Louise Harrigan, Ward 5; William Artis, Ward 9; William B. Johnston, Ward 11; Emily F. Colombo, Ward 13; Joseph E. Schwartz, Ward 14; Charles P. Burke, Ward 16; Alphonse Scott, Ward 21.

Thirty-five traverse jurors, Superior Criminal Court, to appear August 6, 1962:

Roy A. Coscia, Ward 1; Edward Lombardo, Ward 1; Francis J. Wilson, Ward 2; Albert J. Brogna, Ward 3; James F. Quinlan, Ward 5; John J. Lugas, Ward 6; Michael J. Ring, Jr., Ward 6; Anne A. Coleman, Ward 7; William O'Connell, Ward 7; John F. Barker, Ward 8; Stephen Carter, Ward 8; John Edward Doucette, Ward 8; John C. Whooley, Ward 8; Jasper F. Hill, Ward 9; James W. O'Keefe, Ward 9; George W. Flood, Ward 10; Francis E. Dagenais, Ward 10; Joseph W. Leonard, Ward 11; William F. O'Brien, Ward 11; Thomas Quinn, Ward 11; William C. Draper, Ward 12; John F. Carty, Ward 13; Charles J. Greland, Ward 13; Joseph Casper, Ward 14; Martin O'Connor, Ward 15; Catherine F. Scannell, Ward 15; Ralph E. Benson, Ward 16; James P. Edwards, Ward 16; James E. Miller, Ward 17; Jason Gould, Ward 18; Richard A. Walsh, Ward 18; Milton A. Wyman, Ward 18; Donald W. Foster, Ward 19; Irving A. Whitcomb, Ward 19; Inez E. Blades, Ward 20.

VETO OF ORDINANCE RE PROPOSED  
AMENDMENT TO REGULAR WORK  
WEEK.

The following was received:

City of Boston,  
Office of the Mayor, July 5, 1962.  
To the City Council.  
Gentlemen:

I return herewith, without my signature and disapproved, what purports to be an ordinance passed by your Honorable Body on June 25, 1962, amending chapter 3 of the Revised Ordinance of 1961 by inserting after section 10 a section 10A relative to the regular work week of certain employees of the City of Boston.

My objections thereto are as follows: First, your action interferes in the conduct of the executive or administrative business of the city in contravention of St. 1948, c. 452, s. 17G, as appearing in St. 1951, c. 376, s. 1. Second, as the Supreme Judicial Court has said in *Commonwealth v. Wolbarst*, 319 Mass. 291, 295, where there is a complete and comprehensive statute, there is no room for ordinances. That would seem to be the case here; for the subject appears to be covered by G.L., c. 149, s. 33B, which is in force in Boston having been accepted by an order passed by the City Council on December 28, 1950, and approved by the Mayor on January 12, 1951. Third, your action makes no provision for the present seven-day operation of the drawbridge service or the sewer service or the water service in the Public Works Department or of the burial permit function of the Health Department. Fourth, those employees of the city who now work only a thirty-five-hour week, would, if the proposed section 10A were to become law, be required to work a forty-hour week because the proposal is that the work week "shall be . . . a total of forty hours." Fifth, and of equal importance, if the work week were changed from the present Wednesday through Tuesday to Sunday through Saturday, as your action intimates, in the first Sunday through Saturday week, employees would receive only three days' pay, which would unquestionably work a hardship on many. I also note that your action is formally defective in that the vital words "Be it ordained by the city council of Boston, as follows" are lacking. See St. 1881, c. 229, s. 3. Rev. Ord. (1961), c. 1, s. 2.

Respectfully,  
JOHN F. COLLINS, Mayor.

The veto message and order were referred to the Committee on Ordinances.

REPAVE BEAUMONT STREET.

The following was received:

City of Boston,  
Office of the Mayor, June 29, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Commissioner of Public Works concerning your order of May 14, 1962, relative to the repaving of Beaumont street, Dorchester.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
May 24, 1962.

Albert Kramer,  
Assistant, Mayor's Office.

Dear Sir:

Reference is made to the following City Council order dated May 14, 1962:

"Ordered, That the Public Works Commissioner be requested, through his Honor the Mayor, to repave Beaumont street, Dorchester," Beaumont street, Dorchester, is included in our 1962 reconstruction program.

Respectfully,  
JAMES W. HALEY, Commissioner.  
Placed on file.

**TRAFFIC LIGHTS AT FAIRWAY STREET  
AND BLUE HILL AVENUE.**

The following was received:

City of Boston,  
Office of the Mayor, July 5, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Traffic Commissioner concerning your resolution of May 14, 1962, relative to the installation of traffic lights at Fairway street and Blue Hill avenue, Mattapan square.

Respectfully,  
JOHN F. COLLINS, Mayor.

—  
Boston Traffic Department,  
May 22, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

This is in reply to Council order dated May 14, 1962, requesting that the Traffic Commissioner proceed with the installation of traffic lights at Fairway street and Blue Hill avenue, Mattapan.

As a result of requests from several City Councilors and Representatives for the installation of a traffic signal at the above-mentioned location I have asked the engineers of this department to resurvey this intersection relative to this installation.

I shall further advise you upon completion of the survey and receipt of the engineers' report.

Very truly yours,  
THOMAS F. CARTY,  
Traffic Commissioner.

Placed on file.

**RESERVED PARKING SPACE FOR HANDI-  
CAPPED PERSONS.**

The following was received:

City of Boston,  
Office of the Mayor, July 5, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Traffic Commissioner concerning your order of June 11, 1962, relative to provide for the reserving of a space for parking of a car on the street abutting the residence of the holders of H. P. automobile plates.

Respectfully,  
JOHN F. COLLINS, Mayor.

—  
Boston Traffic Department,  
June 20, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

This is in reply to Council order dated June 11, 1962, requesting that the Traffic Commission promulgate such orders or regulations and do such other things as may be necessary to provide for the reserving of a space for parking of a car on the street abutting the residence of the holders of H. P. (Handicapped Persons) automobile plates.

The Traffic Commission has no authority under statute law to reserve parking spaces for handicapped persons or any other individual on any public way.

The only manner in which this can be accomplished is by legislative action.

Very truly yours,  
THOMAS F. CARTY,  
Traffic Commissioner.

Placed on file.

**MOSQUITO CONTROL PROJECT IN ORI-  
ENT HEIGHTS.**

The following was received:

City of Boston,  
Office of the Mayor, July 9, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Health Commissioner concerning your order of June 25, 1962, relative to contracting for a mosquito control project in the Orient Heights section of East Boston.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Health Department, June 29, 1962.  
Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

W have your memorandum of June 27, 1962, transmitting to this department the order of the City Council passed June 25, 1962:

"Ordered, That his Honor the Mayor direct the appropriate city department heads to contract for a mosquito control project in the Orient Heights section of East Boston.

In City Council June 25, 1962. Passed.

Attest:  
W. J. Malloy, City Clerk."

We have surveyed this area and have determined that there is a mosquito infestation. We have contracted to have this area sprayed by plane which will be done, weather permitting, on July 5, 1962. We also expect that the West Roxbury area will be sprayed on this date.

Respectfully yours,  
F. ROBERT FRECKLETON, M.D.,  
Health Commissioner.

Placed on file.

**GIFT IN MEMORY OF JACOB GOLDBERG.**

The following was received:

City of Boston,  
Office of the Mayor, July 5, 1962.  
To the City Council.  
Gentlemen:

As a tribute to Jacob Goldberg upon the completion of fifty years of outstanding service, his employer, Wm. Filene's Sons Company, has presented to the City of Boston the sum of one thousand dollars to establish the Jacob Goldberg Award.

I have this day filed with the City Clerk the written instrument signed by Francis B. Gummere, Secretary, on behalf of Wm. Filene's Sons Company, which formally gives the money to the city and sets forth in detail the terms and conditions of the gift. The instrument provides that the fund shall be held as a permanent fund with the income thereof used to grant a monetary award each year to that member of the graduating class of the elementary school district most nearly corresponding to the former Eliot District who, while a member of such class, demonstrated the highest qualities of leadership. Provision is also made for the appointment of an award committee annually to select the recipient.

Transmitted herewith is an order accepting this most generous gift.

Respectfully,  
JOHN F. COLLINS, Mayor.

Ordered, That the sum of one thousand dollars (\$1,000) given, assigned, and transferred to the City of Boston, by Wm. Filene's Sons Company by written instrument dated April 12, 1962, and filed with the City Clerk on July 5, 1962, be, and the same is, accepted with gratitude upon the trust set forth in said instrument.

On motion of Councillor Piemonte, the rules were suspended and the order was passed.

**APPROPRIATION OF \$336,000 FROM GEN-  
ERAL CEMETERY FUND.**

The following was received:

City of Boston,  
Office of the Mayor, July 9, 1962.  
To the City Council.  
Gentlemen:

I am in receipt of the attached communication from the Commissioner of Parks and Recreation requesting the appropriation of \$336,000 from the General Cemetery Fund, to be expended under the direction of the Parks and Recreation Commissioner, for cemetery maintenance and improvement.

The 1962 appropriation for the Cemetery Division is to be met wholly from the General Cemetery Fund and the income from Perpetual Care Trust Funds.



I submit herewith an order appropriating the sum of \$336,000 from the General Cemetery Fund, and respectfully recommend its immediate passage by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Parks and Recreation Department,  
April 12, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

You are respectfully requested to ask the City Council to appropriate from the General Cemetery Fund the sum of \$336,000, to be expended under the direction of the Parks and Recreation Commissioner, for "Cemetery Division Maintenance and Improvement."

This sum may be appropriated under the provisions of chapter 13 of the Acts of 1961, entitled "An Act Further Regulating the Use of Funds Received by the City of Boston Through Its Maintenance of Cemeteries," as accepted by the City Council on May 8, 1961, and approved by the Mayor on May 10, 1961.

Respectfully yours,  
MARTIN F. WALSH, Commissioner.

Ordered, That in accordance with the provisions of chapter 13, Acts of 1961, the sum of three hundred thirty-six thousand (\$336,000) dollars be, and hereby is, appropriated from the General Cemetery Fund, to be expended under the direction of the Commissioner, Parks and Recreation Department, for the Cemetery Division Maintenance and Improvement—\$336,000.

Referred to the Executive Committee.

On motion of Councillor Foley, the foregoing reference was reconsidered. On further motion of Councillor Foley, the message and order were referred to the Committee on Appropriations and Finance.

**TRANSFER OF \$10,000 TO PUBLIC WORKS DEPARTMENT.**

The following was received:  
City of Boston,  
Office of the Mayor, July 9, 1962.  
To the City Council.

Gentlemen:

I submit herewith an order requesting the appropriation of ten thousand (10,000) dollars be transferred from available funds in the City Treasury to the Public Works Department, Item 29, Miscellaneous Contractual Services, together with a letter from the Commissioner of Public Works explaining the reason therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.  
Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
June 22, 1962.

Henry A. Scagnoli,  
Director, Administrative Services.

Dear Sir:

It is requested that the sum of \$10,000 be transferred from available sources to the Public Works Department general budget.

The Mayor's allowance of \$17,700 in the miscellaneous contractual services item was reduced to \$7,700 by the City Council. This represents a reduction of more than 56 per cent. Advertising in newspapers for holiday rubbish collections, protective service in district yards and rat control at various dumps, to name a few charges to this budget item, total more than the \$7,700 allowed.

Respectfully,  
JAMES W. HALEY,  
Commissioner of Public Works.

Ordered, That the sum of ten thousand (10,000) dollars be appropriated to the Public

Works Department, Item 29, Miscellaneous Contractual Services, and to meet said appropriation the sum of ten thousand (10,000) dollars be, and hereby is, transferred from available funds in the City Treasury—\$10,000.  
Referred to the Executive Committee.

On motion of Councillor Foley, the foregoing reference was reconsidered. On further motion of Councillor Foley, the message and order were referred to the Committee on Appropriations and Finance.

**TRANSFER OF \$290,137 TO SNOW REMOVAL.**

The following was received:  
City of Boston,  
Office of the Mayor, July 9, 1962.  
To the City Council.  
Gentlemen:

I submit herewith an order requesting the appropriation of two hundred ninety thousand one hundred and thirty-seven (290,137) dollars by transfer from available funds in the City Treasury to the Snow Removal Account, together with a letter from the Commissioner of Public Works explaining the reason therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.  
Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
June 22, 1962.

Henry A. Scagnoli,  
Director, Administrative Services.

Dear Sir:

Due to the small but numerous snowstorms of this past winter, the snow removal appropriation has been exhausted leaving a deficit of \$290,137.

Therefore in order to eliminate this existing deficit it is requested that a transfer of the above sum to be made from available sources to the snow removal appropriation.

Respectfully,  
JAMES W. HALEY,  
Commissioner of Public Works.

Ordered, That the sum of two hundred ninety thousand one hundred and thirty-seven (290,137) dollars be appropriated to the Snow Removal Account and to meet said appropriation the sum of two hundred ninety thousand one hundred and thirty-seven (290,137) dollars be, and hereby is, transferred from available funds in the City Treasury—\$290,137.

Referred to the Executive Committee.

On motion of Councillor Foley, the foregoing reference was reconsidered. On further motion of Councillor Foley, the message and order were referred to the Committee on Appropriations and Finance.

**TRANSFER OF \$6,500 TO CITY COUNCIL.**

The following was received:  
City of Boston,  
Office of the Mayor, July 9, 1962.  
To the City Council.  
Gentlemen:

I submit herewith an order requesting the appropriation of six thousand five hundred (6,500) dollars by transfer from available funds in the City Treasury to the City Council, Item 11, \$2,500, and Item 29, \$4,000, together with a letter from the City Messenger explaining the reason therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.  
Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Office of the City Messenger,  
June 6, 1962.

Christopher A. Iannella,  
President, Boston City Council.

Dear Mr. President:

On December 4, 1961, the City Council passed an order requesting one additional temporary clerk. This order was approved by his Honor the Mayor on December 19, 1961.

At the time of the appointment the budget for the year 1962 had been submitted to the Budget Department for approval. It will therefore be necessary to request an additional appropriation of \$2,500 in the Personal Services, Temporary Employees, in the City Council appropriations for the year 1962.

Because of the number of Public Hearings on Urban Renewal and other important matters held during the first five months of 1962 it will be necessary to request an additional appropriation of \$4,000 in the Contractual Services, Advertising and Professional Services, Item 29, in the City Council Appropriations for the year 1962.

Item 11.....\$2,500  
Item 29..... 4,000

Total .....\$6,500

Respectfully,  
WILLIAM J. O'DONNELL, City Messenger.

Ordered, That the sum of six thousand five hundred (6,500) dollars be appropriated to the City Council and to meet said appropriation the sum be, and hereby is, transferred from available funds in the City Treasury.

Item 11. Personal Services, Temporary Employees .....\$2,500  
Item 29. Contractual Services, Advertising and Professional Services ..... 4,000  
Total .....\$6,500

Referred to the Committee on Appropriations and Finance.

TRANSFER OF \$11,484.68 FOR CERTAIN SALARY INCREASES.

The following was received:

City of Boston,  
Office of the Mayor, July 9, 1962.  
To the City Council,  
Gentlemen:

I submit herewith an order requesting the appropriation of eleven thousand four hundred eighty-four dollars and sixty-eight cents (\$11,484.68), such sum to be, and hereby is, transferred from available funds in the City Treasury.

Chapter 423 of the Acts of 1962 granted salary increases for officers and employees of Suffolk County for the clerks and assistant clerks of the district courts as enumerated on the attached communication from the Supervisor of Personnel.

I respectfully recommend adoption of the accompanying order by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Administrative Services Department,  
Personnel Division,  
April 27, 1962.

Henry A. Scagnoli,  
Director, Administrative Services.

Dear Sir:

Attached please find proposed changes and cost to be expended from July 1, 1962, to December 31, 1962, for certain compensation grades under the Classification and Compensation Plan for the Officers and Employees of Suffolk County, in the District Courts and Boston Juvenile Court. (Total number of employees involved: 30). Total Cost \$11,484.

Respectfully,  
DUNCAN T. FOLEY,  
Supervisor of Personnel.

CLERK OF COURT

DEPARTMENT	Quota	Present Compensation Grade	Present Salary	Proposed Compensation Grade	Proposed Salary	Cost to End of Year
Brighton Court . . . . .	1	35	\$744.94 M	38	\$812.36 M	\$404.52
Charlestown Court . . . . .	1	35	171.25 Wk	38	186.75 Wk	406.10
Chelsea Court . . . . .	1	35	171.25 Wk	38	186.75 Wk	406.10
Dorchester Court . . . . .	1	38	186.75 Wk	41	204.75 Wk	471.60
East Boston Court . . . . .	1	35	171.25 Wk	38	186.75 Wk	406.10
Roxbury Court . . . . .	1	\$10,000	191.78 Wk	\$11,000	199.45 Wk*	200.00
South Boston Court . . . . .	1	35	171.25 Wk	38	186.75 Wk	406.10
West Roxbury Court . . . . .	1	\$10,000	191.78 Wk	\$11,000	199.45 Wk*	200.00
Juvenile Court . . . . .	1	34	166.50 Wk	37	180.75 Wk	373.35

\* Not to exceed \$400 annual increment

FIRST ASSISTANT CLERK OF COURT

Brighton Court . . . . .	1	30	\$641.63 M	33	\$703.61 M	\$371.88
Charlestown Court . . . . .	1	30	147.50 Wk	33	161.75 Wk	373.35
Chelsea Court . . . . .	1	30-V	142.75 Wk	33-V	157.00 Wk	373.35
Dorchester Court . . . . .	1	34	166.50 Wk	37	180.75 Wk	373.35
East Boston Court . . . . .	1	30-II	128.50 Wk	33-II	142.75 Wk	373.35
Roxbury Court . . . . .	1	34	166.50 Wk	37	180.75 Wk	373.35
South Boston Court . . . . .	1	30	147.50 Wk	33	161.75 Wk	373.35
West Roxbury Court . . . . .	1	30-V	142.75 Wk	33-V	166.50 Wk	622.24
Juvenile Court . . . . .	0	—	—	—	—	—

ASSISTANT CLERK OF COURT

Brighton Court . . . . .	1 (Temp.)	26-I	\$455.66 M	29-I	\$517.65 M	\$371.94
Charlestown Court . . . . .	1	26-V	123.75 Wk	29-V	138.00 Wk	373.35
Chelsea Court . . . . .	1	26	128.50 Wk	29	142.75 Wk	373.35
Dorchester Court . . . . .	2	29	142.75 Wk	32	157.00 Wk	746.70
East Boston Court . . . . .	1	26-III	114.25 Wk	29-III	128.50 Wk	373.35
Roxbury Court . . . . .	4	29	at { 3 at 142.75 Wk 1 at 133.25 Wk	32	at { 157.00 Wk 147.50 Wk }	1,493.40
South Boston Court . . . . .	1	26-V	123.75 Wk	29-V	138.00	373.35
West Roxbury Court . . . . .	1 (Temp.)	26-I	104.75 Wk	30-I	123.75	497.80
Juvenile Court . . . . .	1	29-V	138.00 Wk	32-V	152.25	373.35

Total cost July 1, 1962—December 31, 1962 . . . . . \$11,484.68

Ordered, That the sum of eleven thousand four hundred eighty-four dollars and sixty-eight cents (\$11,484.68) be appropriated and to meet said appropriation the sum be, and hereby is, transferred from available funds in the City Treasury.

Item 10. Personal Services.....\$11,484.63

Referred to the Committee on Appropriations and Finance.

**ORDINANCE CHANGING NAMES OF TRAFFIC DEPARTMENT AND TRAFFIC COMMISSIONER.**

The following was received:  
City of Boston,  
Office of the Mayor, July 5, 1962.  
To the City Council.  
Gentlemen:

One of the recommendations of the Automotive Safety Foundation's 1961 survey of the management of Boston's street traffic was that the Boston Traffic Department's statutory authority be broadened to include off-street parking, and that its name and the title of its officers be changed to indicate their broad function. Such legislation was sought, and has been enacted in chapter 338 of the Acts of 1962. In order that the Revised Ordinances may conform to this statutory change in the names of the Traffic Department and Traffic Commissioner, I recommend adoption of the ordinance transmitted herewith.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
In the Year Nineteen Hundred and Sixty-two.  
An Ordinance conforming the Revised Ordinances to a Statutory Change in the Names of the Traffic Department and the Traffic Commissioner.

Be it ordained by the City Council of Boston, as follows:

SECTION 1. The first paragraph of section 5 of chapter 3 of the Revised Ordinances of 1961 is hereby amended by striking out, in clause (17), the words "traffic commissioner" and inserting in place thereof the words:—commissioner of traffic and parking.

SECTION 2. Section 11 of chapter 9 of the Revised Ordinances of 1961 is hereby amended by striking out, in line 4, the words "traffic commissioner" and inserting in place thereof the words:—commissioner of traffic and parking.

SECTION 3. Section 36 of chapter 21 of the Revised Ordinances of 1961 is hereby amended by striking out, in line 4, the words "traffic commissioner" and inserting in place thereof the words:—commissioner of traffic and parking.

SECTION 4. Chapter 24 of the Revised Ordinances of 1961 is hereby amended by striking out the caption "Traffic Department" and inserting in place thereof the caption:—Traffic and Parking Department.

SECTION 5. Section 1 of said chapter 24 is hereby amended by striking out, in line 2, the words "Traffic Department" and inserting in place thereof the words:—Traffic and Parking Department.

SECTION 6. Section 2 of said chapter 24 is hereby amended by striking out, in line 1, the words "traffic commissioner" and inserting in place thereof the words:—commissioner of traffic and parking.

SECTION 7. Section 47 of chapter 29 of the Revised Ordinances of 1961 is hereby amended by striking out, in lines 2 and 3, the words "Boston traffic commission" and inserting in place thereof the words:—traffic and parking commission.

SECTION 8. Clause (82) of section 1 of chapter 30 of the Revised Ordinances of 1961 is hereby amended by striking out, in line 2, the words "traffic commissioner" and inserting in place thereof the words:—commissioner of traffic and parking.

SECTION 9. Clause (200) of said section 1 is hereby amended by striking out, in line 2, the words "traffic commissioner" and inserting in place thereof the words:—commissioner of traffic and parking.

SECTION 10. Clause (238) of said section 1 is hereby amended by striking out, in line 2, the words "committee on licenses in the public safety commission" and inserting in place thereof the words:—commissioner of traffic and parking.

SECTION 11. Anything in section 3 of chapter 1 of the Revised Ordinances of 1961 to the contrary notwithstanding, this ordinance shall be published by the action of the city council in passing the same.

SECTION 12. This ordinance shall take effect as of July 1, 1962.

Referred to the Committee on Ordinances.

**AMENDMENT TO BOSTON BUILDING CODE.**

The following was received:  
City of Boston,  
Office of the Mayor, July 5, 1962.  
To the City Council.  
Gentlemen:

I am in receipt of a communication from the Building Commissioner in which Part 29 of the Boston Building Code, as proposed and revised pursuant to the report of the Committee on Ordinances dated April 9, 1962, is hereby resubmitted for further consideration and action.

Therefore I submit herewith the recommendations of the Building Commissioner for an amendment to the Boston Building Code and respectfully recommend its adoption by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Building Department, July 5, 1962.  
To His Honor the Mayor of the City of Boston and the Honorable City Council of Said City.

Gentlemen:  
Pursuant to the report of the Committee on Ordinances dated April 9, 1962, wherein the committee rejected without prejudice the proposed ordinance "Further Regulating Excavations for, and Foundations of, Buildings and Structures in the City of Boston" on the message of the Mayor dated December 11, 1961, the revised proposed amendment of the Boston Building Code is hereby resubmitted for consideration.

Accordingly, acting under the power vested in me by St. 1938, c. 479, s. 105A, as inserted by St. 1939, c. 217, s. 1, I recommend that the Boston Building Code be amended by striking out Part 29, as amended by chapter 8 of the Ordinances of 1943 and chapter 2 of the Ordinances of 1955, and inserting in place thereof the new Part 29.

A copy of the proposed ordinance is attached hereto.

Respectfully,  
ROBERT E. YORK,  
Building Commissioner.

City of Boston,  
In the Year Nineteen Hundred and Sixty-two.  
An Ordinance Further Regulating Excavations for, and Foundations of, Buildings and Structures in the City of Boston.

Be it ordained by the City Council of Boston, as follows:

Section 1. Chapter 479 of the Acts of 1938 is hereby amended by striking out Part 29, as amended by chapter 8 of the Ordinances of 1943, and chapter 2 of the Ordinances of 1955, and inserting in place thereof the following:

**PART 29  
EXCAVATIONS AND FOUNDATIONS**

- Section  
2901—Excavations  
2902—General Requirements for Foundations  
2903—Soil Information  
2904—Classification of Bearing Materials and Allowable Bearing Values  
2905—Foundation Loads  
2906—Foundation Design  
2907—Footings and Foundation Piers



- 2908—Driven Piles—General Requirements
- 2909—Allowable Load on Piles
- 2910—Wood Piles—General Requirements
- 2911—Precast Concrete Piles
- 2912—Cast-In-Place Concrete Piles
- 2913—Steel and Steel Concrete Piles
- 2914—Composite Piles
- 2915—Bearing Tests
- 2915—Settlement Analysis

#### Section 2901—Excavations

(a) Until provision for permanent support has been made, excavations shall be properly guarded and protected by the persons causing them to be made so as to prevent such excavation from becoming dangerous, in the opinion of the Commissioner, to life or limb, or to prevent adjoining soil from moving or caving, or to preserve or protect any wall, building, or structure from injury. Where necessary, excavations shall be sheet-piled, braced or shored, and permanent excavations shall be protected by retaining walls or other permanent structures to prevent movement or caving of the adjoining soil.

(b) Structures near an excavation and owned by another than the person causing the excavation to be made shall be supported as follows:

(1) Where an excavation is carried below the curb grade, at the common property line, or below the surface of the ground where there is no such curb grade, the person causing such excavation to be made shall, at all times, if accorded the necessary license to enter upon the adjoining land, and not otherwise, at his own expense, preserve and protect from injury any wall, building or structure, the safety of which may be affected by said excavation, and shall support it by proper foundations. If the necessary license is not accorded to the person making such excavation, then it shall be the duty of the owner refusing to grant such license to make such wall, building, or structure safe and to support it by proper foundations; and, when necessary for that purpose, such owner shall be permitted to enter upon the premises where such excavation is being made.

(2) Where a party wall is intended to be used by the person causing the excavation to be made, he shall, at his own expense, preserve such party wall from injury and shall support it so that the said party wall shall be safe for the purposes intended.

(c) If the person whose duty it shall be under the provisions of this section to guard and protect an excavation, or to prevent adjoining soil from moving or caving, or to preserve or protect any wall, building, or structure from injury, shall neglect or fail so to do, the Commissioner may enter upon the premises, and make safe such excavation, wall, building or other structure as provided in Section 116 of Part 1.

#### Section 2902—General Requirements for Foundations

(a) The foundations of every permanent structure shall be supported by satisfactory bearing material which shall mean:

(1) Natural deposits of rock, gravel, sand, rock flour (inorganic silt), inorganic clay, or any combination of these materials;

(2) Compacted fills which satisfy the provisions of Section 2904 (a) (4);

(3) Natural deposits or artificial fills which can be changed into satisfactory bearing materials by preconsolidation with a temporary surcharge in accordance with the provisions of Section 2904 (a) (5).

(b) Where footings are supported at different levels, or at different levels from footings of adjacent structures, foundation plans shall include vertical sections showing to true scale all such variations in grade. The effect of such differences in footing levels on the bearing material shall be considered in the design.

(c) Foundations shall be constructed so that freezing temperatures will not penetrate into underlying soils that contain more than five per cent (by weight), passing a No. 200 mesh sieve. The foundations and grade beams of permanent structures, except when founded

on sound rock, and except as otherwise provided in Section 2902 (d), shall be carried down at least four feet below an adjoining surface exposed to natural freezing. No foundation shall be placed on frozen soil. Foundations shall not be placed in freezing weather unless adequately protected.

(d) Foundations of detached garages or similar accessory structures not exceeding eight hundred square feet in area and not over one story high, and grade beams of all structures, need not be carried more than one foot below an adjoining surface exposed to natural freezing if the underlying soil to a depth of at least four feet beneath the surface, and extending at least four feet outside the building, is sand, gravel, cinders or other granular materials containing not more than five per cent (by weight) passing a No. 200 mesh sieve.

(e) Foundations subject to hydrostatic uplift shall have adequate provisions to prevent heaving.

(f) Basements and cellars shall be waterproofed up to the maximum probable ground-water level. Under boilers, furnaces and other heat-producing apparatus, suitable insulation shall be installed to protect the waterproofing against damage from heat as specified in Part 21. Foundations under heat-producing units shall be so insulated as to prevent evaporation of moisture from any underlying soil that is subject to shrinkage, and to protect the heads of wood piles against damage from heat.

#### Section 2903—Soil Information

(a) Before issuing a permit for the erection of a permanent structure, or for the alteration of a permanent structure that may affect its foundation, the Commissioner shall be furnished with adequate soil data by the applicant. Where borings or tests are required, they shall be made at a sufficient number of locations and to such depths, and they shall be supplemented by such field or laboratory tests and engineering analyses, as are necessary in the opinion of the Commissioner. When it is proposed to support the structure directly on bedrock, the Commissioner may require drill holes or core borings to be made into the rock to a sufficient depth to prove that bedrock has been reached.

(b) Duplicate copies of the results obtained from all completed and uncompleted borings, plotted to true relative elevation and to scale, and of all test results or other pertinent soil data shall be filed with the Commissioner.

#### Section 2904—Classification of Bearing Materials and Allowable Bearing Values

(a) The terms used in this section shall be interpreted in accordance with generally accepted engineering nomenclature. In addition, the following more specific definitions are used for bearing materials in the Greater Boston area:

##### (1) Rocks

Shale—A soft, fine-grained sedimentary rock.

Slate—A hard, fine-grained metamorphic rock of sedimentary origin.

Roxbury Puddingstone—A hard, well cemented conglomerate.

##### (2) Granular Materials

Gravel—A mixture of mineral grains at least seventy per cent (by weight) of which is retained on a No. 4 mesh sieve and possessing no dry strength.

Sand—A mixture of mineral grains at least seventy per cent (by weight) of which passes a No. 4 mesh sieve and which contains not more than fifteen per cent (by weight) passing a No. 200 mesh sieve.

Coarse Sand—A sand at least fifty per cent (by weight) of which is retained on a No. 20 mesh sieve.

Medium Sand—A sand at least fifty per cent (by weight) of which passes a No. 20 mesh sieve and at least fifty per cent (by weight) is retained on a No. 60 mesh sieve.

Fine Sand—A sand at least fifty per cent (by weight) of which passes a No. 60 mesh sieve.

Well-graded Sand and Gravel—A mixture of mineral grains which contains between twenty-five per cent and seventy per cent

(by weight) passing a No. 4 mesh sieve, between ten and forty per cent (by weight) passing a No. 20 mesh sieve, and containing not more than eight per cent (by weight) passing a No. 200 mesh sieve.

(3) Cohesive Materials

**Hardpan**—A glacial till that generally lies directly over bedrock and consists of a highly compacted, heterogeneous mixture ranging from very fine material to coarse gravel and boulders. It can be identified from geological evidence and from the very high penetration resistance encountered in earth boring and sampling operations.

**Clay**—A fine-grained, inorganic soil possessing sufficient dry strength to form hard lumps which cannot readily be pulverized by the fingers.

**Hard Clay**—An inorganic clay requiring picking for removal, a fresh sample of which cannot be molded by pressure of the fingers.

**Medium Clay**—An inorganic clay which can be removed by spading, a fresh sample of which can be molded by a substantial pressure of the fingers.

**Soft Clay**—An inorganic clay, a fresh sample of which can be molded with slight pressure of the fingers.

**Rock Flour and Inorganic Silt**—A fine-grained, inorganic soil consisting chiefly of grains which will pass a No. 200 mesh sieve, and possessing sufficient dry strength to form lumps which can easily be pulverized with the fingers.

(Note.—Dry strength is determined by drying a wet pat of soil and breaking it with the fingers.)

(4) Compacted Granular Fill

(a) A fill consisting of gravel, sand-gravel mixtures, coarse or medium sand, crushed stone, or slag, containing not more than five per cent (by weight) passing a No. 200 mesh sieve, shall be considered satisfactory bearing material when compacted by one of the following methods:

I. In six-inch layers, each layer with at least four coverages with the treads of a crawler-type tractor with a total weight, including equipment, of not less than fifteen tons and operated at its top speed;

II. In twelve-inch layers, with at least three coverages with the wheels of a rubber-tired roller having four wheels abreast and weighted to a total load of not less than thirty-five tons;

III. Other types of materials and other compaction equipment, such as vibrators, may be approved by the Commissioner on the basis of sufficient evidence that they will achieve compacted fills having satisfactory properties.

(b) Application of water is permitted, and for some sands may be required in order to achieve satisfactory traffic-ability and compaction.

(c) The Commissioner will require a competent inspector, qualified by experience and training and satisfactory to him, to be on the project at all times while fill is being placed and compacted. The inspector shall make an accurate record of the type of material used, including grain-size curves, thickness of lifts, type of compaction equipment and number of coverages, the use of water and other pertinent data. Whenever the Commissioner or the inspector questions the suitability of a material, or the degree of compaction achieved, bearing tests shall be performed on the compacted material in accordance with the requirements of Section 2915. A copy of all these records and test data shall be filed with the Commissioner.

(5) Preloaded Highly Compressible Materials

(a) The Commissioner may allow the use of certain otherwise unsatisfactory natural soils and uncompacted fills for the support of one story structures, after these materials have been preloaded to not less than one hundred and fifty per cent of the stresses which will be induced by the structure.

The Commissioner may require the loading and unloading of a sufficiently large area, conducted under the direction of a competent engineer, approved by the Commissioner,

who shall submit a report containing a program which will allow a sufficient time for adequate consolidation of the material, and an analysis of the preloaded material and of the probable settlements of the structure.

(b) The maximum pressure on soils under foundations shall not exceed the allowable bearing values set forth in the following table, except when determined in accordance with the provisions of Section 2915, and in any case subject to the modifications of subsequent paragraphs of this section.

Class	Material	Allowable Bearing Value in Tons per Sq. Ft.*
1	Massive igneous rocks and Roxbury Puddingstone, all in sound condition (sound condition allows minor cracks)	100
2	Slate in sound condition (minor cracks allowed)	50
3	Shale in sound condition (minor cracks allowed)	10
4	Residual deposits of shattered or broken bedrock of any kind except shale	10
5	Hardpan	10
6	Gravel, well-graded sand and gravel	5
7	Coarse sand	3
8	Medium sand	2
9	Fine sand	1 to 2‡
10	Hard clay	5
11	Medium clay	2‡
12	Soft clay	1**
13	Rock flour, inorganic silt, shattered shale, or any natural deposit of unusual character not provided for herein	‡
14	Compacted granular fill	2 to 5‡
15	Preloaded highly compressible materials	‡

\* The allowable bearing value given in this section, or when determined in accordance with the provisions of Section 2915, will assure that the soils will be stressed within limits that lie safely below their strength. However, such allowable bearing values for Classes 9 to 12 inclusive do not assure that the settlements will be within the tolerable limits for a given structure.

‡ Alternatively, the allowable bearing value shall be computed from the unconfined compressive strength of undisturbed samples, and shall be taken as 1.50 times that strength for round and square footings, and 1.25 times that strength for footings with length-width ratios of greater than four; for intermediate ratios interpolation may be used.

‡ Value to be fixed by the Commissioner in accordance with Sections 2915 and 2903.

(c) The tabulated bearing values for rocks of Classes 1 to 3 inclusive shall apply where the loaded area is on the surface of sound rock. Where the loaded area is below such surface these values may be increased ten per cent for each foot of additional depth, but shall not exceed three times the tabulated values.

(d) The allowable bearing values of materials of Classes 4 to 9 inclusive may exceed the tabulated values by five per cent for each foot of depth of the loaded area below the minimum required in Section 2906 (c), but shall not exceed twice the tabulated values. For areas of foundations smaller than three feet in least lateral dimension, the allowable design bearing values shall be one third of the allowable bearing values multiplied by the least lateral dimension in feet.

(e) The tabulated bearing values for Classes 10 to 12 inclusive shall apply only to pressures directly under individual footings, walls, and piers; and in case structures are founded on or are underlain by deposits of these classes, the total load over the area of any one bay or other major portion of the structure, minus the weight of all materials removed, divided by the area, shall not exceed one half the tabulated bearing values. Whenever there is any doubt about the settlements



of a proposed structure or the effect on neighboring structures, the Commissioner shall require that the magnitude and distribution of the probable settlements be investigated as specified in Section 2916.

(f) The computed vertical pressure at any level beneath a foundation shall not exceed the allowable bearing values for the material at that level. Computation of the vertical pressure in the bearing materials at any depth below a foundation shall be made on the assumption that the load is spread uniformly at an angle of sixty degrees with the horizontal; but the area considered as supporting the load shall not extend beyond the intersection of sixty degree planes of adjacent foundations.

#### Section 2905—Foundation Loads

(a) The loads to be used in computing the pressure upon bearing materials directly underlying foundations shall be the live and dead loads of the structure, as specified in Part 23, including the weight of the foundations and of any immediately overlying material, but deducting from the resulting pressure per square foot the total weight of a one-square-foot column of soil, including the water in its voids, which extends from the lowest immediately adjacent surface of the soil to the bottom of the footing, pier or mat. Foundations shall be constructed so as to resist the maximum probable hydrostatic pressures.

(b) Eccentricity of loading in foundations shall be fully investigated and the maximum pressure on the basis of straight-line distribution shall not exceed the allowable bearing values.

(c) Where the pressure on the bearing material due to wind is less than one third of that due to dead and live loads, it may be neglected in the foundation design. Where this ratio exceeds one third, foundations shall be so proportioned that the pressure due to combined dead, live and wind loads shall not exceed the allowable bearing values by more than one third.

(d) One story structures without masonry walls and not exceeding eight hundred square feet in area may be founded on a layer of satisfactory bearing material not less than three feet thick, which is underlain by highly compressible material, provided that the stresses induced in the unsatisfactory material by the live and dead loads of the structure and the weight of any new fill, within or adjacent to the building area, will not exceed two hundred and fifty pounds per square foot.

(e) The pressures against foundation walls and other types of retaining walls shall be fully investigated. Particular attention shall be paid to restraints which may cause substantially larger earth pressures than the active earth pressure, and to the type of backfill and drainage. In addition to earth pressure, such walls shall be designed and constructed to resist hydrostatic pressures corresponding to the maximum probable ground water level.

#### Section 2906—Foundation Design

(a) Foundations shall be designed to distribute to the supporting materials all vertical, horizontal, and inclined loads, as specified in Section 2905, without exceeding the allowable stresses specified elsewhere in this Code for the materials of which the foundations are to be constructed.

(b) Plain concrete in foundation shall have a minimum compressive strength at twenty-eight days of two thousand pounds per square inch. Reinforced concrete in foundations shall have a minimum compressive strength of twenty-five hundred pounds per square inch at twenty-eight days.

(c) The bottom surface of any footing resting on material of Classes 4 to 15 inclusive shall be at least eighteen inches below the lowest ground surface or the surface of a floor slab bearing directly on the soil immediately adjacent to the footing.

(d) Whenever, in an excavation, soil and ground water conditions are such that an inward or upward seepage is produced in the bearing material, special excavating methods and control of ground water shall be employed to prevent disturbance of the bearing material in the excavation or under existing structures. If there is evidence of disturbance of the bearing material, the extent of the disturbance shall be evaluated and the appropriate remedial measures taken, satisfactory to the Commissioner.

#### Section 2907—Footings and Foundation Piers

(a) The footings of foundation walls or piers shall be of plain or reinforced concrete or other satisfactory masonry, or steel grillages. Structural steel grillage foundations shall have at least six inches of concrete cover below the bottom of the steel and shall have at least four inches of concrete cover above the steel and between the sides of the steel and the adjacent soil. Footings of wood may be used under temporary structures.

(b) A foundation pier is here defined as a structural member which extends to a satisfactory bearing material, and which may be constructed in an excavation that afterwards is backfilled by an approved method, or by filling the excavation with concrete, or which may be built by sinking an open or pneumatic caisson.

(1) The manner of construction shall be by non-displacement methods and shall permit inspection of the bearing material in place.

(2) The bases of foundation piers may be enlarged by spread footings, pedestals or belled bottoms.

(3) Bell-shaped bases shall have a minimum edge thickness of four inches. The bell roof shall slope not less than sixty degrees with the horizontal unless the base is designed in accordance with Part 26.

(4) Foundation piers may be designed as concrete columns with continuous lateral support. The unit compressive stress in the concrete at the least cross section shall not exceed twenty-two and one half per cent of the twenty-eight day strength of the concrete nor nine hundred pounds per square inch.

(5) When the center of cross section of a foundation pier at any level deviates from the resultant of all forces more than one sixtieth of its height, or more than one tenth of its diameter, it shall be reinforced as provided in Part 26. The restraining effect of the surrounding soil may be taken into account.

(6) With approval of the Commissioner concrete may be placed through still water by means of a properly operated tremie or bottom-dump bucket.

(7) The owner shall engage a competent inspector, qualified by experience and training and satisfactory to the Commissioner, to be present at all times while foundation piers are being installed, to inspect and approve the bearing soil and the placing of the concrete. The inspector shall make a record of the type of bearing soil upon which the pier rests, of the dimensions of the pier, and of the class of concrete used in its construction. A copy of these records shall be filed in the office of the Commissioner.

#### Section 2908—Driven Piles—General Requirements

(a) Types of pile construction not specifically provided for in this part shall meet such additional requirements as may be prescribed by the Commissioner.

(b) A detached column supported by piles shall rest upon not less than three piles, at least one of which is offset; except that for one-story buildings a detached column may rest upon two piles when its axis is not more than one and one half inches off the line connecting the centers of the two piles, or upon a single pile when other than wood or wood-



composite piles are used, and its axis is not more than one and one half inches off the center of the pile.

(c) A foundation wall restrained laterally so as to ensure stability both during and after construction, may be supported by a single row of piles.

(d) The method of driving shall be such as not to impair the strength of the pile and shall meet with the approval of the Commissioner. Measurements to determine the value of "s" shall not be made immediately after the introduction of fresh cushion block material, or an interruption in the driving operation or when the pile head is shattered, broomed, crumpled or otherwise damaged.

The cushion block, where used, shall be of hardwood with its grains parallel with the axis of the pile and be enclosed in a tight-fitting steel housing, or an approved equal. Wood chips, pieces of rope, old hose or automobile tires and similar materials shall not be used as a cushion block.

Shattered, broomed, crumpled or otherwise damaged pile heads shall be cut back to sound material before continuing the driving.

In case a follower is used, it shall be of steel, seasoned white oak or hickory, equipped on its lower end with a metal socket or hood suitable for encasing the pile head and to protect it from being damaged during driving.

(e) Jetted piles shall be driven to the required resistance after the flow of jet water has stopped, except as provided in Section 2909 (c) (5).

(f) When piles have been damaged in driving, or driven in locations other than those indicated on the plans, or that have capacities less than required by the design, the affected pile groups and pile caps shall be investigated and if necessary, the pile groups or pile caps shall be redesigned or additional piles shall be driven to replace the defective piles.

(g) Concrete for capping piles shall be proportioned for a minimum compressive strength at twenty-eight days of at least twenty-five hundred pounds per square inch. The concrete shall extend not less than twelve inches above the pile heads and shall fill the space between and around the piles for a depth of at least three inches. The minimum horizontal distance from the edge of the pile cap to the nearest pile surface shall be six inches and there shall be at least two inches of concrete between the top of a pile and steel reinforcement.

(h) Where piles are driven through soft soil to hard bearing material providing high point resistance, the grades of all piles or pile casings previously driven or redriven shall be measured to detect uplift; and if uplift of one half inch or more occurs in any pile or pile casing, such pile or pile casing shall be redriven to its original point elevation and thereafter to the required final driving resistance.

(i) The length of a pile below the ground surface shall be considered as a plain column with continuous lateral support. The length above the ground surface shall be designed as an unsupported column in accordance with the applicable provisions of this code.

(j) The owner shall engage a competent inspector, qualified by experience and training and satisfactory to the Commissioner, to be present at all times while piles are being driven and to inspect all work in connection with the piles. The inspector shall make an accurate record of the material and the principal dimensions of each pile, of the weight and fall of the ram, the type, size and make of hammer, the number of blows per minute, the energy per blow, the number of blows per inch for the last six inches of driving, together with the grades at point and cut-off. A copy of these records shall be filed in the office of the Commissioner.

**Section 2909—Allowable Load on Piles**

(a) The supporting capacity of piles shall be obtained from bearing upon or embedment in bearing materials as defined in Section 2904.

(b) The allowable load on a single pile shall be limited by the requirement that such load shall not cause excessive movement of the pile relative to the

soil. Satisfactory proof of this load can be obtained from load tests conducted in accordance with Section 2915. In the absence of such proof of the supporting capacity, except for the types of piles covered in Sections 2912 (d) and 2913 (d), the load on a single pile shall not exceed the higher of the two values determined in accordance with Sections 2909 (c) and 2909 (d).

(c) (1) The allowable load may be computed by means of the following driving formula:

$$R = \frac{1.7 E}{s + 0.1 \sqrt{\frac{Wp}{Wr}}}$$

where  
 R = allowable pile load in pounds  
 E = energy per blow in foot-pounds which for drop hammers is the product of the weight in pounds of the hammer and the height of fall in feet, and which for other types of hammers may be taken as that established by the hammer manufacturer. For batter piles, proper allowance shall be made for the resultant loss of energy.

$\frac{Wp}{Wr}$  = the ratio of the weight Wp of the pile and other driven parts to the weight Wr of the striking part of the hammer, except that this ratio shall not be entered into the formula as less than unity.

s = the average penetration in inches per blow for the final six inches of driving, except that if an abrupt high increase in resistance is encountered, "s" shall be taken as the average penetration per blow for the last five blows. The minimum value of "s" which may be used in the formula is five hundredths of an inch.

(2) The energy E per blow in foot-pounds delivered by the hammer shall be numerically not less than fourteen per cent of R in pounds and  $\frac{Wp}{Wr}$  shall not be greater than 3.5.

(3) The value of "s" must be determined with the hammer operating at not less than ninety per cent of the maximum number of blows per minute for which the hammer is designed.

(4) If the driving of the pile has been interrupted for more than one hour, the value of "s" shall not be determined until the pile is driven at least an additional twelve inches, except when it encounters refusal on or in a material of Classes 1 to 5 inclusive.

(5) When the constant tapered portion of a pile, including a timber pile, is driven through a layer of gravel, sand or hard clay (Classes 6 to 10 inclusive and Class 14) exceeding five feet in thickness, and through an underlying soft stratum, the bearing capacity shall not be determined in accordance with the driving formula, unless jetting is used during the entire driving of the tapered portion of the pile through the layer of gravel, sand, hard clay, or Class 14 material, or unless a hole is pre-excavated through said layer for each pile.

(d) The allowable load on a pile stopped in inorganic clay as found in Greater Boston, may be based on a friction value of five hundred pounds per square foot of embedded pile surface for a design load not to exceed twenty-two tons, or on a friction value determined from pile load tests. The embedded length shall be the length of the pile below the surface of the inorganic clay, or below the surface of immediately overlying satisfactory bearing material. The area of embedded pile surface shall be computed by multiplying the embedded length by the perimeter of the smallest circle or polygon that can be circumscribed around the average section of the embedded length of the pile. The method of determining the allowable load described in this paragraph shall not be used for a pile in which the drive-pipe is withdrawn or for piles which are driven through the clay to or into firmer bearing materials.

(e) In case piles in clusters are driven under the provisions of Section 2909 (d), the allowable load shall be computed for the smaller of the following two areas: (1) the sum of the embedded pile surfaces of individual piles; (2) the area obtained by multi-

plying the perimeter of the polygon circumscribing the cluster at the surface of the satisfactory bearing material by the average embedded length of pile.

(f) The allowable load on a single pile installed by jacking shall not exceed one half the load applied to the pile at the completion of jacking, provided that the final load is kept constant for a period of four hours and that the settlement during that period does not exceed one twentieth of an inch.

(g) Where weaker materials underlie the bearing material into which the piles are driven, the allowable pile load shall be limited by the provision that the vertical pressures in such underlying materials produced by the loads on all piles in a foundation shall not exceed the allowable bearing values of such materials, as given in Section 2904, or determined in accordance with the provisions of Section 2915. Piles or pile groups shall be assumed to transfer their loads to the underlying materials by spreading the load uniformly at an angle of sixty degrees with the horizontal, starting at a polygon circumscribing the piles at the top of the satisfactory bearing material in which they are embedded; but the area considered as supporting the load shall not extend beyond the intersection of the sixty degree planes of adjacent piles or pile groups.

(h) Where a pile or a group of piles is placed in subsiding fill or soil, the effect of the downward frictional forces shall be given consideration in the design.

(i) The allowable bearing value of a pile shall not be limited to the value obtained by multiplying its point area by the allowable bearing value given in Section 2904.

#### Section 2910—Wood Piles—General Requirements

(a) Every wood pile shall be in one piece, cut from a sound live tree, and free from defects which may materially impair its strength or durability. It shall be butt-cut above the ground swell, and shall have substantially uniform taper from butt to point. Wood piles shall measure at least six inches in smallest diameter at the point and at least ten inches in smallest diameter at the cut-off, these measurements being taken under the bark. The axis of a wood pile shall not deviate from a straight line more than one inch for each ten feet of length nor more than six inches for the entire length.

(b) The load on a wood pile shall not exceed the allowable load specified in Section 2909 and, for a pile of the minimum dimensions specified in this section, shall not exceed twelve tons for Spruce, Norway Pine, and woods of similar strength which will be referred to as Type A, nor sixteen tons for Oak, Southern Yellow Pine, and woods of similar strength which will be referred to as Type B. These loads may be increased for each full inch by which both the cut-off and point diameters exceed the minima specified, by three tons for woods of Type A, but not to exceed a total load of twenty-four tons, and by four tons for woods of Type B, but not to exceed a total load of thirty tons.

(c) The load on wood piles driven to bearing on materials of Classes 1 to 5 inclusive shall be not more than sixty per cent of that allowed in Section 2910 (b).

(d) Piles shall be cut to sound wood before capping is placed.

(e) The center-to-center spacing of wood piles shall be not less than two and one half times the cut-off diameter.

(f) To avoid damage to the pile, the size of the hammer shall be such that the driving energy in foot-pounds per blow shall not exceed numerically the point diameter of the pile in inches multiplied by fifteen hundred. The total driving energy in foot-pounds for six inches of penetration shall for all types of hammers be numerically no greater than the point diameter in inches times twenty-two thousand for woods of Type A or times thirty-two thousand for woods of Type B. For the last inch of penetration the energy in foot-pounds shall not exceed numerically the point

diameter in inches multiplied by six thousand. In any case driving shall be stopped immediately when abrupt high resistance to penetration is encountered.

(g) The cut-off grade for untreated wood piles shall be below the probable permanent ground-water level, and shall be subject to the Commissioner's approval.

(h) The Commissioner may require the owner to install and maintain in good condition at least one ground-water observation well within the building, which shall be accessible to the Commissioner.

#### (i) Additional Requirements for Treated Piles

(1) Timber piles pressure treated with creosote or creosote-coal-tar solution, and conforming to the requirements of this section, may be cut off above permanent ground water level when used for the support of buildings not exceeding two stories in height.

(2) Before any treated piles are driven, the Commissioner shall be furnished three copies of a certificate of inspection, issued by an approved independent testing laboratory, certifying that the piles were free of decay, were properly peeled and otherwise prepared before treatment; and that the method of treatment, the chemical composition and the amount of retention of the preservative conform to the requirements of this section.

(3) Treated piles shall be of Norway Pine, Southern Yellow Pine or Douglas Fir and shall be impregnated with preservative in accordance with specifications of the American Wood Preservers' Association, as follows: C1-61, "Standard for Preservative Treatment by Pressure Processes—All Timber Products" and C3-60, "Standard for the Preservative Treatment of Piles by Pressure Processes."

(4) Piles exposed to sea water shall be Southern Yellow or Norway Pine, and the preservative used shall conform to the requirements for Grade B of P2-58, "Standard for Creosote-Coal-Tar Solutions" of the American Wood Preservers' Association. For piles not exposed to sea water, the preservative used shall conform to P1-54, "Standard for Creosote" of the American Wood Preservers' Association.

(5) The retention of preservative shall be not less than twenty pounds per cubic foot for piles exposed to sea water and not less than twelve pounds per cubic foot for other piles.

(6) After being cut to grade, the top surface of the pile shall be brush treated with not less than three heavy coatings of the treating material applied hot.

#### Section 2911—Precast Concrete Piles

(a) Precast concrete piles shall be so proportioned, cast, cured, handled and driven as to resist without significant cracking the stresses induced by handling and driving as well as by loads. The minimum lateral dimension of a precast concrete pile shall be twelve inches except that the lower six feet may taper to eight inches at the point exclusive of the metal point, if used. Each pile shall be cast in one piece. The concrete shall have a minimum compressive strength of four thousand pounds per square inch. No pile shall be handled or driven until it has cured sufficiently to develop the necessary strength as shown by standard test specimens made from the same batches of concrete cured under similar conditions.

(b) Except as otherwise specified herein, piles shall be proportioned so as to satisfy the requirements of Part 26. Additional requirements for steel reinforcement are as follows: For a length equal to at least three times the minimum lateral dimension at both ends of the pile, lateral ties shall be spaced not over three inches center-to-center or an equivalent spiral shall be provided. Steel reinforcement shall be embedded in concrete forming the body of the pile a net distance of at least one and one half inches from any exposed surface and in piles exposed to sea water such coverage shall be at least three inches.



(c) The maximum water-cement ratio and the minimum cement content of the concrete for piles exposed to sea water shall be four and one half gallons per sack and eight sacks per cubic yard, respectively.

(d) The minimum spacing center-to-center of precast concrete piles shall be two and one half times the square root of the cross-sectional area at the butt.

(e) When precast concrete piles are driven to or into bearing materials of Classes 1 to 5 inclusive, or through materials containing boulders, they shall have metal tips of approved design.

(f) The load on a precast concrete pile shall not exceed the allowable load specified in Section 2909, and shall not exceed fifty tons for a pile of one square foot cross-sectional area. For piles of larger cross-section this limit of load may be increased in proportion to increase in area, but not to exceed a total load of ninety tons.

#### Section 2912—Cast-in-Place Concrete Piles

(a) In this section a distinction is made between poured-concrete piles and compacted-concrete piles. A poured-concrete pile is formed by pouring concrete into a driven casing or drive-pipe that is installed in the ground either permanently or temporarily. A compacted-concrete pile is formed by placing concrete having zero slump, in small batches, and compacting each batch.

(b) All cast-in-place concrete piles shall be so made and placed as to ensure the exclusion of all foreign matter and to secure a well formed unit of full cross section. The minimum strength of concrete for cast-in-place piles shall be three thousand pounds per square inch. While placing the concrete, the casing or drive-pipe shall be free of water.

##### (c) Poured-Concrete Piles

(1) The diameters of metal-cased poured-concrete piles, when measured on the outside of a plain cylinder, or the outside of horizontal, helical, or verticle corrugations, shall be not less than eight inches, one foot above the point, nor less than twelve inches at cut-off. The shape of the pile may be cylindrical, or conical, or a combination thereof, or it may be a succession of cylinders of equal length, with the change in diameter of adjoining cylinders not exceeding one inch.

(2) For uncased poured-concrete piles (i.e., when no metal casing is left in the ground) the inside diameter of the drive-pipe shall be not less than fourteen and one half inches.

(3) The load on poured-concrete piles shall not exceed the allowable load specified in Section 2909, nor twenty-two and one half per cent of the twenty-eight day strength of the concrete, but not exceeding nine hundred pounds per square inch, when applied to the cross-sectional areas computed on the following bases:

I. For metal-cased piles driven to and into materials of Classes 1 to 4 inclusive, using the diameter measured one (1) foot above the point, except that when the rock is immediately overlain by a bearing stratum consisting of one or a combination of bearing materials of Classes 5 and 6, using the diameter at the surface of the bearing stratum, and as further specified in Section 2912 (c) (1).

II. For metal-case piles, driven through compressible materials, including Classes 11, 12, 13 and 15 and into a bearing stratum consisting of one or a combination of bearing materials of Classes 5 to 10 inclusive, using the diameter at the surface of the bearing stratum and as further specified in Section 2912 (c) (1).

III. For uncased piles driven to or into any bearing material, using the inside diameter of the drive-pipe minus three inches.

IV. In no case shall the maximum load on a poured concrete pile exceed ninety tons.

(4) Immediately before filling with concrete, the inside of the casing shall be thoroughly cleaned to the bottom and inspected by lowering a light bulb, or by means of a light beam. To be accepted: (a) the diameter shall not vary more than twenty per cent

from the original value, (b) the point of the casing shall not deviate more than ten per cent of the length of the pile from the design alignment, and (c) the casing shall not deviate by more than four per cent of the length of the casing from a straight line connecting the midpoints of the ends of the casing. If the bottom of the casing is out of sight, the shape and alignment of the casing shall be surveyed with a suitable instrument. No load shall be allowed on a pile, the casing of which shows signs of buckling.

(5) The spacing of poured-concrete piles shall be such as to ensure the preservation of the full cross-section. The spacing center-to-center shall be not less than two and one half times the outside diameter of the drive pipe or of the casing at midlength. No casing or drive-pipe shall be filled with concrete until all casings or drive-pipes within a radius of seven feet, or within the heave range, whichever is the greater, have been driven to the required resistance.

##### (d) Compacted Concrete Piles

The load on compacted concrete piles shall be limited by the provisions of Section 2909 (g), except that the circumscribing polygon shall start at the junction of the shaft and the enlarged base, and the bearing area shall be taken at planes six feet or more below said junction; and the allowable load on a compacted concrete pile shall not exceed one hundred and twenty tons. The installation of such piles shall fulfill the following listed requirements:

(1) The drive-pipe used for installing the pile shall be not less than twenty inches outside diameter.

(2) The enlarged base of the pile shall be formed on or in bearing materials of Classes 1 to 8 inclusive.

(3) The concrete shall have minimum compressive strength at twenty-eight days of four thousand pounds per square inch, shall be of zero slump, and shall be placed in batches not to exceed five cubic feet in volume.

(4) The last batch of concrete shall be driven into the enlarged base with not less than twenty blows, each of not less than one hundred and thirty thousand foot-pounds.

(5) As the drive-pipe is being withdrawn, not less than two blows of at least thirty thousand foot-pounds each shall be applied to compact each batch of concrete in an uncased shaft.

(6) An uncased shaft shall not be formed through inorganic clay or inorganic silt unless an excavation at least equal to the inside diameter of the drive-pipe is first augered through such soil, or the individual piles are located more than nine feet apart.

(7) An uncased shaft shall not be formed through peat or other organic soils.

(8) A permanent metal-cased shaft, not less than sixteen inches in diameter, shall be installed through inorganic clay or inorganic silt if requirement (6) is not fulfilled. The permanent metal casing shall be fastened to the enlarged base in such a manner that the two will not separate. The concrete may be placed in the metal casing in the same manner as for poured-concrete piles. No metal casing shall be filled with concrete until after all piles within a radius of at least nine feet have been driven. The stresses in metal-cased shafts shall not exceed nine hundred pounds per square inch on the concrete and, in addition, eight thousand five hundred pounds per square inch on the steel casing, provided that its wall thickness is at least two tenths of an inch.

(9) The center-to-center spacing of piles shall be not less than four feet and six inches.

#### Section 2913—Steel and Steel-Concrete Piles

(a) At locations where steel and steel-concrete piles will be in contact with cinders, slag, organic soils, or other materials that might cause corrosion of steel, one of the following procedures shall be used:

(1) Remove all such objectionable material from within the area of the structure and replace with inorganic soil.



(2) Deduct one eighth of an inch in thickness from all surfaces in contact with the objectionable material when computing the area of steel for support of load. This reduction shall be applied from pile cut-off grade to a grade fifteen feet below the bottom of the objectionable material.

(3) Effectively protect the steel surface from pile cut-off grade to a grade fifteen feet below the bottom of the objectionable materials; e.g. by means of cathodic protection or by a cover of at least three inches of concrete.

At locations where steel and steel-concrete piles will be in contact with sea water, the steel from a grade ten feet below the ground surface to at least five feet above mean high tide shall be protected by at least three inches of concrete. The maximum water-cement ratio and the minimum cement content of the concrete shall be four and one half gallons per sack, and eight sacks per cubic yard, respectively.

(b) Concrete-Filled Pipe Piles

(1) Piles consisting of steel pipes and concrete-filled after driving, shall have an outside diameter of not less than ten and three quarters inches and a pipe wall thickness of at least two tenths of an inch. The material of the pipe shall meet the requirements for Grade 2 in Specifications for Welded and Seamless Steel Pipe Piles, (A252-59) of the American Society for Testing Materials. Splices shall be welded to one hundred per cent of the strength of the pipe. Pipes may be driven open-ended or close-ended, and the provisions of the section apply to both types.

(2) After driving all pipes within a seven-foot radius, and immediately before filling with concrete, the inside of the pipe shall be thoroughly cleaned to the bottom and inspected by lowering a light bulb, or by means of a light beam. To be acceptable: (a) the diameter shall not vary more than twenty per cent from the original value, (b) the point of the pile shall not deviate more than ten per cent of the length of the pile from the design alignment, and (c) the pile shall not deviate by more than six per cent of the length of the pile from a straight line connecting the midpoints of the ends of the pile. If the bottom of the pile is out of sight, or cannot be seen because the pile cannot be dewatered, the shape and alignment of the pile shall be surveyed with a suitable instrument. No load shall be allowed on a pile which shows signs of buckling.

(3) Pipes shall be filled with concrete having a minimum compressive strength at twenty-eight days of three thousand pounds per square inch, and as further specified in Part 26. Concrete shall not be placed through water, except that the Commissioner may approve the use of a bottom-dump bucket for concreting a bottom section of a pile, provided that the pile is proven to be free of other materials.

(4) The center-to-center spacing of concrete-filled pipe piles shall be not less than two and one half times the outside diameter of the pipe.

(5) The load on concrete-filled pipe piles shall not exceed the allowable load determined in accordance with Section 2909, nor a load computed on the basis of stress in the concrete at twenty-two and one half per cent of the twenty-eight day strength, but not exceeding nine hundred pounds per square inch, and stress in the steel at eight thousand five hundred pounds per square inch, nor shall the load carried by the steel on this basis exceed one half the total load on the pile.

(c) H Piles

(1) Rolled steel H or other approved sections shall meet the requirements of the Specifications for Steel for Bridges and Buildings (A7-61T) of the American Society for Testing Materials. The minimum thickness of metal shall be four tenths of an inch. If piles are spliced, the splice shall develop one hundred per cent of the strength of the section.

(2) The center-to-center spacing of such piles shall be not less than two and one half times the width of the flange or the depth of the section whichever is the greater.

(3) The load on such piles shall not exceed the allowable load determined in accordance with Section 2909, nor a load based on stress of seven thousand five hundred pounds per square inch on the cross-section.

(d) Concrete-Filled Pipes with Steel Cores

(1) Concrete-filled pipes with steel cores may be used only when the pipes can be firmly seated in bedrock of Classes 1 or 2, and shall be of sufficient diameter to permit the inspection of the bedrock socket. Pipe shall meet the requirements stated in Section 2913 (b) (1). If the pipes are spliced, the splices shall be welded to develop one hundred per cent of the strength of the pipe.

(2) A socket, approximately of the inside diameter of the pipe, shall be made in bedrock of Classes 1 or 2 to a depth that will assure load transfer when computed for a bearing on the bottom surface of the socket in accordance with Section 2904 (b) and (c), acting together with a bond stress on the perimeter surface of the socket of one hundred pounds per square inch. Before placement of concrete, the socket and pipe shall be thoroughly cleaned and the rock inspected by a competent engineer or geologist satisfactory to the Commissioner. This inspection may be performed by means of an underwater television camera, the position of which is readily controllable to permit thorough inspection of the exposed rock surface in the socket.

(3) The steel core shall consist of a structural steel member. The mating ends of the sections shall be spliced so as to safely withstand the stresses to which they may be subjected. The steel core shall be centered in the steel pipe and shall rest in a layer of cement grout on the bottom of the socket.

(4) The center-to-center spacing of such piles shall be not less than two and one half times the outside diameter of the pipe.

(5) Concrete shall have a minimum compressive strength of four thousand pounds per square inch at twenty-eight days. It shall be so placed that it shall fill completely the space between the steel core and the pipe. In case the socket cannot be kept free from inflow of water, the pipe shall be filled to its top with clean water before placing the concrete.

(6) The details of the design and the installation, including the cleaning and inspection of the socket, the placement of concrete under water or in the dry, the method of centering the steel core and all other phases of the work shall be submitted to the Commissioner for approval.

(7) The load on concrete-filled pipe piles with steel cores shall not exceed the allowable load determined in accordance with the provisions of Section 2913 (d) (2) nor that computed on the basis of nine hundred pounds per square inch on the area of the concrete plus eight thousand five hundred pounds per square inch on the net area of the steel pipe plus fifteen thousand pounds per square inch on the area of the steel core.

Section 2914—Composite Piles

(a) A composite pile shall consist of a combination of not more than two of any of the different types of piles provided for in this Part. The pile shall fulfill the requirements for each type and in addition the provisions of this section. The connection between the two types of piles shall be constructed so as to prevent their separation, to maintain their alignment, to support the load and to be watertight where concrete must be placed subsequent to the driving. The design and the details of the connection shall be subject to the Commissioner's approval.

(4) shall apply to the entire length of a pipe-composite pile.

(c) Wood-composite piles shall not be used for support of buildings exceeding two stories in height.

(d) The center-to-center spacing shall be governed by the larger of the spacings, required in this Part, for the types composing the pile.

(e) The allowable load on composite piles shall be that allowed for the weaker of the two sections. For wood-composite piles the allowable load shall not exceed eighty per cent of that allowed for the wood section alone.

#### Section 2915—Bearing Tests

(a) Whenever the allowable bearing value on bearing materials, on single piles or groups of piles is in doubt, the Commissioner may require bearing tests to be made and the results analyzed under the direction of a competent engineer approved by the Commissioner.

(b) Before any bearing test is started, a sketch of the proposed test arrangement and an outline of the procedure to be followed shall be submitted to the Commissioner and shall have his written approval.

(c) Bearing tests shall be conducted in the presence of an inspector, qualified by experience and training, and who is satisfactory to the Commissioner. A copy of the test results obtained and a graph of the time-settlement curve for each increment of load and of the load-settlement and rebound curve for the entire test shall be submitted to the Commissioner at the completion of each test.

(d) The load shall be applied by direct weight or by means of a newly calibrated hydraulic jack. The application of the test load shall be in steps equal to not more than one half the contemplated design load, to at least twice the contemplated design load, except as provided in Section 2915 (g). The unloading shall be in at least two steps, to the design load and then to zero load. During the loading cycle the contemplated design load and twice the contemplated design load shall be maintained constant for at least twenty-four hours and until settlement or rebound does not exceed two hundredths of an inch in twenty-four consecutive hours. The load for all other load steps including the zero load at the end of the test shall be maintained constant for a period of not less than four hours. Sufficient readings for each load step shall be made to define properly the time-deflection curve.

(e) Observation of vertical movement shall be made with dial extensometers graduated to at least one thousandth of an inch. The readings shall be sufficient in number to define the progress of the settlement or rebound and shall be referred to a beam, the ends of which rest on or are fixed to reliable supports located at least eight feet from the center of the test. In addition, the elevation of the supports shall be checked frequently with reference to a fixed benchmark. The entire measuring setup shall be protected against direct sunlight, frost action and other disturbances that might affect its reliability. Temperature readings, both inside and outside the test enclosure, shall be made when the vertical movements are recorded.

#### (f) Additional Requirements for Soil Bearing Tests

(1) Bearing tests shall be applied at the elevations of the proposed bearing surfaces of the structure, except that the load may be applied directly on the surface of compacted granular material, Class 14.

(2) The excavation immediately surrounding an area to be tested shall be made no deeper than one foot above the plane of application of the test. The test plate shall be placed with uniform bearing. For the duration of the test, the material surrounding the test area shall be protected effectively against evaporation and frost action.

(3) For bearing materials of Classes 1 to 5 inclusive, the loaded area shall be not less than one square foot and for other classes not less than four square feet. For bearing materials of Classes 1 to 3 inclusive, the Commissioner may permit compression tests on rock cores to be substituted for bearing tests. Each test specimen shall have a height not less than twice its diameter.

(4) The proposed design load shall be allowed provided that the requirements of Section 2904 are fulfilled and the settlements under the design load and twice the design load do not exceed three eighths of an inch and one inch, respectively.

#### (g) Additional Requirements for Pile-Bearing Tests

(1) A single pile shall be load tested to not less than twice the design load. When two or more piles are to be tested as a group, the total load shall be not less than one and one half times the design load for the group.

(2) Provided that the load-settlement curve shows no sign of failure and provided that the permanent settlement of the top of the pile, after removal of all load at the completion of the test, does not exceed one half inch, the maximum design load shall be the load allowed in this Part for the type of pile or one half of the maximum applied load, whichever is less.

(3) Whenever the soil conditions are such that substantial driving resistance and/or significant support of the pile test load is derived from soil strata overlying the intended bearing stratum, the results of the pile test shall be analyzed so as to evaluate the actual support furnished by the bearing stratum.

#### Section 2916—Settlement Analysis

(a) Whenever a structure is to be supported by medium or soft clay (materials of Classes 11 and 12), the settlements of the structure and of neighboring structures due to consolidation of the clay shall be given careful consideration, particularly if there are large variations in thickness of the clay or the structure has substantial variation in net load at foundation grade. The Commissioner may require a settlement analysis to be made by a competent engineer with specialized training and experience in soil mechanics in case the live and dead loads of the structure, as specified in Part 23, minus the weight of the excavation, induce a maximum stress greater than four hundred pounds per square foot at midheight of the underlying soft clay, computed by means of a procedure that is generally accepted in soil mechanics.

(b) The settlement analysis will be usually based on a computation of the net increase in stress that will be induced by the structure and realistically appraised live loads, after deducting the weight of excavated soil and other loads under which the clay was fully consolidated. The appraisal of the live loads may be based on surveys of actual live loads of existing buildings with similar occupancy. The soil compressibility data may be derived on the basis of one or more of the following data:

(1) A review of settlement records and behavior of other buildings in Greater Boston having similar subsoil profiles.

(2) Consolidation tests on undisturbed specimens with a diameter of at least two and one half inches. The report shall include a description of the method of sampling and of the quality of the samples.

(3) Consolidation test data from other projects in Greater Boston where the clay is found to be similar when compared on the basis of the natural water content and the liquid and plastic limits.

(c) Should the analysis indicate that the settlements would cause excessive stresses in the structure or would impair its usefulness, the design of the foundation and/or the superstructure shall be modified so that the anticipated settlements will be reduced to tolerable values.

Section 2. Anything in section 3 of chapter 1 of the Revised Ordinances of 1961 to the contrary notwithstanding, this ordinance shall be published by the action of the city council in passing the same.

Referred to the Committee on Ordinances.



EARLY LAND ACQUISITION FOR WASHINGTON PARK RENEWAL AREA.

The following was received:

City of Boston,  
Office of the Mayor, June 29, 1962.  
The Honorable City Council,  
City of Boston.  
Gentlemen:

I am pleased to submit to your Honorable Body several matters relating to the approval of the early land acquisition program for the Washington Park Urban Renewal Area.

On June 25, 1962, in accordance with the provisions of chapter 121 of the Massachusetts General Laws, section 26P, which permit the Boston Redevelopment Authority to acquire property at an early date while developing an urban renewal plan, the Boston Redevelopment Authority held a duly advertised public hearing in the Boston Technical High School to hear evidence, opinions and views with respect to a proposed determination that the Washington Park Urban Renewal Area, and certain tracts of land situated therein as shown on the enclosed map and proposed to be included in the early land acquisition stage, are substandard and decadent.

On June 27, 1962, after considering the evidence presented at the hearing the Boston Redevelopment Authority found that each of the areas is substandard and decadent and in need of urban renewal, authorized the filing with the U. S. Housing and Home Finance Agency of an Application for Temporary Loan for Early Land Acquisition, and approved a relocation program to be undertaken during the early land acquisition period.

Pursuant to the provisions of chapter 121 of the Massachusetts General Laws, section 26P, the Boston Redevelopment Authority must secure the consent of the City of Boston acting by the Mayor with the authorization of the City Council (1) to acquire, clear, and demolish property, and to carry out relocation and make relocation payments at an early date while developing an urban renewal plan, (2) to execute a contract between the Boston Redevelopment Authority and the Federal Government for a temporary loan to finance such activities, and (3) to agree to assume the responsibility for any loss that may arise as a result of such acquisition in the event that the property so acquired is not used for urban renewal purposes because the urban renewal plan for the project is not approved, or is amended to omit any of the acquired property, or is abandoned for any reason.

Accordingly, the following documents are submitted herewith for approval by the City Council:

(1) A resolution to be passed by the City Council with respect to the conditions outlined above.

(2) A form of covenant between the City of Boston and the Boston Redevelopment Authority covering possible losses that may arise if all or any part of the acquired property is not included in an urban renewal project subsequently undertaken under Title I of the Housing Act of 1949, as amended.

(3) Copy of the Application for Temporary Loan for Early Land Acquisition.

The amount of the temporary loan for early land acquisition is presently estimated to be \$5,098,326. Cost of real estate purchases, estimated to be \$3,224,600, comprises the bulk of the total. The remainder, \$1,873,726, is accounted for by the costs of site clearance, property management, administration and legal expenses, relocation payments, and contingencies.

During the period in which final plans are being completed, urban renewal action in the Washington Park Area can be accelerated by the use of the early land acquisition process. This process can serve not only to relieve undue hardship on the part of both property owners and tenants, but can provide relocation sites at an early date for housing, businesses, and community facilities which will be displaced as the result of urban renewal action. Relocation during the early acquisition stage will involve 575 families, 160 individuals, and 112 businesses. Priority in the staging of

redevelopment activities within the clearance section tracts to be included in the early land acquisition stage will be given to the development of sites providing for minimum displacement and maximum dwelling construction.

Barring unforeseen delays in securing local, state and federal approvals, acquisition and relocation activities could begin as early as October, 1962. It is possible that the first site can be cleared and construction begun this year.

The public hearing held by the Boston Redevelopment Authority at Boston Technical High School, on June 25, 1962, provided a remarkable demonstration of the support for this program which exists in the Washington Park Area. With this in mind, I am anxious to see this project move into execution as quickly as possible. Your cooperation in this matter will be genuinely appreciated.

Respectfully,  
JOHN F. COLLINS, Mayor.

—  
Boston Redevelopment Authority,  
June 29, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mayor Collins:

On June 25, 1962, in accordance with the provisions of chapter 121 of the Massachusetts General Laws, section 26P, which permit the Boston Redevelopment Authority to acquire property at an early date while developing an urban renewal plan, the Boston Redevelopment Authority held a duly advertised public hearing in the Boston Technical High School to hear evidence, opinion and views with respect to a proposed determination that the Washington Park Urban Renewal Area, and certain tracts of land situated therein as shown on the enclosed map and proposed to be included in the early land acquisition stage, are substandard and decadent.

On June 27, 1962, after considering the evidence, presented at the hearing, the Boston Redevelopment Authority found that each of the areas is substandard and decadent and in need of urban renewal, authorized the filing with the U. S. Housing and Home Finance Agency of an Application for Temporary Loan for Early Land Acquisition, and approved a relocation program to be undertaken during the early land acquisition period.

Pursuant to the provisions of chapter 121 of the Massachusetts General Laws, section 26P, the Boston Redevelopment Authority must secure the consent of the City of Boston acting by the Mayor with the authorization of the City Council (1) to acquire, clear, and demolish property, and to carry out relocation and make relocation payments at an early date while developing an urban renewal plan, (2) to execute a contract between the Boston Redevelopment Authority and the Federal Government for a temporary loan to finance such activities, and (3) to agree to assume the responsibility for any loss that may arise as a result of such acquisition in the event that the property so acquired is not used for urban renewal purposes because the urban renewal plan for the project is not approved, or is amended to omit any of the acquired property, or is abandoned for any reason.

Accordingly, the following documents are submitted herewith for the consent of your Honor and for approval by the City Council:

(1) A form of consent to be executed by you, as Mayor of the City of Boston, for the advance acquisition of land.

(2) A resolution to be passed by the City Council with respect to the conditions outlined above.

(3) A form of covenant between the City of Boston and the Boston Redevelopment Authority covering possible losses that may arise if all or any part of the acquired property is not included in an urban renewal project subsequently undertaken under Title I of the Housing Act of 1949, as amended.

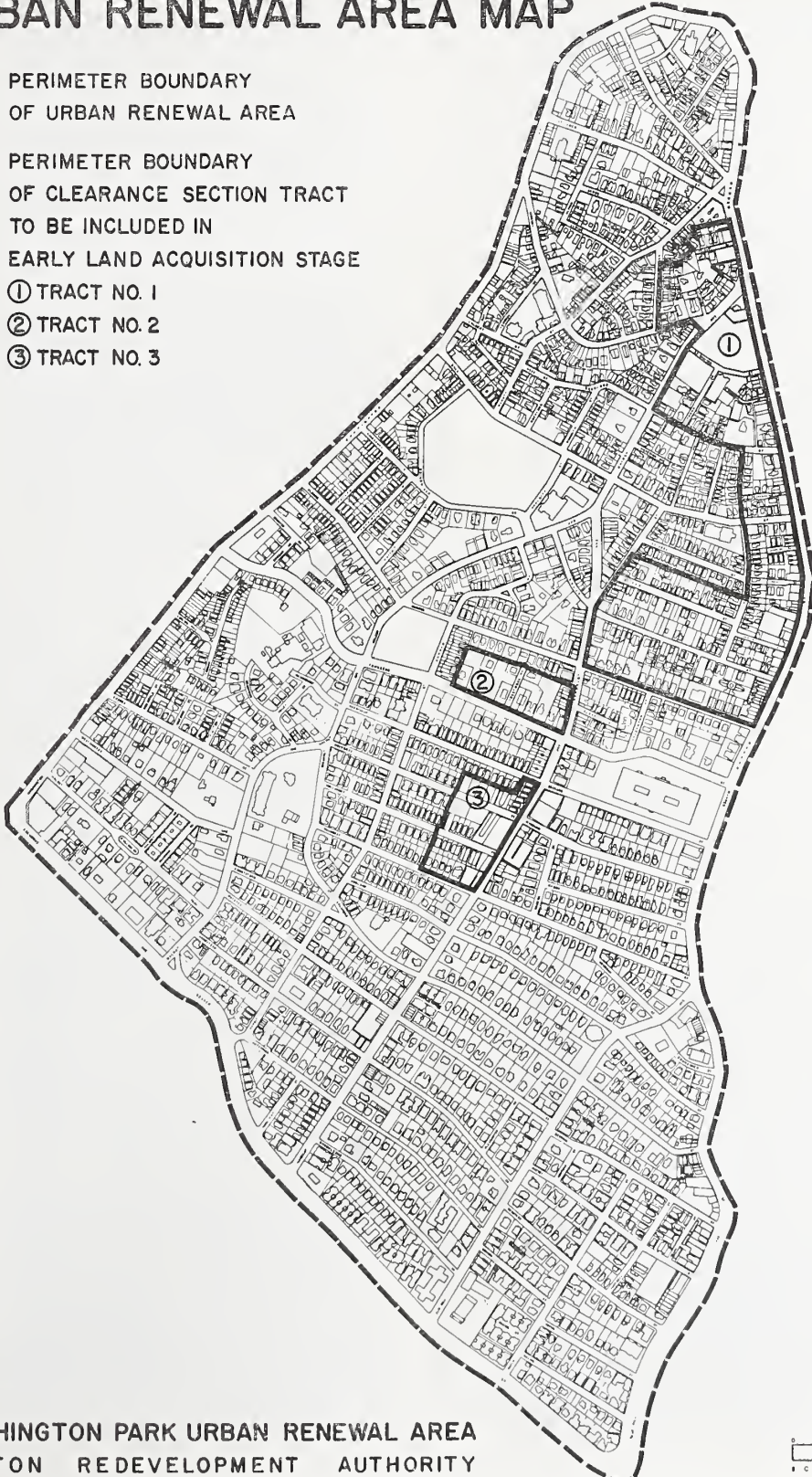
(4) Copies of the Application for Temporary Loan for Early Land Acquisition for use by you, the City Council, and the City Clerk.

(5) A suggested letter from you to the City Council transmitting those documents requiring City Council approval.

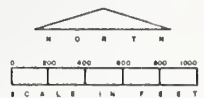


# URBAN RENEWAL AREA MAP

- PERIMETER BOUNDARY  
OF URBAN RENEWAL AREA
- PERIMETER BOUNDARY  
OF CLEARANCE SECTION TRACT  
TO BE INCLUDED IN  
EARLY LAND ACQUISITION STAGE
- ① TRACT NO. 1
- ② TRACT NO. 2
- ③ TRACT NO. 3



WASHINGTON PARK URBAN RENEWAL AREA  
BOSTON REDEVELOPMENT AUTHORITY



The amount of the temporary loan for early land acquisition is presently estimated to be \$5,098,326. Cost of real estate purchases, estimated to be \$3,224,600, comprises the bulk of the total. The remainder, \$1,873,726, is accounted for by the costs of site clearance, property management, administration and legal expenses, relocation payments, and contingencies.

During the period in which final plans are being completed, urban renewal action in the Washington Park Area can be accelerated by the use of the early land acquisition process. This process can serve not only to relieve undue hardship on the part of both property owners and tenants, but can provide relocation sites at an early date for housing, businesses, and community facilities which will be displaced as the result of urban renewal action. Relocation during the early acquisition stage will involve 575 families, 160 individuals and 112 businesses. Priority in the staging of redevelopment activities within the clearance section tracts to be included in the early land acquisition stage will be given to the development of sites providing for minimum displacement and maximum dwelling construction.

Barring unforeseen delays in securing local, state and federal approvals, acquisition and relocation activities could begin as early as October, 1962. It is possible that the first site can be cleared and construction begun this year.

The public hearing held by the Authority on June 25, 1962, provided a remarkable demonstration of the support for this program which exists in the Washington Park Area. With this in mind, the members of this Authority share your desire to move this project into execution as quickly as possible.

Sincerely yours,

STEPHEN E. McCLOSKEY,  
Vice Chairman.

Washington Park Urban Renewal Area,  
Boston Redevelopment Authority,  
Boston, Mass.

Resolution of City Council  
Approving Early Land Acquisition

Code No. E-231 (3)

Whereas, The Boston Redevelopment Authority, hereinafter called the "Authority," has, after the notice and public hearing required by law, determined that the area in the City of Boston known and referred to as the Washington Park Urban Renewal Area hereinafter called the "Area," described on Exhibit "A," attached hereto, is a substandard and decadent area; and

Whereas, The Authority is preparing an urban renewal plan for the Area; and

Whereas, The Authority has determined it necessary and in the public interest to avail itself of such temporary loan or loans as, under Title I of the Housing Act of 1949, as amended, the Administrator of the Housing and Home Finance Agency of the United States of America, hereinafter called the "Administrator," may make to finance early land acquisition and related activities in connection with an urban renewal project, hereinafter called the "Project," in the Area; and

Whereas, The applicable provisions of Title I, pursuant to which the Government will enter into a contract with the Authority to make such temporary loan or loans for early land acquisition and related activities, provided that no loan for such purpose shall be made unless "the governing body of the locality involved shall have approved by resolution or ordinance the acquisition of real property in the urban renewal area"; and

Whereas, The provisions of Title I prohibit any loan being made for purposes of early land acquisition unless "either (a) the Administrator shall have determined that such loan is reasonably secured by a first mortgage or other prior lien upon such real property or is otherwise reasonably secured, or (b) the governing body of the locality shall have assumed the responsibility to bear any loss that may arise as the result of such acquisition in

the event that the property so acquired is not used for urban renewal purposes because the urban renewal plan for the project is not approved, or is amended to omit any of the acquired property, or is abandoned for any reason"; and

Whereas, Said Title I further provides that the Administrator may "permit any structure so acquired to be demolished and removed and may include in any loan authorized by this section the cost of such demolition and removal if the approval of the local governing body extends to such demolition and removal"; and

Whereas, The Authority has proposed and submitted proposals for relocation of families that may be displaced as a result of carrying out the aforesaid early land acquisition activities; and

Whereas, There have been presented to the City Council information and data respecting the proposal for relocation which have been prepared by the Authority as a result of studies, surveys and inspections in the Project Area and the assembling and analysis of the data and information obtained from such studies, surveys and inspections; and

Whereas, The members of the City Council have general knowledge of the conditions prevailing in the Project Area and of the availability of proper housing in the locality for the relocation of families that may be displaced from the Project Area, and in the light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation; now therefore be it

Resolved, By the City Council of the City of Boston as the governing body of said City:

1. That the Mayor of the City of Boston be, and he hereby is, authorized to consent in the name and behalf of the City of Boston that the Boston Redevelopment Authority at one time or from time to time take by eminent domain or acquire by purchase, lease, gift, bequest or grant of the whole or any part or parts of land within the Clearance Sections Tracts described on Exhibit "B" attached hereto, within the Washington Park Urban Renewal Area, and hold, carry out relocation and make relocation payments, clear, repair, and operate such land in advance of the approval of the urban renewal plan; and

2. That approval be, and hereby is, given for such taking, acquisition, holding, carrying out relocation and making relocation payments, clearing, repairing, and operating, including the demolition and removal of any and all structures acquired through such taking and acquisition; and that consent be, and hereby is, given for a contract between the Authority and the United States of America for a temporary loan or loans to finance such taking, acquisition, relocation, and relocation payments, clearing, demolition and removal activities; and

3. That it is hereby found and determined that the proposals for the proper relocation of families displaced in carrying out the aforesaid early land acquisition activities in decent, safe and sanitary dwellings in conformity with acceptable standards are feasible and can be reasonably and timely effected; and that such dwellings or dwelling units available or to be dwellings or dwelling units available or to be made available to such displaced families are at least equal in number to the number of displaced families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced families in the Project Area, are available at rents or prices within the financial means of the displaced families, and are reasonably accessible to their place of employment; and

4. That the City of Boston covenant with the Boston Redevelopment Authority as follows, and that the Mayor of the City of Boston be, and he hereby is, authorized and empowered to execute and deliver in the name and behalf of the City of Boston a covenant reading as follows:



COVENANT

The City of Boston, acting under the power vested in it by General Laws, Chapter 121, Section 26Q, as amended by St. 1961, s. 188, 2, hereby covenants with the Boston Redevelopment Authority that, if said Authority at one time or from time to time acquires (by taking or otherwise), or so acquires and clears, land constituting the whole or a part or parts of the so-called Washington Park Urban Renewal Area, which area, after the notice and public hearing required by law, said Authority has determined to be a substandard and decadent area for which Area said Authority is preparing an urban renewal plan, said City shall bear any and all loss that may arise as a result of such acquisition or such acquisition, relocation payments and clearance in the event that the land so acquired or so acquired and cleared is not used for urban renewal purposes because an urban renewal plan for the project is not approved, or is amended to omit such land, or is abandoned for any reason. Consent is hereby given to the assignment by the Boston Redevelopment Authority of any or all of its rights hereunder to the United States of America.

In Witness Whereof, the City of Boston has caused these presents to be signed in its name and behalf by its corporate seal and its day to be hereto affixed, this 1962.

City of Boston  
By JOHN F. COLLINS, Mayor.

Attest: WALTER J. MALLOY, City Clerk.

(SEAL)

OPINION OF CORPORATION COUNSEL RESPECTING RESOLUTION

I hereby approve the form of the Resolution of the City Council of the City of Boston authorizing the Advance Acquisition of Land in Washington Park Urban Renewal Area, dated , 1962, and certify that in my opinion the adoption of such resolution was within the powers of the City Council of the City of Boston.

ARTHUR G. COFFEY,  
Corporation Counsel of  
the City of Boston.

Washington Park Urban Renewal Area,  
Boston Redevelopment Authority,  
Boston, Mass.

EXHIBIT A: PERIMETER BOUNDARIES OF PROJECT AREA

That certain tract of land, referred to as the Washington Park Urban Renewal Area, situated in the City of Boston, County of Suffolk, and Commonwealth of Massachusetts, and bounded generally as follows:

Beginning at the southeasterly corner of the tract herein described, at a point which is the intersection of the easterly sideline of Blue Hill avenue with the southerly sideline of Seaver street;

Thence running in a westerly and northwesterly direction across Blue Hill avenue and along the southerly sideline of Seaver street to a point which is the intersection of said line with the easterly sideline of Walnut avenue;

Thence running in a northwesterly direction across Walnut avenue to a point which is the intersection of the westerly sideline of Walnut avenue with the southerly sideline of Columbus avenue;

Thence running in a northwesterly direction along the southerly sideline of Columbus avenue to a point which is the intersection of said sideline with the easterly sideline of Washington street;

Thence turning and running in a westerly direction across Washington street to a point which is the intersection of the westerly sideline of Washington street with the southerly sideline of Atherton street;

Thence turning and running in a northeasterly direction along the westerly sideline of

Washington street to a point which is the intersection of said sideline with the southerly sideline of Dudley street;

Thence turning and running in a northerly direction across Dudley street to a point which is the intersection of the northerly sideline of Dudley street with the westerly sideline of Guild Row;

Thence turning and running in an easterly direction across Guild Row to a point which is the intersection of the easterly sideline of Guild Row with the northerly sideline of Dudley street;

Thence running in an easterly direction along the northerly sideline of Dudley street to a point which is the intersection of said line with the westerly sideline of Warren street;

Thence running in an easterly direction across Warren street to a point which is the intersection of the easterly sideline of Warren street with the northerly sideline of Dudley street;

Thence turning and running in a southerly direction across Dudley street to a point which is the intersection of the southerly sideline of Dudley street with the easterly sideline of Warren street;

Thence running in a southeasterly and southerly direction along the easterly sideline of Warren street to a point which is the intersection of said line with the westerly sideline of Blue Hill avenue;

Thence running in a southerly direction across Blue Hill avenue to a point which is the intersection of the easterly sideline of Blue Hill avenue with the northerly sideline of Geneva avenue;

Thence turning and running in a southwest-erly and southerly direction along the easterly sideline of Blue Hill avenue to a point which is the intersection of said line with the north-erly sideline of Seaver street;

Thence running in a southerly direction across Seaver street to a point which is the intersection of the easterly sideline of Blue Hill avenue with the southerly sideline of Seaver street, which is the point and place of beginning.

Washington Park Urban Renewal Area,  
Boston Redevelopment Authority,  
Boston, Mass.

EXHIBIT B: PERIMETER BOUNDARIES OF CLEAR-ANCE SECTION TRACTS CLEARANCE SECTION TRACT NO. 1

That certain tract of land, referred to as Clearance Section Tract No. 1, situated in the Washington Park Urban Renewal Area, City of Boston, County of Suffolk, and Commonwealth of Massachusetts, and bounded generally as follows:

Beginning at a point which is the intersec-tion of the westerly sideline of Warren street and the northerly sideline of Munroe street;

Thence running westerly along the northerly sideline of Munroe street to a point which is the intersection of the northerly sideline of Munroe street and the easterly sideline of Humboldt avenue;

Thence turning and running northerly along the easterly sideline of Humboldt avenue to a point which is the intersection of the north-erly sideline of Bower street and the easterly sideline of Humboldt avenue;

Thence turning and running northeasterly along the easterly sideline of Laurel street to a point which is the intersection of the prop-erty line which divides the rear of those properties abutting on Catawba street and Ottawa street;

Thence turning and running easterly along a line which divides those properties as abut Catawba street and Ottawa street and the northerly sideline of property located at 45 Sherman street now or formerly owned by *Lena Hogan* an intersection with the east-erly sideline of Sherman street;

Thence across Sherman street to a point which is the intersection of the easterly side-line of Sherman street and the northwesterly corner of 46 Sherman street now or formerly owned by *Ida L. Gills*;

Thence turning and running northerly along the easterly sideline of Sherman street to a



point which is the intersection of the easterly sideline of Sherman street and the northerly side of Rockland street 200 feet westerly from Warren street located on the southerly sideline of No. 3 Rockland street now or formerly owned by *Lawrence L. Green*;

Thence turning and running northwesterly along the northerly sideline of Rockland street to a point which is the intersection of the northerly sideline of Rockland street and the easterly sideline of Walnut avenue;

Thence turning and running northeasterly along the easterly sideline of Walnut avenue to a point which is the intersection of the easterly sideline of Walnut avenue, and a point 130 feet beyond the northerly sideline of St. Richard street on the westerly sideline of property now or formerly owned by *Charles M. Blake et al.*, executors;

Thence turning and running northwesterly across Walnut avenue to a point on the northerly sideline of Circuit street on the property now or formerly owned by *Mary J. O'Hea* 30 feet from the westerly sideline of Mt. Warren street;

Thence turning and running southwestly along the northerly sideline of Circuit street to a point which is the intersection of the northerly sideline of Circuit street and the easterly sideline of Fountain street.

Thence turning and running northerly along the easterly sideline of Fountain street to a point which is the intersection of the easterly sideline of Fountain street and the southerly sideline of No. 6 Fountain street on property now or formerly owned by *Robert H. and Ernestine Walker*;

Thence turning and running easterly along the southerly sideline of No. 6 Fountain street to a point which is the intersection of the southerly sideline of No. 6 Fountain street and the easterly sideline of No. 6 Fountain street on the property now or formerly owned by *Robert H. and Ernestine Walker*;

Thence turning and running northerly along the easterly sideline of No. 6 Fountain street to a point which is the intersection of the easterly sideline of No. 6 Fountain street and the southerly sideline of No. 5 Dabney place on property now or formerly owned by *Rhoda Gambit*;

Thence turning and running northeasterly along the southeasterly sideline of No. 5 Dabney place on property now or formerly owned by *Rhoda Gambit*, across the southeasterly end of Dabney place and along the southeasterly sideline of No. 3 Dabney place on property now or formerly owned by *Richard S. Folger* to a point which is the intersection of the northeasterly sideline of No. 3 Dabney place and the southwestly sideline of No. 9 Tolman place on property now or formerly owned by *Gladys W. Bouwer*;

Thence turning and running northwesterly along the southwestly sideline of No. 9 Tolman place to a point which is the intersection of said sideline and the southeasterly rearline of No. 30 Regent street on property now or formerly owned by *John Dearborn*;

Thence turning and running northeasterly along the northwesterly sideline of No. 9 Tolman place to a point which is the intersection of said sideline and the southwestly sideline of No. 26 Regent street on property now or formerly owned by *George and Anne Garland*;

Thence turning and running southeasterly along the southwestly sideline of No. 26 Regent street to a point which is the intersection of said sideline and the westerly sideline of No. 5 Tolman place on property now or formerly owned by *Glover Realty Corp.* (Mass. Corp.);

Thence turning and running northwesterly along the westerly sideline of No. 5 Tolman place and Nos. 2-3 Hansford place on property now or formerly owned by *Iline W. Daly*, to a point which is the intersection of said property line and the northeasterly sideline of No. 26 Regent street;

Thence turning and running easterly along the northerly sideline of those properties abutting Hansford place to a point which is the intersection of easterly end of said sideline and the westerly sideline of Warren street;

Thence turning and running southeasterly along the westerly sideline of Warren street to the point and place of beginning.

#### CLEARANCE SECTION TRACT No. 2

That certain tract of land, referred to as Clearance Section Tract No. 2, situated in the Washington Park Urban Renewal Area, City of Boston, County of Suffolk, and Commonwealth of Massachusetts, and bounded generally as follows:

Beginning at the southeasterly corner, at a point which is the intersection of the northerly sideline of Townsend street and the westerly sideline of Humboldt avenue;

Thence running westerly along the northerly sideline of Townsend street to a point of intersection with the easterly sideline of a right of way situated in the rear of properties abutting on the easterly sideline of Harold street;

Thence running northerly along the easterly sideline of said right of way to a point of intersection with southwestly corner of 88 Munroe street, property now or formerly owned by *Anderson C. and Annie O. Porter*, and abutting the southerly sideline of Munroe street;

Thence running easterly along a line designated as the rear property line on the southerly sideline of properties abutting on the southerly sideline of Munroe street, and the southerly sideline of 75 Humboldt avenue, property now or formerly owned by *Margaret R. Gatewood*, to a point of intersection with the westerly sideline of Humboldt avenue and the southerly sideline of a property abutting the westerly sideline of Humboldt avenue;

Thence running southerly along the westerly sideline of Humboldt avenue to the point and place of beginning.

#### CLEARANCE SECTION TRACT No. 3

That certain tract of land, referred to as Clearance Section Tract No. 3, situated in the Washington Park Urban Renewal Area, City of Boston, County of Suffolk, and Commonwealth of Massachusetts, and bounded generally as follows:

Beginning at a point which is the intersection of the westerly sideline of Humboldt avenue and the northerly sideline of Waumbeck street;

Thence running northwesterly along the northerly sideline of Waumbeck street and the westerly sideline of No. 77 Waumbeck street, now or formerly owned by *Edward M. Jr., and Barbara Couzens*;

Thence turning and running northeasterly along the westerly sideline of 77 Waumbeck street to a point which is the intersection of the westerly sideline of No. 77 Waumbeck street and the southerly sideline of No. 24 Hollander street now or formerly owned by *Max Kaitz*;

Thence turning and running easterly to a point which intersects with the southwestly sideline of No. 22 Hollander street, now or formerly owned by *Rafe D. Kelley*;

Thence turning and running northeasterly along the westerly sideline of property at No. 22 Hollander street to a point which intersects with the southerly sideline of Hollander street;

Thence crossing Hollander street along an extension of the easterly sideline of No. 24 Hollander street, now or formerly owned by *Max Kaitz*, to a point which is the intersection of said extension and the northerly sideline of Hollander street;

Thence turning and running easterly along the northerly sideline of Hollander street to a point which is the intersection of the northerly sideline of Hollander street and the easterly sideline of No. 25 Hollander street at property now or formerly owned by *James E. and Lillian M. McCrea*;

Thence turning and running northeasterly along the easterly sideline of No. 25 Hollander street to a point which is the intersection of said sideline and the rear property line as it divides those properties abutting Hollander street and Holworthy street;

Thence turning and running westerly along said property dividing line to a point which is the intersection of said rear property line and the easterly sideline of No. 54 Holworthy street, property now or formerly owned by *Brookline Realty Investment Corporation*;

Thence turning and running northeasterly along the easterly sideline of No. 24 Holworthy street to a point which is the intersection of said sideline and the southerly sideline of Holworthy street;

Thence crossing Holworthy street along an extension of the easterly sideline of No. 24 Holworthy street to a point which is the intersection of said extension and the southerly sideline of No. 35 Holworthy street, property now or formerly owned by *Abraham D. Potter*;

Thence turning and running southeasterly along the northerly sideline of Holworthy street to a point which intersects with the easterly sideline of No. 35 Holworthy street;

Thence turning and running northeasterly along the easterly sideline of No. 35 Holworthy street to a point which intersects with the rear lot line dividing those properties abutting on Harrishof street and Holworthy streets;

Thence turning and running southeasterly along said rear dividing line to a point which intersects with the easterly sideline of No. 86 Harrishof street, property now or formerly owned by *William and Lillian C. Warren*;

Thence turning and running northeasterly along the easterly sideline of No. 86 Harrishof street to a point which intersects with the southerly side of Harrishof street;

Thence turning and running southeasterly along the southerly sideline of Harrishof street to a point which intersects with the westerly sideline of Humboldt avenue;

Thence turning and running southwesterly along the westerly sideline of Humboldt avenue to the point and place of beginning.

—  
Washington Park Urban Renewal Area,  
Boston Redevelopment Authority,  
Boston, Mass.

Covenant of the City of Boston  
To Bear any Loss  
Code No. E-231 (4)

COVENANT OF THE CITY OF BOSTON.

The City of Boston, acting under the power vested in it by the Massachusetts General Laws, Chapter 121, Section 26Q, as amended by St. 1961, c. 188, s. 2, hereby covenants with the Boston Redevelopment Authority that, if said Authority at one time or from time to time acquires by taking or otherwise, or so acquires and clears, land constituting the whole or a part or parts of the so-called Washington Park Urban Renewal Area, which area, after the notice and public hearing required by law, said Authority has determined to be a substandard and decadent area and for which Area said Authority is preparing an urban renewal plan, said City shall bear any and all loss that may arise as a result of such acquisition or such acquisition, relocation payments and clearance in the event that the land so acquired or so acquired and cleared is not used for urban renewal purposes because an urban renewal plan for the project is not approved, or is amended to omit such land, or is abandoned for any reason. Consent is hereby given to the assignment by the Boston Redevelopment Authority of any or all of its rights hereunder to the United States of America.

In Witness Whereof, the City of Boston has caused these presents to be signed in its name and behalf by John F. Collins, its Mayor, and its corporate seal to be hereto affixed this 1962.

City of Boston,

(SEAL)

By JOHN F. COLLINS, Mayor.

Attest:

WALTER J. MALLOY, City Clerk.

—  
Washington Park Urban Renewal Area,  
Boston Redevelopment Authority,  
Boston, Mass.

Opinion of Corporation Counsel Respecting  
Covenant  
Code No. E-231 (5)

OPINION OF CORPORATION COUNSEL RESPECTING  
COVENANT

I hereby approve the form of the Covenant of the City of Boston with the Boston Redevelopment Authority, dated 1962, and certify that in my opinion the City of Boston has under Section 26Q of Chapter 121 of the General Laws of Massachusetts, as amended by Chapter 188 of the Acts of 1961, full power to make said Covenant, that in my opinion John F. Collins, as Mayor of the City of Boston, has under the order passed by the City Council on 1962, copy whereof is annexed to said Covenant, full authority to execute said Covenant in the name and behalf of the City of Boston, and that in my opinion the adoption of such order was within the powers of the City Council of the City of Boston.

ARTHUR G. COFFEY,  
Corporation Counsel of the City of Boston.

—  
Washington Park Urban Renewal Area,  
Boston Redevelopment Authority,  
Boston, Mass.

Consent of Mayor for Early Land Acquisition  
Code No. E-231 (11)

CONSENT OF THE CITY OF BOSTON TO ADVANCE  
ACQUISITION OF LAND IN WASHINGTON  
PARK URBAN RENEWAL AREA

The City of Boston hereby consents to action to be taken by the Boston Redevelopment Authority at one time or from time to time in taking by eminent domain or acquiring by purchase, lease, gift, bequest or grant, and holding, carrying out relocation and making relocation payments, clearing, repairing, or operating the whole or of any part or parts of the land in the City of Boston described on Exhibit "B", attached hereto, in advance of the approval of the urban renewal plan for the Washington Park Urban Renewal Area described in Exhibit "A", attached hereto.

Given at Boston, Massachusetts, this

City of Boston,

(SEAL)

By JOHN F. COLLINS, Mayor.

Attest:

WALTER J. MALLOY, City Clerk.

OPINION OF CORPORATION COUNSEL RESPECTING  
CONSENT

I hereby approve the form of the Consent of the City of Boston to Advance Acquisition of Land in Washington Park Urban Renewal Area, dated 1962, and certify that in my opinion the City of Boston has under Section 26P of Chapter 121 of the General Laws of Massachusetts, as amended by Chapter 188 of the Acts of 1961, full power to give said Consent, that in my opinion John F. Collins as Mayor of the City of Boston has, under the order passed by the City Council on 1962, copy whereof is annexed to said Consent, full authority to execute said Consent in the name and behalf of the City of Boston, and that in my opinion the adoption of such order was within the powers of the City Council of the City of Boston.

ARTHUR G. COFFEY,  
Corporation Counsel, City of Boston.

—  
Washington Park Urban Renewal Area,  
Boston Redevelopment Authority,  
Boston, Mass.

EXHIBIT A: PERIMETER BOUNDARIES OF PROJECT AREA

That certain tract of land, referred to as the Washington Park Urban Renewal Area, situated in the City of Boston, County of Suffolk, and Commonwealth of Massachusetts, and bounded generally as follows:

Beginning at the southeasterly corner of the tract herein described, at a point which is the intersection of the easterly sideline of Blue Hill avenue with the southerly sideline of Scaver street;

Thence running in a westerly and northwesterly direction across Blue Hill avenue and



along the southerly sideline of Seaver street to a point which is the intersection of said line with the easterly sideline of Walnut avenue;

Thence running in a northwesterly direction across Walnut avenue to a point which is the intersection of the westerly sideline of Walnut avenue with the southerly sideline of Columbus avenue;

Thence running in a northwesterly direction along the southerly sideline of Columbus avenue to a point which is the intersection of said sideline with the easterly sideline of Washington street;

Thence turning and running in a westerly direction across Washington street to a point which is the intersection of the westerly sideline of Washington street with the southerly sideline of Atherton street;

Thence turning and running in a north-easterly direction along the westerly sideline of Washington street to a point which is the intersection of said sideline with the southerly sideline of Dudley street;

Thence turning and running in a northerly direction across Dudley street to a point which is the intersection of the northerly sideline of Dudley street with the westerly sideline of Guild Row;

Thence turning and running in an easterly direction across Guild Row to a point which is the intersection of the easterly sideline of Guild Row with the northerly sideline of Dudley street;

Thence running in an easterly direction along the northerly sideline of Dudley street to a point which is the intersection of said line with the westerly sideline of Warren street;

Thence running in an easterly direction across Warren street to a point which is the intersection of the easterly sideline of Warren street with the northerly sideline of Dudley street;

Thence turning and running in a southerly direction across Dudley street to a point which is the intersection of the southerly sideline of Dudley street with the easterly sideline of Warren street;

Thence running in a southeasterly and southerly direction along the easterly sideline of Warren street to a point which is the intersection of said line with the westerly sideline of Blue Hill avenue;

Thence running in a southerly direction across Blue Hill avenue to a point which is the intersection of the easterly sideline of Blue Hill avenue with the northerly sideline of Geneva avenue;

Thence turning and running in a southwesterly and southerly direction along the easterly sideline of Blue Hill avenue to a point which is the intersection of said line with the northerly sideline of Seaver street;

Thence running in a southerly direction across Seaver street to a point which is the intersection of the easterly sideline of Blue Hill avenue with the southerly sideline of Seaver street, which is the point and place of beginning.

—  
Washington Park Urban Renewal Area,  
Boston Redevelopment Authority,  
Boston, Mass.

EXHIBIT B: PERIMETER BOUNDARIES OF CLEARANCE SECTION TRACTS

CLEARANCE SECTION TRACT NO. 1

That certain tract of land, referred to as Clearance Section Tract No. 1, situated in the Washington Park Urban Renewal Area, City of Boston, County of Suffolk, and Commonwealth of Massachusetts, and bounded generally as follows:

Beginning at a point which is the intersection of the westerly sideline of Warren street and the northerly sideline of Munroe street;

Thence running westerly along the northerly sideline of Munroe street to a point which is the intersection of the northerly sideline of Munroe street and the easterly sideline of Humboldt avenue;

Thence turning and running northerly along the easterly sideline of Humboldt avenue to a

point which is the intersection of the northerly sideline of Bower street and the easterly sideline of Humboldt avenue;

Thence turning and running northeasterly along the easterly sideline of Laurel street to a point which is the intersection of the property line which divides the rear of those properties abutting on Catawba street and Ottawa street;

Thence turning and running easterly along a line which divides those properties as abut Catawba street and Ottawa street and the northerly sideline of property located at 45 Sherman street now or formerly owned by *Lena Rogan* to an intersection with the easterly sideline of Sherman street;

Thence across Sherman street to a point which is the intersection of the easterly sideline of Sherman street and the northwesterly corner of 46 Sherman street now or formerly owned by *Ida L. Gills*;

Thence turning and running northerly along the easterly sideline of Sherman street to a point which is the intersection of the easterly sideline of Sherman street and the northerly side of Rockland street 200 feet westerly from Warren street located on the southerly sideline of No. 3 Rockland street now or formerly owned by *Lawrence L. Green*;

Thence turning and running northwesterly along the northerly sideline of Rockland street to a point which is the intersection of the northerly sideline of Rockland street and the easterly sideline of Walnut avenue;

Thence turning and running northeasterly along the easterly sideline of Walnut avenue to a point which is the intersection of the easterly sideline of Walnut avenue, and a point 130 feet beyond the northerly sideline of St. Richard street on the westerly sideline of property now or formerly owned by *Charles M. Blake et al.*, executors;

Thence turning and running northwesterly across Walnut avenue to a point on the northerly sideline of Circuit street on the property now or formerly owned by *Mary J. O'Hea* 30 feet from the westerly sideline of Mt. Warren street;

Thence turning and running southwesterly along the northerly sideline of Circuit street to a point which is the intersection of the northerly sideline of Circuit street and the easterly sideline of Fountain street.

Thence turning and running northerly along the easterly sideline of Fountain street to a point which is the intersection of the easterly sideline of Fountain street and the southerly sideline of No. 6 Fountain street on property now or formerly owned by *Robert H. and Ernestine Walker*;

Thence turning and running easterly along the southerly sideline of No. 6 Fountain street to a point which is the intersection of the southerly sideline of No. 6 Fountain street and the easterly sideline of No. 6 Fountain street on the property now or formerly owned by *Robert H. and Ernestine Walker*;

Thence turning and running northerly along the easterly sideline of No. 6 Fountain street to a point which is the intersection of the easterly sideline of No. 6 Fountain street and the southerly sideline of No. 5 Dahney place on property now or formerly owned by *Rhoda Gambit*;

Thence turning and running northeasterly along the southeasterly sideline of No. 5 Dahney place on property now or formerly owned by *Rhoda Gambit*, across the southeasterly end of Dahney place and along the southeasterly sideline of No. 3 Dahney place on property now or formerly owned by *Richard S. Folger* to a point which is the intersection of the northeasterly sideline of No. 3 Dahney place and the southwestly sideline of No. 9 Tolman place on property now or formerly owned by *Gladys W. Bower*;

Thence turning and running northwesterly along the southwestly sideline of No. 9 Tolman place to a point which is the intersection of said sideline and the southeasterly realine of No. 30 Regent street on property now or formerly owned by *John Dearborn*;

Thence turning and running northeasterly along the northwesterly sideline of No. 9 Tol-



man place to a point which is the intersection of said sideline and the southwesterly sideline of No. 26 Regent street on property now or formerly owned by *George and Anne Garland*;

Thence turning and running southeasterly along the southwesterly sideline of No. 26 Regent street to a point which is the intersection of said sideline and the westerly sideline of No. 5 Tolman place on property now or formerly owned by *Glover Realty Corp.* (Mass. Corp.);

Thence turning and running northwesterly along the westerly sideline of No. 5 Tolman place and Nos. 2-3 Hansford place on property now or formerly owned by *Iline W. Daly*, to a point which is the intersection of said property line and the northeasterly sideline of No. 26 Regent street;

Thence turning and running easterly along the northerly sideline of those properties abutting Hansford place to a point which is the intersection of easterly end of said sideline and the westerly sideline of Warren street;

Thence turning and running southeasterly along the westerly sideline of Warren street to the point and place of beginning.

#### CLEARANCE SECTION TRACT No. 2

That certain tract of land, referred to as Clearance Section Tract No. 2, situated in the Washington Park Urban Renewal Area, City of Boston, County of Suffolk, and Commonwealth of Massachusetts, and bounded generally as follows:

Beginning at the southeasterly corner, at a point which is the intersection of the northerly sideline of Townsend street and the westerly sideline of Humboldt avenue;

Thence running westerly along the northerly sideline of Townsend street to a point of intersection with the easterly sideline of a right of way situated in the rear of properties abutting on the easterly sideline of Harold street;

Thence running northerly along the easterly sideline of said right of way to a point of intersection with southwesterly corner of 88 Munroe street, property now or formerly owned by *Anderson C. and Annie O. Porter*, and abutting the southerly sideline of Munroe street;

Thence running easterly along a line designated as the rear property line on the southerly sideline of properties abutting on the southerly sideline of Munroe street, and the southerly sideline of No. 75 Humboldt avenue, property now or formerly owned by *Margaret R. Gatewood*, to a point of intersection with the westerly sideline of Humboldt avenue and the southerly sideline of a property abutting the westerly sideline of Humboldt avenue;

Thence running southerly along the westerly sideline of Humboldt avenue to the point and place of beginning.

#### CLEARANCE SECTION TRACT No. 3

That certain tract of land, referred to as Clearance Section Tract No. 3, situated in the Washington Park Urban Renewal Area, City of Boston, County of Suffolk, and Commonwealth of Massachusetts, and bounded generally as follows:

Beginning at a point which is the intersection of the westerly sideline of Humboldt avenue and the northerly sideline of Waumbek street;

Thence running northwesterly along the northerly sideline of Waumbek street and the westerly sideline of No. 77 Waumbek street, now or formerly owned by *Edward M., Jr., and Barbara Couzens*;

Thence turning and running northeasterly along the westerly sideline of No. 77 Waumbek street to a point which is the intersection of the westerly sideline of No. 77 Waumbek street and the southerly sideline of No. 21 Hollander street now or formerly owned by *Max Kaitz*;

Thence turning and running easterly to a point which intersects with the southwesterly sideline of No. 22 Hollander street, now or formerly owned by *Rafe D. Kelley*;

Thence turning and running northeasterly along the westerly sideline of property at No. 22 Hollander street to a point which intersects with the southerly sideline of Hollander street;

Thence crossing Hollander street along an extension of the easterly sideline of No. 24 Hollander street, now or formerly owned by *Max Kaitz*, to a point which is the intersection of said extension and the northerly sideline of Hollander street;

Thence turning and running easterly along the northerly sideline of Hollander street to a point which is the intersection of the northerly sideline of Hollander street and the easterly sideline of No. 25 Hollander street at property now or formerly owned by *James E. and Lillian M. McCrea*;

Thence turning and running northeasterly along the easterly sideline of No. 25 Hollander street to a point which is the intersection of said sideline and the rear property line as it divides those properties abutting Hollander street and Holworthy street;

Thence turning and running westerly along said property dividing line to a point which is the intersection of said rear property line and the easterly sideline of No. 54 Holworthy street, property now or formerly owned by *Brookline Realty Investment Corporation*;

Thence turning and running northeasterly along the easterly sideline of No. 24 Holworthy street to a point which is the intersection of said sideline and the southerly sideline of Holworthy street;

Thence crossing Holworthy street along an extension of the easterly sideline of No. 24 Holworthy street to a point which is the intersection of said extension and the southerly sideline of No. 35 Holworthy street, property now or formerly owned by *Abraham D. Potter*;

Thence turning and running southeasterly along the northerly sideline of Holworthy street to a point which intersects with the easterly sideline of No. 35 Holworthy street;

Thence turning and running northeasterly along the easterly sideline of No. 35 Holworthy street to a point which intersects with the rear lot line dividing those properties abutting on Harrishof street and Holworthy street;

Thence turning and running southeasterly along said rear dividing line to a point which intersects with the easterly sideline of No. 86 Harrishof street, property now or formerly owned by *William and Lillian C. Warren*;

Thence turning and running northeasterly along the easterly sideline of No. 86 Harrishof street to a point which intersects with the southerly side of Harrishof street;

Thence turning and running southeasterly along the southerly sideline of Harrishof street to a point which intersects with the westerly sideline of Humboldt avenue;

Thence turning and running southwesterly along the westerly sideline of Humboldt avenue to the point and place of beginning.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

(Copies of the application for temporary loan for early acquisition referred to in the foregoing communication from the vice chairman of the Boston Redevelopment Authority are attached hereto.)

#### PROPOSED CHANGE IN PLANS FOR SECOND BUILDING IN WHITNEY STREET REDEVELOPMENT PROJECT.

The following was received:

City of Boston,  
Office of the Mayor, July 3, 1962.  
To the Honorable Members of the City Council.  
Gentlemen:

When the Whitney Street Redevelopment Plan and the attendant Cooperation Agreement were originally approved by the Redevelopment Authority, the City Council and the Mayor, in 1959, the expectations of all approving authorities and of the neighborhood were for a project of three 12-14 story buildings containing three- and four-room

apartments renting for an average of \$100 per month. On this basis, the project received at least some support in the neighborhood.

Now the first building is being built at a height of about 215 feet (following modification of the plan's height limitation) and the second developer has requested my approval as Mayor and that of the Authority to construction of a building of similar height. Rental estimates are now \$200 per month for the proposed building. Both buildings are heavily weighted towards efficiency, one- and two-bedroom units and thus hardly suitable for family living.

At the time when the developer of the second building entered into this agreement with the Authority, the plan called for a height limitation of 155 feet and it was understood that a zone change following a public hearing before the Board of Zoning Adjustment would be required before buildings in excess of 60 feet could be built. The subsequent amendments to the plan and the passage of the so-called Prudential amendments to Chapter 121A made it possible for the authority and the Mayor acting alone to grant all the necessary permissions.

The neighborhood felt at the time when these agreements were entered into (and approved by the Council) that rental ranges would be within the reach of families in the Mission Hill area. The neighborhood has some reason for believing that what is now proposed for the site next to the Mission Church in the heart of the Mission Hill district is different in character from what was originally suggested.

As the Council is probably aware, the neighborhood recently expressed its strong opposition to the erection of another 24- or 25-story tower, and suggested instead that the parcel be developed with garden or row-type moderate rental housing which could be occupied by Mission Hill people. Construction of this type of housing would be very helpful in meeting the needs of the moderate-income families of the Mission Hill area.

It is my personal preference that an attempt be made to meet the original rental goals and that the project be changed to low-rise units to meet this objective. Initial investigation has indicated that 75 such units renting at an average of about \$110 per month including heat would be constructed on the land currently under discussion. To the city it would mean fewer units and less income. But it would provide family accommodations of an appropriate type for the neighborhood.

If the City Council will indicate its willingness to approve changes of this nature outlined above in this redevelopment plan, I will disapprove the application presently before me and return it to the Redevelopment Authority with the request that efforts be made to work out such a project, with the present developers if possible.

JOHN F. COLLINS, Mayor.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committees named, viz.:

##### Claims.

Boston Filter Company, for compensation for damage to truck by city truck.

J. Anne Cahill, for compensation for damage to property at 194-198 Hampden street, Roxbury, caused by bursting of water main.

Domenick DiMella, for compensation for damage to property at 90 Orient avenue, East Boston, caused by backing up of sewage.

Sarah N. Ferry, for compensation for damage to car caused by an alleged defect at Washington street, Brighton.

Timothy J. Harrington, Jr., for compensation for injuries caused by an alleged defect at 900 Commonwealth avenue.

Honora J. Maher, for compensation for damage to car caused by fire apparatus.

Vincent R. Nobile, for compensation for damage to car caused by snowplow.

Gennaro Riccio, for compensation for collapse of water boiler during water meter installation.

Lysander Richmond, for compensation for damage to car caused by police car.

William Shuman, for compensation for loss of golf equipment during fire at Franklin Park Golf Club.

Robert E. Small, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

John A. Tricomi, Jr., to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Edward A. Valenti, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Mario F. Viscofliosi, for refund on beer and wine license for balance of year.

Arthur G. Wasserman, to be reimbursed for towing charges.

##### Licenses.

Petition of Airways Transportation Company for license to operate motor vehicles over John F. Fitzgerald Expressway, Charles street, Embankment road, James J. Storrow Memorial Drive, Soldiers Field road, Charlesgate East and Charlesgate West.

#### PETITIONS FOR INDEMNIFICATION.

Petitions of Leo J. Fama and Calvin W. Sweeney, members of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses.

Severally referred to the Committee on Claims.

#### NOTICES FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. 13B for Boston Extension of the Massachusetts Turnpike Authority.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. 17B for Boston Extension of the Massachusetts Turnpike Authority.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. 18B for Boston Extension of the Massachusetts Turnpike Authority.

Severally placed on file.

#### NOTICE OF HEARING BEFORE METROPOLITAN DISTRICT COMMISSION.

Copy of notice was received from Boston Edison Company of a hearing to be held before the Metropolitan District Commission on July 12, 1962, at 2.15 P.M., on petition of Boston Edison Company for a grant of location in William T. Morrissey Boulevard, Dorchester, for manhole, conduit, and wires.

Placed on file.

#### LIST OF JURORS.

The following was received:

City of Boston.

Office of the City Clerk, July 6, 1962.

To the City Council.

Gentlemen:

You are hereby notified that the list of inhabitants qualified to serve as jurors, prepared by the Election Commissioners and printed in City Document Number 35, was filed with me on June 29, 1962. It contains 8,502 names.

Respectfully,

WALTER J. MALLOY,  
City Clerk.

Placed on file.

#### INVITATION TO ATTEND ANNUAL MEETING OF AMERICAN MUNICIPAL CONGRESS.

A communication was received from the American Municipal Association extending an invitation to the members of the City Council to attend the thirty-ninth annual Congress in Philadelphia, Pennsylvania, from August 25 to 29, 1962.

Placed on file.



STATEMENT BY COUN. FOLEY

Upon receiving unanimous consent to make a statement, Councillor Foley asked the Clerk and his assistant to alert the Council on certain communications and call them to the attention of the councillors before the meeting.

PROPOSED SALE OF LAND ON BOSTON STREET, ANDREW SQUARE.

Coun. COFFEY called up, under unfinished business, No. 2 on the Calendar, viz.:

2. Order for sale of land on Boston street, Andrew square, to Henry Shapiro.

On June 25, 1962, the foregoing order was read once and passed, yeas 8, nays 0.

The order was given its second reading and passage, yeas 8, nays 0:

Yeas—Councillors Coffey, Foley, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.  
Nays—0.

EXCHANGE OF LAND AT FOREST HILLS STREET AND ARBORWAY WITH METROPOLITAN TRANSIT AUTHORITY.

Coun. FOLEY called up, under unfinished business, No. 3 on the Calendar, viz.:

3. Order for exchange of land on Forest Hills street and Arborway with Metropolitan Transit Authority.

On June 25, 1962, the foregoing order was read once and passed, yeas 8, nays 0.

The order was given its second reading and passage, yeas 8, nays 0:

Yeas—Councillors Coffey, Foley, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.  
Nays—0.

\$5,000,000 LOAN FOR CONSTRUCTION OF SCHOOLHOUSES.

Coun. TIERNEY called up, under unfinished business, No. 4 on the Calendar, viz.:

4. Order for loan of \$5,000,000 for construction of schoolhouses.

On June 25, 1962, the foregoing order was read once and passed, yeas 8, nays 0.

The order was given its second reading and passage, yeas 8, nays 0:

Yeas—Councillors Coffey, Foley, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.  
Nays—0.

PROPOSED CASTLE SQUARE REDEVELOPMENT AREA.

Coun. FOLEY called up, under unfinished business, No. 1 on the Calendar, viz.:

1. Communication from Edward J. Logue, Development Administrator, Boston Redevelopment Authority, with attached reports concerning Castle Square area.

On motion of Councillor Foley, the communication was referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Edward J. Arsenault (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Edward J. Arsenault, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on

March 20, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester..... \$15 said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Angelo A. Attardo (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Angelo A. Attardo, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 5, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue Dorchester.....	\$156 75
Dr. Milton F. Brougham, 264 Beacon street.....	75 00
Dr. Harold G. Lee, 1101 Beacon street, Brookline.....	70 00
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	15 00
Total.....	\$316 75

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of Robert P. Beltramini (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Robert P. Beltramini, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 10, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Robert P. Beltramini, petitioner, 9  
McKone street, Dorchester..... \$50 57

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

4. Report on petition of John J. Coakley (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John J. Coakley, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 18, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

John J. Coakley, petitioner, 17 Glide street, Dorchester.....	\$14 75
Carney Hospital, 2100 Dorchester avenue, Dorchester.....	5 00
Total.....	\$19 75

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

5. Report on petition of Henry Currie (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while



in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Henry Currie, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on April 23, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Henry Currie, petitioner, 115 Moore street, East Boston. . . . . \$5 50

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

6. Report on petition of Thomas F. Fraher (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Thomas F. Fraher, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 1, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Thomas F. Fraher, petitioner, 391 La Grange street, West Roxbury. . . . . \$7 30  
Dr. Cornelius S. Hickey, 39 Bay State road. 10 00

Total. . . . . \$17 30

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

7. Report on petition of Gerald P. Hart (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Gerald P. Hart a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 10, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester. . . . . \$8 25

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

8. Report on petition of Edward P. Kenney (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Edward P. Kenney, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on November 12, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Harold G. Lee, 1101 Beacon street, Brookline. . . . . \$370  
Dr. Milton Cohen, 1101 Beacon street, Brookline. . . . . 25

Total. . . . . \$395

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

9. Report on petition of Michael Liotta (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Michael Liotta, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 7, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Michael Liotta, petitioner, 97 Aldrich street, Roslindale. . . . . \$6 50  
Carney Hospital, 2100 Dorchester avenue, Dorchester. . . . . 351 35  
Dr. Harold G. Lee, 1101 Beacon street, Brookline. . . . . 265 00  
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline. . . . . 10 00

Total. . . . . \$632 85

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

10. Report on petition of George J. Malette (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of George J. Malette, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 13, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

George J. Malette, petitioner, 91 Gardner street, West Roxbury. . . . . \$2 90  
Dr. John J. Kraw, 421 High street, Dedham 10 00

Total. . . . . \$12 90

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

11. Report on petition of George J. O'Donnell (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of George J. O'Donnell, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on April 13, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Boston Firemen's Relief Fund. . . . . \$54 00  
Carney Hospital, 2100 Dorchester avenue, Dorchester. . . . . 877 80  
Dr. Francis L. Colpoys, 1 Peabody square, Dorchester. . . . . 35 00  
New Park Pharmacy, 65 Washington street, Hyde Park. . . . . 12 25

Total. . . . . \$979 05

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

12. Report on petition of James D. Regan (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of James D. Regan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 26, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$65
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

13. Report on petition of James D. Regan (referred July 2) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of James D. Regan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on September 16, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$783 75
Dr. Harold G. Lee, 1101 Beacon street, Brookline.....	255 00
Total.....	\$1,038 75

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

EXECUTIVE COMMITTEE REPORT.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

Report on Workable Program of Community Improvement (referred June 11)—recommending the report be referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

The report was accepted. On motion of Councillor McDonough, the report was placed on file.

TIME OFF FOR DELEGATES TO FIRE FIGHTERS' CONVENTIONS.

Coun. SULLIVAN offered the following:

Ordered, That chapter 291 of the Acts of 1962 entitled "An Act Permitting Time Off Without Loss of Pay for Delegates to Certain Conventions of Fire Fighters" be, and hereby is, accepted for the City of Boston.

Passed under suspension of the rules.

Adjourned at 2.59 p.m., on motion of Councillor Coffey, to meet on Monday, July 16, 1962, at 2 p.m.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

(Stenographic copy of such debate on file in office of City Clerk.)





## CITY OF BOSTON.

## Proceedings of City Council.

Monday, July 16, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair. Absent, Councillors Hines and McDonough.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father and of the Son, and of the Holy Ghost. Amen.

Almighty and everlasting God, we bow reverently in prayer to Thee. Do Thou confirm our abiding faith in those deep and holy foundations which our forefathers set in place lest in foolishness we attempt to build in vain. Before the pressing concern of this new week engulf us, lift us from all tension and fear into the peace and orderly calm of Thy presence. For the guidance of the affairs of this city we ask Thy light to enlighten our minds that we may think clearly, act kindly, and live worthily this role of councillor Thou has ordained for us. Bestow a rich portion of Thy grace upon the Mayor and the members of this Council and upon this venerable city. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

## Claims.

A & D Corporation, refund on liquor license, mechanical entertainment on Sunday, Building Department Inspection Certificate and Sign Permit.

Brae Burn Cleansers Inc., for compensation for damage to property at 351 Washington street, Dorchester, caused by flooding.

Mary C. Clancy, for compensation for damage to property at 95 Babson street, Mattapan, caused by resurfacing of street and laying sidewalk.

Dr. William R. Connor, for compensation for damage to property at 1045 Washington street, Dorchester.

Edward J. Corbett, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Anthony J. D'Amato, for compensation for damage to car caused by fire apparatus.

Elsie W. Hedberg, for compensation for injuries caused by alleged defect on Commonwealth avenue.

Michael F. Hynes, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

George Kalman, for compensation for damage to car and boat trailer caused by an alleged defect on Cambridge street.

Harold E. Rosenherg, for compensation for damage to automobile caused by an alleged defect on Norfolk street, Dorchester.

Philp and Vitina Tripoli, for compensation for damage to property at 24 Estrella street, Jamaica Plain, caused by sewerage hacking up.

John N. Wilhelm, for compensation for damage to property at 15 Rugby road, Mattapan, caused by replacing of sidewalk.

## NOTICE OF HEARING BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held July 31, 1962, at 10 A.M., on petition of City of Boston for approval to institute action for the taking of tax titles for a certain parcel of land belonging to the Boston Terminal Corporation for overdue taxes for 1960.

Placed on file.

## NOTICE OF INTEREST IN CONTRACT.

Notice was received from William H. Ellis, Jr., Trustee of Boston City Hospital, of his interest in a contract with the City of Boston for "relieving hazardous condition caused by debris as a result of fire in the wood piles and timber work of Warren Avenue Bridge."

Placed on file.

## DESIGNATION OF POWERS AND DUTIES OF ASSOCIATE COMMISSIONER OF ASSESSING.

A communication was received from the Assessing Department, approved by the Mayor, designating powers and duties of Francis X. Cuddy, Associate Commissioner of Assessing.

Placed on file.

## ORDINANCE RE PROPOSED DIVISION OF OPERATIONAL STATISTICS.

The following was received:

City of Boston,  
Law Department, July 9, 1962.  
To the Honorable the City Council.  
Gentlemen:

Pursuant to an order passed by your Honorable Body on May 21, 1962, I enclose draft of an ordinance establishing a Division of Operational Statistics in the Administrative Services Department. It is not the function of an ordinance to staff and equip; and so this division will not be "adequately staffed and equipped" as specified in your order unless and until the ordinance is implemented by suitable administrative action and the appropriations necessary therefor.

Respectfully,

ARTHUR G. COFFEY,  
Corporation Counsel.

City of Boston,  
In the Year Nineteen Hundred and Sixty-two.  
An Ordinance Establishing in the Administrative Services Department a Division of Operational Statistics.  
Be it ordained by the City Council of Boston, as follows:

Section 2 of chapter 4 of the Revised Ordinances of 1961 is hereby amended by striking out the second sentence and inserting in place thereof the following sentence:—The administrative services board shall divide the administrative services department from time to time into a division of operational statistics and such other divisions as said board shall adjudge necessary for the proper conduct of the department.

Referred to the Committee on Ordinances.

## PROPOSED REDEVELOPMENT OF MOUTH OF NEPONSET RIVER.

Coun. FOLEY offered the following:  
Whereas, The Neponset River forms the boundary line between Boston and Quincy, and Boston and Milton; and

Whereas, The valley of the Neponset River is generally, except the mouth of the river, a pleasant and attractive area; and

Whereas, In both the Quincy side of the mouth of the Neponset River and the Boston



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The meeting was opened with the salute to the Flag.

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Respectfully,

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Corporation Counsel.

City of Boston,  
In the Year Nineteen Hundred and Sixty-two.  
An Ordinance Establishing in the Administrative Services Department a Division of Operational Statistics.

Be it ordained by the City Council of Boston, as follows:

Section 2 of chapter 4 of the Revised Ordinances of 1961 is hereby amended by striking out the second sentence and inserting in place thereof the following sentence:—"The administrative services board shall divide the administrative services department from time to time into a division of operational statistics and such other divisions as said board shall adjudge necessary for the proper conduct of the department.

Referred to the Committee on Ordinances.

## PROPOSED REDEVELOPMENT OF MOUTH OF NEPONSET RIVER.

Coun. FOLEY offered the following:

Whereas, The Neponset River forms the boundary line between Boston and Quincy, and Boston and Milton; and

Whereas, The valley of the Neponset River is generally, except the mouth of the river, a pleasant and attractive area; and

Whereas, In both the Quincy side of the mouth of the Neponset River and the Boston



side there are areas which are unsightly and unpleasant which upon examination may be determined to be blighted; and

Whereas, The improvement of said areas independently by either the City of Quincy or the City of Boston without the action of the other would not be as effective as combined action by both cities; and

Whereas, The unsightly areas are not basically residential areas and are far beyond the boundaries of Boston's present urban renewal program; be it therefore

Resolved, That the Board of the Boston Redevelopment Authority is respectfully requested through his Honor the Mayor to inquire into the possibility of a nonfederally aided redevelopment program for the mouth of the Neponset River undertaken cooperatively with the City of Quincy contemplating a redevelopment program basically commercial in nature.

The resolution was adopted under suspension of the rules.

**CONVERTING CATHEDRAL HOUSING  
PROJECT FOR HOUSING FOR SINGLE  
OR RETIRED PEOPLE.**

Coun. PIEMONTE offered the following:

Resolved, That a study be made of the advisability of converting the Cathedral Housing Project for housing for single and retired people and providing substitute facilities for the low-income families now housed there in smaller sized projects.

Referred to the Committee on Public Housing.

Adjourned at 2.34 P.M., on motion of Councillor Tierney, to meet on Monday, July 23, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)

## CITY OF BOSTON.

## Proceedings of City Council.

Monday, July 23, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 p.m. President IANNELLA in the chair. Absent, Councillors Coffey and Tierney.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Almighty God, whose resources of divine wisdom and power are abundantly adequate for all our needs, may this moment of prayer be one of sincere desire to do Thy will. Inspire us with a loyalty that never wavers, and a courage that never falters as we seek to fulfill the high and noble mission entrusted to us in the government of our city.

May it be our purpose and passion to minister to the needs and the wishes of our people, to strengthen the bonds of appreciation and understanding of cooperation and fellowship and peace among our people.

Notwithstanding our joy and excitement about new frontiers, renewal, rebuilding, let us not forget the real glory and grandeur of the ideals and principles of this great nation. Let not the weak, the poor, the unmighty, be ignored in a march forward. There is wisdom in the ancient words of the psalmist "Unless the Lord build the house, they labor in vain that build it."

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

## Claims.

Mary Lee Adriance, for compensation for damage to car by car of Police Department.

All Saints' Lutheran Church, for compensation for damage to property at 85 and 87 West Newton street, caused by ball throwing from adjacent playground.

Henry P. Brown, for compensation for damage to car by city sweeper.

Chez Lucien, Inc., by Gilberte D. St. Laurent, for refund on alcoholic beverages and victualler's licenses.

Home Insurance Company, for compensation for damage to car of R. L. Fitzjames by city vehicle.

Carole Kenney, for compensation for injuries caused by fireworks explosion at Boston Common.

Janet MacLeod, for compensation for injuries caused by an alleged defect at Faneuil Hall Market.

David J. O'Brien, for compensation for injuries caused by fireworks explosion at Boston Common.

O'Connors Bar & Grill, Inc., by Frank O'Connor, for refund on alcoholic beverages license.

Pauline and Charles Popkin, for compensation for injuries caused by an alleged defect at 1933 Commonwealth avenue.

Julia R. Shea, for compensation for injuries caused by an alleged defect at 1014 Washington street, Dorchester.

Edward C. Walshe, for compensation for damage to property at 1588 Centre street, Roslindale, caused during sidewalk construction.

Ida M. Zopatti, for compensation for damage to car caused by an alleged defect at 38 Halliday street, Roslindale.

## NOTICE FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B-25 for the Boston Extension of the Massachusetts Turnpike. Placed on file.

## APPOINTMENT OF JOHN T. FOLEY, M.D.

Notice was received from the Mayor of the appointment of John T. Foley, M.D., 36 Kingston road, Newton, to be Temporary Health Commissioner of the City of Boston for a period of 60 days from July 16.

Placed on file.

## TEMPORARY APPOINTMENTS IN CLERK OF COMMITTEES DEPARTMENT.

Coun. IANNELLA offered the following:

Ordered, That effective July 25, 1962, the following-named persons be, and hereby are, appointed in the service of the Clerk of Committees Department to the positions set against their respective names, until the fifth Wednesday of August, 1962, at the salaries in effect for them on July 24, 1962: Rita G. Cimeno, temporary clerk-stenographer. George E. Corcoran, temporary clerk. Agnes G. Dinsmore, temporary clerk-receptionist.

Michael A. Flynn, temporary clerk. Joan Keaney, temporary clerk-stenographer. Anthony Marmo, temporary clerk. James D. Scanlan, temporary clerk. Jeanne Silver, temporary clerk-stenographer. Arthur Vaughn, temporary clerk. Frances Winn, temporary clerk.

Passed under suspension of the rules.

## LOW-RISE MODERATE RENTAL HOUSING UNITS IN WHITNEY STREET DEVELOPMENT.

Coun. McDONOUGH offered the following:

Whereas, The City Council has on innumerable occasions made demand upon the Boston Redevelopment Authority and the Administration to utilize the city's urban renewal program in order to provide decent, safe, and sanitary housing at a rental that a family of moderate means can afford; and

Whereas, To date no such housing has been provided; and

Whereas, The Mayor of the City of Boston has now indicated a willingness to permit a low-rise moderate rental development to be constructed at the site of the Whitney Street Development; and

Whereas, It appears that the people who presently reside in the vicinity of the Whitney Street Development overwhelmingly favor such a low-rise, moderate rental development; therefore be it

Resolved, That the City Council does hereby declare that it is its intention to do all that might be necessary for it to do in order that low-rise, moderate rental housing units might be constructed within the Whitney Street Development, in accordance with the express wishes of the people of the Mission Hill area.

Coun. FOLEY raised a point of order against the introduction of the foregoing resolution, due to the fact that the matter was in committee. The Chair ruled the point of order was not well taken.

Coun. McDONOUGH moved suspension of the rules and adoption of the resolution. The rules were not suspended (6 votes being required to suspend the rules). The resolution was referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

## STATEMENT OF COUN. FOLEY.

Upon receiving unanimous consent to make a statement, Councillor Foley stated that the foregoing ruling on his point of order was the most absurd decision, and the recommendation on the part of the clerk was the most absurd since he first took office here in January, 1952.

## PENSION TO MICHAEL J. DESISTO.

Coun. IANNELLA and SULLIVAN offered the following:

Ordered, That chapter 605 of the Acts of 1962 entitled "An Act Authorizing the City of Boston to Pension Michael J. DeSisto" be, and hereby is, accepted.

Passed under suspension of the rules.

## REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Leo J. Fama (referred July 9) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Leo J. Fama a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 2, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Dr. Howard Stanley Cohen, 419 Boylston street.....\$190

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Calvin W. Sweeney (referred July 9) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Calvin W. Sweeney, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 28, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Calvin W. Sweeney, petitioner, 119 Navarre street, Hyde Park.....	\$25 75
Boston Firemen's Relief Fund.....	252 00
Carney Hospital, 2100 Dorchester avenue, Dorchester.....	846 45
Dr. Francis L. Colpoys, 1 Peabody square, Dorchester.....	60 00

Total.....\$1,184 20

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of John R. Davis (referred July 2) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the School Department—recommending passage of the accompanying order:

Ordered, That the sum of three hundred thirty eight dollars, sixty-three cents (\$338.63) be allowed and paid to John R. Davis, 19 Magazine street, Roxbury, in reimbursement for amount of execution issued against him on account of his acts as an employee of the School Department, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

4. Report on petition of John T. McGlinchey (referred July 2) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Police Department, Division 4—recommending passage of the accompanying order:

Ordered, That the sum of three hundred thirty dollars (\$330) be allowed and paid to John T. McGlinchey, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Police Department,

Division 4, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

## CONTRIBUTORY GROUP INSURANCE FOR EMPLOYEES OF CITY OF BOSTON AND COUNTY OF SUFFOLK.

Coun. PIEMONTE offered the following:

Ordered, That chapter 32B of the General Laws, as amended by chapter 647 of the Acts of 1962, entitled "Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns and Districts, and Their Dependents" be, and hereby is, accepted, in behalf of the County of Suffolk.

Ordered, That chapter 32B of the General Laws, as amended by chapter 647 of the Acts of 1962, entitled "Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns and Districts, and Their Dependents" be, and hereby is, accepted in behalf of the City of Boston.

Severally passed under suspension of the rules.

## CONTRIBUTORY GROUP INSURANCE FOR RETIRED EMPLOYEES OF CITY OF BOSTON AND COUNTY OF SUFFOLK.

Ordered, That section 11B of chapter 32B of the General Laws as inserted by chapter 647 of the Acts of 1962 entitled "An Act to Extend Contributory Group Hospital, Surgical, Medical Insurance to Elderly Persons Retired from the Service of the Commonwealth and from Certain Counties, Cities, Towns and Districts, and to Their Dependents" be, and hereby is accepted, in behalf of the City of Boston.

Ordered, That section 11B of chapter 32B of the General Laws as inserted by chapter 647 of the Acts of 1962 entitled "An Act to Extend Contributory Group Hospital, Surgical, Medical Insurance to Elderly Persons Retired from the Service of the Commonwealth and from Certain Counties, Cities, Towns and Districts, and to Their Dependents" be, and hereby is, accepted, in behalf of the County of Suffolk.

Severally passed under suspension of the rules.

## REIMBURSEMENT TO DEVELOPERS OF WHITNEY STREET DEVELOPMENT.

Coun. HINES offered the following:

Resolved, That it is the sense of this Body that developers who have expended funds in reliance upon agreements with the Urban Redevelopment Authority as to the Whitney Street Development, should be reimbursed to the extent of such expenditures if such developers are unable to carry out new alternative plans arising from a veto of original plans.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

## BEST RE-USE OF REMAINING PARCELS IN WHITNEY STREET DEVELOPMENT.

Coun. FOLEY offered the following:

Whereas, The City Council on July 18, 1962, heard testimony concerning the so-called Whitney Street Redevelopment project; and

Whereas, There remains to be developed an area in the Whitney Street Project area, about four acres of land; be it

Resolved, That the City Council feels that the proposal of a third developer to provide apartments to rent at an average of \$200 a month, is not in accordance with the concept of the project as originally outlined to the City Council; be it further

Resolved, That the City Council feels that the question of undue architectural domination of Mission Church by a building, even though properly constructed, built with public cooperation, should and must be considered; be it further



Resolved, That the City Council feels that the Whitney Street Project area should be expeditiously completed in a manner acceptable to the present residents of the Mission Hill area; be it further

Resolved, That while at this point it seems quite clear that the City Council has no immediate statutory power or responsibility, the City Council nevertheless offers its good offices and those of its Committee on Urban Redevelopment, Rehabilitation and Renewal, to the citizens of Mission Hill, his Honor the Mayor, the Boston Redevelopment Authority and the developers to, in a calm and dispassionate way, try to arrive, on an informal basis and exploration of the best possible attainable re-use for both remaining parcels, with a view to expeditious ultimate formal processing, if some well understood solution can be found.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

REPORT OF COMMITTEE ON URBAN REDEVELOPMENT, REHABILITATION AND RENEWAL.

Coun. McDONOUGH, for the Committee on Urban Redevelopment, Rehabilitation and Renewal, submitted the following:

1. Report on resolution (referred January 29) of informal meeting with City Council relative to the Washington Park area—recommending no further action is necessary.

The report was accepted.

2. Report on communication of the Boston Redevelopment Authority (referred April 30) concerning height of buildings on Commonwealth avenue—recommending that the communication be placed on file.

The report was accepted. The communication was placed on file.

3. Report on communication from the Massachusetts General Hospital, Massachusetts Eye and Ear Infirmary (referred December 4, 1961), concerning the preparation of a development plan for the area of the hospital—recommending that the communication be placed on file.

The report was accepted. The communication was placed on file.

4. Report on resolution (referred December 27, 1961) of transportation, downtown Boston to Logan International Airport—recommending that the resolution be adopted.

The report was accepted, the resolution was adopted.

5. Report on resolution (referred February 13, 1961) of review of the entire plan for the West End Redevelopment—recommending that the resolution be adopted.

In connection with the foregoing, Councillor Piemonte offered the following motion:

Moved, That a copy of the resolution be forwarded to the head of the Urban Renewal Agency in Washington and also the New England District. The motion was carried. The report of the committee was accepted and the resolution was adopted.

6. Report on message of the Mayor and Resolution (referred January 21, 1957) of application for federal funds for the South Cove project—recommending no further action is necessary.

The report was accepted.

7. Report on message of the Mayor (referred June 2, 1958) for information re settlements of claims in the West End area—recommending no further action is necessary.

The report was accepted.

8. Report on resolution (referred November 21, 1960) integrating in Government Center Project Area the present City Hall site—recommending no further action is necessary.

The report was accepted.

9. Report on order (referred January 21, 1957) of program for development of new taxable property—recommending that the order be placed on file.

The report was accepted, and the order was placed on file.

10. Report on communication from the Chairman of the Boston School Committee (referred June 1, 1959) concerning sale of the Martin School site—recommending that the communication be placed on file.

The report was accepted, and the communication was placed on file.

11. Report on communication (referred November 9, 1959) from Corporation Counsel concerning preparation of digest for City Council of lease agreement of West End area—recommending that the communication be placed on file.

The report was accepted, and the communication was placed on file.

12. Report on message of the Mayor and resolution (referred July 2) concerning the Downtown Waterfront-Faneuil Hall Renewal Area—recommending that the resolution be adopted.

The report of the committee was accepted.

Coun. PIEMONTE, a member of the Committee on Urban Redevelopment, Rehabilitation and Renewal, submitted the following:

July 23, 1962.

MINORITY REPORT OF COUNCILLOR GABRIEL F. PIEMONTE ON THE MESSAGE AND RESOLUTION CONCERNING URBAN RENEWAL—DOWNTOWN WATERFRONT-FANEUIL HALL URBAN RENEWAL PROJECT.

The matter on which we are at present voting is only an application for a survey and planning advance from the Housing and Home Finance Agency for \$888,707 for the downtown area. Without further action by the Council there can be no tearing down or displacing of people or business. It is important to bear in mind that as of this date 5,707 housing units have been destroyed—New York Streets, 854; West End, 3,671; Whitney Street, 340; Government Centre, 942, while only 462 have been constructed. Also the 462 units constructed rent at an average of \$218.52 per month as compared with the average rent of \$42.96 per month paid by the families displaced.

The impact of families dislocated is further aggravated by the displacement being caused by the current takings by the Turnpike Authority. These are not included in the figures given above. Therefore it becomes obvious that available physical facilities for families and businesses displaced should be a mandate for any urban renewal project.

It is my intention to make firm evidence of the physical availability of relocation sites, equally attractive, and at the same economic level, a must in any vote for urban renewal projects.

GABRIEL F. PIEMONTE,

Member, Committee on Urban Redevelopment, Rehabilitation and Renewal.

Placed on file.

MINORITY REPORT OF COUNCILLOR FOLEY, MEMBER OF THE COMMITTEE ON URBAN REDEVELOPMENT, REHABILITATION AND RENEWAL (DOWNTOWN WATERFRONT-FANEUIL HALL RENEWAL AREA).

I.

The Chamber of Commerce appears to have done well. It has studied the area under consideration and has come up with the beginnings of an attractive re-use plan and its assignment is thereby completed. It is charged with no more than the generation of the beginnings of an adequate plan, and that it has done. It is to be thanked and congratulated.

II.

The federal urban renewal program is an outgrowth and has evolved from the Housing Program. The federal government is interested in seeing to it that there is housing for the people in cities by a variety of programs, and the main purpose of the law is just that.

However, over the years since the program began, cities have been faced with a problem, at least as important to the cities as is the housing of those presently ill-housed, to the federal government.

The problem which municipalities in the United States faces is to find the resources to tax so that money might be available to adequately service all the people of the municipality.

This natural fiscal instinct, to be found everywhere in the United States, and inherent in our form of government, leads to a conflict between the federal administrator and the municipality. It is a conflict which has been compromised. It is instinctive. It has seemed to be instinctive for the city to distort the federal program so as to create new wealth to be taxed, the tax money to be used to service all the people and, therefore, all the voters.

The compromise which was worked out in 1959 was to permit a certain percentage of the federal

moneys available for urban renewal to be used by the cities in areas not presently residential slum or to be assigned to residential re-use.

Our Government Center project area is such a project.

It is proposed that the waterfront project be also, from the exception (originally 20 per cent of the total fund, now 30 per cent) available to the City of Boston for projects not related either on the clearance side or the re-use side, to the residential problem. The waterfront is such a project.

The Waterfront and the Government Center area together, and they are contiguous, are about 160 acres in extent. They should be conceived of as part of the breadbasket of Boston from which revenues are derived in great excess of the cost of servicing those areas, to provide in the residential areas the services which must be provided and for which sufficient taxes cannot be levied in those areas.

It is a simple fact of municipal fiscal life that you tax wealth and service people. In a great city the wealth and the people are more likely than not to be in different geographical areas.

I sense that the essential concept of the waterfront proposal is to create, where there isn't now, a residential community of about 2,200 units.

In addition, a space will be made available for new office construction, a restaurant, possibly a motel, and other smaller commercial activities. Basically, it will be a new residential community.

The total project will generate to the City of Boston one million dollars more in tax revenue than it does now.

The city must contribute about seven million dollars of its own funds toward the net project cost. Therefore, in an area in which almost exclusively commercial activities are now carried on and from which the city derives in annual taxes almost one million dollars, you will find after the project's completion a new residential community of 2,200 units, with other commercial activities, from which the city will derive about two million dollars in tax revenue.

It will cost the city either seven million dollars to accomplish the project or half of that, with the Commonwealth contributing 50 per cent, and for that the city will be required to provide services to probably 5,000 to 7,000 people.

I suggest that the cost of servicing that many people will probably be at least the one million-dollar additional revenue derived.

### III.

As I understand it, about half of the 500 low-rental units on the waterfront will be new 221-D-3 relocation units. It must be remembered that these units have to be constructed as relocation units to achieve the very low cost financing which is the direct cause of the low interest charge on the mortgage note.

Thus conceived, the waterfront area of the City of Boston seems to be a rather unusual place to propose to relocate persons displaced in the City of Boston. It seems to me that relocation units ought to be built in more suburban or semisuburban areas of the City of Boston rather than on the waterfront. This seems a most unusual place for relocation activity.

### IV.

In the course of the hearing, the map of the downtown area of Boston, which I have always understood pays well over one half the real estate taxes for the entire City of Boston, was displayed to the committee. The outline of the waterfront area was delineated in yellow tracing. This area appeared to be about a third or a quarter of all the downtown area in Boston. It is most disheartening to me to think we can go through an elaborate renewal process, renewing one third of the breadbasket and do no better than break even.

When you add the contiguous Government Center project upon which it is proposed that we lose a substantial volume of taxable values, the net on the huge Waterfront-Government Center combined project area is in red ink for Boston. It strikes me that it looks good for the Boston Redevelopment Authority, but bad for the Collector-Treasurer of the City of Boston.

### V.

All I ask is that everyone keep his mind open. If in the course of preparing final plans for the waterfront area, someone suggests another use for this vast tract of land which will generate more taxable values, let us be open-minded enough to consider that.

I suggest that there may be an inherent weakness in the renewal concept when it comes to the economic rehabilitation of a municipality. It may be that a renewal program rigidly guided by chronological imperatives might not be geared to economic opportunity, appearing on a nonrecurrent schedule. What do I mean? I offer an example.

The Boston & Albany Railroad yard in the Back Bay was a wasteland until suddenly the Prudential Insurance Company showed interest in it.

Let us keep our minds open so that if in the next few years something of that dimension appears, we do not become rigidly bound to this particular redevelopment plan.

I suggest that the impending association of the United States and the European common market might suddenly place a premium on waterfront sites. I suggest that this might be just the place for the "Open Port" idea about which we have heard so much for so long. I suggest that there may, with the exercise of imagination, be other uses for the area which would generate a higher return in taxable values to the City of Boston, which the city might then use to service other areas in the city and preserve them as decent residential neighborhoods.

### VI.

It seems to me further, that even within the present concept we should be alert to strengthening the economic yield. It seems to me that there may be ways of linking this development with other waterfront areas of the city in East Boston, South Boston, and Charlestown, so that land may be freed for high yield taxable use.

Informal conversations with the staff which the Chamber has assigned to this function have led me to believe that the Chamber staff is alert to the many improvements which should be made to the plan and, for reasons which appear to be adequate, feel that public discussion of them at this time would compromise the possibility of success.

### VII. CONCLUSION.

I ask, is there in the renewal concept an inherent conflict, a basic conflict of interests between the renewal people and the municipality, whereby the renewal people want something physical constructed, so to speak, to do them glory and are sorely tempted to so arrange matters that prime sites are developed now at less than the potential they might have if we waited a few years?

I am disheartened to see so much of the downtown area of importance to our tax base being redeveloped at a yield to us in taxable values which on the combination of the Waterfront and Government Center is actually a net loss, in spite of federal subsidy.

It seems to me we have to simply do better than this if our rate is ever to decline significantly without the loss of services needed to sustain our still solid areas.

I think it significant that when this was brought to the attention of the Development Administrator, his ready and immediate rejoinder was that it was up to the Great and General Court to grant the City of Boston fiscal relief. I suggest that the Great and General Court can only tax wealth, it cannot create it. I suggest that under the 30 per cent reservation in the federal program we should actually look to the creation of wealth to be taxed rather than to a slightly project which yields us in taxable values only about enough to pay for the additional service burden upon the City of Boston to service this newly-created residential community.

Lastly, and in recapitulation, let us keep our minds open.

WILLIAM J. FOLEY, JR.,  
Member, Committee on Redevelopment,  
Rehabilitation and Renewal.

Placed on file.

The foregoing resolution submitted by the Mayor on July 2, 1962, was adopted.

Adjourned at 4.10 P.M., on motion of Councillor Korrigan, to meet on Monday, July 30, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON

## Proceedings of City Council

Monday, July 30, 1962.

Regular meeting of the City Council held in the Council Chamber at 2 P.M., President IANNELLA in the chair. Absent, Councillor Coffey.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Most merciful and gracious God, whose divine love and whose divine wisdom are the inspiration and the strength of the true servant, may we set forth once more courageously on the duties of this high office of councillor for our city.

May we ever be more willing to seek and more willing to accept the counsel and the guidance of our divine Master. May every holy aspiration of our soul respond with our firm determination to do always what is noblest and what is best in public service.

In the formulation of the policies and the administration of the affairs of this city, may these Thy servants be guided by Thy special grace as they work for a just and righteous solution to the city's problems.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## JURORS DRAWN.

Jurors were drawn in the manner prescribed by law, Councillor McDonough presiding at the box, in the absence of the Mayor, viz.:

Sixty traverse jurors, Superior Criminal Court, to appear September 10, 1962, viz.:

Henry J. McKay, Ward 1; William M. McDonough, Ward 2; William J. Mason, Ward 2; Frances K. Lindstrum, Ward 3; Alex Bowen, Ward 4; Warren T. Harris, Ward 4; Mary A. Scott, Ward 4; William Babson, Ward 5; Joseph E. Farrow, Ward 5; Joseph F. Pasqua, Ward 5; James E. Dial, Ward 6; Lawrence A. Lyons, Ward 6; Joseph J. Tierney, Ward 6; Clifford A. Bean, Ward 7; John Halloran, Ward 7; Catherine L. O'Keefe, Ward 9; Robert Reynolds, Ward 9; Stewart C. Baker, Ward 10; Paul L. Ford, Ward 10; Henrietta I. Lewis, Ward 10; Alfredo Peterson, Ward 10; Vance Harding, Ward 11; William Washington, Ward 11; Martin Delahanty, Ward 12; Wheeler T. Weston, Ward 12; Erna Carius, Ward 13; Susan M. Kelley, Ward 13; William R. MacKay, Ward 13; James Murray, Ward 13; William L. McDuff, Ward 14; John J. Carr, Ward 15; John J. Donovan, Ward 15; James F. Dunphy, Ward 15; Joseph T. Finnigan, Ward 15; Charles L. MacPherson, Ward 15; Joseph V. Russell, Ward 15; Daniel Whalen, Ward 15; John Arena, Ward 16; James J. Eversen, Jr., Ward 16; John H. Keenan, Ward 16; Kenneth W. Nichols, Ward 16; Arthur P. Sullivan, Ward 16; Daniel P. Crowley, Ward 17; John P. Donohue, Ward 17; James Giannone, Ward 17; Matthew S. Krajewski, Ward 17; Ralph J. Mercier, Ward 17; Mary C. Crehan, Ward 18; Joseph H. Guilford, Ward 18; Roger L. Voisin, Ward 19; Thomas J. Carney, Ward 20; Sidney A. Kontoff, Ward 20; George H. Schaefer, Ward 20; John M. Waters, Ward 20; Joseph T. Younis, Ward 20; Ledson N. Collings, Ward 21; Charles J. Bergin, Ward 22; Joseph A. Faria, Ward 22; Leonard T. Leen, Ward 22; Rose McDaid, Ward 22.

One hundred and forty-six traverse jurors, Superior Court, Civil Business, to appear September 10, 1962, viz.:

Frank DeStefano, Ward 1; Armando A. Gioia, Ward 1; Ray D. Williams, Ward 1; Ralph E.

Bangs, Ward 2; Andrew J. Gill, Ward 2; Paul J. Tierney, Ward 2; Stephen W. Bosco, Jr., Ward 3; Peter C. Card, Ward 3; Frank R. Gianino, Ward 3; John B. Holcombe, Ward 3; George W. Johnson, Ward 3; Cecelia Kawalski, Ward 3; Albert Marsia, Ward 3; Thomas Murad, Ward 3; Josephine Visconti, Ward 3; Alfred Alberghini, Ward 4; Albert Beatty, Ward 4; Arthur C. Buckley, Ward 4; William S. Crane, Jr., Ward 4; Christine Donnellan, Ward 4; George W. Glasby, Ward 4; William L. Hill, Ward 4; Charles R. Kaplan, Ward 4; Anthony Kardoose, Ward 4; John Lombardo, Ward 4; Madge L. Myers, Ward 4; Herbert E. Parker, Ward 4; Alexander A. Sinclair, Ward 4; Atillio A. Vara, Ward 4; William J. Wildes, Ward 4; Francis T. Ahern, Ward 5; Eleanor Cummings, Ward 5; Norman E. Dupee, Jr., Ward 5; Robert C. Linnell, Ward 5; James P. Ryan, Ward 5; George A. Wright, Ward 5; John Audick, Ward 6; Lyman J. Bradeen, Ward 6; Thomas G. Murphy, Ward 6; William G. O'Connell, Ward 6; James F. Padden, Ward 6; Charles Willard, Ward 6; Mary E. Brennan, Ward 7; Joseph J. Chapin, Ward 7; Thomas J. Connolly, Ward 7; John J. Gorham, Ward 7; Christopher F. Mullen, Ward 7; Albert E. Pieferle, Ward 7; Robert F. Shields, Ward 7; Anne L. Driscoll, Ward 8; Virginia Johnian, Ward 8; Gerald M. O'Reilly, Ward 8; Samuel Ginwright, Ward 9; John V. O'Brien, Ward 9; Paskal P. Theodoro, Ward 9; Jenevie Wilson, Ward 9; John H. Burke, Ward 9; George H. Bushee, Ward 10; Albert DiBenedetto, Ward 10; Howard J. Francis, Ward 10; Francis A. McArdle, Ward 10; John J. Materazzo, Ward 10; Archibald J. Pitcher, Ward 10; Ralph J. Scala, Ward 10; Ralph L. Simmons, Ward 10; Bess B. Bernstein, Ward 11; Edith C. Higgins, Ward 11; Clinton McGuire, Ward 11; Roy E. Neblett, Ward 11; Mary C. Rochefort, Ward 11; Charles J. W. DeBoise, Ward 12; Vivian Hall, Ward 12; Norman Thomas, Ward 12; John W. Bangs, Ward 13; Dorando Bertucci, Ward 13; Robert F. Curll, Ward 13; William F. Doran, Ward 13; John E. Pomerooy, Jr., Ward 13; Walter N. Reinhalter, Ward 13; Percy Southall, Ward 13; Ralph D. Bornstein, Ward 14; Archie Cohen, Ward 14; Mamel Halter, Ward 14; Sophie Hecht, Ward 14; John J. Hughes, Ward 14; Harold Ramos, Ward 14; William R. Vaughan, Ward 14; Porter F. Covel, Ward 15; John J. McDonald, Jr., Ward 15; Grace F. Mattair, Ward 15; Leo F. Neenan, Ward 15; Mathew J. O'Shea, Ward 15; William Sissenwine, Ward 15; Rocco W. Abbruzzese, Ward 16; George R. Bradley, Ward 16; James M. Grace, Ward 16; Paul C. McAuliffe, Ward 16; John J. McDonnell, Ward 16; William P. Moore, Ward 16; Michael O'Donnell, Ward 16; John C. Thornton, Ward 16; Emil F. Belanger, Ward 17; Alfred F. Brown, Ward 17; Aram J. Choolfain, Ward 17; Thomas J. V. Curley, Ward 17; Joseph W. Dunphy, Ward 17; Charles Fleming, Ward 17; Edward Kelly, Ward 17; Peter J. McIntyre, Ward 17; Bertram S. Rosen, Ward 17; Edward P. Shea, Ward 17; Benjamin Shienblatt, Ward 17; James E. Stone, Ward 17; Warren J. Baxter, Ward 18; William B. Blodgett, Ward 18; Peter S. Engeian, Ward 18; Robert H. Gallagher, Ward 18; Timothy F. Galvin, Ward 18; Adolf M. Grenda, Ward 18; Joseph P. Kelly, Ward 18; Joseph Lanata, Ward 18; Edmond E. Stevens, Ward 18; Arnold Wolf, Ward 19; August C. Zinke, Ward 19; Lawrence J. Abruzzese, Ward 20; Edmund F. Ahern, Ward 20; Ludwig Biehler, Ward 20; Walter F. Black, Ward 20; Edward G. Bridges, Ward 20; Francis J. Campbell, Ward 20; Harry D. Loveall, Ward 20; Robert F. Nelligan, Ward 20; Isabel Silton, Ward 20; Joseph E. Logue, Jr., Ward 21; Mary Louise McGregor, Ward 21; George L. Mills, Ward 21; Maurice P. White, Ward 21; James E. Bromilow, Ward 22; William F. Callahan, Ward 22; William C. Carroll, Ward 22; James L. Grinham, Ward 22; Roy V. Harmon, Jr., Ward 22; Leo J. LaFarge, Ward 22; Myrick A. Shaw, Ward 22; Thomas S. Sullivan, Ward 22; Vincent R. Sullivan, Ward 22.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments:

Constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963:



William G. Murphy, 1970 Commonwealth avenue, Boston; Roland Kadlec, 23 Gray street, Boston.

Referred to the Committee on Confirmations.

#### PROPOSED ZONING OF MILE ROAD AREA.

The following was received:

City of Boston,  
Office of the Mayor, July 25, 1962.

To the City Council.

Gentlemen:

I transmit herewith communication from the Chairman of the Zoning Commission concerning your resolution requesting a restudy of the zoning classification of the Columbia Point area and suggesting a residential classification.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Zoning Commission, July 9, 1962.

Albert Kramer,

Administrative Assistant, Mayor's Office.

Dear Mr. Kramer:

In answer to communication from your office, via Mr. York, Building Commissioner, concerning resolution from the City Council requesting a restudy of the zoning classification of the Columbia Point area and suggesting a residential classification, the Zoning Commission has voted to take no action at the present time with respect to the zoning.

Very truly yours,  
ALBERT V. COLMAN, Chairman.

Placed on file.

#### MAYNARD STREET, ROSLINDALE, ONE WAY, FROM METROPOLITAN AVENUE TO POPLAR STREET.

The following was received:

City of Boston,  
Office of the Mayor, July 25, 1962.

To the City Council.

Gentlemen:

I transmit herewith communication from the Acting Traffic Commissioner concerning your order of April 2, 1962, relative to surveying of Maynard street, Roslindale, as to the feasibility of making Maynard street, one way, from Metropolitan avenue to Poplar street.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Traffic and Parking Department,  
July 20, 1962.

Mr. Albert Kramer,  
Administrative Assistant, Mayor's Office.

Dear Sir:

This is in reply to blue memo dated April 4, 1962, with enclosed Council order dated April 2, 1962, requesting that the Traffic Commission conduct a survey of Maynard street, Roslindale, as to the feasibility of making Maynard street, one way, from Metropolitan avenue to Poplar street.

This matter was discussed at a meeting of the Traffic Commission held June 29, 1962, and it was voted to reject the request. The commission felt that the proposed one way rule would result in serious inconvenience to residents of the adjacent area in the winter with snow and ice on the ground. They would be forced to travel up a fairly steep grade on Poplar street to its intersection with Metropolitan avenue in order to reach their destination.

Maynard street, by remaining two way, would afford easier access for these people.

Very truly yours,  
WILLIAM T. DOYLE,  
Acting Commissioner.

Placed on file.

#### PARKING ON ONE SIDE OF ASHMONT STREET, BETWEEN ADAMS STREET AND NEPONSET AVENUE.

The following was received:

City of Boston,  
Office of the Mayor, July 25, 1962.  
To the City Council.

Gentlemen:

I transmit herewith communication from the Acting Traffic Commissioner concerning your order of June 4, 1962, in regard to considering the advisability of restricting parking to one side of Ashmont street, between Adams street and Neponset avenue.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Traffic and Parking Department,  
July 20, 1962.

Mr. Albert Kramer,  
Administrative Assistant, Mayor's Office.

Dear Sir:

This is in reply to blue memo dated June 6, 1962, with Council order of June 4, 1962, requesting that the Traffic Commissioner consider the advisability of restricting parking to one side of Ashmont street, between Adams street and Neponset avenue.

At a meeting of the Traffic Commission held June 29, 1962, it was voted to change the 8 A.M. to 6 P.M. parking prohibition to 24 hours on the north side of Ashmont street, Dorchester, from Neponset avenue to Adams street.

This change will become effective on August 7, 1962.

Very truly yours,  
WILLIAM T. DOYLE,  
Acting Commissioner.

Placed on file.

#### RETENTION OF PRESENT INSURANCE COVERAGE.

The following was received.

City of Boston,  
Office of the Mayor, July 27, 1962.  
To the City Council.

Gentlemen:

I transmit herewith communication from the Director of Administrative Services concerning your order of June 25, 1962, relative to the retention by employees of the city and county of life insurance held by them.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Administrative Services Department,  
July 27, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mr. Mayor:

On June 25, 1962, this office was ordered by the City Council to do the following:

"Ordered, That the Director of Administrative Services, editor of 'City Record', and all department heads take immediate and appropriate action to advise all employees by notice in every pay envelope, departmental bulletin boards, and other methods of publicity that they should be advised to retain any life insurance policy, group or individual which they now own, despite the implementation of the new city group insurance plan that they have the right to do so; further be it

"Ordered, That all employees be similarly advised that they have the right to retain hospitalization and other policies, the benefits of which may supplement the new coverage; further be it

"Ordered, That on or before August 1, 1962, the said Director advise the City Council as to the activities taken hereunder."

At this time I should like to report the following steps that were taken in compliance with this order:

1. July 2, 1962, Directive No. 20, a copy of which is enclosed, all department heads and county officials were directed to post this on their bulletin boards.

2. "City Record" dated July 7, 1962, printed the Directive.

3. Three hundred (300) copies of the Directive were forwarded to the five-member Advisory Board for their distribution.

4. A letter dated July 17, 1962, was distributed to all city and county employees with their pay checks advising them that the new plan would not cancel or terminate any existing hospital-medical and surgical benefits, as well as insurance policy or policies that they now hold. Copy of this letter is enclosed.

It is my feeling that this office has complied with the City Council order.

Yours very truly,  
H. A. SCAGNOLI.

Directive No. 20.  
Council Order Dated June 25, 1962.  
Group Insurance.

July 2, 1962.

To All Department Heads and County Officers.  
Attached hereto is a copy of Council order passed June 25, 1962, the contents of which are self-explanatory. This Directive is to be posted on all bulletin boards and called to the attention of all employees.

At this time, therefore, I should like to advise all employees in the City of Boston and County of Suffolk service that they are entirely free to retain in force any life insurance policy or policies, as far as the provisions of these policies may permit, under which their life is insured, whether the policy or policies have been written to cover an individual employee or a group of employees. Furthermore, the proposed group life insurance policy for city and county employees which it is contemplated will become operative on August 1, 1962, will not under its terms cancel or terminate any existing life insurance policy or policies whether written under a group plan or otherwise.

Also, I should like to inform all employees in the City of Boston and County of Suffolk service that they are entirely free to retain in force any hospital or medical-surgical insurance policy or policies, as far as the provisions of these policies may permit, whether these policies have been written to cover an individual employee and/or his family and whether the policy was written on a group basis or not. However, the proposed policy of group hospital and medical-surgical insurance which it is contemplated will become operative on August 1, 1962, will replace the Blue Cross-Blue Shield coverage currently in force for city and county employees. Employees covered by the present program who do not desire to participate in the new program may continue their present coverage through direct payment to Blue Cross. The better coverage of the new plan will not be available via direct payment.

May I strongly urge that any employee of the City of Boston or County of Suffolk who has a question concerning an insurance policy or policies now in effect, whether under a group plan or otherwise, should consult with a representative of the insurance company or companies involved in his regular coverage, in order that possible misunderstanding may be avoided.

HENRY A. SCAGNOLI.

City of Boston,  
In City Council.

Coun. HINES offered the following:

Ordered, That the Director of Administrative Services, editor of "City Record," and all department heads take immediate and appropriate action to advise all employees by notice in every pay envelope, departmental bulletin boards, and other methods of publicity that they should be advised to retain any life insurance policy, group or individual which they now own, despite the implementation of the new city group insurance plan that they have the right to do so; further be it

Ordered, That all employees be similarly advised that they have the right to retain hospitalization and other policies, the benefits of which may supplement the new coverage; further be it

Ordered, That on or before August 1, 1962, the said Director advise the City Council as to the activities taken hereunder.

In City Council June 25, 1962. Passed.

Attest:

W. J. MALLOY,  
City Clerk.

City of Boston,  
July 17, 1962.

GROUP INSURANCE

To All City of Boston and Suffolk County Employees.

At this time I should like to advise all employees in the City of Boston and County of Suffolk service

that they are entirely free to retain in force any life insurance policy or policies, as the provisions of the same may permit, under which their life is insured whether the policy or policies have been written to cover an individual employee or a group of employees, and further that the proposed group life insurance policy for city and county employees which it is contemplated will be operative on August 1, 1962, will not under its terms cancel or terminate any existing life insurance policy or policies whether written under a group plan or otherwise.

Also, I should like to inform all employees in the City of Boston and County of Suffolk service that they are entirely free to retain in force any hospital-medical and surgical benefits insurance policy or policies, as the provisions of same may permit, under which such benefits are afforded to them whether the policy or policies have been written to cover an individual employee or group of employees, and further that the proposed group hospital-medical and surgical benefits insurance policy for city and county employees which it is contemplated will be operative on August 1, 1962, will not under its terms cancel or terminate any existing hospital-medical and surgical benefits, insurance policy or policies whether under a group plan or otherwise.

May I suggest that any employee of the City of Boston or County of Suffolk who has a question concerning an insurance policy or policies now in effect, whether under a group plan or otherwise, should consult with a representative of the insurance company or insurance companies involved.

HENRY A. SCAGNOLI.

Placed on file.

ABANDONED AUTOMOBILES ON VACANT LOTS.

The following was received:

City of Boston,  
Office of the Mayor, July 25, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Police Commissioner concerning your order of July 2, 1962, relative to "abandoned automobiles on vacant lots throughout the city."

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
Police Department, July 12, 1962.  
Albert Kramer,  
Administrative Assistant, Mayor's Office.

Dear Mr. Kramer:  
In compliance with your letter of July 5, 1962, with Council order of July 2, 1962, relative to "abandoned automobiles on vacant lots throughout the city," attached are three (3) copies of the order issued by the Superintendent of Police for the information of the department.

Very truly yours,  
EOMUNO L. MCNAMARA,  
Police Commissioner.

Superintendent's Office,  
July 11, 1962.

To: All Divisions and Units.  
Subject: Abandoned Automobiles on Vacant Lots Throughout the City.  
Captain: Reference: Superintendent's Orders Dated April 12, 1961, and August 28, 1961.

The following is a copy of communication received from W. J. Malloy, City Clerk, City Hall, Boston, with reference to abandoned automobiles on vacant lots throughout the city:

COPY

City of Boston,  
In City Council.

Ordered, That the Police Commissioner be requested, through his Honor the Mayor, to give his attention to the problem of abandoned automobiles on vacant lots throughout the city.

In City Council July 2, 1962. Passed.

Attest: W. J. MALLOY,  
City Clerk.

The attention of division commanders is again called to superintendent's orders dated April 12, 1961, and August 28, 1961, which orders are quoted below.

Division commanders will instruct all officers to give this matter their immediate and continued



attention and see that the provisions of chapter 351 of the Acts of 1961, relating to the removal of motor vehicles illegally parked or standing on private property in the City of Boston, and chapter 29, section 109, of the 1961 Revised Ordinances of the City of Boston, relating to Abandonment of Automobiles are strictly complied with:

COPY

April 12, 1961.

To: All Divisions and Units.  
Subject: Automobiles Placed upon Public or Private Land for the Purpose of Abandonment.  
Captain:

A number of complaints have been received from the Mayor and Administrative Services Department of the City of Boston relative to the abandonment of automobiles upon public or private land in violation of chapter 29, section 109 of the Revised Ordinances of 1961 which reads as follows:

"Section 101. No person shall place upon public or private land automobiles or automobile parts for the purpose of abandonment."

Division commanders will instruct all officers to give this matter their immediate attention and see that the provisions of the above-mentioned ordinance are complied with.

FRANCIS J. HENNESSY,  
Superintendent of Police.

COPY

August 28, 1961.

To: All Divisions and Units.  
Subject: An Act Authorizing the Removal of Motor Vehicles Illegally Parked or Standing on Private Property in the City of Boston.  
Captain:

The following is a copy of chapter 351, Acts of 1961, authorizing the removal of motor vehicles illegally parked or standing on private property in the City of Boston.

Commanding officers of divisions and units will be guided accordingly:

COPY

Chapter 351 of the Acts of 1961.

An Act Authorizing the Removal of Motor Vehicles Illegally Parked or Standing on Private Property in the City of Boston.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Section 1. Any officer in charge of a police station in the City of Boston, when notified by the owner or person in charge of private property that a person has committed the offense of trespass by parking a motor vehicle upon a private way or upon improved or enclosed land in said City of Boston after having been forbidden so to do by the person who has lawful control of said premises, either directly or by notice posted thereon, may authorize such motor vehicle to be removed and stored in any convenient place by an independent contractor at no expense to and without any liability on said city. In addition to any other penalty for such offense the registered owner of such motor vehicle shall be liable for charges for the removal and storage of said vehicle; provided, however, that the liability so imposed for removal and storage shall not exceed the amounts authorized under section two of chapter two hundred and sixty-three of the acts of nineteen hundred and twenty-nine, as amended.

Section 2. This act shall take effect when accepted by vote of the city council of the City of Boston, and approved by the mayor.

Approved April 10, 1961.

COPY

City of Boston,  
In City Council.

Ordered, That chapter 351 of the Acts of 1961 entitled "An Act Authorizing the Removal of Motor Vehicles Illegally Parked or Standing on Private Property in the City of Boston" be, and the same hereby is, accepted.

In City Council August 14, 1961. Passed.  
Approved by the Mayor August 16, 1961.

Attest: J. M. DUNLEA,  
Assistant City Clerk.  
FRANCIS J. HENNESSY,  
Superintendent of Police.

Placed on file.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

#### Claims.

II. Kiernan, for compensation for damage to car by Fire Department vehicle.

Matilda W. Kramer, for compensation for damage to property during fire at 23 Wensley street.

Saumet Realty Trust, for refund on money paid as deposit for opening sidewalk.

Antonette E. Tello, for compensation for damage to car by city vehicle.

#### NOTICE FROM MILK CONTROL COMMISSION.

Communication was received from the State Milk Control Commission transmitting copy of order amending order relative to the amount of monthly payments by milk dealers to the Milk Control Commission.

Placed on file.

#### THE NEXT MEETING.

On motion of Councillor FOLEY, the Council voted that when it adjourn, it be to meet on Monday, August 13, 1962, at 2 P.M.

#### DEMONSTRATION GRANT PROGRAM FOR LOW-RENT HOUSING.

Coun. PIEMONTE offered the following:

Resolved, Whereas, Title I, of the Housing Act of 1949, as amended, provides in section 105, c. that "there be a feasible method for temporary relocation of families displaced from the urban renewal area, and that there are or are being provided, in the urban renewal area or in other areas not generally less desirable in regard to public utilities and public commercial facilities and at rents or prices within the financial means of the families displaced from the urban renewal area, decent, safe, sanitary dwellings equal in number to the number of available and to such displaced families and reasonably accessible to their places of employment."

Whereas, Section 314 of the Housing Act provides a Demonstration Grant Program with grants for "developing, testing, and reporting methods and techniques, and carrying out demonstrations and other activities for the prevention of and the elimination of slums and urban blight."

Whereas, Under the Demonstration Program, since its inception in 1954, some 78 demonstration and the elimination of slums and urban blight."

Whereas, Under the Demonstration Program, since its inception in 1954, some 78 demonstration projects have been undertaken in this nation, with many already being completed.

Whereas, Robert C. Weaver, Administrator of the Housing and Home Finance has stated, "When we think of our cities, we must realize that all that planners, designers, and builders can contribute and with all the help government can give, nothing will be done except what the people who live in the cities want to be done"; and

Whereas, The Harrison Square Betterment Association representing the area is supporting this plan, and since Boston has yet to take advantage of the Demonstration Program; be it

Resolved, That the Boston Redevelopment Authority consider utilizing the Demonstration Grant Program for an area bounded by Park street, Freepoint street, Morrissey boulevard, Victory road, Neponset avenue, and Adams street with specific attention to building low-rent garden-type housing on the site of the former Alsen Playground and Victory Road World War II veterans' housing project; and

Further, With specific attention towards rehabilitating homes located within the general proposed project areas with demonstration grants; and that such rehabilitation be cognizant of Project D2, City of Baltimore, Maryland (planned and executed five years ago, a brick and mortar project in the pilot block in the Harlem Park Urban Renewal Project Area).



Resolved, Whereas, The Housing Act of 1961 by section 207, authorizes the Housing and Home Finance Administrator to enter into contracts to make grants, not exceeding \$5 million, to public or private bodies or agencies, for the purposes of developing and demonstrating new or improved means of providing housing for low-income persons and families; be it

Resolved, That the Boston Housing Authority consider utilizing this Demonstration Grant Program to build low-rent garden-type relocation units on the site of the former Victory Road World War II veterans' housing project and Alsen Playground, no longer used for park purposes.

The rules were suspended and the two resolutions were adopted.

NIGHT WATCHMAN PATROL AT HOUSING PROJECTS.

Coun. PIEMONTE offered the following:

Ordered, That the Boston Housing Authority consider the advisability of installing a night watchman patrol and clock system in each of the housing projects throughout the city.

Passed under suspension of the rules.

PREPARED MEMORANDA TO BE AVAILABLE TO COUNCILLORS IN ADVANCE OF PRESENTATION.

Coun. FOLEY submitted the following:

Resolved, That it is the sense of the Body that prepared memoranda to be used in formal presentations to the City Council and to committees thereof, which of their nature may be presumed to have been prepared in advance of said presentation, should be made available to the councillors in advance of their presentation so as to permit adequate examination of the material before the meeting and thorough discussion of the material during the meeting.

The resolution was adopted under suspension of the rules.

In connection with the foregoing resolution, Councillor Foley offered the following motion:

Moved, That the Clerk be directed to circularize the various departments and agencies with respect to the resolution adopted concerning the presentation in advance to the Council of memoranda to be used in meetings.

The motion was carried.

ORGANIZATIONS DESIRING TO DEVELOP OVER TURNPIKE EXTENSION TO LOCATE IN WATERFRONT PROJECT AREA.

Coun. FOLEY offered the following:

Ordered, That the Boston Redevelopment Authority, the Massachusetts Turnpike Authority, and the Massachusetts Port Authority be requested to immediately seek out the identity of those organizations desiring to develop in Boston by the exercise of air rights over the turnpike extension into Boston, and determine whether said organization or organizations would be interested in locating at some point in the Boston Waterfront Project Area, convenient to the Central Artery.

Passed under suspension of the rules.

PRESENT INSURANCE RIGHTS OF EMPLOYEES.

Coun. HINES offered the following:

Resolved, That the City Council commends the Director of Administrative Services for his

prompt and effective response in carrying out the City Council order of June 25, 1962, to advise all employees of their insurance rights.

The resolution was adopted under suspension of the rules.

ACTIVITY OF THE OFFICE OF NEIGHBORHOOD IMPROVEMENT.

Coun. PIEMONTE offered the following:

Whereas, On April 2, 1962, the Boston City Council, in meeting assembled, did vote for the Office of Neighborhood Improvement in the Mayor's Office and did appropriate therefor the sum of \$66,000; and

Whereas, It was stated during the hearings that this office and appropriation was for the purpose of more effectively carrying out code enforcement; be it

Resolved, That this Honorable Body on Monday, July 30, 1962, four months having lapsed since the date of the passage of the establishment of the Office of Neighborhood Improvement and appropriation of \$66,000 therefor, the Council does hereby request his Honor the Mayor to furnish the Boston City Council at its next meeting with a detailed report of the activity of Neighborhood Improvement since the vote of passage stating but without limitation:

1. The names, addresses, and qualifications and duties of the persons appointed.
2. The dates of their appointments.
3. The number of inspections made and the areas of the city in which they were made.
4. The results of the inspections.

The resolution was adopted under suspension of the rules.

REPRESENTATIVE JULIUS ANSEL VISITOR TO CITY COUNCIL.

City Council President Iannella welcomed Representative Julius Ansel to the rostrum who made a brief speech, congratulating the councillors and expressing a wish for continued cooperation between the city and state governments.

ADDITIONAL COMPENSATION FOR CERTAIN CITY CLERKS.

Coun. KERRIGAN offered the following:

Ordered, That chapter 386 of the Acts of 1962 entitled "Providing That Certain City Clerks Shall be Paid Additional Compensation for Serving as Clerks of the City Council" be, and the same hereby is, accepted.

Passed under suspension of the rules.

FIELD HOUSE AT WEST NEWTON STREET.

Coun. SULLIVAN submitted the following:

Ordered, That the Commissioner of Parks and Recreation by the next regularly scheduled meeting of the City Council report in detail to the Council on the construction of a field house or shelter building, at the former site of the Girls' High School Building on West Newton street, for which the City Council authorized the expenditure of \$25,000 on April 24, 1961, and an additional \$15,000 on October 23, 1961.

Passed under suspension of the rules.

Adjourned at 3.35 P.M. on motion of Councillor Piemonte, to meet on Monday, August 13, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON

## Proceedings of City Council

Monday, August 13, 1962.

Adjourned regular meeting of the City Council, held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

O Thou eternal God our Father, whose divine providence hallows all our days with thy richest blessings, we pray that we may be more and more worthy and more conscious of Thy continuing care and love. Grant that daily we may be strengthened in mind and in heart against the disappointments and the disillusionments, the temptations and trials, the frustrations and fears of this life.

We pray, at our Mayor's request today for the frightened, tormented, and discouraged people of Berlin whose own beloved city is divided by a wall, for one year to this day.

May they soon know again the freedom, the joy of living and working together in peace and security once more.

May this beloved City of Boston never know such tragic division by a wall of racial bitterness, religious strife, nor any other means. Bless us all through Christ Jesus, Our Lord.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

MEMBERS OF BOSTON HOUSING AUTHORITY AND BOSTON REDEVELOPMENT AUTHORITY TO APPEAR AT EXECUTIVE COMMITTEE MEETING.

On motion of Councillor Piemonte, the rules were suspended on the order of business to allow him to offer the following order:

Ordered, That the members of the Boston Housing Authority and the Boston Redevelopment Authority be, and are hereby, requested to appear before the Executive Committee at 2.30 P.M. today or at a date to be set by the chairman of the said committee, for the purpose of discussing the amount of public housing and housing for the elderly being considered in estimating the availability of dwelling units for families and persons that will be displaced in the Castle Square area and Washington Park area, respectively.

Passed under suspension of the rules.

VETO OF ORDER FOR CONTRIBUTORY GROUP INSURANCE FOR EMPLOYEES OF CITY OF BOSTON.

The following was received:

City of Boston,

Office of the Mayor, July 31, 1962.

To the City Council.  
Gentlemen:

I return herewith, without my signature and disapproved, the order passed by your Honorable Body on July 23, 1962, accepting in behalf of the City of Boston, chapter 32B of the General Laws, as amended by chapter 647 of the Acts of 1962, entitled "Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns and Districts, and Their Dependents."

My objection thereto is that insofar as chapter 32B, exclusive of sections 9A, 11A, and 11B, is concerned, the order is unnecessary since chapter 32B, exclusive of sections 9A, 11A, and 11B, has already been accepted in behalf of the City of Boston by an order passed by your Honorable Body on April 30, 1962. If the order is to be construed as accepting sections 9A, 11A, and 11B, which under the special acceptance provisions of those sections is dubious because neither they nor any of them is specifically mentioned in the order, I object to the inherent uncertainty, and also incorporate herein by reference the objections I stated in my veto messages of May 1, 1962, respecting the acceptance of sections 9A and 11A and the objections I set forth in my veto message of even date with respect to section 11B.

Respectfully,

JOHN F. COLLINS, Mayor.

VETO OF ORDER FOR CONTRIBUTORY GROUP INSURANCE FOR EMPLOYEES OF SUFFOLK COUNTY.

The following was received:

City of Boston,

Office of the Mayor, July 31, 1962.

To the City Council.  
Gentlemen:

I return herewith, without my signature and disapproved, the order passed by your Honorable Body on July 23, 1962, accepting in behalf of the County of Suffolk, chapter 32B of the General Laws, as amended by chapter 647 of the Acts of 1962, entitled "Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns and Districts, and Their Dependents."

My objection thereto is that insofar as chapter 32B, exclusive of sections 9A, 11A, and 11B, is concerned, the order is unnecessary since chapter 32B, exclusive of sections 9A, 11A, and 11B, has already been accepted in behalf of the County of Suffolk by an order passed by your Honorable Body on April 30, 1962. If the order is to be construed as accepting sections 9A, 11A, and 11B, which under the special acceptance provisions of those sections is dubious because neither they nor any of them is specifically mentioned in the order, I object to the inherent uncertainty, and also incorporate herein by reference the objections I stated in my veto messages of May 1, 1962, respecting the acceptance of sections 9A and 11A and the objections I set forth in my veto message of even date with respect to section 11B.

Respectfully,

JOHN F. COLLINS, Mayor.

VETO OF ORDER FOR CONTRIBUTORY GROUP INSURANCE FOR RETIRED EMPLOYEES OF CITY OF BOSTON.

The following was received:

City of Boston,

Office of the Mayor, July 31, 1962.

To the City Council.  
Gentlemen:

I return herewith, without my signature and disapproved, the order passed by your Honorable Body on July 23, 1962, accepting in behalf of the County of Suffolk section 11B of chapter 32B of the General Laws, as inserted by chapter 647 of the Acts of 1962 entitled "An Act to Extend Contributory Group Hospital, Surgical, Medical Insurance to Elderly Persons Retired from the Service of the Commonwealth and from Certain Counties, Cities, Towns and Districts, and to Their Dependents." My objection thereto is that currently the cost to the city of acceptance of said section 11B in behalf of the county cannot be ascertained with reasonable accuracy, that the city's financial condition is not such as to enable it to undertake, in the current fiscal year at least, the added financial burden section 11B would impose, and that the tax base



has not yet felt the impact of a full year's premium for insurance pursuant to the basic provisions of chapter 32B of the General Laws, without the fringe benefits of sections 9A, 11A, and 11B.

Respectfully,  
JOHN F. COLLINS, Mayor.

**VETO OF ORDER FOR CONTRIBUTORY GROUP INSURANCE FOR RETIRED EMPLOYEES OF SUFFOLK COUNTY.**

The following was received:

City of Boston,  
Office of the Mayor, July 31, 1962.  
To the City Council.  
Gentlemen:

I return herewith, without my signature and disapproved, the order passed by your Honorable Body on July 23, 1962, accepting in behalf of the City of Boston section 11B of chapter 32B of the General Laws, as inserted by chapter 647 of the Acts of 1962 entitled "An Act to Extend Contributory Group Hospital, Surgical, Medical Insurance to Elderly Persons Retired from the Service of the Commonwealth and from Certain Counties, Cities, Towns and Districts, and to Their Dependents."

My objection thereto is that currently the cost to the city of acceptance of said section 11B in behalf of the city cannot be ascertained with reasonable accuracy, that the city's financial condition is not such as to enable it to undertake, in the current fiscal year at least, the added financial burden section 11B would impose, and that the tax base has not yet felt the impact of a full year's premium for insurance pursuant to the basic provisions of chapter 32B of the General Laws, without the fringe benefits of sections 9A, 11A, and 11B.

Respectfully,  
JOHN F. COLLINS, Mayor.

The foregoing veto messages and orders were laid on the table.

Later in the session in connection with the foregoing veto messages and orders, Councillor Foley offered the following motion:

Moved, That the four messages of the Mayor vetoing certain acceptances by the City Council of chapter 32B and sections thereof, received today, be set down for action seven days hence as required by section 17D, paragraph one, of the City Charter.

The motion was carried and the four veto messages and orders were assigned to the next meeting for action.

**APPOINTMENTS BY THE MAYOR.**

Subject to confirmation by the Council, the Mayor submitted the following appointments:

Constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963:

John J. Lydon, 22 Garfield avenue, Hyde Park; Ronald S. Lucio, 107 Neponset avenue, Dorchester.

Referred to the Committee on Confirmations.

**APPOINTMENTS BY THE MAYOR.**

Subject to confirmation by the Council, the Mayor submitted the following appointments:

Weigher of Goods for the term ending April 30, 1963: Anthony T. Cibotti, 31 Bow street, Hyde Park.

Weigher of Coal for the term ending April 30, 1963: Anthony T. Cibotti, 31 Bow street, Hyde Park.

Severally referred to the Committee on Confirmations.

**LEGISLATION RE PEDESTRIAN OBSERVANCE OF TRAFFIC SIGNALS.**

The following was received:

City of Boston,  
Office of the Mayor, August 6, 1962.  
To the City Council.  
Gentlemen:

The Automotive Safety Foundation's 1961 survey of the management of Boston's street traffic recommended legislation providing for the reasonable regulation of pedestrians and to require pedestrian observance of traffic signals.

Such legislation has been enacted in chapter 409 of the Acts of 1962, amending chapter 90 of the General Laws by inserting a new section 18A, which, when accepted will empower the Traffic and Parking Commission to adopt rules regulating the use, by pedestrians, of ways within the control of the City of Boston. The frequency of accidents involving motor vehicles striking pedestrians demonstrates a substantial need for such regulation.

Accordingly, I recommend adoption of the accompanying order by your Honorable Body accepting the provisions of said section 18A.

Respectfully,  
JOHN F. COLLINS, Mayor.

Ordered, That the provisions of section 18A of chapter 90 of the General Laws relative to ways within the control of the City of Boston be, and the same hereby are, accepted.

Referred to the Committee on Legislative Matters.

**NEW PLAY AREA ON WEST NEWTON STREET, SOUTH END.**

The following was received:

City of Boston,  
Office of the Mayor, August 13, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Commissioner of Parks and Recreation concerning your order of July 30, 1962, relative to a detailed report on the construction of the new play area on West Newton street, South End, at the site of the former Girls' High School.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Parks and Recreation Department,  
August 6, 1962.

Mr. John H. O'Neill, Jr.,  
Administrative Assistant, Mayor's Office.

Dear Sir:

This will acknowledge receipt of a memo from the Mayor's office dated August 1, with attached order filed by Councillor Sullivan, regarding a detailed report on the construction of the new play area on West Newton street, South End, at the site of the former Girls' High School.

I am attaching herewith the information that the councillor requests regarding the construction of the building.

Very truly yours,  
MARTIN F. WALSH,  
Commissioner.

**CONSTRUCTING A SHELTER BUILDING AT WEST NEWTON STREET PLAY AREA, SOUTH END, BOSTON, MASS.**

Originally advertised in the "City Record" on July 1 and July 8, 1961.

General bids were to be received on July 18, 1961.

Job was canceled before bids were received because of changes that had to be made in the plans and specifications, per order of the Building Department.

FIRST BIDS.

Advertised July 15, 1961.

Bids were received on August 1, 1961.

Low bidder, John J. Botti, 1050 Adams street, Dorchester, \$30,708.

Second bidder, J. A. Singarella, 15 Bay street, Dorchester, \$38,250.

Mr. Botti asked out—said he had made a mistake in his figures.

Second bidder—too high.

SECOND BIDS.

Advertised, "City Record," August 26, 1961.

Bids were received on September 12, 1961.

Low bidder, D. M. Manzelli, Inc., 1098 Massachusetts avenue, Arlington, \$35,880.

Appropriation did not come through within time limit.

THIRD BIDS.

Advertised November 18, 1961.

Bids were received on December 15, 1961.

Low bidder, Domenick Puleo, El Meehan street, Jamaica Plain, \$36,666.

Awarded December 28, 1961.

D. Puleo did not perform to the satisfaction of the department and he was ordered to stop work, by a letter dated May 17, 1962, referring to Article XXI of the contract. Copies of this letter were sent to all parties concerned, including the bonding company and the contractor's attorney.

All legal aspects of the contract and action taken were processed through and approved by the Boston Law Department.

FOURTH BIDS.

Title of the job changed to "Completing the Construction of a Shelter Building at West Newton Street Play Area, South End, Boston, Mass."

Advertised May 19, 1962.

Bids were received on June 19, 1962.

Low bidder, Aliberti Brothers, Inc., 411 Salem street, Wakefield, \$29,918.

Letter recommending award to low bidder went to the Mayor, June 26, 1962, and it was signed on July 11, 1962.

Contract awarded on July 31, 1962.

Referred to the Committee on Appropriations and Finance.

APPROPRIATION FROM PARKMAN FUND INCOME.

The following was received:

City of Boston,

Office of the Mayor, August 13, 1962.

To the City Council,  
Gentlemen:

I am in receipt of the attached communication from the commissioner, Parks and Recreation Department, requesting the appropriation of \$175,000 from the George F. Parkman Fund.

The 1962 budget, as allowed, contemplated the appropriation of this income to the regular maintenance appropriation of the Parks and Recreation Department.

The commissioner has stated that the income from this fund during the year 1963 will be used for the redesign and improvement of areas in Boston Common in the vicinity of the Parkman Bandstand, Flagstaff Hill, and elsewhere where sites will be made available for the future location of the Arts Festival and other special events.

I submit herewith an order appropriating the sum of \$175,000, the income received and to be received from the Parkman Fund, and respectfully recommend its immediate passage by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,

Parks and Recreation Department,

July 12, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

You are respectfully requested to ask the City Council to transfer from the income of the George F. Parkman Fund the sum of \$175,000 which will become available during the year 1962, to be expended under the direction of the Parks and Recreation Commissioner as follows:

Common and Parks in Existence on January 12 1887, Maintenance and Improvement of .....\$175,000

When making up the budget estimates for the year 1962, a sum equal to the total yearly income of the George F. Parkman Fund was deducted from Item 100, Permanent Employees, with the understanding that this deduction was to be replaced by the total yearly income of said Parkman Fund for 1962, to be transferred as it accrued from time to time during the year to the regular maintenance appropriation of the Parks and Recreation Department.

This money is to be appropriated and expended from the earnings of the fund during the year 1962.

The Parks and Recreation Department is planning and proposing for the year 1963 major projects within the area that comes within the Parkman will. It is also further proposed to use the yearly income from the fund in 1963 exclusively to defray the cost of these projects.

Respectfully yours,  
MARTIN F. WALSH,  
Commissioner.

Ordered, That the sum of one hundred seventy-five thousand (175,000) dollars be, and hereby is, appropriated from the income of the George F. Parkman Fund, to be expended under the direction of the Commissioner of Parks and Recreation, for the maintenance and improvement of the Common and Parks in Existence on January 12, 1887, as follows:  
Common and Parks in Existence on January 12, 1887, Maintenance and Improvement of .....\$175,000

Referred to the Committee on Appropriations and Finance.

REPORT OF COMMITTEE ON LICENSES.

Coun. COFFEY, for the Committee on Licenses, submitted the following:

Report on the petition of Airways Transportation Company (referred July 9) for license to operate motor vehicles over the John F. Fitzgerald Expressway, Charles street, Embankment road, James J. Storrow Memorial Drive, Soldiers Field road, Charlesgate East and Charlesgate West—recommending that the license be granted.

The report was accepted and the license was granted under the usual terms and conditions.

RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 2.50 P.M., subject to the call of the chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 3.40 P.M.

PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

Claims.

Jose F. Barreto, for compensation for damage to property at 44 Fleet street, Boston, caused by replacing of water meter.

Walter Brent, for compensation for damage to property at 105 Greenfield road, Mattapan, caused by replacing of sidewalk.

Burns Brothers Package Store, for compensation for damage to truck caused by an alleged defect at 12 Sanger street, South Boston.

Saul Butters, doing business as Butters Furniture Company, for compensation for damage to property at 46 Bennington street, East Boston, caused by water in basement.

James A. Carr, Jr., for compensation for damage to car caused by an alleged defect at 329 Pond street, Jamaica Plain.

Ralph Clampit, for compensation for damage to automobile caused by alleged defects at Rutherford avenue and at City square, Charlestown.

Edward C. Debonise, for compensation for damage to car caused by truck of Fire Alarm Division.



Jonh A. Dixon, for compensation for personal injuries caused by an alleged defect on East Springfield street.

David E. Gately, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Mayor's Office.

James Hawkins, for compensation for damage to automobile caused by city truck.

George J. Holland, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

INA-Insurance by North America, for compensation for damage to personal property of Walter L. Tidwell, caused by fire at Franklin Park Golf Clubhouse.

Joseph P. Kennedy, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

Richard D. Kent, for compensation for damage to automobile caused by truck of Water Department.

John Margarone, for compensation for damage to property at 555 East Sixth street, South Boston, caused by shutting off water.

Helen B. McGee, for compensation for damage to car caused by an alleged defect on University road, Boston.

Joseph F. Natyks, for compensation for injuries caused by an alleged defect on Boston Common.

Old Homestead Corporation, James Fiumara, President-Manager, for refund on alcoholic beverages, victualler's and entertainment licenses.

Oxford Steak House, Inc., Norma N. Butler, Treasurer-Manager, for refund on liquor and victualler's license.

Rai's Band Box, Inc., Frank J. Raimondi, President-Treasurer, for refund on victualler's license, liquor license and entertainment license.

Show Bar, Inc., for refund on liquor license. Walter P. Sullivan, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

John J. Tobin, for compensation for injuries and property damage caused by a Traffic Commission vehicle.

The Travelers, for compensation for damage to automobile of Leslie B. Bradbury, caused by city car.

#### APPLICATION FOR SHELLFISH PERMIT.

Application for commercial use shellfish permit was received from the following:

Roy Kneeland, 165 Byron street, East Boston. Referred to the Committee on Licenses.

#### PETITIONS FOR INDEMNIFICATION.

Petitions of Pasquale A. Venezia, Francis P. Tierney, Eugene F. Tierney, Walter F. Thurston, Joseph M. Quinn, William H. Pineo, Joseph J. Otto, Andrew E. O'Brien, Paul J. Murphy, Daniel P. Murphy, Leo F. Mooney, Francis A. McGowan, William R. Lovett, James J. Loftus, Robert J. Keyes, Richard W. Kennedy, Charles J. Jones, John P. Hennessey, William E. Hackett, William F. Galvin, Thomas E. Donlan, Joseph M. Davenport, Michael J. Carrao, John T. Corcoran, Carl F. Carlson, Leo T. Bracken, members of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses.

Severally referred to the Committee on Claims.

#### NOTICE OF HEARINGS BEFORE STATE DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of hearing on application of New England Telephone and Telegraph Company for license to place three submarine cables in and over the tidewaters of Mystic River in the City of Boston.

Notice was received from the State Department of Public Works of hearing on application of New England Telephone and Telegraph Company for license to place 11 submarine cables in and over the tidewaters of Mystic River in the City of Boston.

Severally placed on file.

#### NOTICES FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B20 for Boston Extension of the Massachusetts Turnpike.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B16 for Boston Extension of the Massachusetts Turnpike.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B27 for Boston Extension of the Massachusetts Turnpike.

Severally placed on file.

#### ABSENCE OF THE MAYOR.

Notice was received from the Mayor of his absence from the city August 5 through August 12, 1962.

Placed on file.

#### APPOINTMENT OF PATRICK J. O'REILLY.

Notice was received from the Police Commissioner of the appointment of Capt. Patrick J. O'Reilly as Keeper of the Lockup.

Placed on file.

#### APPOINTMENT OF LOUIS P. SMITH.

Notice was received from the Mayor of the appointment of Louis P. Smith to be trustee of the City Hospital.

Placed on file.

#### APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of John F. Panica, Jr., and Norman A. Chaletzky having been duly approved by the Collector-Treasurer, were received and approved.

#### REPORT OF THE COMMITTEE ON URBAN REDEVELOPMENT, REHABILITATION AND RENEWAL.

Coun. McDONOUGH, for the Committee on Urban Redevelopment, Rehabilitation and Renewal, submitted the following:

1. Report on order (referred June 11) authorizing the city to pay expense of relocation of persons and businesses displaced by extension of Massachusetts Turnpike—recommending that the resolution be adopted.

The report was accepted, and the resolution was adopted.

2. Report on resolution (referred February 6, 1961) requesting the Boston Redevelopment Authority and the Development Administrator to explore a program for South End—Roxbury housing—recommending that the resolution be placed on file.

The report was accepted, and the resolution was placed on file.

3. Report on resolution (referred July 24, 1961) that the Boston Redevelopment Authority meet with the Committee on Urban Development, Rehabilitation and Renewal on the Cornhill properties—recommending that the resolution be placed on file.

The report was accepted, and the resolution was placed on file.

4. Report on message of the Mayor and order (referred August 10, 1959) for compliance date for minimum health standards—recommending that the message be placed on file.



The report was accepted and the message was placed on file.

5. Report on communication (referred November 9, 1959) on the extension of the New York Streets Area Project—recommending that the communication be placed on file.

The report was accepted, and the communication was placed on file.

6. Report on order (referred October 16, 1961) concerning the policy re hiring of personnel by the Boston Redevelopment Authority—recommending no further action is necessary.

The report was accepted.

7. Report on resolution (referred February 6, 1961) concerning the inclusion of the Police Headquarters in the Government Center Project Area—recommending that the resolution be referred to the Committee on Prisons.

The report was accepted, said reference ordered.

8. Report on message of the Mayor and resolution (referred July 9) for early acquisition of land in the Washington Park Urban Renewal Area—recommending that the resolution be adopted.

Report of the Committee on Urban Redevelopment, Rehabilitation and Renewal, to whom was referred July 9, 1962, a resolution approving early land acquisition of the Washington Park Project Area.

Several public hearings, two of which were publicly advertised in the daily newspapers in the city, were held relative to this resolution.

The main questions explored at these hearings were (1) what provisions have been made to relocate the displaced families in to decent housing, and (2) what arrangements have been made to re-use the land to be made available by clearance of the acquired land.

The answers received by your committee to these questions were not particularly encouraging. 1.—Relocation. The applications before us seek moneys to permit the acquisition of 300 parcels of property in the Washington Park Project Area (the so-called Phase 1 of the Washington Park Project). This acquisition would displace 575 families. Four hundred and ninety-one of these families are nonwhite. Eighty-four of these families are white.

One hundred sixty additional families are to be displaced from homes which will not be acquired. Ninety-nine of these additional families are nonwhite and 61 are white.

The committee has been assured by the Boston Redevelopment Authority that, of those displaced, families who are eligible for public housing will be given an opportunity to relocate within the public housing program, should they so desire.

The remainder, the Redevelopment Authority indicates, can be adequately housed in standard private housing. That this private rehousing can be accomplished within reasonably close proximity of the acquisition site seems to be problematical.

A survey indicating available housing within the bounds of the Metropolitan Transit Authority District was presented to the Council. An independent consultant, said to be an expert in matters concerning relocation, testified that adequate standard housing would be available to take care of at least the 735 families to be displaced by this first phase of the Washington Park Project.

2.—Re-use. At this time the only proposed re-use for the property to be acquired that the Authority could report with any degree of certainty was a Y.M.C.A. No private developers have agreed to construct new housing of any description nor has any definite arrangement for commercial re-use been arrived at.

While the relocation aspect of this project is problematical, at best, it appears to be considerably further developed and advanced than the re-use aspect.

Your committee suggests that this question of re-use is probably the principal problem presented by the Washington Park Project.

In conclusion, while the relocation and re-use problems seem to remain largely unsolved, there is great demand on the part of the Roxbury community that the Council act favorably on this resolution.

The community seems to feel that these problems will work themselves out after the land is taken. Your committee hopes that the confidence the community places in the Boston Redevelopment Authority is justified and despite some misgivings recommends as follows:

After processing of this resolution and before any further acquisition in the Washington Park Project is approved by this Body, the Boston Redevelopment Authority be required to show the City Council that each and every family displaced by Phase 1 was adequately housed in decent, safe, and sanitary housing at rents which they could afford, and further that firm commitments for the redevelopment of the land acquired as part of Phase 1 have been obtained.

With these conditions in mind, your committee recommends favorable action on this resolution.

For the Committee,  
PATRICK F. McDONOUGH,  
Chairman.

The report was accepted, and the foregoing resolution was adopted.

#### MINORITY REPORT OF COUNCILLOR GABRIEL F. PIEMONTE ON THE MESSAGE AND RESOLUTION CONCERNING EARLY LAND ACQUISITION, WASHINGTON PARK URBAN RENEWAL AREA.

Coun. PIEMONTE—I offer a minority report. Early acquisition is a much-needed tool in order to minimize the hardship being placed on business or on families being displaced. However, it is merely a tool to complement or supplement that which the federal legislators have in their wisdom enacted.

I am still of the strong opinion that in urban renewal, as in everyday occupations of life, simple logic should prevail. Surely one about to move makes certain of a place to move before he moves out of his present location.

Up to and including this time, it seems that the urban renewal program in Boston is really acting in such manner as to put the cart before the horse. People are displaced. Families are moved out of their quarters. Business houses are dislocated.

Then an attempt is made to relocate them. To the credit of the Boston City Council, as of February this year, they have by a continuous prodding made it possible for the citizens of Boston to get whatever benefits might come from the suggestions and advice of a relocation professional. It was not until February of this year, at a public meeting, a Redevelopment Authority representative said that he would engage technical help for the purpose of guidance and relocation. As of this date, more than 5,000 families have been dispossessed of their castle, their living quarters. As of this date, August 13, 1962, the Boston Redevelopment Authority has failed to construct or have in construction stage one dwelling unit which will rent for less than \$90 per month or which is of a size to encourage family life.

The current question is of relocation or early acquisition of the first complex of the Washington Park area in which some 575 families have been displaced. The Council finds itself in the position of having officially been told by the Boston Housing Authority representatives as late as this afternoon that they have facilities or will have facilities available to house those who may qualify and who may want to move into public housing.

As a public servant, calling on my own experience, I doubt the accuracy of this statement. However, I am left with no recourse, with no alternative, in the face of the statements that have been made, other than to take them on face value.

I would call your attention and the attention of the public and those who care enough to read the records, however, that the same Authority as recently as last year in certifying for public housing for the elderly, and prior to that in certifying for public housing in general, for low- and middle-income groups, have certified that there is a need of public

housing because of a shortage of standard housing facilities to care for the low-income and middle-income groups.

I call to the attention of those who care enough for the record to read it, that as of this date, in a report as of July 20, 1962, a statistical report covering the family location of the Government Center Project Area to date, that of the 176 families relocated or who have relocated themselves, by their own admission, that 34 are in substandard units.

I call attention to the fact that this report by its own admission, and this is a report which is compiled by the U.S.O., or at least in which the family location is in charge of the United Services Organization, a Red Feather agency, that a number of months after the early acquisition of this area, we find that 44 per cent of the individual householders and 33½ per cent of the families have not as yet been relocated.

To my mind this is the strongest evidence of the lack of adequate facilities to take care of persons displaced, that are in the low-income or middle-income group. Therefore, notwithstanding the statements made by the officials of the Housing Authority and without in any way intending to reflect on their integrity, I must in good conscience guide myself by my own personal experience, by the report of nonpolitical people such as the Red Feather agency group in charge of relocation problems at the Government Center Project, which is close to the area, part of the area I am privileged to serve in the Legislature. I find that the Boston Redevelopment Authority has failed to qualify in the one essential that is necessary in that they haven't sufficient facilities now available or to be available to care for the people being displaced.

GABRIEL F. PIEMONTE,

Member, Committee on Urban Redevelopment, Rehabilitation and Renewal.

Placed on file.

MINORITY REPORT OF COUNCILLOR WILLIAM J. FOLEY, JR., ON THE MESSAGE AND RESOLUTION CONCERNING EARLY LAND ACQUISITION, WASHINGTON PARK URBAN RENEWAL AREA.

Coun. FOLEY—Re: Early Acquisition Washington Park Project.

I.

The purpose of the present 420-acre Washington Park Renewal Project is to develop techniques which can then be applied to the problem of housing decently that portion of the nonwhite population of the City of Boston living in substandard dwellings. The problem of housing nonwhite persons in Boston in standard housing and the Washington Park Renewal Project are not the same problem, although confusion on this point seems to be almost diligently sought by the Boston Redevelopment Authority.

Washington Park is not the worst part of Boston where people live, and it was not chosen as an area for activity of the Boston Redevelopment Authority on any esoteric grounds. The present Development Administrator did not select the Washington Park area, he inherited it.

II.

The Washington Park Project Area originally was part of a proposed 1,000-acre project running from Dudley Station to Franklin Park. This was in 1953. The 1,000 acres were represented to us at the time by the Boston Redevelopment Authority as being predominantly white. The Authority asked for the 1,000-acre project as a renewal project and for the 186-acre project, if the 1,000-acre project were not approved on the grounds that the 186-acre project (Washington Park area) was in the worst condition of the entire project area. At that time President Eisenhower was taking a very dim view of the whole urban renewal concept, and the 1,000-acre project was disapproved.

The 186-acre area was approved. The significance of the project at that time was to renew an area where white and nonwhite lived in a reasonably integrated way. The present

project area in contrast is overwhelmingly nonwhite. Its present significance is to develop methods, techniques, and approaches to be then applied to the much larger problem (i.e. much larger than the Washington Park Renewal Area problem), of doing enough to see to it that the nonwhite population of Boston is housed in standard housing.

This project is in danger of being used as a showy, elaborate piece of public relations designed to create a national image for those executing it and in particular one person.

III.

I propose that to go on from Washington Park and do something about the much larger problem of providing standard housing for the nonwhite population of Boston, there must be released for effective work in Washington Park the creative resources of Boston's nonwhite community. Put in plainer language, if there is to be construction in Washington Park of FHA 221-D-3 low-interest rate, 40-year mortgage, limited dividend, low real estate tax, rental housing for nonwhites, it is essential and indispensable in my opinion that those who come forward to construct this housing be from the community needing this service. The property which is to be constructed under the 221-D-3 program, a low development cost program, will be very simply constructed, low-rise rental units with a density of about 20 an acre and rather simple construction. The engineering problems are minimal, and it seems to me that uniquely in this area, and in no other place where the developers, who will later go on to solve the larger problem, can get their training.

It would indeed be ironic if in an area where it is said that the absentee landlord has done such damage that we would now install absentee landlords for 40 more years, owning newly-constructed units, paid for after the facade is stripped away 100 per cent by the federal government.

As to land acquisition for these units, it would not seem unreasonable to use the device of leasing the land for the mortgage period. Surely if such a device were appropriate to facilitate the construction of apartment units for the wealthy in the West End, it could be applied in the Washington Park area to ease the financial burden in the construction of residential units for poorer people.

It would be ironic if the skilled craftsman, whom we are told finds it so difficult to ply his trade when he is nonwhite, should now see the house he will live in, built by those who have for one reason or another failed to correct this ancient injustice. It would, indeed, be ironic if the nonwhite citizen, handicapped for so long by a lack of financial capital to create and exploit opportunity, should now see others build housing under circumstances where practically speaking the developer need provide no capital and where the federal government, and to some extent the state and municipal government supply all the capital.

IV.

I suggest that it has been a very bad mistake for the Boston Redevelopment Authority to have in the case of Washington Park and Castle Square beaten the drums and clanged the cymbals so, for early acquisition. While there is some argument for early acquisition in Washington Park, basically its usefulness is rather limited. It will not "get the project going."

It developed at last at the hearing August 9, 1962, on testimony of the staff, for once not stage directed, for political and Madison Avenue purposes, that there is substantial legal question whether early acquisition will accomplish anything at all. When early acquisition was voted in the case of the Government Center the Authority's public relations staff celebrated this "victory" the way Bonapartists celebrate Austerlitz. The early acquisition has much less significance in the renewal picture than has been represented this summer, certain editorial writers to the contrary notwithstanding.



## V.

There is to be massive reliance in Washington Park on rehabilitation. Rehabilitation, as I understand it from persons I trust, is not nearly the sure-fire remedy which the Redevelopment Authority holds it out to be. I suggest that it would be most useful for the strong arm of government to directly involve itself in the rehabilitation. Specifically, I believe that the Boston Housing Authority should involve itself directly in rehabilitation in Washington Park.

WILLIAM J. FOLEY, JR.,

Member, Committee on Urban Redevelopment,  
Rehabilitation and Renewal.  
Placed on file.

## REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. SULLIVAN, for the Committee on Appropriations and Finance, submitted the following:

1. Report on communication (referred March 26) re borrowing capacity of the city—recommending that the communication be placed on file.

The report was accepted, the communication was placed on file.

2. Report on message of the Mayor and order (referred January 30, 1961) for appropriation of \$4,500 for off-street parking facility in Hyde Park—recommending that the same be placed on file.

The report was accepted, the message and order were placed on file.

3. Report on message of the Mayor and order (referred July 9) for transfer of appropriation of \$10,000 to the Public Works Department, Item 29—recommending that the order ought to pass.

The report was accepted, the order was passed, yeas 8, nays 0:

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

4. Report on message of the Mayor and order (referred July 9, 1962) for transfer of appropriation of \$290,137 for snow removal—recommending that the order ought to pass.

The report was accepted, the order was passed, yeas 8, nays 0:

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

5. Report on message of the Mayor and order (referred July 9) for transfer of appropriation of \$336,000 to Parks and Recreation Department—recommending that the order ought to pass.

The report was accepted, and the order was passed, yeas 8, nays 0:

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

6. Report on message of the Mayor and order (referred July 9) for transfer of appropriation of \$11,484.63, to Item 10, Personal Services—recommending that the order ought to pass.

The report was accepted, the order was passed, yeas 8, nays 0:

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

7. Report on message of the Mayor and order (referred July 9) for transfer of appropriation of \$6,500 to the City Council—recommending that the order ought to pass.

The report was accepted, and the order was passed, yeas 8, nays 0:

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

## WIRE LATHE AND PLASTER CONSTRUCTION IN DWELLING UNITS.

Coun. PIEMONTE offered the following:

Resolved, Whereas, The urban renewal program should provide for the erection of dwelling units for families and individuals of low income;

Whereas, It is to the mutual advantage of the city and the prospective occupants that necessary safeguards be employed in the erection and maintenance of structures containing dwelling units; now therefore be it

Resolved, That the Boston Redevelopment is hereby requested and directed by this Honorable Body, the Boston City Council, in so far as it is able to so do, that it be required by the Boston Redevelopment Authority that all wall partitions and ceilings be of wire lathe and plaster construction; and be it further

Resolved, That a copy of this resolve be forwarded to the Boston Redevelopment Authority.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

## INFORMATION RE PARKING AREAS.

Coun. PIEMONTE offered the following:

Ordered, That his Honor the Mayor be, and is hereby, requested, under the provisions of section 17F of chapter 376 of the Acts of 1951, and any amendments pursuant thereto, and under any other authority vested in the Boston City Council, to answer in writing, at the meeting of the City Council next ensuing after one week from the receipt of this order the following:

1. A list by wards setting forth the name of the licensee, location of the premises license (setting forth street and number) the number of cars for which the license was issued, and the number of square feet of each area in the City of Boston of all premises licensed for parking of motor vehicles in the City of Boston as of August 1, 1962.

Passed under suspension of the rules.

## REAPPRAISAL OF BOSTON REDEVELOPMENT AUTHORITY RECORDS.

Coun. PIEMONTE offered the following:

Whereas, There has been submitted a narrative and statistical report on family location in the Government Center Project Area to date (July 20, 1962), which on page 11 reads as follows:

Types of housing relocated into:

Relocated into standard dwellings,	112
Relocated into low-rent public housing,	11
Relocated into state-aided public housing,	3
Relocated into housing for elderly,	2
Relocated too far to inspect,	11
Purchase their own homes,	15
Self-relocated into substandard dwelling,	22

Whereas, These add to a total of 176 as the number of families for which an accounting of their relocation is alleged to be made; and



Whereas, on page 9 of the same report there appears the following schedule:

	Families	Areas Moved To
Boston	37	21.3%
Brighton	3	1.7%
Charlestown	8	4.6%
Dorchester	11	6.3%
East Boston	31	17.9%
Hyde Park	1	0.6%
Jamaica Plain	1	0.6%
Roslindale	2	1.1%
Roxbury	2	1.1%
South Boston	3	1.7%
	99	57.0%
Beachmont	1	0.6%
Cambridge	7	4.0%
Chelsea	1	0.6%
Everett	2	1.1%
Malden	1	0.6%
Medford	24	13.9%
Quincy	2	1.1%
Revere	3	1.7%
Somerville	14	8.0%
Watertown	2	1.1%
Winthrop	1	0.6%
Outside Boston	13	7.5%
Unknown	4	2.2%
	75	43.0%
Total	174	100.0%

Whereas, There is an obvious inconsistency in the number of families accounted for being six more than that which they show as having definite information; now therefore be it

Resolved, That the Redevelopment Authority be, and are hereby, requested to reappraise their records, correct their schedules and advise the City Council of the true and accurate account.

Passed under suspension of the rules

**LEASE TO DISABLED AMERICAN VETERANS OF PREMISES AT 38 CROSS STREET, CHARLESTOWN.**

Coun. KERRIGAN submitted the following: Ordered, That the Assistant Commissioner of Real Property be, and he hereby is, authorized, in the name and behalf of the

City of Boston, with the approval of the Mayor, and in form satisfactory to the Law Department, to lease to David M. Cleary Chapter 109, Disabled American Veterans, the premises located at 38 Cross street, Charlestown district of Boston, on such terms and conditions as the said Assistant Commissioner of Real Property may deem advisable.

Referred to the Committee on Public Lands.

**ORDINANCE RELATIVE TO THE COMPENSATION OF THE CITY CLERK.**

Coun. KERRIGAN offered the following: City of Boston.

In the Year Nineteen Hundred and Sixty-Two. An Ordinance Relative to the Compensation of the City Clerk.

Be it Ordained by the City Council of Boston, as follows:

The first paragraph of section 5 of chapter 3 of the Revised Ordinances of 1961 is hereby amended by striking out clause (5) and inserting in place thereof the following clause: (5) The city clerk, ten thousand dollars in addition to any compensation to which he may be entitled under section 19F of chapter 41 of the General Laws.

Passed under suspension of the rules.

Adjourned at 5.03 P.M., on motion of Councillor Tierney, to meet on Monday, August 20, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)

## CITY OF BOSTON.

## Proceedings of City Council.

Monday, August 20, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair. Absent, Councillor Hines.

The Reverend Michael J. Carew of the Immaculate Conception Church, Newburyport, Mass., was escorted to the rostrum.

INVOCATION BY THE REVEREND  
MICHAEL J. CAREW.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Almighty God, from whom stems all Authority in heaven and on earth, and who has the absolute judgment as to reward or punishment for its use or abuse by those who are privileged to partake of Your Authority, instill into the hearts and minds and free wills of us men, chosen leaders of your people, the wisdom and sincerity to do for your people what You yourself want done through us.

Guide our every human thought, word, and action that the public and the individual may attain that material and spiritual measure of harmonious living which is made possible by Your blessing and our sincere endeavor of guidance, kindness, and deep public and private concern.

Enkindle in our hearts, the quick facility of discerning what is selfish and selfless in our judgments and grant us the courage and the stamina to labor selflessly in our positions of public office, with the view in mind that our labor is the labor of a responsible vocation, placed upon our shoulders from on high. Amen.

The meeting was opened with the salute to the Flag.

JURORS DRAWN.

Jurors were drawn in the manner prescribed by law, Councillor Piemonte presiding at the box, in the absence of the Mayor, viz.:

Fifty-one traverse jurors, Superior Criminal Court, to appear October 1, 1962:

Paul L. Gulli, Ward 1; Paul J. Green, Ward 2; Joseph L. Kacvinsky, Ward 2; Clarence W. Adams, Ward 4; Paul M. Allen, Ward 4; Dennis Maltzman, Ward 4; Frederick T. Hurley, Ward 5; Robin S. Lincoln, Ward 5; Vincent G. Scipione, Ward 5; Phillip P. Frontiera, Ward 6; Richard R. Tyler, Ward 6; George Beaudoin, Ward 7; Leo G. Cronin, Ward 7; Everett L. Lane, Ward 7; Donald McCarthy, Jr., Ward 8; Bradford Hodges, Ward 9; John McDonough, Ward 10; Raymond S. Mallory, Ward 10; Robert W. Browne, Ward 11; Margaret T. Gorman, Ward 11; Arthur R. Atkins, Ward 12; Jesse L. Gray, Ward 12; Andrew Ozelis, Ward 12; Henrietta Santoro, Ward 12; Herbert L. Holland, Ward 13.

Ronald J. Carter, Ward 14; Wilfred E. Fernandes, Ward 14; Jennie Lewis, Ward 14; John A. Nicosia, Ward 14; Max S. Satz, Ward 14; Rosemarie L. Carroll, Ward 16; George F. Curley, Ward 16; John E. McCaffrey, Ward 16; Charles F. McGrail, Ward 16; Walter F. Wenners, Ward 16; George W. Calhoun, Ward 17; Lawrence T. Hilton, Jr., Ward 17; Daniel J. Riley, Ward 17; Samuel Berinsky, Ward 18; Ralph F. Gaita, Ward 18; Gladys V. Hickey, Ward 18; Helen L. Kelley, Ward 18; Bernard Porter, Ward 18; Edmond T. Saliba, Ward 18; Max Shaff, Ward 18; Julius J.

Trocki, Ward 18; Robert G. Noseworthy, Ward 19; George T. Goulalet, Ward 20; Moses J. Moses, Ward 20; Frederick J. Williams, Ward 20; David Sherwin, Ward 22.

One hundred and thirty traverse jurors, Superior Civil Court, to appear October 1, 1962.

Calogero M. Carragio, Ward 1; Joseph Cerullo, Ward 1; Robert DeWart, Ward 1; Mario J. DiStefano, Ward 1; John Ferrullo, Ward 1; Fernand P. LaVertue, Ward 1; William G. Sheehan, Ward 1; Edward D. Callahan, Ward 2; James L. Connolly, Ward 2; Timothy Cullity, Ward 2; Thomas J. Regan, Ward 2; Leo A. Zaccane, Ward 2; Joseph Moscaritolo, Ward 3; John F. Allen, Jr., Ward 4; Osborn Berry, Ward 4; Alfred S. Crespo, Ward 4; John A. Doyle, Ward 4; John J. Falvey, Ward 4; Edward Lee, Ward 4; Vernon B. Lenfest, Ward 4; Walter D. Henry, Ward 5; Mary Jane Manning, Ward 5; Charles L. Poore, Ward 5; Denis Riordan, Ward 5; Robert West Stout, Ward 5; Robert L. Tohin, Ward 5; Elizabeth Walsh, Ward 5; Anthony L. Crea, Ward 6; Donald F. Davern, Ward 6; Nicholas Engelsman, Ward 6; Thomas M. Foley, Ward 6; Arthur M. Gulino, Ward 6; George V. Kirkell, Ward 6; James T. Watson, Ward 6.

Eric G. Anderson, Ward 7; Crawford Campbell, Ward 7; Edward S. Daley, Ward 7; Paul T. Dowling, Ward 7; Robert C. Finn, Ward 7; Leo F. McCarthy, Ward 7; William E. Mulvey, Ward 7; William C. Starratt, Ward 7; Frederick L. Toomey, Ward 7; Jeremiah V. Walsh, Ward 7; Allan T. Doherty, Ward 8; Michael A. Polvere, Ward 8; Robert S. Butler, Ward 9; Robert T. DeFilippo, Ward 9; Robert S. Reddick, Ward 9; Emory Sylvester, Ward 9; Jeremiah Thomas, Ward 9; Joseph F. Fortin, Ward 10; Thomas J. Jordan, Jr., Ward 10; Edmund A. Woodlock, Ward 10; John Austrums, Ward 11; Edward W. Kelly, Ward 11; Robert C. McNichols, Ward 11; Joseph A. Magnifico, Ward 11; John T. O'Brien, Ward 11; Joseph Scarella, Ward 11; William Bennett, Ward 12; John H. Gray, Ward 12; Edward Roberts, Ward 12; John Vanover, Ward 12; Charles R. Burrows, Ward 13; Richard J. Dooley, Ward 13; William Leithead, Ward 13; George J. Madden, Ward 13.

Cecelia L. Casey, Ward 14; Henry J. Duchainey, Ward 14; David F. Jenkins, Ward 14; Harold E. Joseph, Ward 14; David Prag, Ward 14; Samuel Smargon, Ward 14; John J. Ashburn, Ward 15; John S. Chisholm, Ward 15; Charles H. Foster, Jr., Ward 15; Charles F. McGee, Ward 15; Joseph R. O'Brien, Ward 15; Curtis S. Collins, Ward 16; James M. Collyer, Ward 16; Anna C. Holland, Ward 16; James P. Long, Ward 16; Ralph A. MacDonald, Ward 16; Edward J. Rush, Ward 16; John F. Spillane, Ward 16; Paul R. Whittaker, Ward 16; James L. Donnelly, Ward 17; John F. Gately, Ward 17; James M. Glynn, Ward 17; Harvey H. Kelley, Ward 17; Timothy J. O'Keefe, Ward 17; Joseph Orlando, Ward 17; Julius C. Pierson, Ward 17; Joseph Zakowsky, Ward 17.

Joseph J. Bates, Ward 18; James J. Bondarek, Ward 18; Robert E. Chase, Ward 18; Mary F. Cody, Ward 18; Marcia J. Lenz, Ward 18; Ray C. McDermott, Ward 18; David L. Marx, Ward 18; Lois J. Relyea, Ward 18; Paul F. Remis, Ward 18; Joseph E. Santospirito, Ward 18; Joseph M. Tate, Ward 18; James H. Donovan, Ward 19; William J. Harrison, Ward 19; Patrick J. Lynch, Ward 19; Francis M. Fraine, Ward 20; Robert K. Gurnon, Ward 20; Arthur Leo Malley, Ward 20; Ernest Meyer, Ward 20; Marie C. Monahan, Ward 20; Frederick J. Nelligan, Ward 20; Frank J. O'Brien, Ward 20; Robert P. O'Donnell, Ward 20; Gerald F. Roche, Ward 20; Dorothy Taylor, Ward 20; Raycroft Wiswall, Ward 20; Harold H. Agger, Ward 21; James J. Ginty, Ward 21; Blossom Jaffee, Ward 21; Allen R. Prevost, Ward 21; Robert F. Quinlan, Ward 21; Peter G. Wilson, Ward 21; Edward A. Burke, Ward 22; Francis J. Dorsey, Ward 22; Ray Everett Hurt, Ward 22; Joseph F. Lambre, Ward 22.



## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments: Constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963:

Sydney A. Goldberg, 16 Westview street, Dorchester; Frederick W. MacDonald, 9 Shepherd avenue, Roxbury; William E. Melton, 54 Perin street, Roxbury.

Referred to the Committee on Confirmations.

## APPLICATION FOR PLANNING ADVANCE FOR PROPOSED CENTRAL BUSINESS DISTRICT URBAN RENEWAL PROJECT.

The following was received:

City of Boston,  
Office of the Mayor, August 17, 1962.

To the Boston City Council.  
Gentlemen:

Enclosed herewith, for consideration by your Honorable Body is a survey and planning application prepared by the Boston Redevelopment Authority for a planning advance and capital grant reservation from the federal government for the proposed Central Business District Urban Renewal Project. Federal procedures require that your Honorable Body authorize the filing of this application by passing the attached resolution.

The planning advance requested is for \$1,592,320. The federal capital grant reservation requested amounts to \$19,460,880.

On July 31, 1962, I announced a \$200 million program to revitalize downtown Boston over the next ten years. I also announced at this time the formation of the Committee for the Central Business District, Inc., which will oversee the business community's role in the program and cooperate with the Boston Redevelopment Authority during the survey and planning stage and in the execution of the plan.

On August 15, the Boston Redevelopment Authority approved a resolution to file a survey and planning application with his Housing and Home Finance Agency for the proposed Central Business District Urban Renewal Project.

So that we may immediately support the dramatic initiative taken by members of the business community I urge that you approve the attached resolution in the form prescribed and approved by the Federal Housing and Home Finance Agency. I am assured that the Authority will be very happy to make available to you any supporting materials, maps, or other information you may require.

Your favorable consideration of this matter and the approval of the attached resolution is requested.

Respectfully,  
JOHN F. COLLINS, Mayor.

## BOSTON REDEVELOPMENT AUTHORITY.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mayor Collins:

On Wednesday, August 15, at the regular meeting of the Boston Redevelopment Authority, the Authority approved a resolution to file a survey and planning application with the Housing and Home Finance Agency for the proposed Central Business District Urban Renewal Project. The application is for a survey and planning advance from the Housing and Home Finance Agency in the amount of \$1,592,320. The Authority also authorized the Chairman of the Authority to request concurrence of the Mayor and of City Council. This practice is in accordance with Housing and Home Finance Agency procedure.

The attached survey and planning application prepared by the Boston Redevelopment Authority represents the vital first step the Authority must take in supporting the dramatic downtown development program which you announced a short time ago.

As Chairman of the Authority, I urge you to submit to City Council, at your earliest convenience, the enclosed attached resolution for their consideration.

Sincerely yours,

RT. REV. MSGR. FRANCIS J. LALLY,  
Chairman.

## RESOLUTION OF GOVERNING BODY OF LOCALITY APPROVING UNDERTAKING OF SURVEYS AND PLANS FOR AN URBAN RENEWAL PROJECT AND FILING OF AN APPLICATION.

Whereas, Under Title I of the Housing Act of 1949, as amended (herein referred to as "Title I"), the Housing and Home Finance Administrator is authorized to extend financial assistance to local public agencies in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and

Whereas, It is desirable and in the public interest that the Boston Redevelopment Authority make surveys and prepare plans, presently estimated to cost approximately one million five hundred ninety-two thousand, three hundred and twenty dollars (\$1,592,320), in order to undertake and carry out an urban renewal project of the character contemplated by section 110(c) of Title I, in that area proposed as an urban renewal area, situated in the City of Boston, County of Suffolk and State of Massachusetts, which is described as follows:

Beginning at the intersection of Stuart and Arlington streets and running easterly by Stuart and Kneeland streets to Albany street; thence turning and running northerly by Albany street to Essex street; thence turning and running easterly by Essex street to Atlantic avenue; thence turning and running northerly by Atlantic avenue to Congress street; thence turning and running northwesterly and northerly by Congress street to State street; thence turning and running westerly by State street to the easterly property line of the Old State House extended; thence turning and running northerly by the easterly property line of the Old State House to State street; thence turning and running westerly by State and Court streets to Court Square East; thence turning and running southerly by Court Square East to the northerly property line of City Hall extended; thence turning and running westerly by the northerly property line of City Hall extended to the westerly property line of City Hall; thence turning and running southerly by the westerly property line of City Hall to School street; thence turning and running northwesterly by School street to Tremont street; thence turning and running southwestwesterly by Tremont street to the southwestwesterly property line of 150 Tremont street extended; thence turning and running southeasterly by the southwestwesterly property line of 150 Tremont street extended and the southwestwesterly property line of 7 Mason street to Mason street; thence turning and running southwestwesterly by Mason street to the southerly property line of 162 Tremont street extended; thence turning and running northwesterly by the southerly property line of 162 Tremont street extended to Tremont street; thence turning and running southerly by Tremont street to Boylston street; thence turning and running westerly by Boylston street to Arlington street; thence turning and running southerly by Arlington street to the point of beginning; now therefore be it

Resolved, By Boston City Council:

1. That the proposed urban renewal area described above is a slum, blighted, deteriorated, or deteriorating area appropriate for an urban renewal project and that the undertaking by the Boston Redevelopment Authority of survey and plans for an urban renewal project of the character contemplated by section 110(c) of Title I in the proposed urban renewal area is hereby approved.



2. That the financial assistance available under Title I is needed to enable the Boston Redevelopment Authority to finance the planning and undertaking of the proposed project.

3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with federal financial assistance under Title I, including those relating to the relocation of site occupants, to the provision of local grants-in-aid, and to the requirement that as a condition to the execution of a contract for a loan or capital grant for an urban renewal project the locality present to the Housing and Home Finance Administrator a Workable Program as set forth in Section 101 (c) Title I, for utilizing appropriate public and private resources to eliminate and prevent the development or spread of slums and urban blight; and that it is the sense of this Body (a) that a feasible method for the relocation of families displaced from the urban renewal area, in conformity with Title I, can be prepared, and (b) that the local grants-in-aid can and will be provided in an amount which will be not less than one third of the net project cost of the project and which, together with the federal capital grant, will be generally equal to the difference between gross project cost and the proceeds or value of project land sold, leased, or retained for use in accordance with the urban renewal plan.

4. That the filing of an application by the Boston Redevelopment Authority for an advance of funds from the United States of America to enable it to defray the cost of the surveys and plans for an urban renewal project in the proposed urban renewal area described above is hereby approved.

(The supporting materials, maps, etc., referred to in the above message of the Mayor are attached hereto.)

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

Constantin S. Andrews, for compensation for loss of valuables while a patient at City Hospital.

Dorothy Berry, for compensation for injuries caused by an alleged defect at Pembroke and Tremont streets.

William E. Brennan, to be reimbursed for loss of property during robbery at City Hospital.

Joseph E. Caggiano, for compensation for damage to car caused by an alleged defect at I street and East Second street, South Boston.

Eugene Cassis, Jr., for compensation for injuries caused by an alleged defect on vacant lot at Sunnyside street, Hyde Park.

Kalliope Christie, for compensation for damage to car caused by an alleged defect on Green street, Jamaica Plain.

James A. Julian, for compensation for damage to car caused by an alleged defect at Elizabeth avenue and Norfolk street, Dorchester.

Delia A. Kilroy, for compensation for injuries caused by an alleged defect at 15 Mendelssohn street, Roslindale.

Joseph D. McDonald, to be reimbursed for loss of salary as employee of Library Department.

Walter O'Hearn, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

Joseph Sardeletti, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Public Works Department.

James Scanlon, for compensation for damage to car caused by an alleged defect on Quincy street, Roxbury.

Ernest Struzziero, for compensation for damage to car caused by an alleged defect on Chelsea street, East Boston.

Mary A. Torchio, for compensation for damage to property at 134 Parsons street, Brighton, caused by backing up of sewage.

#### THE NEXT MEETING.

On motion of Councillor Kerrigan the Council voted that when it adjourn it be to meet on Tuesday, September 4, 1962, at 2 P.M.

#### NOTICE OF HEARING BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing on petition of trustees of the Boston Metropolitan District for approval of maturities and interest rates of bonds.

Placed on file.

#### NOTICE OF INTEREST IN CONTRACT.

Notice was received from Daniel G. O'Connor, Associate Commissioner of Parks and Recreation, of interest in a contract of Beacon Piping Company with the City of Boston, for repairs at South Bay Incinerator, sewage pumping stations, and drawbridges.

Placed on file.

#### REPORT ON COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

1. Report on appointment by the Mayor (referred July 30) of William G. Murphy and Roland Kadlec as constables with authority to serve civil process upon filing of bond, for the term ending April 30, 1963—recommending the appointments be confirmed.

2. Report on appointment by the Mayor (referred August 13) of John J. Lydon and Ronald S. Luccio as constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending the appointments be confirmed.

3. Report on appointment by the Mayor (referred August 13) of Anthony T. Cibotti as weigher of coal for the term ending April 30, 1963—recommending the appointment be confirmed.

4. Report on appointment by the Mayor (referred August 13) of Anthony T. Cibotti as weigher of goods for the term ending April 30, 1963—recommending the appointment be confirmed.

The reports were accepted, and the appointments were severally confirmed.

#### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Leo T. Bracken (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Leo T. Bracken, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 26, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	\$20
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	10
Total.....	\$30

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Carl F. Carlson (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Carl F. Carlson, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on April 29, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carl F. Carlson, petitioner, 109 Spencer street, Dorchester.....	\$7 10
G. W. Smith & Co., 99 Washington street .....	16 50
Total.....	\$23 60

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of John T. Corcoran (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John T. Corcoran, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 23, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Gallagher's Pharmacy, 243 Dorchester street, South Boston.....	\$11 39
--	---------

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

4. Report on petition of Michael J. Corrao (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Michael J. Corrao, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 18, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Michael J. Corrao, petitioner, 14 Oakcrest road, Hyde Park.....	\$7 85
Dr. John J. Todd, 587 Beacon street.....	40 00
Carney Hospital, 2100 Dorchester avenue, Dorchester.....	17 50

Total.....\$65 35

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

5. Report on petition of Joseph M. Davenport (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order.

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Joseph M. Davenport, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 19, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$8 25
Dr. Robert G. Oates, East Milton square, Milton.....	35 00

Total.....\$43 25

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

6. Report on petition of Thomas E. Donlan (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Thomas E. Donlan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 13, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Thomas E. Donlan, petitioner, 41 Cedar Grove street, Dorchester.....	\$7 60
G. W. Smith & Co., 99 Washington street .....	16 50

Total.....\$24 10

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

7. Report on petition of William F. Galvin (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of William F. Galvin, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on August 9, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$219 45
Dr. James C. Walker, 264 Beacon street .....	75 00
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	75 00

Total.....\$369 45



said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

8. Report on petition of William E. Hackett (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of William E. Hackett, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on July 28, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Dr. Harold G. Lee, 1101 Beacon street, Brookline .....\$15  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

9. Report on petition of John P. Hennessey (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of John P. Hennessey, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 10, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Boston Firemen's Relief Fund.....\$213 94  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

10. Report on petition of Charles J. Jones (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Charles J. Jones, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on November 1, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Peter Bent Brigham Hospital, 721 Huntington avenue.....\$36 50  
said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

11. Report on petition of Richard W. Kennedy (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Richard W. Kennedy, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury

received through no fault of his own while in the performance of his duty on August 23, 1959, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Richard W. Kennedy, petitioner, 17 Peacevale road, Dorchester.....\$37 50  
Dr. Kermit W. Katz, 270 Commonwealth avenue..... 15 00

Total.....\$52 50

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

12. Report on petition of Robert J. Keeeyes (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Robert J. Keeeyes, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 18, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

G. W. Smith & Co., 99 Washington street .....\$16 50

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

13. Report on petition of James J. Loftus (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of James J. Loftus, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 21, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Massachusetts General Hospital, Fruit street .....\$39 50

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

14. Report on petition of William R. Lovett (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of William R. Lovett, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 26, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Dr. Jules H. Shaw, 510 Commonwealth avenue .....\$10

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.



15. Report on petition of Francis A. McGowan (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Francis A. McGowan, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 2, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Francis A. McGowan, petitioner, 66 Parklawn road, West Roxbury.....	\$5 75
Boston Firemen's Relief Fund.....	3 75
Dr. Francis V. Creeden, 1101 Beacon street, Brookline.....	10 00
G. W. Smith & Co., 99 Washington street .....	16 50

Total.....\$36 00

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

16. Report on petition of Leo F. Mooney (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Leo F. Mooney, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on September 10, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Boston Firemen's Relief Fund.....	\$8 95
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	35 00
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	15 00

Total.....\$58 95

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

17. Report on petition of Daniel P. Murphy (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Daniel P. Murphy, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 13, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$8 25
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

18. Report on petition of Paul J. Murphy (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sus-

tained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Paul J. Murphy, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on January 10, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Glenside, Inc., 49 Robinwood avenue, Jamaica Plain.....	\$1,066 02
Dr. Gerald C. McCarthy, 13 Commonwealth avenue.....	590 00

Total.....\$1,656 02

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

19. Report on petition of Andrew E. O'Brien (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Andrew E. O'Brien, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on February 4, 1960, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	\$20
Dr. Harold G. Lee, 1101 Beacon street, Brookline .....	5

Total.....\$25

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

20. Report on petition of Joseph J. Otto (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Joseph J. Otto, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on July 16, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Joseph J. Otto, petitioner, 15 Bateman street, Roslindale.....	\$115
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said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

21. Report on petition of William H. Pineo (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of William H. Pineo, a member of the Fire Department, for indemnification

for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on April 3, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

William H. Pineo, petitioner, 16 Greylock road, Allston..... \$52 65  
 Dr. John G. Downing, 520 Commonwealth avenue..... 85 00

Total.....\$137 65

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

22. Report on petition of Joseph M. Quinn (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Joseph M. Quinn, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on April 20, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester .....\$7

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

23. Report on petition of Walter F. Thurston (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Walter F. Thurston, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on December 11, 1961, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester .....\$15

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

24. Report on petition of Eugene F. Tierney (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Eugene F. Tierney, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on May 2, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....\$125 40  
 Dr. Robert E. Grandfield, 1101 Beacon street, Brookline..... 10 00  
 Dr. John J. Todd, 537 Beacon street, 55 00

Total.....\$190 40

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

25. Report on petition of Francis P. Tierney (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Francis P. Tierney, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on June 7, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester .....\$15

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

26. Report on petition of Pasquale A. Venezia (referred August 13) for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury sustained by him while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100 of chapter 41 of the General Laws, upon petition of Pasquale A. Venezia, a member of the Fire Department, for indemnification for hospital, surgical, medical and nursing expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty on March 4, 1962, there be allowed and paid, as recommended by the Fire Commissioner and approved by the Corporation Counsel, to the following the amount stated:

Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....\$15

said amount to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

27. Report on petition of George J. Holland (referred August 13) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of seven hundred thirty dollars eighty cents (\$730.80) be allowed and paid to George J. Holland, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Engine 13, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

TEMPORARY APPOINTMENTS TO CLERK OF COMMITTEES DEPARTMENT.

Coun. IANNELLA offered the following:  
 Ordered, That effective August 29, 1962, the following-named persons be, and hereby are, appointed in the service of the Clerk of Committees Department to the positions set against their respective names until the fourth Wednesday of September, 1962, at the salaries in effect for them on August 28, 1962:



Rita G. Cimeno, temporary clerk-stenographer.

George E. Corcoran, temporary clerk.

Agnes G. Dinsmore, temporary clerk-receptionist.

Michael A. Flynn, temporary clerk.

Joan Keaney, temporary clerk-stenographer.

Anthony Marmo, temporary clerk.

James D. Scanlon, temporary clerk.

Jeanne Silver, temporary clerk-stenographer.

Arthur Vaughn, temporary clerk.

Frances Winn, temporary clerk.

Passed under suspension of the rules.

#### CONTRIBUTORY GROUP INSURANCE.

Coun. PIEMONTE called up, under Assignment, Nos. 3, 4, 5, and 6 on the Calendar, viz.:

3. Message of the Mayor vetoing order passed by the City Council, July 23, 1962, for acceptance of chapter 647, Acts of 1962, Contributory Group Insurance for employees of City of Boston.

4. Message of the Mayor vetoing order passed by the City Council, July 23, 1962, for acceptance of chapter 32B of the General Laws, as amended by chapter 647 of the Acts of 1962, contributory group insurance for employees of the County of Suffolk.

5. Message of the Mayor vetoing order passed by the City Council, July 23, 1962, for acceptance of section 11B of chapter 32B, General Laws, as inserted by chapter 647 of the Acts of 1962, group insurance for retired employees of the City of Boston.

6. Message of the Mayor vetoing order passed by the City Council, July 23, 1962, for acceptance of section 11B of chapter 32B, General Laws, as inserted by chapter 647 of the Acts of 1962, group insurance for retired members of the County of Suffolk.

The foregoing four orders were again passed, notwithstanding the disapproval of the Mayor. Yeas 8, nays 0:

Yeas—Councillors Coffey, Foley, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

#### STATEMENT BY HEALTH COMMISSIONER RE ORIENTAL RESTAURANTS.

Coun. PIEMONTE submitted the following: Whereas There appears to be unfounded rumors circulating concerning certain restaurants specializing in the preparation of Oriental meals;

Whereas, Even though innocently related in the beginning it can assume fantastic proportions and cause irreparable harm;

Whereas, It is not the interest of the public to have such unfounded rumors circulate, now therefore be it

Resolved, That this Honorable Body call upon the Health Commissioner of the City of Boston to make a public statement regarding the true conditions and his appraisal of restaurants in Boston specializing in the preparation of Oriental food; and immediately issue said statement to all media of communications.

The resolution was adopted under suspension of the rules.

#### TAX DELINQUENT PROPERTIES.

Coun. PIEMONTE submitted the following:

Ordered, That his Honor, the Mayor, be requested, under the provisions of section 17F of chapter 376 of the Acts of 1951, and any amendments pursuant thereto, and under any authority vested in the City Council, at the meeting of the Council next ensuing after one week from the receipt of this order, answer in writing to the questions set forth in the following:

1. The amount of moneys collected and received from occupancy of tax delinquent properties during or for the year ending with December 31, 1961.

2. The amount of moneys received from occupancy of tax delinquent properties for occupancy up to and including July 31, 1962,

3. The amount of moneys collected and received by the city for occupancy of tax delinquent properties for the month of August, 1962.

4. The amount of moneys collected and received from occupancy of city foreclosed properties during or for the year ending with December 31, 1961.

5. The amount of moneys received from occupancy of city foreclosed properties for occupancy up to and including July 31, 1962.

6. The amount of moneys collected and received by the city for occupancy of city foreclosed properties for the month of August, 1962.

7. A list of the tax delinquent properties by ward and street number as of the date of this communication.

Coun. SULLIVAN in the chair.

The foregoing order was passed under suspension of the rules.

On motion of Councillor Foley, the foregoing vote was reconsidered.

Coun. PIEMONTE moved to amend the foregoing order by substituting the word "title" for the word "delinquent" in Paragraph 7.

The amendment was adopted.

The foregoing order, as amended, was passed.

#### INCREASE IN TAXABLE REAL ESTATE BASE.

Coun. FOLEY submitted the following:

Whereas, The municipal government of the City of Boston must have the financial resources to properly service the people of Boston; and

Whereas, Over the past two decades, the cost of government as have the cost of all goods and services risen sharply, while the volume of taxable real estate in the City has declined:

Ordered, That the Board of the Boston Redevelopment Authority as it is both the Planning Board for the City of Boston and the Boston Redevelopment Authority, be respectfully requested to inquire into and prepare a brief report for the City Council indicating when, where and how we may expect a substantial net increase in our taxable real estate base in the City of Boston (1) as a result of the Renewal Program; (2) as a result of other government action; (3) as a result of the activity of private real estate industry.

Passed under suspension of the rules.

#### REPORT OF THE COMMITTEE ON LICENSES.

Coun. COFFEY, for the Committee on Licenses, submitted the following:

Report on application (referred August 13) of Roy Kneeland for commercial use shellfish permit—recommending that permit be granted.

The report was accepted, and the permit was granted under the usual conditions.

Adjourned at 3.15 P.M., on motion of Councillor Tierney, to meet on Tuesday, September 4, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON

## Proceedings of City Council

Tuesday, September 4, 1962.

Adjourned regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President Iannella in the chair. Absent, Councillor Piemonte.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Almighty and Eternal God, moved by a sublime imperative, guided by a long and laudable tradition, we pray publicly to Thee before the beginning of the deliberations by this Council. We acknowledge Thy majestic sovereignty over all creation, and of our dependence on Thee, and we ask Thee for the guidance and Thy grace in the work we are about to undertake. We pray for his Honor the Mayor, for the members of this City Council, and for the protection and Thy blessing on our city and its people. May all be blessed in the knowledge and sanctified in the observance of Thy holy will.

We beg Thy infinite mercy and help for the heartbroken people of Iran, and upon the souls of its 20,000 citizens killed in the great tragedy of earthquake, be Thou the source of consolation, comfort, and courage for the people of this land made desolate, a land filled with grief.

Deliver us, O Lord, from such a sorrow. Spare us O Lord from such a cross. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the flag.

## APPOINTMENT BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointment:

Constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963: Raymond J. Thomas, 98 Gainsborough street, Boston.

Referred to the Committee on Confirmations.

## SALE OF PIGS BY PENAL INSTITUTIONS DEPARTMENT.

The following was received:

City of Boston,

Office of the Mayor, August 29, 1962.  
To the City Council.

Gentlemen:

I transmit herewith a communication from the Penal Institutions Commissioner in which he states that the Penal Institutions Department has three hundred twenty-one assorted pigs at the House of Correction, Deer Island, which the department would like to sell to close out this industry.

In order that these assorted pigs may be sold at the present market price of approximately \$12,700 it is necessary that your Honorable Body give its approval to the sale.

I therefore submit herewith an order for the sale of these pigs and recommend passage by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Penal Institutions Department,

August 24, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

This department has a number of assorted pigs, three hundred and twenty-one (321), at the House of Correction, Deer Island, which we would like to sell to close out this industry.

A count and description of livestock at the piggery section of the institution is as follows:

Boars, 5, approximately 1,500 pounds.

Sows (bred), 73, 250-350 pounds each.

Sows (not bred), 36, 300-400 pounds each.

Shoats, 34, 75 pounds average.

Sucklings with sow, 14, up to 40 pounds.

Sucklings, 89, newborn to 40 pounds.

Farrows, 70, 300-400 pounds.

At the present market price, the City of Boston should receive approximately twelve thousand seven hundred dollars (\$12,700) from this sale. If approved, it is our intention to advertise this sale in the "City Record" and sell to the highest bidder with a representative of the Sealer of Weights and Measures Department to supervise the weighing.

Authority by the City Council and your Honor's approval of this public sale is respectfully requested.

Very truly yours,

JOSEPH V. McBRINE,

Penal Institutions Commissioner.

Ordered, That the Penal Institutions Commissioner is hereby authorized to sell to the highest bidder three hundred twenty-one assorted pigs at the House of Correction, Deer Island.

On motion of Councillor Foley, the rules were suspended and the order was passed.

## ORDER FOR LOAN AND ORDER FOR APPROPRIATION FOR CONSTRUCTION OF PUBLIC WAYS.

The following was received:

City of Boston,

Office of the Mayor, September 4, 1962.

To the City Council.

Gentlemen:

I submit herewith two orders providing for funds for the construction of public ways together with a letter from the Commissioner, Public Works Department, explaining the reasons therefor.

One of these orders will be financed through the issuance of bonds and the other by an appropriation from funds available in the City Treasury.

I respectfully recommend adoption by your Honorable Body of the two orders herewith submitted.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,

August 13, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mr. Mayor:

Submitted herewith for your approval is a proposed City Council order requesting authorization for a \$3,000,000 bond issue for the purpose of constructing and reconstructing public highways.

This sum represents a fifty per cent (50%) increase over average loan appropriations of recent years and is being recommended only after a very careful review of our highway maintenance program and a survey of the condition of Boston's streets. Our present situation could be summarized as follows:

1. At 1962 prices, our 750 miles of highways are wearing out at the average rate of \$3,125,000 per year.

2. Our 1960 street by street survey showed a backlog of over 175 miles of streets in need of major reconstruction estimated to cost \$14,650,000.

3. The severe winters of 1960-61 and 1961-62 caused damage to pavement far in excess of normal years.

4. Support of Neighborhood Improvement programs will demand a greatly accelerated highway program in the coming five years.

5. Support of Neighborhood Renewal programs will require costly and extensive highway improvement programs for the next ten years.

6. Prospects for any substantial increase in state aid (Chapter 90) are slim. For the past two years we have had no success in securing a fairer distribution formula which might increase our annual allotment of less than \$500,000 a year.

7. The special allotment of approximately \$1,700,000 a year from the 1962 Legislature, while a welcome windfall, is only the third such appropriation in the last 15 years and is not a major influence in our highway financing plans.

8. Despite the handicap of serious shortages of engineering personnel in both City and State Public Works, we have managed a steady increase in the volume of our highway construction as follows:

12-Month Period Year Ending

June 30, 1960 . . . . .	
June 30, 1961 . . . . .	
June 30, 1962 . . . . .	

For the twelve-month period ending June 30, 1963, we have tentatively programmed \$3,997,000 which I am confident can be completed if the proposed \$3,000,000 becomes available.

Under separate cover, I am forwarding a detailed program showing the various highway projects planned for the year ending June 30, 1963.

Respectfully yours,  
 JAMES W. HALEY,  
 Commissioner of Public Works.

Ordered, That under the provisions of clause 5 of section 7 of chapter 44 of the General Laws, the sum of three million (3,000,000) dollars be, and hereby is, authorized to be expended under the direction of the Commissioner of Public Works, for the construction of public ways or permanent pavement, and that to meet said appropriation the Collector-Treasurer be authorized to issue, from time to time, on request of the Mayor, bonds or certificates of indebtedness of the city to said amount.

Ordered, That the sum of one hundred and fifty thousand (150,000) dollars be appropriated for the purpose hereinafter specified and to meet said appropriation the sum of one hundred and fifty thousand (150,000) dollars be, and hereby is, transferred from available funds in the City Treasury.

Public Ways, Construction of.....\$150,000

Severally referred to the Committee on Appropriations and Finance.

ORDINANCE RE FEES FOR LICENSES UNDER COMMON DAY OF REST LAW.

The following was received:

City of Boston,

Office of the Mayor, August 13, 1962.

To the City Council.

Gentlemen:

Chapter 616 of the Acts of 1962 repealing the Lord's Day Law and substituting therefor a Common Day of Rest Law prompts a revision of Boston's ordinances so as to strike therefrom provisions rendered obsolete by the repeal of the Lord's Day Law and to fix pursuant to the special power given Boston by Chapter 222 of the Acts of 1949 the fees for licenses to be issued in Boston under the new

Common Day of Rest Law. To this end, I have caused to be prepared, and recommend your adopting the ordinance submitted herewith.

The enclosed ordinance combines the provisions of the current clauses (44), (334), and (337) of section 1 of chapter 30 of the Revised Ordinances of 1961 into a new clause (334), broadening its scope to match the scope of the licensing provisions in the new Common Day of Rest Law. The new clause (334) thus covers not only public entertainment, outdoor athletic sports and games, indoor hockey and basketball, and bowling alleys, but also dancing and any game, sport, fair, exposition, play, entertainment and public diversion for which a license is required under the new Common Day of Rest Law. The new clause (334) extends to annual poolroom licenses the fee schedule currently in force for annual bowling alley licenses. A \$5 fee is established for a license for a bowling alley or poolroom issued for one Sunday only. Provision is made for a \$200 fee in the event that dancing is licensed on an annual basis. The fee for a license for dancing at a wedding or celebration of a religious custom or ritual will be \$2; and there will be no fee for a license for a game, sport, fair, exposition, play, entertainment or public diversion con-

City	Chapter 90	Total
\$901,946 59	\$191,921 25	\$1,093,867 84
1,371,432 05	567,403 25	1,935,596 40
1,275,875 13	753,950 11	2,029,825 22

ducted under the auspices of a religious society for a religious or charitable purpose used in connection therewith.

The Common Day of Rest Law has no counterpart to the old G.L., c. 136, s. 7, requiring the retail sale on Sunday of frozen desserts, confectionery, soda water and fruit to be licensed; and so clause (336) of section 1 of chapter 30 of the Revised Ordinances of 1961 is repealed, as are clauses (333) and (335) concerning licenses under the specific amusement park and beach resort provisions of the former G.L., c. 136, s. 4A, now embraced within the general language of the new G.L., c. 136, s. 4.

Early attention to this matter would greatly facilitate the administration of this new law which took effect upon its passage.

Respectfully,  
 JOHN F. COLLINS, Mayor.

City of Boston.

In the Year Nineteen Hundred and Sixty-two.

An Ordinance Fixing the Fee for Licenses Under the Common Day of Rest Law and Striking Out the Revised Ordinances of 1961 Provisions Made Obsolete by the Repeal of the Lord's Day Law, So Called.

Be it ordained by the City Council of Boston, as follows:

SECTION 1. Section 5 of chapter 10, and section 24 of chapter 28, of the Revised Ordinances of 1961 are hereby repealed.

SECTION 2. Section 1 of chapter 30 of the Revised Ordinances of 1961 is hereby amended by striking out clauses (44), (333), (335), (336), and (337).

SECTION 3. Said section 1 is hereby further amended by striking out clause (334) and inserting in place thereof the following clause:

(334) Sunday Entertainment License. The fee for a license granted by the mayor under section 4 of chapter 136 of the General Laws, for dancing on a Sunday or for a game, sport, fair, exposition, play, entertainment or public diversion on a Sunday shall be a primary fee of \$10 and, if a payment or collection of money or other valuable consideration is made for the privilege of being present thereat or engaging therein and the licensee or a predecessor of the licensee has previously in this city on a Sunday offered



to view, set up, established or maintained similar dancing or a similar game, sport, fair, exposition, play, entertainment or public diversion, an additional fee of \$5 for each thousand of the average Sunday paid attendance during the last such dance, game, sport, fair, exposition, play, entertainment or public diversion so offered to view, set up, established or maintained; provided, however, that (a) in cases where the license is for a bowling alley or for billiard, pool or sippio tables, the fee shall be \$5, (b) in cases where the license is solely for entertainment provided by not exceeding four instrumentalists on premises where there is no admission or cover charge, the fee shall be \$5 (c) in cases where the license is solely for entertainment through the use of television, radio and music provided by mechanical or electrical means, or any of them, on premises where there is no admission or cover charge, the fee shall be \$2 (d) in cases where the license is for dancing at a wedding or celebration of a religious custom or ritual, the fee shall be \$2, and (e) in cases where the license is for a game, sport, fair, exposition, play, entertainment or public diversion conducted under the auspices of a religious society for a religious or charitable purpose in a place of worship or a hall used in connection therewith, there shall be no fee. The fee for an annual license granted by the mayor under said section 4 shall be: (i) in the case of a license for dancing, \$200; (ii) in the case of a license to offer to view motion pictures, \$100; (iii) in the case of a license for entertainment solely through the use of television, radio, and music provided by mechanical or electrical means, or any of them, \$50; and (iv) in the case of a license for a bowling alley or billiard, pool or sippio tables, a primary fee of \$5 and an additional fee of \$5 for each alley, bed or table. The fees fixed by this clause shall be in addition to any sum payable to the state commissioner of public safety.

Referred to the Committee on Ordinances.

PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

Claims.

Antonio Araujo, for loss of money while patient at Boston City Hospital.

Peter C. Batalis, for compensation for damage to car by car of Real Property Department.

Antanas Brickus, for compensation for damage to property at 89 Old Harbor street, South Boston, caused by backing up of sewage.

Mrs. Frank Carbone, for compensation for damage to property at 1047 South street, Roslindale, caused by sidewalk construction.

Martin F. Conley, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Continental Baking Company, Inc., for compensation for damage to truck caused by city crane.

Marie Cullinane, for compensation for injuries caused by an alleged defect at 130 Wrentham street, Dorchester.

Mary Danyluk, for compensation for damage to coat caused by an alleged defect at the corner of Washington street and Columbus avenue, at Eggleston square.

John J. Duane, for compensation for property damage caused by an alleged defect on Washington street, Forest Hills.

Francis Fallon, for compensation for injuries caused by alleged defect at 28 and 30 Burgoyne street, Dorchester.

Della Slymon, for compensation for injuries caused by an alleged defect at 1560 Tremont street.

John E. Irwin, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Festus Joyce, for compensation for damage to car caused by an alleged defect on Seaverns avenue, Jamaica Plain.

Leo E. Larson, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

William E. Loughnane, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

John J. Lydon, to be reimbursed as result of two executions issued against him on account of his acts as an employee of the Fire Department.

Helen Obst, for compensation for injuries caused by an alleged defect at Centre street, Jamaica Plain.

Matthew O'Loughlin, for compensation for damage to property at 95 Rockdale street, Mattapan, caused during repair of water main on Rockdale street.

Mary T. O'Meara, for compensation for injuries and property damage caused by an alleged defect at or near 18 Treadway road, Dorchester.

Joyce Pollard, to be reimbursed in amount of \$20 which was lost at City Hospital.

Vincent J. Provenzano, to be reimbursed as result of two executions issued against him on account of his acts as an employee of the Public Works Department.

William Quig, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Catherine B. Ramsdell, for compensation for damage to property at 3694 Washington street, Jamaica Plain, caused by flooding of cellar.

Michael Rauseo, for compensation for damage to car caused by city vehicle.

William J. Reardon, to be reimbursed as result of two executions issued against him on account of his acts as an employee of the Public Works Department.

Leo T. Sullivan, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

PETITION FOR INDEMNIFICATION.

Petition of Charles N. Vogel, retired member of the Fire Department, for indemnification for hospital, surgical, and medical expenses.

Referred to the Committee on Claims.

APPLICATIONS FOR SHELLFISH PERMITS.

Applications for commercial use shellfish permits were received from the following:

John J. Denchy, Jr., 796 Saratoga street, East Boston, Ward 1; Thomas Denchy, 796 Saratoga street, East Boston, Ward 1; Anthony J. Ferragamo, 23 Leyden street, East Boston, Ward 1; John J. Gillespie, Jr., 77 Horace street, East Boston, Ward 1; Roy Kneeland, 165 Byron street, East Boston, Ward 1; Herbert E. Lawson, 1142 Morton street, Dorchester, Ward 17; James L. Sullivan, 88 Leyden street, East Boston, Ward 1; Paul Sullivan, 677 Bennington street, East Boston, Ward 1.

Severally referred to the Committee on Licenses.

NOTICES FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. 22 for Boston extension of the Massachusetts Turnpike.



Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. 31 for Boston extension of the Massachusetts Turnpike.

Severally placed on file.

#### APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Roland Kadlec, Ronald S. Luccio, and John J. Lydon, having been duly approved by the Collector-Treasurer, were received and approved.

#### ABSENCE OF MAYOR.

Notice was received from the Mayor of his absence from the city from August 24 to August 30, 1962.

Placed on file.

#### APPOINTMENT OF JOHN T. LEONARD.

Notice was received from the Mayor of the appointment of John T. Leonard, 63 Whitten street, Dorchester, to be Temporary City Auditor for a period of sixty days from August 27, 1962, due to the absence of City Auditor Joseph P. Lally.

Placed on file.

#### APPOINTMENT OF DR. JOHN B. LYNCH.

Notice was received from the Health Department of the appointment of Dr. John B. Lynch as Director of Local Health Services in the Health Department.

Placed on file.

#### APPOINTMENT OF CHARLES W. SWEENEY.

Notice was received from the Mayor of appointment of Charles W. Sweeney, 23 Courtland Circle, Milton, to be Director of Civil Defense for a term expiring on the first Monday of January following the next biennial municipal election at which a mayor is elected, unless sooner terminated by operation of law.

Placed on file.

#### NOTICE FROM ANIMAL RESCUE LEAGUE.

A communication was received from the Animal Rescue League of Boston relative to the collection and disposition of unlicensed dogs in the City of Boston from July 1, 1961, through June 30, 1962.

Placed on file.

#### REPORT OF COMMITTEE ON ORDINANCES.

Coun. HINES, for the Committee on Ordinances, submitted the following:

1. REPORT OF THE COMMITTEE ON ORDINANCES RELATIVE TO THE MAYOR'S ORDER RESUBMITTED ON JULY 9, 1962, ENTITLED "FURTHER REGULATING EXCAVATIONS FOR, AND FOUNDATIONS OF, BUILDINGS AND STRUCTURES IN THE CITY OF BOSTON." PREAMBLE AND RECOMMENDATION.

In order to improve and modernize the Building Code of the City of Boston; to increase the elements of safety and clarity in the engineering of excavations and foundations in the City of Boston—and to further add impetus to the enormous thrust of new construction activity in our city, the committee on Ordinances recommends adoption of the order and message of the Mayor and Building Commissioner revising Section 29 of the Building Code.

It should be clearly understood that the revision does not establish new or untried standards. It represents the combined ex-

perience and professional judgment based on that experience, of professional engineers engaged in foundation design and construction in the Boston area. It codifies present well-established and conservative practice in this art.

For example, the foundation for the Prudential Tower was designed and constructed to satisfy the proposed conditions as were the foundations for the new apartment building at 330 Beacon street, the Boston University Medical Center, the Student Union Building at Boston University, and numerous other new structures. Since the present code does not include provisions that permit the types of foundations used for these structures, uncertainty and delay by application to the Board of Appeal was experienced in each case (see Page 11, hearing transcript of January 26, 1962).

The recodification will enable the engineering profession to use many acceptable practices which presently necessitate special permission of the Building Commissioner or the Board of Appeal of the Building Department.

#### HISTORY.

On December 11, 1961, the Mayor and Building Commissioner submitted a revision of the City Building Code technically referred to as follows:

"Chapter 479 of the Acts of 1938 is hereby amended by striking out Part 29, as amended by chapter 8 of the Ordinances of 1943 and chapter 2 of the Ordinances of 1955 and inserting in place thereof" the provisions which the City Council Committee has had under study.

The widest possible publicity and advertising to entertain objections was given by the City Council Committee on Ordinances. Front page newspaper advertisements were placed on January 31, 1962, and hearings were held on January 26, 1962 (Proponent) and March 16, 1962 (Opponent). Further, the Advisory Building Code Committee (see attached exhibit), Mr. Clark Macomber, Chairman, and the Technical Foundation Committee, Mr. H. A. Mohr, Chairman, invited firms engaged in designing and manufacturing piles and constructing other types of foundations to appear and discuss the revision with the Committees. Some of these meetings were held in the Building Commissioner's office.

Attached to the Committee report is a list of the organizations invited to comment on the revision.

The revised Section 29 was published in the July, 1960, issue of the journal of the Boston Society of Civil Engineers. And in October of 1960 a session of the annual meeting of the American Society of Civil Engineers, held in Boston, was devoted to study of the various proposals and professional opinions were sought on this very broad basis.

Objections arose only as to section 2912 (page 39) dealing with cast-in-place concrete piles and in order that the Advisory Committee and Building Commissioner have the opportunity to revise this section the City Council on two occasions rejected the Mayor's Ordinance. This section has now been reworded so as to overcome the objections made in the hearing of March 16, 1962, that the Mayor's original Ordinance limited bearing values and soil conditions. The principal objector has withdrawn any objection to this new verbiage and has endorsed the Code as now before the Body. It may be further noted that the new Building Code, if adopted by this Honorable Body, does not foreclose those who might desire to depart from its literal formulas in that they may have recourse for permission of the Building Commissioner under Section 116, small case (L), which reads as follows in part: "Whoever desires to substitute for the materials or methods covered by this code, material or methods of construction or maintenance not covered thereby, shall present to the Commissioner, plans, methods of analysis and tests or other information substantiating the analysis of the substance or qualifications of the material and shall make additional tests or present satisfactory evidence of such tests as the Commissioner may require." This section, of the code, quoted supra, remains

unchanged by the present recodification. There are numerous restatements in the recodification before you of the Commissioner's power under Section 116 to permit alteration where he deems necessary and advisable and the recodification is further permeated with restatements of the Commissioner's power to control excavation and foundation operations in the City of Boston through his inspectors and such tests and analyses as he and they may require on the job.

On March 27, 1962, the Chairman of the City Council Committee on Ordinances conferred with officials of the Board of Standards, Division of Public Safety, Commonwealth of Massachusetts, 1010 Commonwealth avenue, who advised that the Technical and Advisory Committees who compiled this section would be the best, most reliable experts in this special field to render an evaluation from the specific viewpoint of safety.

**NATURE AND QUALIFICATIONS OF THE ADVISORY COMMITTEE AND TECHNICAL COMMITTEE.**

The Building Code Advisory Committee represents a cross-section of experience in construction administration, architectural experience, engineering experience, construction experience, and mechanical trades experience. Of course many of them represent also a wealth of association with and degrees from Boston engineering universities and similar institutions throughout the country.

This group of men, whose names and addresses are attached, represent the foremost brains in this community in this particular field of endeavor. The Technical Committee was formerly appointed by the former Mayor John B. Hynes in 1955. The Building Code Advisory Committee was formed by the present Mayor John F. Collins in early 1961. These gentlemen have devoted untold hours and their undoubted technical ability to the project. The city owes to them a debt of profound gratitude for carrying on this civic function which is in the highest and best traditions of our city.

**PURPOSE.**

The purpose of the proposed revisions of Part 29 is primarily to provide the following foundation conditions:

- (a) Economical foundations.
- (b) Use of all proven engineering knowledge for Boston foundations.
- (c) To allow all accepted foundation procedures to be used. Example: The proposed code allows the use of compacted bulb base concrete piles which were not recognized under the previous code. Under the present code the use of such bulb-based piles requires the builder to seek permission by recourse to the Building Department Board of Appeal even though such piles have become standard in the industry. The recodification would make such recourse unnecessary.
- (d) The proposed code clarifies many technical elements of foundations particularly in the field of Soil Engineering to codify the many advances made in Soils Engineering in the last two decades. Example: There are allowable bearing values for compacted soils standard in the industry not recognized in the existing code. The new provision makes marginal areas available for economic industrial usage. These marginal lands, such as swampy areas and the like, are not available for use without extremely expensive construction. This is covered in the proposed revision in Section 2904 (5), Preloaded Highly Compressible Materials. No provision for such usage is found in the present code. Thus, the passage of this code may substantially assist the rebuilding of Boston along the harbor and rivers by utilization of more modern methods of construction.

**SAFETY.**

The experts who have compiled the revision believe that this code will provide a safety in foundations far better than that of the existing code because it recognizes the results of nationally and internationally recognized studies of soil and material usages developed in the last two decades not so analyzed in the existing code. The more complete soils analysis in Section 2904 will prevent differential settlements such as have been experienced under the present code. For example, one of

the most substantial buildings built under the present code has experienced within its structure a differential settlement of over 24 inches. Certain material purveyors have requested the Technical Committee to allow experimental stress values which are beyond the limits of safety. The Code Committees state that they have consistently refused to allow stresses beyond those known by experience to be safe. In fact, the Revised Code in their opinion will provide Boston with a much higher degree of safety in the construction of foundations and excavations than is provided for in the present code.

**LABOR.**

The Building Code Advisory Committee further advised the City Council Committee on Ordinances before which the matter has been pending, that from the inception of its deliberation a representative of organized labor has been present and who adds his endorsement to this recodification and that further at no time has it been the intent of the Committee by this recodification, to alter or in any way affect the hours, conditions, nor wages of organized labor, except that throughout these Committees have continually borne in mind that the adoption of this recodification should substantially increase the safety factor of those employed in the construction of foundations and excavations.

**ALTERATIONS FROM THE EXISTING CODE.**

Major alterations from the existing Code are as follows:

- (a) Excavation conditions have been clarified and made safer.
- (b) General requirements of foundations have been set forth where depths only in general were covered in the previous code.
- (c) Soil information and tests have been clarified to utilize present-day knowledge.
- (d) Values of soils have been clarified and interpreted.
- (e) Foundations loadings and foundation designs criteria have been clarified to utilize present-day engineering knowledge.
- (f) Footings and foundation piers have been also clarified in line with ground engineering knowledge.
- (g) Piles have been recodified substantially to allow proven piles not previously covered by the Code. Processes and treatments and safety controls for piles have been brought up to date for economy, versatility, and safety.
- (h) The control and requirements for tests have been clarified and brought up to date.
- (i) "Air-right" buildings. Question might arise as to any alteration concerning the foundations of so-called "air-right" type buildings. The foundations of such buildings, while not specifically covered in the revision, would come under the same restrictions and enjoy the same benefits as any other type of foundation.

**FUTURE OBJECTIVES.**

The Building Code Advisory Committee in compiling these revised sections of the Building Code has merely taken the first steps in its long-range program of assisting the City of Boston in updating its entire Building Code. From time to time in the months ahead the Building Code Advisory Committee in consulting with Technical Committees assembled in other fields, will, through his Honor the Mayor and the Building Commissioner, forward to this Honorable Body, revisions of the Code in such areas as plumbing, structural materials, reinforced concrete, exits, live and dead loads, wood construction, ventilation and air conditioning, administration, special occupancy conditions, etc.

It is the expectation of the Code Committees that this Code will become a standard of national reference because of the outstanding national recognition of the qualifications of the Technical Foundation Committee.

FOR THE COMMITTEE ON ORDINANCES,  
PETER F. HINES, Chairman.

BUILDING CODE ADVISORY COMMITTEE.

C. Clark Macomber, Chairman, 25 Fordham road, Boston 34, Mass., Mayor's Appointee, ALgonquin 4-6276.



Col. Robert E. York, Building Commissioner, Building Department, 901 City Hall Annex, Boston, Mass., LAfayette 3-5100.

Neil MacKenzie, Representative of Labor, Business Agent, Stone & Marble Masons' Union No. 9, 127 Dover street, Boston, Mass., HANcock 6-3655.

Frederick W. Westman, Representative, Boston Chapter, American Institute of Architects, Whelan & Westman, 262 Washington street, Boston, Mass., CApitol 7-3422.

Edward C. Keane, Representative, Boston Society of Civil Engineers, Fay Spofford & Thorndike Inc., 11 Beacon street, Boston, Mass., LAfayette 3-8300.

Frank A. Marston, Commissioner's Appointee, Metcalf & Eddy, Engineers, 1300 Statler Building, Boston, Mass., HANcock 6-8188.

John C. Cronin, C. H. Cronin, Inc., 12 Byron street, Boston, Mass., LAfayette 3-1530.

Lawrence Moore, Assistant Corporation Counsel, City Law Department, 6 Beacon street, Boston, Mass.

CONSULTING ENGINEER,  
TECHNICAL FOUNDATION COMMITTEE.

Mr. Arthur Casagrande, Professor of Soil Mechanics and Foundation Engineering, Consulting Engineer, Pierce Hall, Harvard University, Cambridge, Mass.

Mr. Henry Brask, President, Brask Engineering Company, 177 State street, Boston, Mass.

Mr. F. E. Brown, Chief Civil Engineer, Cleverdon, Varney & Pike, 120 Tremont street, Boston, Mass.

Mr. James F. Haley, Member of the Firm of Haley & Aldrich, Consulting Soil Engineers, 238 Main street, Cambridge, Mass.

Mr. O. G. Julian, Chief Structural Engineer, Jackson & Moreland, Inc., 600 Park Square Building, Boston, Mass.

Mr. Harry J. Keefe, ex-building Commissioner of the City of Boston, Chief Engineer and Member of the Firm of Maginnis & Walsh & Kennedy, 126 Newbury street, Boston, Mass.

Mr. William J. LeMessurier, Head of the Firm of Wm. J. LeMessurier & Associates, Inc., 711 Boylston street, Boston, Mass.

Mr. Frank L. Lincoln, Member of the Firm of Fay, Spofford & Thorndike, Inc., 11 Beacon street, Boston, Mass.

Mr. Mark Linenthal, Member of the Firm of Linenthal & Becker, Engineers, 19 Lincoln street, Boston, Mass.

Mr. Paul W. Norton, Member of the Firm of Nichols, Norton & Zaldastani, 131 Clarendon street, Boston, Mass.

Mr. Maurice A. Reidy, Jr., Member of the Firm of Maurice A. Reidy, Engineer, 101 Tremont street, Boston, Mass.

Mr. Richard C. Tousley, Associate Member of Firm of Shepley, Bulfinch, Richardson & Abbott, Chief Structural Engineer, 122 Ames Building, 1 Court street, Boston, Mass.

Dr. Othar Zaldastani, Member of Firm of Nichols, Norton & Zaldastani, 131 Clarendon street, Boston, Mass.

Mr. H. A. Mobr, Consulting Engineer, 250 Stuart street, Boston 16, Mass.

FORM OF LETTER TO BE SENT TO VARIOUS  
ORGANIZATIONS BY THE CHAIRMAN IN THE  
NAME OF THE COMMITTEE.

Gentlemen:

His Honor Mayor John F. Collins has appointed a committee to review the Building Code of the City of Boston with the hope of recommending to his Honor and the City Council appropriate changes which will provide for Boston a modern and up-to-date Building Code. This Committee, which calls itself the Boston Building Code Advisory Committee, consists of the following people:

C. Clark Macomber, Chairman, 25 Fordham road, Boston 34, Mass., Mayor's Appointee, ALgonquin 4-6276.

Col. Robert York, Building Commissioner, Building Department, 901 City Hall Annex, Boston, Mass., LAfayette 3-5100.

Frederick W. Westman, Representative, Boston Chapter, American Institute of Architects, Whelan & Westman, 262 Washington street, Boston, Mass., CApitol 7-3422.

Edward C. Keane, Representative, Boston Society of Civil Engineers, Fay Spofford & Thorndike Inc., 11 Beacon street, Boston, Mass., LAfayette 3-8300.

Frank Marston, Commissioner's Appointee, Metcalf & Eddy, 1300 Statler Building, Boston, Mass., HANcock 6-8188.

Steven Ladoulis, Assistant Corporation Counsel, 20 Pemberton square, Boston, Mass., CApitol 7-7080.

Neil MacKenzie, President, Stone & Marble Masons' Union No. 9, 127 Dover street, Boston, Mass., Representative, Labor, HANcock 6-3655.

You are familiar, I am sure, with the fact that in 1955 the then Mayor Hynes appointed various committees to analyze certain specific sections of the Building Code. These committee appointments were the following:

- Part 18—Exits.
- Part 28—Live and Dead Loads.
- Part 14—Walls and Partitions.
- Part 15—Floor Construction.
- Part 17—Roof Construction.
- Part 25—Wood.
- Part 26—Reinforced Concrete.
- Part 28—Steel and Iron.
- Part 29—Excavations and Foundations.
- Part 31—Plumbing.

The Committees on these various sections did, in varying degrees, a great amount of work to very little work. This Code Committee intends to contact all of the subcommittees and to ask them to meet with it to review their work or to make suggestions or additional elements which need analysis. The Committee also intends to review other parts of the Code to ascertain if other parts need updating.

The Code Committee is immediately reviewing Part 29, Excavations and Foundations, and Part 28, Steel and Iron.

Exhaustive reports of the Committee on these two parts of the Code were published in the July, 1960, Journal of the Boston Society of Civil Engineers.

We are writing to you because you are an organization interested in the provisions of the Building Code of the City of Boston, as it affects your interest. We would welcome and request your comments on the present Boston Building Code and your constructive comments about possible improvements to it.

For convenience of our Committee operation, I would appreciate it if you would address your comments to me at 25 Fordham road, Boston 34, Massachusetts.

Yours very truly,

C. CLARK MACOMBER.

The above letter is proposed to be sent to the following organizations:

Boston Chapter of American Institute of Architects.

Boston Society of Civil Engineers.

Boston Chapter American Society of Mechanical Engineers.

The American Concrete Institute.

The American Institute of Steel Construction.

The Iron and Steel Institute.

The Timber Institute (will find out proper name).

Greater Boston Real Estate Board.

Boston Housing Authority.

The Boston Redevelopment Authority.

The National Board of Fire Underwriters.

The National Fire Protection Agency.

The Massachusetts Chapter Associated General Contractors.

Building Trades Employers Association of Boston.

The Massachusetts Department of Public Safety.

The Boston Retail Trade Board.

The Boston Chamber of Commerce.

The Boston Board of Appeals.

The Boston Board of Zoning Adjustment.

The Boston Fire Department.



NOTE.—Will the other members of the Committee please advise the Chairman of other groups who should be contacted.

The report was accepted. On motion of Councillor Coffey, the ordinance as submitted by the Mayor on July 9, 1962, was rejected without prejudice.

2. Report on message of the Mayor and ordinance (referred July 9) conforming the revised ordinances to a statutory change in the names of the Traffic Department and the Traffic Commissioner—recommending that the ordinance ought to pass.

The report was accepted, and the ordinance was passed.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Walter O'Hearn (referred August 20) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of two hundred fifty dollars (\$250) be allowed and paid to Walter O'Hearn in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Ladder 8, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Joseph Sardellitti (referred August 20) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Department of Public Works—recommending passage of the accompanying order:

Ordered, That the sum of five hundred dollars (\$500) be allowed and paid to Joseph Sardellitti, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Department of Public Works, Sewer Division, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

IMPROVING LIGHTING IN BOSTON COMMON.

Coun. FOLEY offered the following:

Ordered, That the Chairman of the Board of Parks and Recreation be requested to confer immediately with the Chairman of the Massachusetts Parking Authority for the purpose of substantially improving the seriously inadequate lighting in the Boston Common to the benefit of the City of Boston and to the profit of the Undercommon Garage operated by the Massachusetts Parking Authority.

Passed under suspension of the rules.

Adjourned at 2.57 P.M., on motion of Councillor Sullivan, to meet on Monday, September 10, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON

## Proceedings of City Council

Monday, September 10, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 p.m., President IANNELLA in the chair. Absent, Councillors Piemonte and Sullivan.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Merciful and gracious God, may this moment of prayer be for us a cleansing of heart and surrender of our wills to a mind infinitely wiser than our own. May we daily walk without fear in the way of Thy wise and holy commandments. Inspire us here in this Council to labor with firm faith in the high ideals of human government, to know in truth, to love without reservation, to serve unswervingly in justice, and to love one another as Thou has commanded. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

COLLECTION OF DELINQUENT TAXES.

The following was received:  
City of Boston,

Office of the Mayor, September 6, 1962.  
City Council.  
Gentlemen:

In accordance with your Council order of August 20, 1962, I am reporting to you herewith concerning moneys collected and received from tax delinquent properties and from foreclosed properties for various periods as set forth in your order.

Regarding collections from tax delinquent properties, please be advised that the rights of the city are governed by chapter 247, Acts of 1962, which became effective April 20, 1962. Immediately after the effective date of the Act, the Law Department requested and received from the Collector-Treasurer a list of the most recent tax liens recorded by him, 813 parcels in all.

The Tax Title Division of the Law Department first made a determination as to which of the properties were occupied and hence, rent-producing. This was done by personal investigation and interviews. Courtesy notices were mailed to 646 property owners commencing June 26, 1962. These notices informed the property owners of the authority vested in the Collector-Treasurer under law to collect rents, and enclosed a copy of the relevant act. Many accounts were liquidated as a result of these first notices.

Commencing August 6, 1962, 200 second notices were sent by certified mail to those property owners who had ignored the first notices referred to above. All except 50 of the persons receiving second notices have either completely paid the tax title account involved or made a substantial payment and agreed to liquidate the balance on or before December 31, 1962.

The Tax Title Division reports that it is presently investigating the remaining 50 properties with a view toward determining the advisability of stepping in to collect rents, having in mind operating costs, condition of the property, etc. Notices to tenants are being prepared and will be served on or before October 1, 1962, in such cases as possession appears judicious.

I believe that the foregoing amply covers questions one, two, and three in your Council order.

I wish to mention that the foregoing activities by the Tax Title Division of the Law Department have resulted in record collections for the month of August, 1962, in the amount of \$285,257.34 as compared with \$121,528.81, the amount collected in August of 1961.

Regarding the moneys collected from tax foreclosed property, please be advised that the city received for the year ending December 31, 1961, the sum of \$172,037.73; the amount received from the same source up to and including July 31, 1962, is \$23,275.32; the amount received from the same source for the month of August, 1962, to August 28, inclusive, is \$4,811.62.

Regarding the list of tax title property by ward and street number as requested, please be advised that there are at present 4,240 parcels in tax title, including those upon which action cannot, as yet, be taken because the statutory two-year waiting period has not expired. The Collector-Treasurer is unable, by reason of the work load on the part of his clerks at this time of the year, to submit a list of the properties by ward and street number. He reports, however, that these records are available for inspection during the regular business hours.

I trust that the foregoing satisfactorily answers questions four, five, six, and seven of the Council order.

Respectfully,

JOHN F. COLLINS, Mayor.

Referred to the Executive Committee.

PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

Claims.

James F. Bonner to be reimbursed for loss of valuables at City Hospital.

John J. Joyce, for compensation for damage to car by falling tree.

Mrs. William Kelley, to be reimbursed for sum of \$15 paid to remove nest of bees from property.

Ralph Louis Keyes, Jr., for compensation for damage to clothing caused by an alleged defect at Roxbury Municipal Court.

Malcolm E. Lewis, doing business as Al Taxi, for compensation for damage to property on Meridian Street Bridge.

Norman F. McLeod, for compensation for injuries caused by city motor vehicle.

Mrs. Jean Taylor, for compensation for injuries caused by an alleged defect at 12 South street, Jamaica Plain.

APPLICATIONS FOR SHELLFISH PERMITS.

Applications for commercial use shellfish permits were received from the following:

James Caldarelli, 88 Leyden street, East Boston, Ward 1; Daniel French, 350 Mt. Vernon street, Dorchester, Ward 13; Richard Kirby, 7 Greenmount street, Ward 15; Henry J. LePore, Jr., 619 Saratoga street, East Boston, Ward 1; James R. L'Hcureux, 77 Lawley street, Dorchester, Ward 16; Charles O. Maskauskas, 538 East Fourth street, South Boston, Ward 7; William A. McDonald, 36 Leyden street, East Boston, Ward 1; John F. O'Neill, Jr., 48 Larchmont street, Dorchester, Ward 16; Francis J. Riley, 1 Pope's



Hill street, Dorchester, Ward 1; John Sullivan, 20 Payson avenue, Dorchester, Ward 15; Robert Sullivan, 20 Payson avenue, Dorchester, Ward 15; Timothy J. Sullivan, 20 Payson avenue, Dorchester, Ward 15.

Severally referred to the Committee on Licenses.

NOTICE FROM THE MASSACHUSETTS  
TURNPIKE AUTHORITY.

Communication was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B30 for Boston extension of the Massachusetts Turnpike.

Placed on file.

NOTICE OF HEARING BEFORE STATE  
DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of hearing to be held September 10, 1962, at 2.30 P.M., on application of Tillotson Rubber Company, Inc., and Pilgrim Latex Thread Company for license to build a pile platform and frame building at the south side of Commercial Wharf in and over the tidewaters of Boston Inner Harbor.

Placed on file.

NOTICE FROM DEPARTMENT OF PUB-  
LIC UTILITIES.

A communication was received from the Department of Public Utilities transmitting copy of order granting petition of Metropolitan Transit Authority for license to operate motor vehicles over Tremont street, between the Newton-Boston line and Washington street at Oak square; Brighton avenue, between Harvard avenue and Commonwealth avenue; Commonwealth avenue, between Brighton avenue and Kenmore square.

Placed on file.

APPOINTMENT OF THOMAS F. CARTY.

Notice was received from the Mayor of the appointment of Thomas F. Carty, 346 Belgrade avenue, West Roxbury, to be Commissioner of Traffic and Parking in the Traffic and Parking Department for the term expiring on the first Monday of the January following the next biennial municipal election at which a mayor is elected.

Placed on file.

APPROPRIATION OF \$250,000 FOR FIRE  
DEPARTMENT.

The following was received:

City of Boston,

Office of the Mayor, September 10, 1962.  
To the City Council.

Gentlemen:

I submit herewith an order requesting the appropriation of \$250,000 from "Sales of City Property" and a communication from the Fire Commissioner explaining the reason therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Fire Department, September 5, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

I respectfully request that your Honor introduce an order into the City Council requesting the transfer of \$250,000 from the Sales of City Property, or any other available sources, to the appropriation for Construction and Reconstruction of Buildings and Original Equipment and Furnishings Thereof, Fire Department.

The foregoing transfer is necessary in order that we may proceed with the construction of a new two-story fire station on Cambridge street, between South Russell and Joy streets, Boston. Under date of July 2, 1962, the City Council passed an order, which was approved by your Honor on July 5, 1962, transferring the sum of \$145,000 to the appropriation for Construction of Buildings and Acquisition of Land, Fire Department. However, this amount is not sufficient to pay for the actual construction cost of the building and the furnishing thereof, as a major portion will be expended for the purchase of land and payment of architects' fee, etc.

As I have previously stated, the State Office Building Authority is the owner of the Bowdoin Square fire station, having taken it some time ago, and we are tenants at will. We may be ordered to move from the station at any time, which will leave the Beacon Hill and West End sections of the city without adequate fire protection. It is imperative that we maintain fire companies in the immediate vicinity of Bowdoin square for the protection of life and property in this area. The Beacon Hill district is thickly settled, containing many apartment and lodging houses, and some of these buildings are up to ten stories in height. Expedient response by fire apparatus is vitally important because of the topography of the area which presents an acute problem to our department at all times.

We have engaged the services of an architect in connection with the construction of a new fire station, and plans and specifications are being drawn up at the present time for the project. It is therefore necessary that we obtain the additional \$250,000 as soon as possible.

Respectfully yours,

BOSTON FIRE DEPARTMENT,  
THOMAS J. GRIFFIN,  
Fire Commissioner.

Ordered, That under the provisions of section 63 of chapter 44 of the General Laws, the sum of two hundred fifty thousand (250,000) dollars be, and the same hereby is, appropriated from the Special Account, "Sales of City Property," to be expended by the Fire Department for Construction and Reconstruction of Buildings and Original Equipment and Furnishings Thereof—\$250,000.

Referred to the Committee on Appropriations and Finance.

SALE OF LAND ON ST. STEPHEN STREET  
TO NORTHEASTERN UNIVERSITY.

The following was received:

City of Boston,

Office of the Mayor, September 10, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith a form of order which would authorize the sale to Northeastern University of approximately 21,175 square feet of land, being a portion of St. Stephen street, as set forth in an Order of Discontinuance adopted by the Public Improvement Commission on April 25, 1962, together with the communication received from James W. Haley, Chairman, Public Improvement Commission, recommending the sale.

If your Honorable Body will pass the accompanying order, Northeastern University, in addition to paying the sum of \$56,119 for the land, will also convey approximately 2,442 square feet of land adjacent to Opera place to the City of Boston which will facilitate a widening of Opera place, between St. Stephen street and Forsyth street. Northeastern University owns the lands on both sides of the land proposed to be sold, and the proposed sale would permit the University to plan for more efficient land use on its campus.

I recommend the adoption of the accompanying order by your Honorable Body.

Respectfully yours,

JOHN F. COLLINS, Mayor.

City of Boston,  
Public Improvement Commission,  
April 25, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mr. Mayor:

Transmitted herewith for your approval is an order for the proposed discontinuance of St. Stephen street, Roxbury District, between Opera place and Forsyth street.

By letter dated April 24, 1961, Northeastern University petitioned the Public Improvement Commission for the discontinuance of subject street within the aforesaid limits. An informal hearing was held on May 24, 1961, with an invitation extended to the Metropolitan Transit Authority since they had expressed an interest in acquiring the property for a bus terminal in the vicinity of the portion of St. Stephen street involved in the petition. It was decided that no public hearing be held until such time as the clear intentions of the Metropolitan Transit Authority were established.

Subsequently, Northeastern University was informed that the Metropolitan Transit Authority had decided not to install a bus terminal, and by letter dated November 4, 1961, Northeastern University formally petitioned for a public hearing to be held on the proposed discontinuance of St. Stephen street, which hearing was held by the members of the Public Improvement Commission on February 7, 1962, in Room 401, City Hall Annex.

At the public hearing the specific objection of the abutters was, if the proposal was adopted St. Stephen street would be closed between Opera place and Forsyth street, thereby increasing the flow of traffic from St. Stephen street into Opera place to get to Huntington avenue.

Northeastern University owns all of the abutting property between Opera place and Forsyth street, and the proposed discontinuance would enable them to consolidate their holdings on either side of the street and plan for efficient land use on their campus.

It is the determination of this Commission that the land of the City of Boston lying within the proposed discontinued portion of St. Stephen street is no longer required for highway purposes. Accordingly, it is the recommendation of this Commission that the land be sold to Northeastern University for the sum of \$56,199 (reserving to the City of Boston, however, the easements for existing sewer and water facilities), together with a conveyance by Northeastern University to the City of Boston of approximately 2,442 square feet of land adjacent to Opera place. If the discontinued portion of St. Stephen street, between Opera place and Forsyth street, is disposed of, a widening of Opera place is proposed.

Respectfully,  
JAMES W. HALEY, Chairman,  
Public Improvement Commission.

Whereas, The City of Boston is the owner in fee of approximately twenty-one thousand one hundred and seventy-five square feet of land hereinafter more fully described; and

Whereas, The Public Improvement Commission has determined that said land is no longer required by the City of Boston; now therefore it is hereby

Ordered, That the Mayor of the City of Boston be, and he hereby is, authorized to sell at private sale to Northeastern University, a Massachusetts corporation, for the sum of \$56,119, and to convey to the purchaser all the City of Boston's right, title and interest in and to the following parcel of land, excepting, however, the City of Boston's easements for existing sewer and water facilities. Said parcel of land is bounded and described as follows:

Northeasterly by another portion of St. Stephen street, fifty and 00-100 feet; southeasterly by the southeasterly line of St. Stephen street as hereby discontinued, four hundred twenty-seven and 02-100 feet; southwesterly by Forsyth street, fifty and 49-100 feet, and

northwesterly by the northwesterly line of St. Stephen street as hereby discontinued, four hundred nineteen and 98-100 feet, containing twenty-one thousand one hundred seventy-five square feet, more or less. Said parcel is shown on a plan marked "City of Boston, St. Stephen Street, Boston Proper, April 23, 1962, John J. McCall, Engineering Division, Division Engineer, Public Works Department."

And as further consideration for said conveyance, Northeastern University shall convey to the City of Boston for highway purposes approximately two thousand four hundred forty-two (2,442) square feet of land on the northwesterly side of Opera place, between St. Stephen street and Huntington avenue, as shown on a proposed plan for the widening of Opera place on file with the Public Works Department.

Referred to the Committee on Public Lands.

REPORT OF COMMITTEE ON LICENSES.

Coun. COFFEY, for the Committee on Licenses, submitted the following:

Report on applications (referred September 4) for commercial use shellfish permits for John J. Denehy, Jr., Thomas Denehy, Anthony M. Ferragamo, John J. Gillespie, Jr., Roy Kneeland, Herbert E. Lawson, James L. Sullivan, and Paul Sullivan—recommending that permits be granted.

The report was accepted, and the permits were severally granted under the usual conditions.

THE NEXT MEETING.

On motion of Councillor Kerrigan, the Council voted that when it adjourn it be to meet on Monday, September 24, 1962, at 2 P.M.

PROPOSED AMENDMENTS TO STADIUM AUTHORITY STATUTE.

Coun. FOLEY offered the following:

Whereas, There has been created by the Great and General Court a Stadium Authority whose purpose appears to be to provide a stadium for professional football in the City of Boston; and

Whereas, Boston has for a long time been represented in the American Baseball League by the Boston American League Baseball Team; and

Whereas, The Boston American League Baseball Team is presently playing some games in a stadium which is modest in size and which in the nature of things cannot supply adequate parking anywhere contiguous to the stadium; and

Whereas, Moving the site of the stadium in which the Boston American League Baseball Team plays its games will ultimately be necessary if the team is to continue to represent Boston; be it therefore

Resolved, That the Corporation Counsel be most respectfully requested, through his Honor the Mayor, to begin the preparation of necessary amendments to the Stadium Authority statute for the purpose of achieving a relocation in Boston of the Boston American League Baseball Team or at least achieve a situation where adequate facilities with sufficient parking might be made available to said organization if it chooses to move.

The resolution was adopted under suspension of the rules.

Adjourned at 2.30 P.M., on motion of Councillor Hines, to meet on Monday, September 24, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)





## CITY OF BOSTON.

## Proceedings of City Council.

Monday, September 24, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Reverend Thomas A. Navien of St. Francis de Sales Church, Charlestown, was escorted to the rostrum.

INVOCATION BY THE REVEREND  
THOMAS A. NAVIEN.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

Let us pray: Almighty God, our Heavenly Father, in whose hands are the issues of men and of nations, we praise Thee, and bless Thy name and we acknowledge with grateful hearts Thy many blessings to us.

We humbly ask for Thy blessing so that we are ever mindful of the responsibilities entrusted to us. Give us Thy grace, O Lord, so that we prove ourselves mindful of Thy favor and glad to do Thy will. Shine into our hearts the light of the knowledge of Thyself and open the eyes of our mind to the contemplation of Thy teaching.

Give us the spirit of wisdom and the courage to do that which is pleasing to Thee.

In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

The meeting was opened with the salute to the Flag.

FULL PAY DEATH BENEFIT TO WIDOW  
OF PATROLMAN JOHN J. GALLAGHER.

The following was received:

City of Boston,

Office of the Mayor, September 20, 1962.

To the City Council.

Gentlemen:

In recognition of the heroism of the late John J. Gallagher, who last May 25 was shot and killed in the performance of his duty as a Boston police officer, I recommend that you adopt the order transmitted herewith accepting chapter 755 of the Acts of 1962, which provides a full pay accidental death benefit allowance for his widow subject to the provisions and limitations of section 9 of chapter 32 of the General Laws.

Respectfully,

JOHN F. COLLINS, Mayor.

Ordered, That chapter 755 of the Acts of 1962 entitled "An Act Increasing the Amount of the Death Benefit Payable under the State-Boston Retirement System to the Widow of John J. Gallagher Who Died of Injuries Sustained in Line of Duty as a Police Officer of the City of Boston" be, and hereby is, accepted.

On motion of Councillors McDonough and Tierney the rules were suspended and the order was passed.

LAY OUT OF STIMSON STREET, WEST  
ROXBURY.

The following was received:

City of Boston,

Office of the Mayor, September 20, 1962.

To the City Council.

Gentlemen:

The Public Improvement Commission on October 22, 1958, voted to lay out Stimson street, West Roxbury, from the Veterans of Foreign Wars Parkway, approximately 220

feet easterly. To lay out subject street within the aforesaid limits will require the crossing of a right of way at the Boston & Providence Railroad. As the said crossing is very plainly in the public interest I recommend to your Honorable Body early adoption of the order transmitted herewith.

Respectfully,

JOHN F. COLLINS, Mayor.

Ordered, That it be, and hereby is, deemed and determined to be necessary for the security and convenience of the public that Stimson street in West Roxbury, as laid out from the Veterans of Foreign Wars Parkway approximately 220 feet easterly, requires the crossing of a right of way to the Boston & Providence Railroad substantially as shown on the plan entitled "City of Boston, Stimson Street, West Roxbury," signed by James W. Haley, Division Engineer, Street Division, Public Works Department, and dated October 20, 1958.

That the Corporation Counsel of the City of Boston be, and he hereby is, authorized and directed to make, in the name and behalf of the City Council of the City of Boston appropriate application to the State Department of Public Utilities under G. L. (Ter. Ed.), c. 160, s. 104, as amended, in connection with such laying out.

Referred to the Committee on Public Lands.

LAY OUT OF HALLET STREET,  
DORCHESTER.

The following was received:

City of Boston,

Office of the Mayor, September 20, 1962.

To the City Council.

Gentlemen:

The Public Improvement Commission on March 21, 1958, voted to lay out Hallet street, Dorchester, from Hill Top street south-easterly and southwesterly approximately 1,075 feet. To lay out subject street within the aforesaid limits will require the crossing of a right of way at the New York, New Haven & Hartford Railroad (Milton Branch). As the said crossing is very plainly in the public interest I recommend to your Honorable Body early adoption of the order transmitted herewith.

Respectfully,

JOHN F. COLLINS, Mayor.

Ordered, That it be, and hereby is, deemed and determined to be necessary for the security and convenience of the public that Hallet street in Dorchester, as laid out from Hill Top street southeasterly and southwesterly approximately 1,075 feet, requires the crossing of a right of way at the New York, New Haven & Hartford Railroad (Milton Branch), substantially as shown on a plan entitled "City of Boston, Hallet Street, Hill Top Street, Dorchester," signed by George Hyland, Commissioner of Public Works, and dated March 10, 1958.

That the Corporation Counsel of the City of Boston be, and he hereby is, authorized and directed to make, in the name and behalf of the City Council of the City of Boston appropriate application to the State Department of Public Utilities under G. L. (Ter. Ed.), c. 160, s. 104, as amended, in connection with such laying out.

Referred to the Committee on Public Lands.

LAY OUT OF NORTHDALE ROAD, WEST  
ROXBURY.

The following was received:

City of Boston,

Office of the Mayor, September 20, 1962.

To the City Council.

Gentlemen:

The Public Improvement Commission on September 4, 1962, voted to lay out Northdale

road, West Roxbury, from Joyce Kilmer road to Gould street. To lay out subject street within the aforesaid limits will require the crossing of a right of way at the Boston & Providence Railroad. As the said crossing is very plainly in the public interest I recommend to your Honorable Body early adoption of the order transmitted herewith.

Respectfully,  
JOHN F. COLLINS, Mayor.

Ordered, That it be, and hereby is, deemed and determined to be necessary for the security and convenience of the public that Northdale road in West Roxbury, as laid out from Joyce Kilmer road to Gould street requires the crossing of a right of way at the Boston & Providence Railroad substantially as shown on the plan entitled "Plan and Profile of Northdale Road Extension, Boston (West Roxbury), Mass., July 13, 1957," signed by James W. Haley, Chief Engineer, City of Boston Department of Public Works, and dated August 26, 1957.

That the Corporation Counsel of the City of Boston be, and be hereby is, authorized and directed to make, in the name and behalf of the City Council of the City of Boston appropriate application to the State Department of Public Utilities under G. L. (Ter. Ed.), c. 160, s. 104, as amended, in connection with such laying out.

Referred to the Committee on Public Lands.

#### TRANSFER OF \$40,000 TO BUILDING DEPARTMENT.

The following was received:  
City of Boston,

Office of the Mayor, September 17, 1962.  
To the City Council.  
Gentlemen:

I submit herewith an order for the transfer of \$40,000 from the Reserve Fund to the Building Department together with a letter from the Building Commissioner explaining the reason therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.  
Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Building Department, September 6, 1962.  
Hon. John F. Collins,  
Mayor of Boston.

My dear Mayor Collins:

During the calendar year 1962 to date, the Building Department has expended or obligated nearly all of the funds allowed in the 1962 budget for building demolition, repairing or boarding up or otherwise for making structures safe, and for miscellaneous expense for liens, photographs, titles, etc., related thereto. These funds are included in Item 29, Miscellaneous Contractual Services. Funds allotted for these purposes in 1962 amounted to \$104,550.

To August 31, 1962, there were 113 items of building repair or demolition accomplished in 1962, indicating an average cost of about \$925 per item for the necessary work and related costs.

As of September 1, 1962, there were on the Building Department's records 46 buildings to be razed, repaired, or boarded up, action on which has been partially suspended because of lack of funds. Using the average cost per item experienced in 1962 to accomplish the necessary work on these 46 buildings, a further expenditure of about \$42,550 is indicated, without any allowance for work on additional buildings which will certainly be found, during the remainder of 1962, to require remedial action at city expense.

It is requested that the minimum additional sum of \$40,000 be transferred from available sources to the Building Department to enable work to proceed upon the buildings now in hand.

Very truly yours,  
R. E. YORK,  
Building Commissioner.

Ordered, That in accordance with the provisions of section 3B of chapter 486 of the Acts of 1909, as amended by chapter 604 of the Acts of 1941, the City Auditor be, and hereby is, authorized to transfer:

From the appropriation of Reserve Fund, \$40,000, to the appropriation for Building Department, 2, Contractual Services, \$40,000.

Referred to the Committee on Appropriations and Finance.

#### TRANSFER OF \$25,000 TO TRAFFIC AND PARKING DEPARTMENT.

The following was received:

City of Boston,  
Office of the Mayor, September 24, 1962.  
To the City Council.  
Gentlemen:

I submit herewith an order for the transfer of \$25,000 from the Reserve Fund to the Traffic and Parking Department together with a letter from the commissioner explaining the reason therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.  
Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Traffic and Parking Department,  
September 17, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

Effective January 1, 1961, this department was authorized to erect street name signs in the City of Boston. A survey recently completed reveals that there are many streets in the city where missing signs were replaced by temporary signs and where other signs are in definite need of refurbishment.

It is my intention to start a program to correct this situation. It is requested that the sum of \$25,000 be transferred to this department in order to commence the work.

Very truly yours,  
THOMAS F. CARTY,  
Commissioner.

Ordered, That in accordance with the provisions of section 3B of chapter 486 of the Acts of 1909, as amended by chapter 604 of the Acts of 1941, the City Auditor be, and hereby is, authorized to transfer:

From the appropriation for Reserve Fund, \$25,000, to the appropriation for Traffic and Parking Department, 7, Structures and Improvements, \$25,000.

Referred to the Committee on Appropriations and Finance.

#### AMENDMENT TO BOSTON BUILDING CODE.

The following was received:

City of Boston,  
Office of the Mayor, September 24, 1962.  
To the City Council.  
Gentlemen:

On December 11, 1961, I submitted to your Honorable Body a proposed amendment to the Building Code of the City of Boston, specifically Section 29 of the Code. On February 5, 1962, the message and order were rejected without prejudice.

On February 12, 1962, this order was re-submitted and was rejected without prejudice on April 9, 1962.

On July 9, 1962, the order was again re-submitted and was rejected without prejudice on September 4, 1962.

I am informed that there are no objections to the proposed amendment to the Building Code by any of the architectural and engineering groups which have studied, examined, and discussed this amendment. Related objections to earlier forms of the amendment were received during and after Council hearings. Those objections were considered by the professional committees involved and the Building Commissioner, and the present draft incorporates provisions to meet those objections to the extent they were considered sound.

In 1961, a Building Code Advisory Committee was established for the purpose of ex-



aming the Boston Building Code in its entirety and to make suggestions and recommendations with a view to bringing the Code up to date and to make it more fully adaptable to the situations arising as a result of the widespread construction now taking place in the City of Boston and construction plans made for the future.

The members of this committee were selected from the best available engineers and architects and related fields. These men have devoted untold man hours to this project, holding meetings and discussions, many times during the past months, often to the detriment of the conduct of their personal businesses and endeavors. They have given unstintingly of their knowledge and experience with the sole objective of giving to the City of Boston a building code which would best serve the interest of the City of Boston and those obliged to conform to the Code. This committee has now been at work for many months without seeing their diligent efforts come to fruition. There are many other sections of the Code remaining to be examined with the objective of securing suggestions and recommendations for possible amendment, and in view of the delay in securing your Honorable Body's approval of the amendment already submitted, it is becoming increasingly difficult, if not impossible, for the Advisory Committee to secure the services of the various technical people to assist them in the examination of the other sections of the Code and to propose suggested ways in which these various sections may be made more workable.

I am resubmitting my order of July 7, 1962, and recommend its immediate adoption by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Building Department, September 21, 1962.  
To His Honor the Mayor of the City of Boston  
and the  
Honorable City Council of Said City.

Gentlemen:  
Pursuant to the vote of the City Council on September 4, 1962, wherein the Council rejected without prejudice the proposed ordinance "Further Regulating Excavations for, and Foundations of, Buildings and Structures in the City of Boston" on the message of the Mayor dated July 9, 1962, the revised proposed amendment of the Boston Building Code is hereby resubmitted for consideration.

Accordingly, acting under the power vested in me by St. 1938, c. 479, s. 105A, as inserted by St. 1939, c. 217, s. 1, I recommend that the Boston Building Code be amended by striking out Part 29, as amended by chapter 8 of the Ordinances of 1943 and chapter 2 of the Ordinances of 1955, and inserting in place thereof the new Part 29.

A copy of the proposed ordinance is attached hereto.

Respectfully,  
ROBERT E. YORK,  
Building Commissioner.

City of Boston,  
In the Year Nineteen Hundred and Sixty-two.  
An Ordinance Further Regulating Excavations for, and Foundations of, Buildings and Structures in the City of Boston.

Be it ordained by the City Council of Boston, as follows:

Section 1. Chapter 479 of the Acts of 1938 is hereby amended by striking out Part 29, as amended by chapter 8 of the Ordinances of 1943, and chapter 2 of the Ordinances of 1955, and inserting in place thereof the following:

PART 29

EXCAVATIONS AND FOUNDATIONS

- Section  
2901 — Excavations  
2902 — General Requirements for Foundations  
2903 — Soil Information  
2904 — Classification of Bearing Materials and Allowable Bearing Values  
2905 — Foundation Loads  
2906 — Foundation Design

Section

- 2907 — Footings and Foundation Piers  
2908 — Driven Piles — General Requirements  
2909 — Allowable Load on Piles  
2910 — Wood Piles — General Requirements  
2911 — Precast Concrete Piles  
2912 — Cast-in-Place Concrete Piles  
2913 — Steel and Steel Concrete Piles  
2914 — Composite Piles  
2915 — Bearing Tests  
2916 — Settlement Analysis

Section 2901 — Excavations

(a) Until provision for permanent support has been made, excavations shall be properly guarded and protected by the persons causing them to be made so as to prevent such excavation from becoming dangerous, in the opinion of the Commissioner, to life or limb, or to prevent adjoining soil from moving or caving, or to preserve or protect any wall, building, or structure from injury. Where necessary, excavations shall be sheet-piled, braced or shored, and permanent excavations shall be protected by retaining walls or other permanent structures to prevent movement or caving of the adjoining soil.

(b) Structures near an excavation and owned by another than the person causing the excavation to be made shall be supported as follows:

(1) Where an excavation is carried below the curb grade, at the common property line, or below the surface of the ground where there is no such curb grade, the person causing such excavation to be made shall, at all times, if accorded the necessary license to enter upon the adjoining land, and not otherwise, at his own expense, preserve and protect from injury any wall, building or structure, the safety of which may be affected by said excavation, and shall support it by proper foundations. If the necessary license is not accorded to the person making such excavation, then it shall be the duty of the owner refusing to grant such license to make such wall, building, or structure safe and to support it by proper foundations; and, when necessary for that purpose, such owner shall be permitted to enter upon the premises where such excavation is being made.

(2) Where a party wall is intended to be used by the person causing the excavation to be made, he shall, at his own expense, preserve such party wall from injury and shall support it so that the said party wall shall be safe for the purposes intended.

(c) If the person whose duty it shall be under the provisions of this section to guard and protect an excavation, or to prevent adjoining soil from moving or caving, or to preserve or protect any wall, building, or structure from injury, shall neglect or fail so to do, the Commissioner may enter upon the premises, and make safe such excavation, wall, building or other structure as provided in Section 116 of Part 1.

Section 2902 — General Requirements for Foundations

(a) The foundations of every permanent structure shall be supported by satisfactory bearing material which shall mean:

(1) Natural deposits of rock, gravel, sand, rock flour (inorganic silt), inorganic clay, or any combination of these materials;

(2) Compacted fills which satisfy the provisions of Section 2904 (a) (4);

(3) Natural deposits or artificial fills which can be changed into satisfactory bearing materials by preconsolidation with a temporary surcharge in accordance with the provisions of Section 2904 (a) (5).

(b) Where footings are supported at different levels, or at different levels from footings of adjacent structures, foundation plans shall include vertical sections showing to true scale all such variations in grade. The effect of such differences in footing levels on the bearing materials shall be considered in the design.

(c) Foundations shall be constructed so that freezing temperatures will not penetrate into underlying soils that contain more than five per cent (by weight), passing a No. 200 mesh sieve. The foundations and grade beams of permanent structures, except when founded on sound rock, and except as otherwise provided in Section 2902 (d), shall be carried down at least four feet below



an adjoining surface exposed to natural freezing. No foundation shall be placed on frozen soil. Foundations shall not be placed in freezing weather unless adequately protected.

(d) Foundations of detached garages or similar accessory structures not exceeding eight hundred square feet in area and not over one story high, and grade beams of all structures, need not be carried more than one foot below an adjoining surface exposed to natural freezing if the underlying soil to a depth of at least four feet beneath the surface, and extending at least four feet outside the building, is sand, gravel, cinders or other granular materials containing not more than five per cent (by weight) passing a No. 200 mesh sieve.

(e) Foundations subject to hydrostatic uplift shall have adequate provisions to prevent heaving.

(f) Basements and cellars shall be waterproofed up to the maximum probable ground-water level. Under boilers, furnaces and other heat-producing apparatus, suitable insulation shall be installed to protect the waterproofing against damage from heat as specified in Part 21. Foundations under heat-producing units shall be so insulated as to prevent evaporation of moisture from any underlying soil that is subject to shrinkage, and to protect the heads of wood piles against damage from heat.

#### Section 2903 — Soil Information

(a) Before issuing a permit for the erection of a permanent structure, or for the alteration of a permanent structure that may affect its foundation, the Commissioner shall be furnished with adequate soil data by the applicant. Where borings or tests are required, they shall be made at a sufficient number of locations and to such depths, and they shall be supplemented by such field or laboratory tests and engineering analysis, as are necessary in the opinion of the Commissioner. When it is proposed to support the structure directly on bedrock, the Commissioner may require drill bores or core borings to be made into the rock to a sufficient depth to prove that bedrock has been reached.

(b) Duplicate copies of the results obtained from all completed and uncompleted borings, plotted to true relative elevation and to scale, and of all test results or other pertinent soil data shall be filed with the Commissioner.

#### Section 2904 — Classification of Bearing Materials and Allowable Bearing Values

(a) The terms used in this section shall be interpreted in accordance with generally accepted engineering nomenclature. In addition, the following more specific definitions are used for bearing materials in the Greater Boston area:

##### (1) Rocks

Shale — A soft, fine-grained sedimentary rock.  
Slate — A hard, fine-grained metamorphic rock of sedimentary origin.  
Roxbury Puddingstone — A hard, well-cemented conglomerate.

##### (2) Granular Materials

Gravel — A mixture of mineral grains at least seventy per cent (by weight) of which is retained on a No. 4 mesh sieve and possessing no dry strength.

Sand — A mixture of mineral grains at least seventy per cent (by weight) of which passes a No. 4 mesh sieve and which contains not more than fifteen per cent (by weight) passing a No. 200 mesh sieve.

Coarse Sand — A sand at least fifty per cent (by weight) of which is retained on a No. 20 mesh sieve.

Medium Sand — A sand at least fifty per cent (by weight) of which passes a No. 20 mesh sieve and at least fifty per cent (by weight) is retained on a No. 60 mesh sieve.

Fine Sand — A sand at least fifty per cent (by weight) of which passes a No. 60 mesh sieve.

Well-graded Sand and Gravel — A mixture of mineral grains which contains between twenty-five per cent and seventy per cent (by weight) passing a No. 4 mesh sieve, between ten and forty per cent (by weight) passing a No. 20 mesh sieve, and containing not more than eight per cent (by weight) passing a No. 200 mesh sieve.

##### (3) Cohesive Materials

Hardpan — A glacial till that generally lies directly over bedrock and consists of a highly

compacted, heterogeneous mixture ranging from very fine material to coarse gravel and boulders. It can be identified from geological evidence and from the very high penetration resistance encountered in earth boring and sampling operations.

Clay — A fine-grained, inorganic soil possessing sufficient dry strength to form hard lumps which cannot readily be pulverized by the fingers.

Hard Clay — An inorganic clay requiring picking for removal, a fresh sample of which cannot be molded by pressure of the fingers.

Medium Clay — An inorganic clay which can be removed by spading, a fresh sample of which can be molded by a substantial pressure of the fingers.

Soft Clay — An inorganic clay, a fresh sample of which can be molded with slight pressure of the fingers.

Rock Flour and Inorganic Silt — A fine-grained, inorganic soil consisting chiefly of grains which will pass a No. 200 mesh sieve, and possessing sufficient dry strength to form lumps which can easily be pulverized with the fingers.

(NOTE.—Dry strength is determined by drying a wet pat of soil and breaking it with the fingers.)

#### (4) Compacted Granular Fill

(a) A fill consisting of gravel, sand-gravel mixtures, coarse or medium sand, crushed stone, or slag, containing not more than five per cent (by weight) passing a No. 200 mesh sieve, shall be considered satisfactory bearing material when compacted by one of the following methods:

I. In six-inch layers, each layer with at least four coverages with the treads of a crawler-type tractor with a total weight, including equipment, of not less than fifteen tons and operated at its top speed;

II. In twelve-inch layers, with at least three coverages with the wheels of a rubber-tired roller having four wheels abreast and weighted to a total load of not less than thirty-five tons;

III. Other types of materials and other compaction equipment, such as vibrators, may be approved by the Commissioner on the basis of sufficient evidence that they will achieve compacted fills having satisfactory properties.

(b) Application of water is permitted, and for some sands may be required in order to achieve satisfactory traffic-ability and compaction.

(c) The Commissioner will require a competent inspector, qualified by experience and training and satisfactory to him, to be on the project at all times while fill is being placed and compacted. The inspector shall make an accurate record of the type of material used, including grain-size curves, thickness of lifts, type of compaction equipment and number of coverages, the use of water and other pertinent data. Whenever the Commissioner or the inspector questions the suitability of a material, or the degree of compaction achieved, hearing tests shall be performed on the compacted material in accordance with the requirements of Section 2915. A copy of all these records and test data shall be filed with the Commissioner.

(5) Preloaded Highly Compressible Materials  
The Commissioner may allow the use of certain otherwise unsatisfactory natural soils and uncompacteds fills for the support of one story structures, after these materials have been preloaded to not less than one hundred and fifty per cent of the stresses which will be induced by the structure. The Commissioner may require the loading and unloading of a sufficiently large area, conducted under the direction of a competent engineer, approved by the Commissioner, who shall submit a report containing a program which will allow sufficient time for adequate consolidation of the material, and an analysis of the preloaded material and of the probable settlements of the structure.

(b) The maximum pressure on soils under foundations shall not exceed the allowable bearing values set forth in the following table, except when determined in accordance with the provisions of Section 2915, and in any case subject to the modifications of subsequent paragraphs of this section.

Class	Material	Allowable Bearing Value in Tons Per Square Foot (*)
1	Massive igneous rocks and Roxbury Puddingstone, all in sound condition (sound condition allows minor cracks)	100
2	Slate in sound condition (minor cracks allowed)	50
3	Shale in sound condition (minor cracks allowed)	10
4	Residual deposits of shattered or broken bedrock of any kind except shale	10
5	Hardpan	10
6	Gravel, well-graded sand and gravel	5
7	Coarse sand	3
8	Medium sand	2
9	Fine sand	1 to 2 †
10	Hard clay	5 †
11	Medium clay	2 †
12	Soft clay	1 †
13	Rock flour, inorganic silt, shattered shale, or any natural deposit of unusual character not provided for herein	‡
14	Compacted granular fill	2 to 5 ‡
15	Preloaded highly compressible materials	‡

\* The allowable bearing value given in this section, or when determined in accordance with the provisions of Section 2915, will assure that the soils will be stressed within limits that lie safely below their strength. However, such allowable bearing values for Classes 9 to 12, inclusive, do not assure that the settlements will be within the tolerable limits for a given structure.

† Alternatively, the allowable bearing value shall be computed from the unconfined compressive strength of undisturbed samples, and shall be taken as 1.50 times that strength for round and square footings, and 1.25 times that strength for footings with length-width ratios of greater than four; for intermediate ratios interpolation may be used.

‡ Value to be fixed by the Commissioner in accordance with Sections 2915 and 2903.

(e) The tabulated bearing values for rocks of Classes 1 to 3, inclusive, shall apply where the loaded area is on the surface of sound rock. Where the loaded area is below such surface these values may be increased ten per cent for each foot of additional depth, but shall not exceed three times the tabulated values.

(d) The allowable bearing values of materials of Classes 4 to 9, inclusive, may exceed the tabulated values by five per cent for each foot of depth of the loaded area below the minimum required in Section 2906 (c), but shall not exceed twice the tabulated values. For areas of foundations smaller than three feet in least lateral dimension, the allowable design bearing values shall be one third of the allowable bearing values multiplied by the least lateral dimension in feet.

(c) The tabulated bearing values for Classes 10 to 12, inclusive, shall apply only to pressures directly under individual footings, walls, and piers; and in case structures are founded on or are underlain by deposits of these classes, the total load over the area of any one bay or other major portion of the structure, minus the weight of all materials removed, divided by the area, shall not exceed one half the tabulated bearing values. Whenever there is any doubt about the settlements of a proposed structure or the effect on neighboring structures, the Commissioner shall require that the magnitude and distribution of the probable settlements be investigated as specified in Section 2916.

(f) The computed vertical pressure at any level beneath a foundation shall not exceed the allowable bearing values for the material at that level. Computation of the vertical pressure in the bearing materials at any depth below a foundation shall be made on the assumption that the load is spread uniformly at an angle of sixty degrees with the horizontal; but the area considered as supporting the load shall not extend beyond the intersection of sixty degree planes of adjacent foundations.

Section 2905 — Foundation Loads

(a) The loads to be used in computing the pressure upon bearing materials directly under-

lying foundations shall be the live and dead loads of the structure, as specified in Part 23, including the weight of the foundations and of any immediately overlying material, but deducting from the resulting pressure per square foot the total weight of a one-square-foot column of soil, including the water in its voids, which extends from the lowest immediately adjacent surface of the soil to the bottom of the footing, pier or mat. Foundations shall be constructed so as to resist the maximum probable hydrostatic pressures.

(b) Eccentricity of loading in foundations shall be fully investigated and the maximum pressure on the basis of straight-line distribution shall not exceed the allowable bearing values.

(e) Where the pressure on the bearing material due to wind is less than one third of that due to dead and live loads, it may be neglected in the foundation design. Where this ratio exceeds one third, foundations shall be so proportioned that the pressure due to combined dead, live and wind loads shall not exceed the allowable bearing values by more than one third.

(d) One story structures without masonry walls and not exceeding eight hundred square feet in area may be founded on a layer of satisfactory bearing material not less than three feet thick, which is underlain by highly compressible material, provided that the stresses induced in the unsatisfactory material by the live and dead loads of the structure and the weight of any new fill, within or adjacent to the building area, will not exceed two hundred and fifty pounds per square foot.

(e) The pressures against foundation walls and other types of retaining walls shall be fully investigated. Particular attention shall be paid to restraints which may cause substantially larger earth pressures than the active earth pressure, and to the type of backfill and drainage. In addition to earth pressure, such walls shall be designed and constructed to resist hydrostatic pressures corresponding to the maximum probable ground water level.

Section 2906 — Foundation Design

(a) Foundations shall be designed to distribute to the supporting materials all vertical, horizontal and inclined loads, as specified in Section 2905, without exceeding the allowable stresses specified elsewhere in this Code for the materials of which the foundations are to be constructed.

(b) Plain concrete in foundations shall have a minimum compressive strength at twenty-eight days of two thousand pounds per square inch. Reinforced concrete in foundations shall have a minimum compressive strength of twenty-five hundred pounds per square inch at twenty-eight days.

(c) The bottom surface of any footing resting on material of Classes 4 to 15, inclusive, shall be at least eighteen inches below the lowest ground surface or the surface of a floor slab bearing directly on the soil immediately adjacent to the footing.

(d) Whenever, in an excavation, soil and ground water conditions are such that an inward or upward seepage is produced in the bearing material, special excavating methods and control of ground water shall be employed to prevent disturbance of the bearing material in the excavation or under existing structures. If there is evidence of disturbance of the bearing material, the extent of the disturbance shall be evaluated and appropriate remedial measures taken, satisfactory to the Commissioner.

Section 2907 — Footings and Foundation Piers

(a) The footings of foundation walls or piers shall be of plain or reinforced concrete or other satisfactory masonry, or steel grillages. Structural steel grillage foundations shall have at least six inches of concrete cover below the bottom of the steel and shall have at least four inches of concrete cover above the steel and between the sides of the steel and the adjacent soil. Footings of wood may be used under temporary structures.

(b) A foundation pier is here defined as a structural member which extends to a satisfactory bearing material, and which may be constructed in an excavation that afterwards is backfilled by an approved method, or by filling the excavation with concrete, or which may be built by sinking an open or pneumatic caisson.



(1) The manner of construction shall be by nondisplacement methods and shall permit inspection of the bearing material in place.

(2) The bases of foundation piers may be enlarged by spread footings, pedestals or belled bottoms.

(3) Bell-shaped bases shall have a minimum edge thickness of four inches. The bell roof shall slope not less than sixty degrees with the horizontal unless the base is designed in accordance with Part 26.

(4) Foundation piers may be designed as concrete columns with continuous lateral support. The unit compressive stress in the concrete at the least cross section shall not exceed twenty-two and one half per cent of the twenty-eight day strength of the concrete nor nine hundred pounds per square inch.

(5) When the center of cross section of a foundation pier at any level deviates from the resultant of all forces more than one sixtieth of its height, or more than one tenth of its diameter, it shall be reinforced as provided in Part 26. The restraining effect of the surrounding soil may be taken into account.

(6) With approval of the Commissioner, concrete may be placed through still water by means of a properly operated tremie or bottom-dump bucket.

(7) The owner shall engage a competent inspector, qualified by experience and training and satisfactory to the Commissioner, to be present at all times while foundation piers are being installed, to inspect and approve the bearing soil and the placing of the concrete. The inspector shall make a record of the type of bearing soil upon which the pier rests, of the dimensions of the pier, and of the class of concrete used in its construction. A copy of these records shall be filed in the office of the Commissioner.

#### Section 2908 — Driven Piles — General Requirements

(a) Types of pile construction not specifically provided for in this part shall meet such additional requirements as may be prescribed by the Commissioner.

(b) A detached column supported by piles shall rest upon not less than three piles, at least one of which is offset; except that for one story buildings a detached column may rest upon two piles when its axis is not more than one and one half inches off the line connecting the centers of the two piles, or upon a single pile when other than wood or wood-composite piles are used, and its axis is not more than one and one half inches off the center of the pile.

(c) A foundation wall, restrained laterally so as to ensure stability both during and after construction, may be supported by a single row of piles.

(d) The method of driving shall be such as not to impair the strength of the pile and shall meet with the approval of the Commissioner. Measurements to determine the value of "s" shall not be made immediately after the introduction of fresh cushion block material, or an interruption in the driving operation or when the pile head is shattered, broomed, crumpled or otherwise damaged.

The cushion block, where used, shall be of hardwood with its grains parallel with the axis of the pile and be enclosed in a tight-fitting steel housing, or an approved equal. Wood chips, pieces of rope, old hose or automobile tires and similar materials shall not be used as a cushion block.

Shattered, broomed, crumpled or otherwise damaged pile heads shall be cut back to sound material before continuing the driving.

In case a follower is used, it shall be of steel, seasoned white oak or hickory, equipped on its lower end with a metal socket or hood suitable for encasing the pile head and to protect it from being damaged during driving.

(e) Jetted piles shall be driven to the required resistance after the flow of jet water has stopped, except as provided in Section 2909 (c) (5).

(f) When piles have been damaged in driving, or driven in locations other than those indicated on the plans, or that have capacities less than required by the design, the affected pile groups and pile caps shall be investigated and if necessary, the pile groups or pile caps shall be redesigned or additional piles shall be driven to replace the defective piles.

(g) Concrete for capping piles shall be proportioned for a minimum compressive strength at twenty-eight days of at least twenty-five hundred pounds per square inch. The concrete shall extend not less than twelve inches above the pile heads and shall fill the space between and around the piles for a depth of at least three inches. The minimum horizontal distance from the edge of the pile cap to the nearest pile surface shall be six inches and there shall be at least two inches of concrete between the top of a pile and steel reinforcement.

(h) Where piles are driven through soft soil to hard bearing material providing high point resistance, the grades of all piles or pile casings previously driven or redriven shall be measured to detect uplift; and if uplift of one half inch or more occurs in any pile or pile casing, such pile or pile casing shall be redriven to its original point elevation and thereafter to the required final driving resistance.

(i) The length of a pile below the ground surface shall be considered as a plain column with continuous lateral support. The length above the ground surface shall be designed as an unsupported column in accordance with the applicable provisions of this code.

(j) The owner shall engage a competent inspector, qualified by experience and training and satisfactory to the Commissioner, to be present at all times while piles are being driven and to inspect all work in connection with the piles. The inspector shall make an accurate record of the material and the principal dimensions of each pile, of the weight and fall of the ram, the type, size and make of hammer, the number of blows per minute, the energy per blow, the number of blows per inch for the last six inches of driving, together with the grades at point and cut-off. A copy of these records shall be filed in the office of the Commissioner.

#### Section 2909 — Allowable Load on Piles

(a) The supporting capacity of piles shall be obtained from bearing upon or embedment in bearing materials as defined in Section 2904.

(b) The allowable load on a single pile shall be limited by the requirement that such load shall not cause excessive movement of the pile relative to the soil. Satisfactory proof of this load can be obtained from load tests conducted in accordance with Section 2915. In the absence of such proof of the supporting capacity, except for the types of piles covered in Sections 2912 (d) and 2913 (d), the load on a single pile shall not exceed the higher of the two values determined in accordance with Sections 2909 (c) and 2909 (d).

(c) (1) The allowable load may be computed by means of the following driving formula:

$$R = \frac{1.7 E}{s + 0.1 \sqrt{\frac{W_p}{W_r}}}$$

where

R = allowable pile load in pounds

E = energy per blow in foot-pounds which for drop hammers is the product of the weight in pounds of the hammer and the height of fall in feet, and which for other types of hammers may be taken as that established by the hammer manufacturer. For batter piles, proper allowance shall be made for the resultant loss of energy.

$\frac{W_p}{W_r}$  = the ratio of the weight  $W_p$  of the pile and

other driven parts to the weight  $W_r$  of the striking part of the hammer, except that this ratio shall not be entered into the formula as less than unity.

s = the average penetration in inches per blow for the final six inches of driving, except that if an abrupt high increase in resistance is encountered, "s" shall be taken as the average penetration per blow for the last five blows. The minimum value of "s" which may be used in the formula is five hundredths of an inch.



(2) The energy  $E$  per blow in foot-pounds delivered by the hammer shall be numerically not less than fourteen per cent of  $R$  in pounds and

$\frac{Wt}{Wr}$  shall not be greater than 3.5.

(3) The value of "s" must be determined with the hammer operating at not less than ninety per cent of the maximum number of blows per minute for which the hammer is designed.

(4) If the driving of the pile has been interrupted for more than one hour, the value of "s" shall not be determined until the pile is driven at least an additional twelve inches, except when it encounters refusal on or in a material of Classes 1 to 5, inclusive.

(5) When the constant tapered portion of a pile, including a timber pile, is driven through a layer of gravel, sand or hard clay (Classes 6 to 10, inclusive, and Class 14) exceeding five feet in thickness, and through an underlying soft stratum, the bearing capacity shall not be determined in accordance with the driving formula, unless jetting is used during the entire driving of the tapered portion of the pile through the layer of gravel, sand, hard clay, or Class 14 material, or unless a hole is pre-excavated through said layer for each pile.

(d) The allowable load on a pile stopped in inorganic clay as found in Greater Boston, may be based on a friction value of five hundred pounds per square foot of embedded pile surface for a design load not to exceed twenty-two tons, or on a friction value determined from pile load tests. The embedded length shall be the length of the pile below the surface of the inorganic clay, or below the surface of immediately overlying satisfactory bearing material. The area of embedded pile surface shall be computed by multiplying the embedded length by the perimeter of the smallest circle or polygon that can be circumscribed around the average section of the embedded length of the pile. The method of determining the allowable load described in this paragraph shall not be used for a pile in which the drive-pipe is withdrawn or for piles which are driven through the clay to or into firmer bearing materials.

(e) In case piles in clusters are driven under the provisions of Section 2909 (d), the allowable load shall be computed for the smaller of the following two areas: (1) the sum of the embedded pile surfaces of individual piles; (2) the area obtained by multiplying the perimeter of the polygon circumscribing the cluster at the surface of the satisfactory bearing material by the average embedded length of pile.

(f) The allowable load on a single pile installed by jacking shall not exceed one half the load applied to the pile at the completion of jacking, provided that the final load is kept constant for a period of four hours and that the settlement during that period does not exceed one twentieth of an inch.

(g) Where weaker materials underlie the bearing material into which the piles are driven, the allowable pile load shall be limited by the provision that the vertical pressures in such underlying materials produced by the loads on all piles in a foundation shall not exceed the allowable bearing values of such materials, as given in Section 2904, or determined in accordance with the provisions of Section 2915. Piles or pile groups shall be assumed to transfer their loads to the underlying materials by spreading the load uniformly at an angle of sixty degrees with the horizontal, starting at a polygon circumscribing the piles at the top of the satisfactory bearing material in which they are embedded; but the area considered as supporting the load shall not extend beyond the intersection of the sixty degree planes of adjacent piles or pile groups.

(h) Where a pile or a group of piles is placed in subsiding fill or soil, the effect of the downward frictional forces shall be given consideration in the design.

(i) The allowable bearing value of a pile shall not be limited to the value obtained by multiplying its point area by the allowable bearing value given in Section 2904.

#### Section 2910 — Wood Piles — General Requirements

(a) Every wood pile shall be in one piece, cut from a sound live tree and free from defects which may materially impair its strength or durability.

It shall be butt-cut above the ground swell, and shall have substantially uniform taper from butt to point. Wood piles shall measure at least six inches in smallest diameter at the point and at least ten inches in smallest diameter at the cut-off, these measurements being taken under the bark. The axis of a wood pile shall not deviate from a straight line more than one inch for each ten feet of length nor more than six inches for the entire length.

(b) The load on a wood pile shall not exceed the allowable load specified in Section 2909 and, for a pile of the minimum dimensions specified in this section, shall not exceed twelve tons for Spruce, Norway Pine, and woods of similar strength which will be referred to as Type A, nor sixteen tons for Oak, Southern Yellow Pine, and woods of similar strength which will be referred to as Type B. These loads may be increased for each full inch by which both the cut-off and point diameters exceed the minima specified, by three tons for woods of Type A, but not to exceed a total load of twenty-four tons, and by four tons for woods of Type B, but not to exceed a total load of thirty tons.

(c) The load on wood piles driven to bearing on materials of Classes 1 to 5, inclusive, shall be not more than sixty per cent of that allowed in Section 2910 (b).

(d) Piles shall be cut to sound wood before capping is placed.

(e) The center-to-center spacing of wood piles shall be not less than two and one half times the cut-off diameter.

(f) To avoid damage to the pile, the size of the hammer shall be such that the driving energy in foot-pounds per blow shall not exceed numerically the point diameter of the pile in inches multiplied by fifteen hundred. The total driving energy in foot-pounds for six inches of penetration shall for all types of hammers be numerically no greater than the point diameter in inches times twenty-two thousand for woods of Type A or times thirty-two thousand for woods of Type B. For the last inch of penetration the energy in foot-pounds shall not exceed numerically the point diameter in inches multiplied by six thousand. In any case driving shall be stopped immediately when abrupt high resistance to penetration is encountered.

(g) The cut-off grade for untreated wood piles shall be below the probable permanent ground-water level, and shall be subject to the Commissioner's approval.

(h) The Commissioner may require the owner to install and maintain in good condition at least one ground-water observation well within the building, which shall be accessible to the Commissioner.

#### (i) Additional Requirements for Treated Piles

(1) Timber piles pressure treated with creosote or creosote-coal-tar solution, and conforming to the requirements of this section, may be cut off above permanent ground water level when used for the support of buildings not exceeding two stories in height.

(2) Before any treated piles are driven, the Commissioner shall be furnished three copies of a certificate of inspection, issued by an approved independent testing laboratory, certifying that the piles were free of decay, were properly peeled and otherwise prepared before treatment; and that the method of treatment, the chemical composition and the amount of retention of the preservative conform to the requirements of this section.

(3) Treated piles shall be of Norway Pine, Southern Yellow Pine or Douglas Fir and shall be impregnated with preservative in accordance with specifications of the American Wood Preservers' Association, as follows: C1-61, "Standard for Preservative Treatment by Pressure Processes — All Timber Products" and C3-60, "Standard for the Preservative Treatment of Piles by Pressure Processes."

(4) Piles exposed to sea water shall be Southern Yellow or Norway Pine, and the preservative used shall conform to the requirements for Grade B of P2-58, "Standard for Creosote-Coal-Tar Solutions" of the American Wood Preservers' Association. For piles not exposed to sea water, the preservative used shall conform to P1-54, "Standard for Creosote" of the American Wood Preservers' Association.

(5) The retention of preservative shall be not less than twenty pounds per cubic foot for piles exposed to sea water and not less than twelve pounds per cubic foot for other piles.

(6) After being cut to grade, the top surface of the pile shall be brush treated with not less than three heavy coatings of the treating material applied hot.

#### Section 2911—Precast Concrete Piles

(a) Precast concrete piles shall be so proportioned, cast, cured, handled and driven as to resist without significant cracking the stresses induced by handling and driving as well as by loads. The minimum lateral dimension of a precast concrete pile shall be twelve inches except that the lower six feet may taper to eight inches at the point exclusive of the metal point, if used. Each pile shall be cast in one piece. The concrete shall have a minimum compressive strength of four thousand pounds per square inch. No pile shall be handled or driven until it has cured sufficiently to develop the necessary strength as shown by standard test specimens made from the same batches of concrete cured under similar conditions.

(b) Except as otherwise specified herein, piles shall be proportioned so as to satisfy the requirements of Part 26. Additional requirements for steel reinforcement are as follows: For a length equal to at least three times the minimum lateral dimension at both ends of the pile, lateral ties shall be spaced not over three inches center-to-center or an equivalent spiral shall be provided. Steel reinforcement shall be embedded in concrete forming the body of the pile a net distance of at least one and one half inches from any exposed surface and in piles exposed to sea water such coverage shall be at least three inches.

(c) The maximum water-cement ratio and the minimum cement content of the concrete for piles exposed to sea water shall be four and one half gallons per sack and eight sacks per cubic yard, respectively.

(d) The minimum spacing center-to-center of precast concrete piles shall be two and one half times the square root of the cross-sectional area at the butt.

(e) When precast concrete piles are driven to or into bearing materials of Classes 1 to 5, inclusive, or through materials containing boulders, they shall have metal tips of approved design.

(f) The load on a precast concrete pile shall not exceed the allowable load specified in Section 2909, and shall not exceed fifty tons for a pile of one square foot cross-sectional area. For piles of larger cross-section, this limit of load may be increased in proportion to increase in area, but not to exceed a total load of ninety tons.

#### Section 2912—Cast-in-Place Concrete Piles

(a) In this section a distinction is made between poured-concrete piles and compacted-concrete piles. A poured-concrete pile is formed by pouring concrete into a driven casing or drive-pipe that is installed in the ground either permanently or temporarily. A compacted-concrete pile is formed by placing concrete having zero slump, in small batches, and compacting each batch.

(b) All cast-in-place concrete piles shall be so made and placed as to ensure the exclusion of all foreign matter and to secure a well formed unit of full cross section. The minimum strength of concrete for cast-in-place piles shall be three thousand pounds per square inch. While placing the concrete, the casing or drive-pipe shall be free of water.

#### (c) Poured-Concrete Piles

(1) The diameters of metal-cased poured-concrete piles, when measured on the outside of a plain cylinder, or the outside of horizontal, helical or vertical corrugations, shall be not less than eight inches, one foot above the point, nor less than twelve inches at cut-off. The shape of the pile may be cylindrical, or conical, or a combination thereof, or it may be a succession of cylinders of equal length, with the change in diameter of adjoining cylinders not exceeding one inch.

(2) For uncased poured-concrete piles (i.e., when no metal casing is left in the ground) the inside diameter of the drive-pipe shall be not less than fourteen and one half inches.

(3) The load on poured-concrete piles shall not exceed the allowable load specified in Section 2909, nor twenty-two and one half per cent of the twenty-eight day strength of the concrete, but not exceeding nine hundred pounds per square inch, when applied to the cross-sectional areas computed on the following bases:

I. For metal-cased piles driven to and into materials of Classes 1 to 4, inclusive, using the diameter measured one (1) foot above the point, except that when the rock is immediately overlain by a bearing stratum consisting of one or a combination of bearing materials of Classes 5 and 6, using the diameter at the surface of the bearing stratum, and as further specified in Section 2912 (c) (1).

II. For metal-case piles, driven through compressible materials, including Classes 11, 12, 13 and 15 and into a bearing stratum consisting of one or a combination of bearing materials of Classes 5 to 10, inclusive, using the diameter at the surface of the bearing stratum and as further specified in Section 2912 (c) (1).

III. For uncased piles driven to or into any bearing material, using the inside diameter of the drive-pipe minus three inches.

IV. In no case shall the maximum load on a poured concrete pile exceed ninety tons.

(4) Immediately before filling with concrete, the inside of the casing shall be thoroughly cleaned to the bottom and inspected by lowering a light bulb, or by means of a light beam. To be accepted: (a) the diameter shall not vary more than twenty per cent from the original value, (b) the point of the casing shall not deviate more than ten per cent of the length of the pile from the design alignment, and (c) the casing shall not deviate by more than four per cent of the length of the casing from a straight line connecting the midpoints of the ends of the casing. If the bottom of the casing is out of sight, the shape and alignment of the casing shall be surveyed with a suitable instrument. No load shall be allowed on a pile, the casing of which shows signs of buckling.

(5) The spacing of poured-concrete piles shall be such as to ensure the preservation of the full cross-section. The spacing center-to-center shall be not less than two and one half times the outside diameter of the drive-pipe or of the casing at midlength. No casing or drive-pipe shall be filled with concrete until all casings or drive-pipes within a radius of seven feet, or within the heave range, whichever is the greater, have been driven to the required resistance.

#### (d) Compacted Concrete Piles

The load on compacted concrete piles shall be limited by the provisions of Section 2909 (g), except that the circumscribing polygon shall start at the junction of the shaft and the enlarged base, and the bearing area shall be taken at planes six feet or more below said junction; and the allowable load on a compacted concrete pile shall not exceed one hundred and twenty tons. The installation of such piles shall fulfill the following listed requirements:

(1) The drive-pipe used for installing the pile shall be not less than twenty inches outside diameter.

(2) The enlarged base of the pile shall be formed on or in bearing materials of Classes 1 to 8, inclusive.

(3) The concrete shall have minimum compressive strength at twenty-eight days of four thousand pounds per square inch, shall be of zero slump, and shall be placed in batches not to exceed five cubic feet in volume.

(4) The last batch of concrete shall be driven into the enlarged base with not less than twenty blows, each of not less than one hundred and thirty thousand foot-pounds.

(5) As the drive-pipe is being withdrawn, not less than two blows of at least thirty thousand foot-pounds each shall be applied to compact each batch of concrete in an uncased shaft.

(6) An uncased shaft shall not be formed through inorganic clay or inorganic silt unless an excavation at least equal to the inside diameter of the drive-pipe is first augered through such soil, or the individual piles are located more than nine feet apart.

(7) An uncased shaft shall not be formed through peat or other organic soils.

(8) A permanent metal-cased shaft, not less than sixteen inches in diameter, shall be installed through inorganic clay or inorganic silt if requirement (6) is not fulfilled. The permanent metal casing shall be fastened to the enlarged base in such a manner that the two will not separate. The concrete may be placed in the metal casing in the same manner as for poured-concrete piles. No metal casing shall be



filled with concrete until after all piles within a radius of at least nine feet have been driven. The stresses in metal-cased shafts shall not exceed nine hundred pounds per square inch on the concrete and, in addition, eight thousand five hundred pounds per square inch on the steel casing, provided that its wall thickness is at least two tenths of an inch.

(9) The center-to-center spacing of piles shall be not less than four feet and six inches.

#### Section 2913 — Steel and Steel-Concrete Piles

(a) At locations where steel and steel-concrete piles will be in contact with cinders, slag, organic soils, or other materials that might cause corrosion of steel, one of the following procedures shall be used:

(1) Remove all such objectionable material from within the area of the structure and replace with inorganic soil.

(2) Deduct one eighth of an inch in thickness from all surfaces in contact with the objectionable material when computing the area of steel for support of load. This reduction shall be applied from pile cut-off grade to a grade fifteen feet below the bottom of the objectionable material.

(3) Effectively protect the steel surface from pile cut-off grade to a grade fifteen feet below the bottom of the objectionable materials; e.g. by means of cathodic protection or by a cover of at least three inches of concrete.

At locations where steel and steel-concrete piles will be in contact with sea water, the steel from a grade ten feet below the ground surface to at least five feet above mean high tide shall be protected by at least three inches of concrete. The maximum water-cement ratio and the minimum cement content of the concrete shall be four and one half gallons per sack, and eight sacks per cubic yard, respectively.

#### (b) Concrete-Filled Pipe Piles

(1) Piles consisting of steel pipes and concrete-filled after driving, shall have an outside diameter of not less than ten and three quarter inches and a pipe wall thickness of at least two tenths of an inch. The material of the pipe shall meet the requirements for Grade 2 in Specifications for Welded and Seamless Steel Pipe Piles, (A252-59) of the American Society for Testing Materials. Splices shall be welded to one hundred per cent of the strength of the pipe. Pipes may be driven open-ended or closed-ended, and the provisions of the section apply to both types.

(2) After driving all pipes within a seven foot radius, and immediately before filling with concrete, the inside of the pipe shall be thoroughly cleaned to the bottom and inspected by lowering a light bulb, or by means of a light beam. To be acceptable: (a) the diameter shall not vary more than twenty per cent from the original value, (b) the point of the pile shall not deviate more than ten per cent of the length of the pile from the design alignment and (c) the pile shall not deviate by more than six per cent of the length of the pile from a straight line connecting the midpoints of the ends of the pile. If the bottom of the pile is out of sight, or cannot be seen because the pile cannot be dewatered, the shape and alignment of the pile shall be surveyed with a suitable instrument. No load shall be allowed on a pile which shows signs of buckling.

(3) Pipes shall be filled with concrete having a minimum compressive strength at twenty-eight days of three thousand pounds per square inch, and as further specified in Part 26. Concrete shall not be placed through water, except that the Commissioner may approve the use of a bottom-dump bucket for concreting a bottom section of a pile, provided that the pile is proven to be free of other materials.

(4) The center-to-center spacing of concrete-filled pipe piles shall be not less than two and one half times the outside diameter of the pipe.

(5) The load on concrete-filled pipe piles shall not exceed the allowable load determined in accordance with Section 2909, nor a load computed on the basis of stress in the concrete at twenty-two and one half per cent of the twenty-eight day strength, but not exceeding nine hundred pounds per square inch, and stress in the steel at eight thousand five hundred pounds per square inch, nor shall the load carried by the steel on this basis exceed one half the total load on the pile.

#### (c) H Piles

(1) Rolled steel H or other approved sections shall meet the requirements of the Specifications for Steel for Bridges and Buildings (A7-61T.) of the American Society for Testing Materials. The minimum thickness of metal shall be four tenths of an inch. If piles are spliced, the splice shall develop one hundred per cent of the strength of the section.

(2) The center-to-center spacing of such piles shall be not less than two and one half times the width of the flange or the depth of the section whichever is the greater.

(3) The load on such piles shall not exceed the allowable load determined in accordance with Section 2909, nor a load based on stress of seven thousand five hundred pounds per square inch on the cross-section.

#### (d) Concrete-Filled Pipes with Steel Cores

(1) Concrete-filled pipes with steel cores may be used only when the pipes can be firmly seated in bedrock of Classes 1 or 2, and shall be of sufficient diameter to permit the inspection of the bedrock socket. Pipe shall meet the requirements stated in Section 2913 (b) (1). If pipes are spliced, the splices shall be welded to develop one hundred per cent of the strength of the pipe.

(2) A socket, approximately of the inside diameter of the pipe, shall be made in bedrock of Classes 1 or 2 to a depth that will assure load transfer when computed for a bearing on the bottom surface of the socket in accordance with Section 2904 (b) and (c), acting together with a bond stress on the perimeter surface of the socket of one hundred pounds per square inch. Before placement of concrete, the socket and pipe shall be thoroughly cleaned and the rock inspected by a competent engineer or geologist satisfactory to the Commissioner. This inspection may be performed by means of an underwater television camera, the position of which is readily controllable to permit thorough inspection of the exposed rock surface in the socket.

(3) The steel core shall consist of a structural steel member. The mating ends of the sections shall be spliced so as to safely withstand the stresses to which they may be subjected. The steel core shall be centered in the steel pipe and shall rest in a layer of cement grout on the bottom of the socket.

(4) The center-to-center spacing of such piles shall be not less than two and one half times the outside diameter of the pipe.

(5) Concrete shall have a minimum compressive strength of four thousand pounds per square inch at twenty-eight days. It shall be so placed that it shall fill completely the space between the steel core and the pipe. In case the socket cannot be kept free from inflow of water, the pipe shall be filled to its top with clean water before placing the concrete.

(6) The details of the design and the installation, including the cleaning and inspection of the socket, the placement of concrete under water or in the dry, the method of centering the steel core and all other phases of the work shall be submitted to the Commissioner for approval.

(7) The load on concrete-filled pipe piles with steel cores shall not exceed the allowable load determined in accordance with the provisions of Section 2913 (d) (2) nor that computed on the basis of nine hundred pounds per square inch on the area of the concrete plus eight thousand five hundred pounds per square inch on the net area of the steel pipe plus fifteen thousand pounds per square inch on the area of the steel core.

#### Section 2914 — Composite Piles

(a) A composite pile shall consist of a combination of not more than two of any of the different types of piles provided for in this Part. The pile shall fulfill the requirements for each type and in addition the provisions of this section. The connection between the two types of piles shall be constructed so as to prevent their separation, to maintain their alignment, to support the load and to be watertight where concrete must be placed subsequent to the driving. The design and the details of the connection shall be subject to the Commissioner's approval.

(b) The requirements of Section 2912 (c) (4) shall apply to the entire length of a pipe-composite pile.



(c) Wood-composite piles shall not be used for support of buildings exceeding two stories in height.

(d) The center-to-center spacing shall be governed by the larger of the spacings, required in this Part, for the types composing the pile.

(e) The allowable load on composite piles shall be that allowed for the weaker of the two sections. For wood-composite piles the allowable load shall not exceed eighty per cent of that allowed for the wood section alone.

#### Section 2915 — Bearing Tests

(a) Whenever the allowable bearing value on bearing materials, on single piles or groups of piles is in doubt, the Commissioner may require bearing tests to be made and the results analyzed under the direction of a competent engineer approved by the Commissioner.

(b) Before any bearing test is started, a sketch of the proposed test arrangement and an outline of the procedure to be followed shall be submitted to the Commissioner and shall have his written approval.

(c) Bearing tests shall be conducted in the presence of an inspector, qualified by experience and training, and who is satisfactory to the Commissioner. A copy of the test results obtained and a graph of the time-settlement curve for each increment of load and of the load-settlement and rebound curve for the entire test shall be submitted to the Commissioner at the completion of each test.

(d) The load shall be applied by direct weight or by means of a newly calibrated hydraulic jack. The application of the test load shall be in steps equal to not more than one half the contemplated design load, to at least twice the contemplated design load, except as provided in Section 2915 (g). The unloading shall be in at least two steps, to the design load and then to zero load. During the loading cycle the contemplated design load and twice the contemplated design load shall be maintained constant for at least twenty-four hours and until settlement or rebound does not exceed two hundredths of an inch in twenty-four consecutive hours. The load for all other load steps including the zero load at the end of the test shall be maintained constant for a period of not less than four hours. Sufficient readings for each load step shall be made to define properly the time-deflection curve.

(e) Observation of vertical movement shall be made with dial extensometers graduated to at least one thousandth of an inch. The readings shall be sufficient in number to define the progress of the settlement or rebound and shall be referred to a beam, the ends of which rest on or are fixed to reliable supports located at least eight feet from the center of the test. In addition, the elevation of the supports shall be checked frequently with reference to a fixed benchmark. The entire measuring setup shall be protected against direct sunlight, frost action and other disturbances that might affect its reliability. Temperature readings, both inside and outside the test enclosure, shall be made when the vertical movements are recorded.

#### (f) Additional Requirements for Soil Bearing Tests.

(1) Bearing tests shall be applied at the elevations of the proposed bearing surfaces of the structure, except that the load may be applied directly on the surface of compacted granular material, Class 14.

(2) The excavation immediately surrounding an area to be tested shall be made no deeper than one foot above the plane of application of the test. The test plate shall be placed with uniform bearing. For the duration of the test, the material surrounding the test area shall be protected effectively against evaporation and frost action.

(3) For bearing materials of Classes 1 to 5, inclusive, the loaded area shall be not less than one square foot and for other classes not less than four square feet. For bearing materials of Classes 1 to 3, inclusive, the Commissioner may permit compression tests on rock cores to be substituted for bearing tests. Each test specimen shall have a height not less than twice its diameter.

(4) The proposed design load shall be allowed provided that the requirements of Section 2904 are fulfilled and the settlements under the design load and twice the design load do not exceed three eighths of an inch and one inch, respectively.

#### (g) Additional Requirements for Pile-Bearing Tests.

(1) A single pile shall be load tested to not less than twice the design load. When two or more piles are to be tested as a group, the total load shall be not less than one and one half times the design load for the group.

(2) Provided that the load-settlement curve shows no sign of failure and provided that the permanent settlement of the top of the pile, after removal of all load at the completion of the test, does not exceed one half inch, the maximum design load shall be the load allowed in this Part for the type of pile or one half of the maximum applied load, whichever is less.

(3) Whenever the soil conditions are such that substantial driving resistance and/or significant support of the pile test load is derived from soil strata overlying the intended bearing stratum, the results of the pile test shall be analyzed so as to evaluate the actual support furnished by the bearing stratum.

#### Section 2916 — Settlement Analysis

(a) Whenever a structure is to be supported by medium or soft clay (materials of Classes 11 and 12), the settlements of the structure and of neighboring structures due to consolidation of the clay shall be given careful consideration, particularly if there are large variations in thickness of the clay or the structure has substantial variation in net load at foundation grade. The Commissioner may require a settlement analysis to be made by a competent engineer with specialized training and experience in soil mechanics in case the live and dead loads of the structure, as specified in Part 23, minus the weight of the excavation, induce a maximum stress greater than four hundred pounds per square foot at midheight of the underlying soft clay, computed by means of a procedure that is generally accepted in soil mechanics.

(b) The settlement analysis will be usually based on a computation of the net increase in stress that will be induced by the structure and realistically appraised live loads, after deducting the weight of excavated soil and other loads under which the clay was fully consolidated. The appraisal of the live loads may be based on surveys of actual live loads of existing buildings with similar occupancy. The soil compressibility data may be derived on the basis of one or more of the following data:

(1) A review of settlement records and behavior of other buildings in Greater Boston having similar subsoil profiles.

(2) Consolidation tests on undisturbed specimens with a diameter of at least two and one half inches. The report shall include a description of the method of sampling and of the quality of the samples.

(3) Consolidation test data from other projects in Greater Boston where the clay is found to be similar when compared on the basis of the natural water content and the liquid and plastic limits.

(c) Should the analysis indicate that the settlements would cause excessive stresses in the structure or would impair its usefulness, the design of the foundation and/or the superstructure shall be modified so that the anticipated settlements will be reduced to tolerable values.

Section 2. Anything in section 3 of chapter 1 of the Revised Ordinances of 1961 to the contrary notwithstanding, this ordinance shall be published by the action of the city council in passing the same.

Referred to the Committee on Ordinances.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

R. Bryan Balfour, for compensation for injuries caused by an alleged defect at 94 Tremont street, Boston.

James P. Cronin, for compensation for damage to ear caused by falling window from Suffolk County Courthouse.

John J. Daley, Jr., to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Edward P. Deechan, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Public Works Department.

Anna M. Donovan, to be reimbursed for amount of money spent in looking for leak on property at 6 Sparbawk street, Brighton, which was later found to be on city property.

Mrs. Joseph Driscoll, for compensation for damage to property at 11 Oakwood street, Hyde Park, caused by blasting operations.

Philip Duffy, to be reimbursed as result of accident which occurred while in performance of duty as employee of the Public Works Department.

Mary Esposito, for compensation for injuries caused by an alleged defect at 145 Saratoga street, East Boston.

Matilda M. Garrity, for compensation for damage to car caused by fire engine.

Hardware Mutuals-Sentry Life Insurance, for compensation for damage to property of Jay and Lillian Riseman caused by snow removal equipment.

Pauline L. Iacobone, to be reimbursed for loss of valuables at City Hospital.

Imperial Hotel, Inc., for refund on liquor license because of demolition of building at 30-44 Cambridge street, Boston.

Marguerite R. King, for compensation for damage to car caused by fire apparatus.

Robert E. Lee, for compensation for damage to car caused by city truck.

Lorraine M. A. Lentini, for compensation for injuries caused by an alleged defect at D street, South Boston.

Murdock J. MacRae, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

Gertrude E. McCartby, for compensation for damage to property at 106 Cushing avenue, Dorchester, caused by stoppage of sewer pipe by a city tree.

Louis M. McLaughlin, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

John P. McQueen, for compensation for damage to car of Edward J. Yazbek caused by employees of Fire Department.

Marguerite Muise, for compensation for injuries caused by an alleged defect at 37 Sheafe street, Boston.

Glendoria Nails, for compensation for injuries caused by an alleged defect at 216 West Canton street, Boston.

Patricia A. O'Rourke, for compensation for damage to car caused by fire engine.

John R. Papa, for compensation for damage to car by city truck.

Elena Paternese, for compensation for injuries caused by an alleged defect on Hanover street, Boston.

Mrs. Minna A. Pratt, to be reimbursed for loss of ring belonging to the late Doris G. Sawin while a patient at City Hospital.

John E. Reddington, for compensation for damage to car caused by an alleged defect at 460 Stuart street, Boston.

The Travelers Insurance Company, for damage to car of Henry Kimble caused by fire truck.

Hyman Wald, for compensation for damage to property at 15 Wilmore street, Mattapan, caused by resurfacing of sidewalk.

Patricia Whiffin, for compensation for injuries caused by an alleged defect on stairway at 934 Parker street, Jamaica Plain.

Edward F. White, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Velma M. Wilthew, for compensation for damage to car caused by fire truck.

APPLICATION FOR FAMILY USE SHELLFISH PERMIT.

Application was received from Frank Durbin, 21 Telegraph street, South Boston, Ward

7, for family use shellfish permit. Referred to the Committee on Licenses.

APPLICATIONS FOR SHELLFISH PERMITS.

Applications for commercial use shellfish permits were received from the following:

Herbert T. Bennett, Jr., 8 Clover street, Dorchester; William E. Bennett, 48 Mercer street, South Boston, Ward 7; Edward M. Elms, 214 Havre street, East Boston, Ward 1; Walter F. Gronberg, Jr., 71 Tonawanda street, Dorchester, Ward 17; Thomas J. Hughes, 140 Whitfield street, Dorchester, Ward 17; Bronick Kwansnica, 98 Mercer street, South Boston, Ward 7; Richard M. McLaughlin, 1060 Saratoga street, East Boston, Ward 1; Ralph A. Minichiello, 40 Blanche street, Dorchester, Ward 16; William J. Nugent, 75 Moore street, East Boston, Ward 1; Robert Powers, 24 Edwin street, Dorchester, Ward 16; William Scott, 366 Meridian street, East Boston, Ward 1; Robert M. Shaw, 35 Torrey street, Dorchester, Ward 17; William L. Snow, 49 West Eagle street, East Boston, Ward 1.

Severally referred to the Committee on Licenses.

PETITION FOR INDEMNIFICATION.

Petition of Prisco C. DeSisto, retired member of the Fire Department, for indemnification for hospital, medical and surgical expenses.

Referred to the Committee on Claims.

NOTICES FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. 24 for Boston extension of the Massachusetts Turnpike.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. 26 for Boston extension of the Massachusetts Turnpike.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. 35 for Boston extension of the Massachusetts Turnpike.

Severally placed on file.

NOTICES OF HEARINGS BEFORE STATE DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of hearing to be held September 24, 1962, at 2.30 P.M., on petition of Boston Edison Company for license to place solid fill and maintain existing fill in and over the tidewaters adjacent to the Reserved Channel in the City of Boston.

On motion of Councillor Piemonte, the notice was referred to the Executive Committee.

Notice was received from the State Department of Public Works of hearing to be held September 24, 1962, at 8 P.M., on State Highway lay out in Boston-Milton Canton, Route 95.

Placed on file.

NOTICE FROM STATE DEPARTMENT OF PUBLIC WORKS.

A communication was received from the State Department of Public Works transmitting copy of layout and order of taking of Alford street, Charlestown, as a state highway.

Placed on file.



APPOINTMENT OF EDWARD L.  
HOPKINS.

Notice was received from the Assessing Department of the appointment of Edward L. Hopkins, as Assistant Assessor (provisional).

Placed on file.

APPOINTMENT OF JOHN J. LINEHAN.

Notice was received from the Health Department of the appointment of John J. Linehan as environmental sanitation inspector (emergency).

Placed on file.

APPOINTMENT OF JOHN T. FOLEY, M.D.

Notice was received from the Mayor of the appointment of John T. Foley, M.D., 36 Kingston road, Newton, to be temporary Health Commissioner of the City of Boston for a period of sixty days from September 13, 1962.

Placed on file.

MINOR'S LICENSE.

The application of Dennis F. Carey, 64½ Day street, Jamaica Plain, for newsboy license was received.

License granted under usual conditions.

APPROVAL OF CONSTABLE'S BOND.

The constable's bond of Guy J. Silvestro, having been duly approved by the Collector-Treasurer, was received and approved.

REPORT OF COMMITTEE ON  
CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

1. Report on appointments by the Mayor (referred August 20) of Sydney A. Goldberg, Frederick W. MacDonald, and William E. Melton as constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending that appointments be confirmed.

2. Report on appointment by the Mayor (referred September 4) of Raymond J. Thomas as constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending that appointment be confirmed.

The reports were accepted, and the appointments were severally confirmed.

REPORT OF COMMITTEE ON LICENSES.

Coun. COFFEY, for the Committee on Licenses, submitted the following:

Report on applications (referred September 10) for commercial use sbellfish permits for James Caldarelli, Daniel French, Richard Kirby, Henry J. LePore, Jr., James R. L'Heureux, Charles O. Maslanskas, William A. McDonald, John F. O'Neill, Jr., Francis J. Riley, John Sullivan, Robert Sullivan, Timothy J. Sullivan—recommending that the permits be granted.

The report was accepted, and the permits were severally granted under the usual conditions.

INCREASED PENSIONS TO CERTAIN  
RETIRED EMPLOYEES.

Coun. COFFEY offered the following:  
Ordered, That chapter 646 of the Acts of 1962 entitled "An Act Increasing the Amounts

of Pensions and Retirement Allowances Payable to Certain Former Public Employees" be, and hereby is, accepted.

Passed under suspension of the rules.

APPOINTMENT OF EDITH L.  
LETOURNEAU.

Coun. COFFEY offered the following:

Ordered, That effective September 26, 1962, Edith L. Letourneau be, and she is hereby, appointed in the service of the Clerk of Committees Department to the position of Temporary Stenographer Clerk until the fifth Wednesday in October at a salary of \$95.50 per week.

Passed under suspension of the rules.

TEMPORARY APPOINTMENTS IN CLERK  
OF COMMITTEES DEPARTMENT.

Coun. IANNELLA offered the following:

Ordered, That effective September 26, 1962, the following-named persons be, and hereby are, appointed in the service of the Clerk of Committees Department to the positions set against their respective names until the fifth Wednesday of October, 1962, at the salaries in effect for them on August 28, 1962:

Rita G. Cimeno, temporary clerk-stenographer.

George E. Corcoran, temporary clerk.

Agnes G. Dinsmore, temporary clerk-receptionist.

Michael A. Flynn, temporary clerk.

Joan Keane, temporary clerk-stenographer.

Edith L. Letourneau, temporary clerk stenographer.

James D. Scanlon, temporary clerk.

Jeanne Silver, temporary clerk-stenographer.

Arthur Vaughn, temporary clerk.

Frances Winn, temporary clerk.

Passed under suspension of the rules.

ESTABLISHMENT OF POLICY FOR CON-  
STRUCTION UNDER SECTION 221 d 3.

Coun. FOLEY offered the following:

Whereas, There is presently under construction a very considerable volume of new construction under Section 221 d 3 of the FHA Mortgage Guarantee Law; and

Whereas, The program provides low-cost financing for new private construction for displaced persons and persons of moderate and low income; and

Whereas, Many important policy problems arise in the development of such program in Boston; and

Whereas, Such policy problems are all broad and general in nature and are by no means limited to technical or legal problems; be it therefore

Resolved, That the generation of policy guide lines concerning the use of 221 d 3 FHA Mortgage Guarantee Law should not be the exclusive responsibility and right of the Boston Redevelopment Authority; be it further

Resolved, That sound policy should be established by public discussion and with the cooperation of all concerned, including the Board of the Boston Redevelopment Authority, the City Council, and bis Honor the Mayor with the assistance of informed and interested persons in the City of Boston, said policy guide lines being publicly developed and promulgated so that all might understand; be it further

Resolved, Pursuant to the previous resolutions, the Committee on Urban Redevelopment, Rehabilitation and Renewal should at an early and appropriate time hold a hearing or a series of hearings as is necessary for



the purpose of generating and publicly promulgating a policy concerning the use of 221 d 3 Federal Housing Authority Mortgage Assistance Law in the City of Boston.

Coun. TIERNEY in the Chair.

Pres. IANNELLA in the Chair.

The foregoing resolution was referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of John J. Lydon (referred September 4) to be reimbursed as a result of two (2) executions issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of eleven hundred eighty-five dollars twenty-eight cents (\$1,185.28) be allowed and paid to John J. Lydon, 16 Gates street, South Boston, in reimbursement for amount of two (2) executions issued against him on account of his acts as an employee of the Fire Department, Engine 1, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition of William J. Reardon (referred September 4) to be reimbursed as a result of two (2) executions issued against him on account of his acts as an employee of the Department of Public Works—recommending passage of the accompanying order:

Ordered, That the sum of eight hundred fifty dollars (\$850) be allowed and paid to William H. Reardon, 4 Emsella terrace, Jamaica Plain, in reimbursement for amount of two (2) executions issued against him on account of his acts as an employee of the Department of Public Works, Sewer Division, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

3. Report on petition of Charles N. Vogel (referred September 4) retired member of the Fire Department, for indemnification for hospital, surgical, and medical expenses incurred by him as a result of an injury sustained while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100B of chapter 41 of the General Laws, upon petition of Charles N. Vogel, 28 Bowdoin avenue, Dorchester, a former member of the Fire Department, retired for accidental disability, for indemnification for hospital, surgical and medical expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty, there be allowed and paid, as certified by the panel appointed under the provisions of said section, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$135 04
Charles N. Vogel, 28 Bowdoin avenue, Dorchester .....	114 00
Total.....	\$249 04

said sum to be paid from any appropriation suitable for the purpose of this section.

The reports were accepted, and the orders were severally passed.

REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. SULLIVAN, for the Committee on Appropriations and Finance, submitted the following:

Report on message of the Mayor and two orders (referred September 4) for loan of \$3,000,000 for construction of public ways, and for appropriation of \$150,000 for construction of public ways—recommending that the orders be referred to the Executive Committee.

The report was accepted, said reference ordered.

REPORT OF THE COMMITTEE ON URBAN REDEVELOPMENT, REHABILITATION AND RENEWAL.

On the message of the Mayor and resolution (referred June 4) for early land acquisition of the Castle Square portion of the South End Renewal Area, Coun. McDonough, Chairman of the Committee on Urban Redevelopment, Rehabilitation and Renewal submitted the following:

On June 4, 1962 an application to the Federal Government for early land acquisition on the Castle Square Area and a resolution favoring the adoption of the application, were referred to your Committee.

Since that time a number of public hearings concerning the application and resolution have been held by your Committee and a number of Committee meetings relative to this matter have been held.

The most recent committee meeting at which this matter was discussed was held on Thursday, September 20, 1962.

At that meeting the Chairman of your Committee moved that the resolution be reported favorably to the council. This motion did not carry.

For the Committee,  
PATRICK J. McDONOUGH, Chairman.

The Chair ruled the report of the Committee out of order.

INTERIM MINORITY REPORT OF THE CHAIRMAN OF THE COMMITTEE ON URBAN REDEVELOPMENT, REHABILITATION AND RENEWAL.

Coun. McDONOUGH, Chairman of the Committee on Urban Redevelopment, Rehabilitation and Renewal submitted the following interim minority report:

On June 4, 1962, an application to the Federal Government for early land acquisition on the Castle Square area and a resolution favoring the adoption of the application were referred to your committee.

Since that time a number of public hearings concerning the application and resolution have been held by your committee and a number of committee meetings relative to this matter have been held.

The most recent committee meeting at which this matter was discussed was held on Thursday, September 20, 1962.

At that meeting the Chairman of your committee moved that the resolution be reported favorably to the Council. This motion did not carry.

For the Committee,  
PATRICK F. McDONOUGH, Chairman.

Placed on file.

STATEMENT BY COUN. PIEMONTE

Upon receiving unanimous consent to make a statement, Councillor Piemonte stated that it was very vital that a re-use plan of the land in Castle square be submitted for consideration by the Council and that whoever is to exercise approval or disapproval give it as much consideration as possible.

## STATEMENT BY COUN. FOLEY.

Upon receiving unanimous consent to make a statement, Councillor Foley stated that there is nothing we need less than a brand new, shiny slum in Castle square; the land there being so valuable good planning practice wouldn't recommend its use for luxury residential let alone moderate rental housing. Councillor Foley stated that the South End was in trouble because of the pressure of commercialism and due to the fact that land there is now valuable. Councillor Foley further stated that the Castle Square program is unsound, that the area could sustain twice as much development as the administrator proposes for it.

## RECESS.

On motion of Councillor Sullivan, the Council voted to take a recess at 3:52 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 4:23 P.M.

## EXECUTIVE COMMITTEE REPORT.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

Report on message of the Mayor and two orders (referred today) for loan of \$3,000,000 for Construction of Public Ways or Permanent Paving, and for appropriation of \$150,000 for Construction of Public Ways—recommending that the orders ought to pass.

The report was accepted, and the question came on giving the order for loan of \$3,000,000 its first reading. The said order was given its first reading and passage, yeas 8, nays 0:

Yeas—Councillors, Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

The order was assigned for 14 days for final action.

The foregoing order for appropriation of \$150,000 was passed, yeas 8, nays 0.

Yeas—Councillors Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

## AMENDING SCHEDULE OF FINES FOR PARKING VIOLATION.

The following was received:

City of Boston,  
Traffic and Parking Department,  
September 21, 1962.

To the Honorable the City Council,  
Gentlemen:

Subject to your approval, the Traffic and Parking Commission, acting under the fifth paragraph of section 20C of chapter 90 of the General Laws, as appearing in section 6 of chapter 786 of the Acts of 1962, has this day amended, effective January 1, 1963, the Schedule of Fines for the Non-Criminal Disposition of Parking Violations appearing in the vote passed by the Boston Traffic Commission on June 19, 1961, and approved by an order adopted by the City Council on June 26, 1961, and approved by the Mayor on June 27, 1961.

This amendment is occasioned by the above-cited statute which, effective January 1, 1963, requires that "all such fines shall be uniform for the same offense committed in the same zone or district, if any, except as hereinafter provided" and further prescribes that there shall be no fine in excess of one dollar "for all night parking except in those zones or districts, other than the residential areas of the North End, South End, and West End districts, so called, within the criminal jurisdiction of the Municipal Court of the City of Boston."

The present fine for all night parking is \$2 throughout the city. To avoid discriminating against certain residential areas within the criminal jurisdiction of the Municipal Court of the City of Boston as well as to facilitate administrative procedures, the amendment submitted herewith for your approval reduces this fine to \$1 throughout the city.

At present in the downtown area of the city, the fines for most parking violations are graduated: \$3 each for the first, second, and third offenses; \$5 each for the fourth, fifth, sixth, seventh, eighth, and ninth offenses; and \$10 each for the tenth and subsequent offenses. The amendment submitted herewith for your approval distinguishes meter and overtime parking offenses from other parking violations in the downtown area and fixes a uniform \$3 fine for such offenses in that area. It fixes a uniform \$5 fine for every other parking violation subject to the present graduated table of fines.

The Traffic and Parking Commission has acted at this time so that the necessary forms may be printed and on hand when section 20C becomes fully operative on January 1, 1963.

Respectfully,  
Traffic and Parking Commission,  
THOMAS F. CARTY, Chairman.

City of Boston,  
Traffic and Parking Commission,  
September 21, 1962.

Voted, Pursuant to the fifth paragraph of section 20C of chapter 90 of the General Laws, as appearing in section 6 of chapter 786 of the Acts of 1962:

That Article X of the Traffic Rules and Regulations of the City of Boston be, and the same hereby are, amended, effective January 1, 1963, by striking out section 1A, as appearing in vote passed by the Boston Traffic Commission on June 19, 1961 (which vote was approved by an order adopted by the City Council on June 26, 1961, and approved by the Mayor on June 27, 1961), and inserting in place thereof the following section:

## SECTION 1A. SCHEDULE OF FINES FOR THE NON-CRIMINAL DISPOSITION OF PARKING VIOLATIONS.

(1) The words "downtown area", as used in this section, shall be deemed to mean that part of the city of Boston bounded by (a) the westerly line of Massachusetts avenue, (b) the Charles River, (c) the easterly line of the bridge constructed under Chapter 217 of the Acts of 1894 and connecting the city proper, so called, with that part of the city which was formerly Charlestown, (d) the easterly line of Washington Street North, (e) the southerly line of Cooper street, (f) the westerly line of Endicott street, (g) the northerly line of Stillman street, (h) the westerly end of Stillman street, (i) the southerly line of Stillman street, (j) the westerly line of Endicott street, (k) the northerly line of Cross street, (l) the easterly line of Hanover street, (m) the southerly line of Richmond street, (n) the easterly line of North street, (o) the northerly line of Clark street and said line extended to Boston harbor, (p) Boston harbor and Fort Point Channel, (q) the westerly line of the Broadway Bridge, (r) the westerly line of Broadway, (s) the northerly line of Herald street and said line extended to the north-westerly line of Chandler street extended, (t) the north-westerly line of Chandler street and said line extended to the northerly line of Herald street extended, (u) the easterly line of Berkeley street, and (v) the southerly line of the right of way of the New York, New Haven & Hartford Railroad.

(2) The fine the payment of which shall operate under Section 20C of Chapter 90 of the General Laws as a final disposition of an offense subject to said section committed in the city of Boston shall be as follows:

## A. IN DOWNTOWN BOSTON.

(a) For every offense subject to said sec-

tion committed by the offender within the jurisdiction of the court and in the aforesaid downtown area of the city of Boston—

(i) If such offense is a violation either of clause (5) or clause (6) or clause (10) or clause (12) of section 1 of Article IV of these rules and regulations, or of clause (5) or clause (6) or clause (10) or clause (12) of section 2 of Articles IVA of these rules and regulations, which clauses respectively prohibit in the parts of said downtown area respectively covered by said Articles parking near a fire station, parking near a hydrant, parking so as to not to leave a clear and unobstructed lane at least ten feet wide, and parking in such a manner as to obstruct the movement of a streetcar, trackless trolley or bus

Fifteen Dollars

(ii) If such offense is a violation either of clause (1) or clause (11) or clause (16) of section 1 of Article IV of these rules and regulations or of clause (1) or clause (11) or clause (16) of section 2 of Article IVA of these rules and regulations, which clauses respectively prohibit in the parts of said downtown area respectively covered by said Articles parking within an intersection, parking on the roadway side of a vehicle stopped or parked at the curb or edge of a roadway, and parking where signs have been placed for the purpose of facilitating street cleaning or snow removal

Ten Dollars

(iii) If such offense is a violation of paragraph (1) of section 4 of Article IV of these rules and regulations, prohibiting parking a vehicle within a parking meter space unless such vehicle is wholly within the painted lines adjacent to such meter, or is a violation of paragraph 2 of said section 4 of said Article IV proscribing the failure to immediately deposit, or cause to be deposited, the required fee in the meter upon lawfully entering a parking meter space, or is a violation of either paragraph (1) of section 5 of said Article IV or of paragraph (1) of section 6 of said Article IV, which limit parking time in ten-cent parking meter zones and five-cent parking meter zones, respectively, or is a violation of section 15 of said Article IV limiting parking time generally.

Three Dollars

(iv) If such offense is a violation of section 15A of Article IV of these rules and regulations prohibiting, with certain exceptions, parking between 12.01 A.M. and 8 A.M.

One Dollar

(b) For every other such offense so committed

Five Dollars

**B. OUTSIDE DOWNTOWN BOSTON**

(a) For every offense subject to said section committed by the offender within the jurisdiction of the court and in the city of Boston but not in the aforesaid downtown area thereof—

(i) If such offense is a violation of clause (5), or of clause (6), or of clause (10), or of clause (12), of section 1 of Article IV of these rules and regulations prohibiting, respectively, parking near a fire station, parking near a hydrant, parking so as not to leave a clear and unobstructed lane at least ten feet wide, and

parking in such a manner as to obstruct the movement of a streetcar, trackless trolley or bus

Three Dollars.

(ii) If such offense is a violation of section 15A of Article IV of these rules and regulations prohibiting, with certain exceptions, parking between 12.01 A.M. and 8 A.M.

One Dollar

(b) For every other such offense so committed

Two Dollars

A true excerpt from the minutes of the September 21, 1962, meeting of the Traffic and Parking Commission.

Attest:

WILLIAM T. DOYLE,  
Deputy Commissioner and Secretary.

Referred to the Committee on Legislative Matters.

**DISTRIBUTION OF SARGENT REPORT TO ALL TEACHERS.**

Coun. HINES offered the following:

Ordered, That the Director of Administrative Services undertake to distribute to all teachers in the Boston School Department a copy of the Sargent report by whatever means is most practicable.

Passed under suspension of the rules.

**CERTAIN INFORMATION ON OFFICE OF NEIGHBORHOOD IMPROVEMENT.**

Coun. PIEMONTE offered the following:

Ordered, That his Honor the Mayor be requested, under the provisions of section 17F of chapter 376 of the Acts of 1951, and any amendments pursuant thereto, and under any other authority vested in the City Council, at the meeting of the Council next ensuing after one week from the receipt of this order, answer in writing to the questions set forth in the following:

1. The names, addresses and qualifications and the duties of the individuals appointed to the Office of Neighborhood Improvement in the Mayor's office;
2. The date of each appointment;
3. The number of inspections for code enforcement made and the areas of the city in which they were made.
4. The results of the inspections, a detailed progress report of the Office of Neighborhood Improvement with respect to code enforcement.

Passed under suspension of the rules.

Adjourned at 4.48 P.M., on motion of Councillor Foley, to meet on Monday, October 1, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)





## CITY OF BOSTON.

## Proceedings of City Council.

Monday, October 1, 1962.

Regular meeting of the City Council held in the Council Chamber at 2 P.M., President IANNELLA in the chair, and all the members present.

The Reverend Cornelius Cohan, O.M.L., from Our Lady of the Railways Chapel, South Station, was escorted to the rostrum.

## INVOCATION BY REVEREND CORNELIUS COHAN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

On this day of ignomy and shame in this country, where the rights of man are being ignored by certain citizens, let us pray the God who has created all of us and to whom he has entrusted us as legislators with His divine authority that we have the courage to legislate and the courage to guard the rights of His creatures. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

Coun. KERRIGAN in the chair.

## JURORS DRAWN.

The following jurors were drawn in the manner prescribed by law, Councillor Foley presiding at the box in the absence of the Mayor, viz.:

Eighty-nine traverse jurors, Superior Criminal Court, to appear October 29, 1962.

Robert L. Penta, Ward 1; Francis P. Andrea, Ward 2; Mary J. Coffey, Ward 2; Joseph A. Donovan, Ward 2; Paul V. Gardner, Ward 2; Andrew J. Honohan, Ward 2; William J. Kelly, Ward 2; John J. Marco, Ward 2; Norman B. Gleason, Ward 4; Joseph C. Michaud, Ward 4; Nettina Ann Rich, Ward 4; Arthur J. Rogers, Ward 4; Thomas E. Smith, Ward 4; Persis C. Wilson, Ward 4; Margaret M. Brady, Ward 5; Chester M. Day, Ward 5; John R. Gray, Ward 5; Barbara Higginbottom, Ward 5; Edward B. Mugler, Ward 5; Alan Slater, Ward 5; George V. Grogan, Ward 6; Mary J. McGuire, Ward 6; Theodore A. Walker, Jr., Ward 6; Francis J. Callahan, Ward 7; Robert L. Feeney, Ward 7; Francis P. Lydon, Ward 7; James T. McGrail, Ward 7; John J. McKenna, Ward 7.

Timothy Burke, Ward 8; Gilbert J. Conroy, Ward 8; James L. Johnson, Ward 8; Claude Bailey, Ward 9; James Pickens, Ward 9; Robert S. Carter, Ward 10; William Finnell, Ward 10; John P. Griffin, Ward 10; Simon A. LeBlanc, Ward 10; George P. Macas, Ward 10; Henry B. McPhee, Ward 10; Joseph E. Magnani, Ward 10; Joseph H. Clark, Ward 11; Mary A. Lennon, Ward 11; Arnold J. MacDonald, Ward 11; Aaron M. McLaughlin, Ward 11; Joseph E. Rogers, Ward 11; Frank J. Seegraber, Ward 11; Fern Blair, Ward 12; Jasper Cook, Ward 12; Joseph H. Fleming, Jr., Ward 12; Horace H. Franks, Jr., Ward 12; Herbert Simons, Ward 12; Oliver N. Wiley, Ward 12; Thomas F. Fahey, Ward 13; Bernard F. Garrity, Ward 13; James M. McDade, Ward 13; Vincent H. Farrar, Ward 14; Robert F. Reardon, Ward 14; Joseph A. Joseph, Ward 15; May D. McDonald, Ward 15; Thomas J. Moran, Ward 15; Alice G. Regan, Ward 15; Joseph F. Calban, Ward 16; Frank P. Chancholo, Ward 16; Robert W. Madden, Ward 16; William Munn, Ward 16; John James Walsh, Ward 16; Antonio Fred Calabro, Jr.,

Ward 17; Daniel J. Hogan, Jr., Ward 17; Max Whitman, Ward 17; Paul R. Wilkas, Ward 17; William J. Curran, Ward 18; Alfred J. Czmur, Ward 18; Myer Ehrlich, Ward 18; Gregory C. Luke, Ward 18; George E. Norcott, Ward 18; Mary V. O'Brien, Ward 18; Charles J. Dolan, Ward 19; Eugene P. Glynn, Ward 19; Henry A. LaMontagne, Ward 19; John Murray, Ward 19; William J. Petroski, Ward 19; Paul Ballerino, Ward 20; Anne M. McNabb, Ward 20; John F. Mills, Ward 20; George A. Rogers, Ward 20; Donald J. Barker, Ward 21; Dennis G. Mullin, Ward 22; Hubert P. Tracey, Ward 22; John Williams, Ward 22.

Fifty-nine traverse jurors, Superior Criminal Court, to appear November 5, 1962:

Nicholas Cecere, Ward 1; Antonio Ricciardelli, Ward 1; John Anderson, Ward 2; Arthur Florentino, Jr., Ward 2; Gerald R. Gifford, Ward 2; Dorothy O'Meara, Ward 3; Frank A. Vaughn, Ward 4; Donald M. Ahigian, Ward 5; Charles Frank, Jr., Ward 5; Albert A. Manzelli, Ward 5; Margaret A. Monahan, Ward 5; James C. Mulholland, Ward 5; Henry Quinn, Ward 5; Mary J. Barry, Ward 7; Robert A. Cameron, Ward 7; James F. Driscoll, Ward 7; Stanley S. Saniuk, Ward 7; Francis J. Carey, Ward 8; Elmer DeWitt Hipkins, Ward 9; James W. Kelly, Ward 9; Rayman Wiggins, Ward 9; Katie Wilkerson, Ward 9; Mary Coggins, Ward 10; Arthur M. Graham, Ward 11; Frederick A. Ryan, Ward 11; Vincent J. Shirley, Ward 11; Mary E. Griffiths, Ward 12; John V. Harris, Ward 12.

Thomas A. Benson, Ward 13; Joseph Brauer, Ward 13; Paul J. Lyons, Ward 13; Edward H. Zdankowski, Ward 13; Julius E. Byron, Ward 14; Fred M. Entzinger, Ward 14; Frank Geribo, Ward 14; Florence M. Goodwin, Ward 14; Garnett C. Holland, Ward 14; George E. Stone, Ward 14; Margaret J. Chaisson, Ward 15; Patrick Hynes, Ward 15; Dominic A. Owens, Ward 15; John A. McDonald, Ward 16; John L. O'Sullivan, Ward 16; Harold F. Somerville, Ward 16; Arthur W. Anderson, Ward 17; Clement A. McDonald, Ward 17; Joan E. Condon, Ward 18; George Frederick Gill, Ward 18; Raymond J. Lambert, Ward 18; Richard P. Mulcahy, Ward 18; John C. Bowman, Ward 19; Robert J. Clarke, Ward 20; Joseph D. Culgin, Ward 20; Chester A. Brigham, Ward 21; Ethel M. Flanagan, Ward 21; John J. Ryan, Ward 21; Albert V. Bender, Ward 22; Foster D. Coughlin, Ward 22; Francis B. McDonald, Ward 22.

The following jurors were drawn in the manner prescribed by law, Councillor Hines presiding at the box in the absence of the Mayor.

One hundred seventy-three traverse jurors, Superior Civil Court, to appear November 5, 1962:

Albert Gomes, Ward 1; George LaVertue, Jr., Ward 1; Leonard J. Marino, Ward 1; Thomas Melisi, Ward 1; Robert R. Ragusa, Ward 1; Ralph R. Staffier, Ward 1; John J. Breen, Ward 2; William E. Devine, Ward 2; Joseph M. Melanson, Ward 2; William Joseph O'Donnell, Ward 2; Euplio J. Albanese, Ward 3; John S. Aloise, Ward 3; Henry Cote, Ward 3; Joseph G. Mantone, Ward 3; Louis R. Pucillo, Ward 3; Maurice F. Rahilly, Ward 3; Anthony Sarno, Ward 3; Anthony F. Strabone, Ward 3; Albin Coleman, Ward 4; James J. Dowd, Ward 4; James Masterson, Ward 4; Katherine Serpis, Ward 4; George N. Beatty, Jr., Ward 5; Dorothy M. Doane, Ward 5; Thomas J. Emanuel, Ward 5; Malcolm B. Flanders, Ward 5; Bayard Henry, Ward 5; Lawrence S. Hussey, Ward 5; Leroy Maia, Ward 5; James S. Monteiro, Ward 5.

Dario J. Azzone, Ward 6; Harold F. Babb, Ward 6; Joseph A. Burke, Ward 6; Martin F. Curran, Ward 6; Martin J. Daley, Ward 6; John J. Kelley, Ward 6; Helen D. Langan, Ward 6; Frank L. Mayo, Ward 6; Barbara E. Ridge, Ward 6; Arthur J. Smith, Ward 6; Joseph Splendore, Ward 6; John Baltrusunas, Ward 7; Richard J. Bigwood, Ward 7; Angelo Buccafusca, Ward 7; George J. Cavanaro, Ward 7; John Cirino, Ward 7; Thomas P. Doyle, Ward 7; Michael J. Flaherty, Ward 7; Frederick T. Guerriero, Ward 7; James A. Hayes, Ward 7; Kenneth Paul Kilburry, Ward 7; John P. McGoldrick, Ward 7; Justin R.

Mulvey, Ward 7; Julio Stella, Ward 7; William E. Tompkins, Ward 7; Willard N. Ellis, Ward 8; Theresa Harrell, Ward 8; John Mangio, Ward 8; John Santos, Ward 8; William Thomas, Ward 8; Robert E. Weston, Ward 8.

Jose J. Fermino, Jr., Ward 9; John V. Watkins, Ward 9; Marianne R. D'Amato, Ward 10; Roy F. Hilden, Ward 10; Lawrence F. Hojlo, Ward 10; Henry Johnson, Ward 10; Chester C. Morrison, Ward 10; James J. Shea, Ward 10; Frederick J. Barnaby, Ward 11; Carl R. Burg, Ward 11; William A. Haley, Ward 11; John E. MacDonald, Ward 11; Cornelius J. O'Leary, Ward 11; David Earle, Ward 12; James H. Gibson, Ward 12; Harold C. Hill, Ward 12; Samuel H. Johns, Jr., Ward 12; Herbert Raffelson, Ward 12; Philip J. Rappa, Ward 12; Mary F. Reed, Ward 12; Joseph A. Thompson, Ward 12; Raymond C. Vaughn, Ward 12; William E. Arris, Ward 13; Albert A. Brooks, Ward 13; William J. C. Moore, Ward 13; Francis O. Oakland, Ward 13; Lawrence A. Rose, Ward 13; Thomas P. Vahey, Ward 13; James M. Alford, Ward 14; Julius N. Brewer, Ward 14; Alfred Cooper, Ward 14; Rose Gelb, Ward 14; Isadore Klein, Ward 14; James M. Lane, Ward 14; William J. Lehan, Ward 14; John J. Lennon, Jr., Ward 14; Celia Levin, Ward 14; Mary G. Lynsky, Ward 14; Leon Perry, Jr., Ward 14; Florence Sutelman, Ward 14.

Vincent A. Beatrice, Ward 15; John J. Brown, Ward 15; Charles E. Cook, Ward 15; James W. Dennis, Ward 15; Barbara A. Farrell, Ward 15; James Healy, Ward 15; James P. Kelly, Ward 15; Robert Kelly, Ward 15; Ruth L. Langille, Ward 15; John W. McCarville, Ward 15; Ernest V. Marotte, Ward 15; John J. Moylan, Ward 15; Charles J. Murphy, Ward 15; John J. Sawyer, Ward 15; Coleman F. Walsh, Ward 15; Harold C. Babson, Ward 16; Marion E. Bouchie, Ward 16; Gertrude R. Cain, Ward 16; Nicholas Louis Christo, Ward 16; Thomas F. Mulvoy, Ward 16; William J. Murray, Jr., Ward 16; Thomas Plapis, Ward 16; John O. Sjoquist, Ward 16; John Sullivan, Ward 16; Robert J. Tamulis, Ward 16; Albert J. Twist, Ward 16; Harry H. Dow, Ward 17; Francis M. Jefferson, Ward 17; Richard A. Loveck, Ward 17; Neil McIsaac, Ward 17; Helen M. Mullen, Ward 17; Paul T. Schroeder, Ward 17; William F. Sullivan, Ward 17; Leona L. Vaughan, Ward 17; Joseph E. Wilcox, Ward 17; John J. Amuzzini, Ward 18; Thomas J. Brooks, Ward 18; Mildred C. Caldwell, Ward 18; Samuel Dennis, Ward 18; Leslie Hopwood, Ward 18; Richard F. Hunt, Ward 18; Veronica A. Juzukonis, Ward 18; Philip T. LaVie, Ward 18; Leo F. Neely, Ward 18; Francis H. Sampson, Ward 18; W. Russell Surpluss, Ward 18; Virgil W. Tillett, Ward 18; Francis A. Troy, Ward 18; James L. Urquhart, Ward 18; Edward Logue, Ward 19; John J. Murray, Ward 19; William J. Ohrenberger, Ward 19; William F. O'Melia, Ward 19; Thomas E. Rice, Ward 19; Clara M. Thielsch, Ward 19; Robert L. Carr, Ward 20; Margaret M. Ellingwood, Ward 20; Emil Elter, Ward 20; Stanislaw Beran, Ward 21; Christine I. Clarke, Ward 21; Francis L. Egan, Ward 21; Helen G. Kelley, Ward 21; Edward S. McGurk, Ward 21; Herbert W. Ringer, Ward 21; Joseph R. Smith, Ward 21; William H. Sullivan, Ward 21; James J. Diggins, Ward 22; Angelo J. Frasso, Ward 22; B. Roy Hutchins, Ward 22; Murray Potosky, Ward 22; Henry A. Prussman, Jr., Ward 22; Shelton A. White, Ward 22.

Pres. IANNELLA in the chair.

#### APPOINTMENT OF JOHN PATRICK RYAN.

The following was received:

City of Boston,  
Office of the Mayor, September 25, 1962.  
To the City Council.  
Gentlemen:

Under the provisions of section 26QQ of chapter 121 of the General Laws as amended, I hereby appoint John Patrick Ryan of 4

Rollins place, Boston, to be a member of the Boston Redevelopment Authority for the term expiring September 17, 1967.

Respectfully,  
JOHN F. COLLINS, Mayor.

Ordered, That the appointment by his Honor the Mayor of John Patrick Ryan to be a member of the Boston Redevelopment Authority for the term expiring September 17, 1967, be, and hereby is, confirmed and approved.

Referred to the Committee on Confirmations.

#### URBAN RENEWAL PLAN FOR TREMONT-MASON STREET PROJECT.

The following was received:

City of Boston,  
Office of the Mayor, September 28, 1962.  
The Honorable City Council.

Gentlemen:

I am pleased to submit to your Honorable Body several matters relating to the approval of the nonassisted project for the Tremont-Mason Urban Renewal Area.

On September 5, 1962, the Boston Redevelopment Authority held a duly advertised public hearing in the office of the Authority to hear evidence, opinions, and views with respect to a proposed determination that the Tremont-Mason Urban Renewal Area is a decadent area under the provisions of chapter 121 of Massachusetts General Laws.

After considering the evidence presented at the hearing, the Boston Redevelopment Authority found that the area is decadent and in need of renewal, and approved the Urban Renewal Plan for the Project Area.

Pursuant to the provisions of chapter 121 of the Massachusetts General Laws, the Boston Redevelopment Authority must secure the approval of the Mayor of the City of Boston acting with the approval of the City Council of the Urban Renewal Plan.

Accordingly, the following documents are submitted herewith for consideration by the City Council:

1. A proposed resolution to be passed by the City Council approving the Urban Renewal Plan and Pledging Cooperation.
2. Copies of the Urban Renewal Plan approved by the Authority for the Project Area.
3. Copies of the Request for 220 Certification.

4. Copies of resolutions passed by the Authority respecting its Determinations and Findings for the area and approving the Urban Renewal Plan.

The proposed redevelopment of the area contemplates a 25-story residential structure, also containing space for office, retail, parking, and commercial facilities. Approval of this application will permit the use of FHA Section 220 financing.

I know that you are as anxious as I am to see this project move forward as quickly as possible.

Respectfully,  
JOHN F. COLLINS, Mayor.

Boston Redevelopment Authority,  
September 28, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mayor Collins:

On September 5, 1962, the Boston Redevelopment Authority held a duly advertised public hearing to hear evidence, opinions, and views with respect to a proposed determination that the Tremont-Mason Urban Renewal Area is a decadent area under provisions of chapter 121 of the Massachusetts General Laws.

After considering the evidence presented at the hearing, Boston Redevelopment Authority found that the area is decadent and in need of renewal and approved an Urban Renewal Plan for that area.



Pursuant to the provisions of chapter 121 of the Massachusetts General Laws, the Boston Redevelopment Authority must secure the approval of the Mayor of the City of Boston acting with the approval of the City Council of the Urban Renewal Plan.

Accordingly, the following documents are submitted herewith for your consideration and that of the City Council:

1. A form of approval to be executed by you as Mayor of the City of Boston.

2. A proposed resolution to be passed by the City Council approving the Urban Renewal Plan and Pledging Cooperation.

3. Copies of the Urban Renewal Plan approved by this Authority for the Project Area.

4. Copies of the Request for 220 Certification for use by you, City Council, and the City Clerk.

5. Copies of resolutions passed by the Authority respecting its Determinations and Findings for the area and approval of the Urban Renewal Plan.

6. A suggested letter from you to the City Council, transmitting those documents requiring City Council approval.

Approval of this undertaking will permit the use of FHA Section 220 financing for the building on Tremont street proposed to be constructed by First Realty Company of Boston, Inc.

The members of this Authority share your desire to move this project into execution as quickly as possible.

Respectfully yours,  
Boston Redevelopment Authority,  
By REV. FRANCIS J. LALLY, Chairman.

RESOLUTION OF CITY COUNCIL OF CITY OF BOSTON APPROVING URBAN RENEWAL PLAN FOR THE TREMONT-MASON STREET PROJECT AND PLEDGING COOPERATION.

Whereas, The City Council of the City of Boston (herein called the "Governing Body") understands that the Boston Redevelopment Authority proposes to undertake and carry out without federal financial assistance under Title I of the Housing Act of 1949, as amended, an urban renewal project of the character contemplated by said Title I in that certain area, proposed as an urban renewal area, situated in the City of Boston, County of Suffolk, and Commonwealth of Massachusetts, and described as follows:

Bounded on the north by property numbered 150 Tremont street now or formerly owned by Thomas J. Diab; on the west by Tremont street; on the south by property numbered 163 Tremont street now or formerly owned by Paragon Corporation; and on the east by Mason street, as shown on the map entitled "Tremont-Mason Street Project, Proposed Land Use, Boston Redevelopment Authority," dated September 1, 1962, a copy of which is filed with the minutes of the meeting;

Whereas, It is desirable and in the public interest that the Boston Redevelopment Authority undertake and carry out said urban renewal project; and

Whereas, It is necessary that mortgage insurance under Section 220 of the National Housing Act, as amended, be made available in connection with this undertaking in the project area in order to facilitate the redevelopment of said project area; and

Whereas, It is recognized that, in order for such mortgage insurance to be made available, it is necessary that the following requirements of federal law be met:

1. The project area must be an urban renewal area as defined in Title I of the Housing Act of 1949, as amended, in a community respecting which the Housing and Home Finance Administrator had made the certification to the Federal Housing Commissioner provided for by Section 101 (c) of said Title I; and

2. An Urban Renewal Plan, as defined in said Title I, must be approved for the project area by the Governing Body and by the Housing and Home Finance Administrator, and the

Housing and Home Finance Administrator must certify to the Federal Housing Commissioner that such Plan conforms to the general plan for the Locality as a whole and that there exist the necessary authority and financial capacity to assure the completion of such Urban Renewal Plan; and

Whereas, There has been presented to the Housing and Home Finance Administrator a Program for Community Improvement (Workable Program) for Boston which, in the determination of said Administrator, meets the requirements of Section 101 (c) of Title I of the Housing Act of 1949, as amended, and said determination is presently in effect; and

Whereas, The Boston Redevelopment Authority has made studies of the location, physical condition of structures, land use, environmental influences, and social, cultural, and economic conditions of the Project Area and has determined that the area is a decadent area because of conditions detrimental to the safety, health, welfare, and sound growth of the community because of the existence of buildings which are out of repair, physically deteriorated, obsolete and in need of major maintenance and repair, and the members of the Governing Body have been fully apprised by the Boston Redevelopment Authority and are aware of these facts and conditions; and

Whereas, There has been prepared and referred to the Governing Body for review and approval an Urban Renewal Plan for the Project Area, dated September 1, 1962, and consisting of six pages, and two exhibits; and

Whereas, Said Urban Renewal Plan has been duly approved by the Boston Redevelopment Authority; and

Whereas, A general plan has been prepared and is recognized and used as a guide for the general development of the City of Boston as a whole; and

Whereas, The Boston Redevelopment Authority, which is the duly designated and acting official planning body for the City of Boston, has submitted to the Governing Body its report and recommendations respecting said Urban Renewal Plan for the Project Area and has found and certified that said Urban Renewal Plan is based upon a local survey and conforms to the said general plan, which is a comprehensive plan, for the City of Boston as a whole, and the Governing Body has duly considered said report, recommendations, finding and certification of the planning body; and

Whereas, Said Urban Renewal Plan for the Project Area prescribes certain land uses for the Project Area and will require, among other things, the enforcement of local ordinances, codes, and regulations governing the zoning, building construction, use, and occupancy of dwelling accommodations and establishing the minimum standards to be enforced within the urban renewal area; and

Whereas, There are no families living in the Project Area to be displaced therefrom; and

Whereas, It is necessary that the Governing Body take appropriate official action respecting said Urban Renewal Plan in order that mortgage insurance under Section 220 of the National Housing Act, as amended, may be made available in connection with the undertaking of this project; now therefore be it

Resolved, By the City Council of the City of Boston, as follows:

1. That it is hereby found and determined that the project is a decadent area and qualifies, as an eligible project area under Massachusetts General Laws, as amended.

2. That the undertaking and carrying out of the above-mentioned proposed urban renewal project by the Boston Redevelopment Authority is hereby approved.

3. That the Urban Renewal Plan for the project aforementioned, having been duly reviewed and considered, is hereby approved; and the Mayor of the City of Boston is hereby authorized to approve said Urban Renewal Plan; and the City Clerk is hereby directed to file such copies of said Urban Renewal Plan as are required by law or otherwise with the records of this meeting.

4. That it is hereby found and determined that said Urban Renewal Plan for the Project Area is based upon a local survey and conforms to the General Plan of Boston which is a comprehensive plan for the locality as a whole, and to the Workable Program for Community Improvement for Boston.

5. That it is hereby found and determined that said Urban Renewal Plan will afford maximum

opportunity, consistent with the sound needs of the locality as a whole, for the urban renewal of the Project Area by private enterprise.

6. That it is hereby found and determined that said Urban Renewal Plan gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the plan.

7. That, in order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved, it is found and determined that certain official action must be taken by the Governing Body with reference, among other things, to the enforcement of local ordinances, codes, and regulations governing the zoning, building construction, use, and occupancy of dwelling accommodations and establishing the minimum standards to be enforced within the urban renewal area; and, accordingly, the Governing Body (a) pledges its cooperation and financial resources in helping carry out such Urban Renewal Plan; (b) pledges that the public improvements required by the Urban Renewal Plan will be provided when and as needed; (c) pledges that it will enforce local ordinances and regulations governing the zoning, building constructions, use, and occupancy of dwelling accommodations and establishing the minimum standards to be enforced within the urban renewal area; (d) agrees that not less than said minimum standards will be maintained in the Project Area for the life of the Urban Renewal Plan; (e) requests the various officials, departments, boards, and agencies of the City of Boston having responsibilities with respect to the project and the project area likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan, and (f) stands ready to consider and take appropriate action upon proposals and measures designed to further effectuate said Urban Renewal Plan.

(Certain supporting documents referred to in the foregoing message of the Mayor are annexed hereto.)

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

#### URBAN RENEWAL PLAN FOR NORTH HARVARD AREA.

The following was received:

City of Boston,  
Office of the Mayor, September 28, 1962.  
Hon. City Council.  
Gentlemen:

I am pleased to submit to your Honorable Body several matters relating to the approval of a federally-assisted project for the North Harvard Urban Renewal Area.

On June 27, 1962, the Boston Redevelopment Authority held a duly advertised public hearing to hear evidence, opinions, and views with respect to a proposed determination that the North Harvard Urban Renewal Area is a substandard and decadent area under the provisions of chapter 121 of the Massachusetts General Laws.

Having considered the evidence presented at the hearing, the Authority found that the area is substandard and decadent, authorized the filing of a Part I Application for Loan and Grant and approved the Urban Renewal Plan and Conditions Under Which Relocation Payments Will Be Made.

Pursuant to the provisions of chapter 121 of the Massachusetts General Laws and the Housing Act of 1949, as amended to date, the Authority must secure the approval of the Mayor of the City of Boston to the Urban Renewal Plan and the City Council must pass the enclosed resolution respecting the Urban Renewal Plan and the Feasibility of Relocation.

Accordingly, the following documents are submitted herewith for your consideration:

1. Proposed resolution to be passed by City Council.
2. Copies of the Urban Renewal Plan approved by the Boston Redevelopment Authority for the Project Area.
3. Copies of the Relocation Program.
4. Copies of the Part I Application for Loan and Grant.

5. Copies of the resolutions passed by the Authority respecting its Determinations and Findings for the area, approval of the Urban Renewal Plan and Conditions Under Which Relocation Payments Will Be Made, and the authorization to file a Part I Application for Loan and Grant for Federal Assistance with the Urban Renewal Administration.

The cost of acquiring properties, administrative and legal services, site clearance, relocation, property management, site improvements and contingencies is estimated at \$707,200. The land will be disposed of to the proposed developer for approximately \$360,000. The contribution of the federal government in the form of a grant is estimated at \$240,465 and the local contribution is \$115,735. The Authority will be authorized a temporary loan of \$600,465 from the federal government to defray project costs until the federal grant has been earned and the land conveyed.

Barring unforeseen delays in local, state, and federal approvals, acquisition and relocation activities can begin as early as January, 1963. It is possible that the site can be cleared and construction begun by late spring or early summer 1963.

This development will result in the construction of a ten-story elevator building with 280 apartment units. The amount of taxes paid on the area will increase tenfold.

I know that you are as anxious as I am to see this project move forward as quickly as possible.

JOHN F. COLLINS,  
Mayor.

—  
Boston Redevelopment Authority,  
September 28, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mayor Collins:

On June 27, 1962, the Boston Redevelopment Authority held a duly advertised public hearing to hear evidence, opinions, and views with respect to a proposed determination that the North Harvard Urban Renewal Area is a substandard and decadent area under provisions of chapter 121 of the Massachusetts General Laws.

Having considered the evidence presented at the hearing, the Authority found that the area is substandard and decadent, authorized the filing of the Part I Application for Loan and Grant and approved the Urban Renewal Plan and Conditions Under Which Relocation Payments Will Be Made.

Pursuant to the provisions of chapter 121 of the Massachusetts General Laws, the Authority must secure the approval of the Mayor of the City of Boston acting with the approval of the City Council of the Urban Renewal Plan.

Accordingly, the following documents are submitted herewith for your consideration and for consideration by the City Council:

1. Form of approval to be executed by you as Mayor of the City of Boston.
2. Proposed resolution to be passed by the City Council.
3. Copies of the Urban Renewal Plan approved by this Authority for the Project Area.
4. Copies of the Part I Application for Loan and Grant for use by you, City Council, and the City Clerk.
5. Copies of the resolutions passed by the Authority respecting its Determinations and Findings for the area, approval of the Urban Renewal Plan and Conditions Under Which Relocation Payments Will Be Made, and the authorization to file a Part I Application for Loan and Grant for Federal Assistance with the Urban Renewal Administration.
6. A suggested letter from you to the City Council transmitting those documents requiring City Council approval.

The cost of acquiring properties, administrative and legal services, site clearance, relocation, property management, site improvements and contingencies is estimated to be approximately \$707,200. The land will be disposed of to the proposed developer for approximately \$360,000. The contribution of the federal government in the form of a grant is estimated at \$240,465, and the local contribution is \$115,735. The Authority will be authorized a temporary loan of \$600,465 from the federal government to defray project costs until the federal grant has been earned and the land conveyed.

Barring unforeseen delays in local, state, and federal approvals, acquisition and relocation



activities can begin as early as January, 1963. It is possible that the site can be cleared and construction begun by late spring or early summer 1963.

This development will result in the construction of a ten-story elevator building with 280 apartment units. The amount of taxes paid on the area will increase tenfold.

The members of this Authority are anxious to move this project into execution as quickly as possible.

Respectfully yours,  
BOSTON REDEVELOPMENT AUTHORITY,  
By REV. FRANCIS J. LALLY, Chairman.

RESOLUTION OF CITY COUNCIL OF BOSTON, MASSACHUSETTS, APPROVING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR PROJECT NO. MASS. R-54.

Whereas, Under the provisions of Title I of the Housing Act of 1949, as amended, the Housing and Home Finance Administrator is authorized to provide financial assistance to Local Public Agencies for undertaking and carrying out urban renewal projects; and

Whereas, It is provided in such act that contracts for financial aid thereunder shall require that the Urban Renewal Plan for the respective Project Area be approved by the Governing Body of the locality in which the project is situated and that such approval include findings by the Governing Body that: (1) the financial aid to be provided in the contract is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan; (2) the Urban Renewal Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the rehabilitation or redevelopment of the urban renewal area by private enterprise; (3) the Urban Renewal Plan conforms to a general plan for the development of the locality as a whole; and (4) the Urban Renewal Plan gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan; and

Whereas, The Boston Redevelopment Authority (herein called the "Local Public Agency") has obtained the concurrence of the Housing and Home Finance Administrator in the commencement and preparation, without federal financial assistance, of surveys and plans for the urban renewal project (herein called the "Project") identified as "the North Harvard Urban Renewal Area" and encompassing the area bounded by North Harvard street, Western avenue, Smith street, property of Harvard University and property of New England Deposit Library located at 135 Western avenue in the City of Boston, State of Massachusetts; and

Whereas, The Local Public Agency has applied for financial assistance under such act and proposes to enter into contract or contracts with the Housing and Home Finance Agency for the undertaking of, and for making available financial assistance for, the Project; and

Whereas, The Local Public Agency has made detailed studies of the location, physical condition of structures, land use, environmental influences, and social, cultural, and economic conditions of the Project Area and has determined that the area is a substandard and decadent area in that it is an area wherein dwellings predominate which by reason of dilapidation, overcrowding, faulty arrangement or design, lack of ventilation, light or sanitation facilities, and a combination of these factors, are detrimental to safety, health, morals, welfare, and sound growth of the Boston Community, and that is an area which is detrimental to safety, health, morals, welfare, and the sound growth of the Boston Community because of the existence of buildings which are out of repair, physically deteriorated, obsolete or in need of major maintenance and repair, and because buildings have been torn down and not replaced and in which under existing conditions it is improbable that the buildings will be replaced, and because of a substantial change in business and economic conditions, and because of inadequate light, air and open space, and because diversity of ownership, irregular lot sizes and obsolete street patterns make it improbable that the area will be redeveloped by the ordinary operations of private enterprise. The members of this Governing Body

have been fully apprised by the Local Public Agency and are aware of these facts and conditions; and

Whereas, There has been prepared and referred to the City Council of the Locality (herein called the "Governing Body") for review and approval an Urban Renewal Plan for the Project Area, dated September 15, 1962, and consisting of thirteen pages and one exhibit supported by the following supplementary material, data, and recommendations, which material, data, and recommendations are not a part of said Urban Renewal Plan:

PART I, APPLICATION FOR LOAN AND GRANT.

Resolutions of the Authority Respecting Its Determinations and Findings for the Area and Approving the Urban Renewal Plan and Conditions Under Which Relocation Payments Will Be Made.

Whereas, Said Urban Renewal Plan has been approved by the Governing Body of the Local Public Agency as evidenced by the copy of said Body's duly certified resolution approving said Urban Renewal Plan, which is attached thereto; and

Whereas, A general plan has been prepared and is recognized and used as a guide for the general development of the Locality as a whole; and

Whereas, The Boston Redevelopment Authority, which is the duly designated and acting official planning body for the Locality, has submitted to the Governing Body its report and recommendations respecting said Urban Renewal Plan for the Project Area and has certified that said Urban Renewal Plan conforms to the said general plan for the Locality as a whole, and the Governing Body has duly considered said report, recommendations, and certification of the planning body; and

Whereas, Said Urban Renewal Plan for the Project Area prescribes certain land uses for the Project Area and will require, among other things, changes in zoning, the vacating and removal of streets, alleys, and other public ways, and other public action; and

Whereas, The Local Public Agency has prepared and submitted proposals for the relocation of families that may be displaced as a result of carrying out the Project in accordance with said Urban Renewal Plan; and

Whereas, There have also been presented to the Governing Body information and data respecting the proposals for relocation which have been prepared by the Local Public Agency as a result of studies, surveys, and inspections in the Project Area and the assembling and analysis of the data and information obtained from such studies, surveys, and inspections; and

Whereas, The members of this Governing Body have general knowledge of the conditions prevailing in the Project Area and of the availability of proper housing in the locality for the relocation of families that may be displaced from the Project Area and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation; and

Whereas, It is necessary that the Governing Body take appropriate official action respecting the proposals for relocation and said Urban Renewal Plan for the Project, in conformity with the contract for financial assistance between the Local Public Agency and the United States of America, acting by and through the Housing and Home Finance Administrator; now therefore be it

Resolved, by the City Council of Boston as follows:

1. That it is hereby found and determined that the Project is a substandard and decadent area and qualifies as an eligible Project Area under chapter 121 of Massachusetts General Laws.

2. That said Urban Renewal Plan for the Project aforementioned having been duly reviewed and considered, is hereby approved, and the Mayor of Boston is hereby authorized to approve said Plan, and the City Clerk be, and is hereby, directed to file said copy of said Urban Renewal Plan with the minutes of this meeting.

3. That it is hereby found and determined that said Urban Renewal Plan for the Project Area conforms to said general plan of the Locality.

4. That it is hereby found and determined that the financial aid provided and to be provided pursuant to said contract for federal financial assistance pertaining to the Project is necessary to enable the Project to be undertaken in accordance with the Urban Renewal Plan for the Project Area.



5. That it is hereby found and determined that the above-mentioned Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the Locality as a whole, for the urban renewal of such areas by private enterprise.

6. That it is hereby found and determined that the Urban Renewal Plan for the Urban Renewal Area gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

7. That it is hereby found and determined that the proposals for the proper relocation of the families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards are feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced families are at least equal in number to the number of displaced families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced families in the Project Area, are available at rents or prices within the financial means of the displaced families, and are reasonably accessible to their places of employment.

8. That in order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved it is found and determined that certain official action must be taken by this city with reference, among other things, to changes in zoning, the vacating and removal of streets, alleys, and other public ways, and other public action, and, accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards, and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to effectuate said Urban Renewal Plan.

9. That financial assistance under the provisions of Title I of the Housing Act of 1949, as amended, is necessary to enable the land in the Project Area to be renewed in accordance with the Urban Renewal Plan for the Project Area and, accordingly, the filing by the Local Public Agency of an application or applications for such financial assistance under said Title I is hereby approved.

(Certain supporting documents referred to in the foregoing message of the Mayor are annexed hereto.)

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

**TRANSFER TO SNOW REMOVAL ACCOUNT.**

The following was received:

City of Boston,  
Office of the Mayor, October 1, 1962.  
To the City Council.  
Gentlemen:

I submit herewith an order requesting the appropriation of \$250,000 by transfer from available funds in the City Treasury to the Snow Removal Account together with a letter from the Commissioner of Public Works explaining the reason therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

Ordered, That the sum of two hundred fifty thousand (250,000) dollars be appropriated to the Snow Removal Account and to meet said appropriation the sum of two hundred fifty thousand (250,000) dollars be, and hereby is, transferred from available funds in the Excess and Deficiency Account of the City.

Snow Removal Account..... \$250,000

Referred to the Committee on Appropriations and Finance.

**PETITIONS REFERRED.**

The following petitions were received and referred to the committee named, viz.:

**Claims.**

Herbert E. Brodrick, for compensation for damage to ear caused by an alleged defect on Beacon street, Boston.

Carolina Freight Carriers Corporation for compensation for damage to car caused by city truck. Casino Grill, Inc. (Georgia Kandaros), for refund on license.

Harry Collins, for compensation for money lost while patient at City Hospital.

Leslie Fawkes, for compensation for damage to property at 205 Hillside street, Roxbury, caused by backing up of sewage.

Fund Insurance Companies, for compensation for damage to car of Patrick C. Wallace caused by city car.

Donald Marengo, for compensation for injuries caused by an alleged defect at 1154 Boylston street.

Joseph H. Marks, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

Paul's Cafe, Inc., of Boston, by Benjamin L. Chiampa, Manager, for refund on liquor license, victualler's license and entertainment license.

Rita M. Waitkuanas, for compensation for damage to car by ear of School Department.

**NOTICE FROM STATE DEPARTMENT OF PUBLIC WORKS.**

Notice was received from the State Public Works Department transmitting copy of transfer of portion of state highway no longer needed for state highway purposes to control of City of Boston.

Placed on file.

**NOTICE FROM U. S. ARMY ENGINEERS.**

Notice was received from the U. S. Army Engineers Division, New England Corps of Engineers, of an application of New England Telephone & Telegraph Company for permit to lay and maintain three additional submarine telephone cables to be buried 3 feet below the bottom across the Federal Channel in Mystic River, between Charlestown and Everett.

Placed on file.

**APPROVAL OF CONSTABLE'S BOND.**

The constable's bond of Arthur R. Warren, having been duly approved by the Collector-Treasurer, was received and approved.

**APPOINTMENT OF EDMOND J. DONLAN.**

Notice was received from the Mayor of the appointment of Edmond J. Donlan, 176 Park street, West Roxbury, to be an Associate Commissioner of Assessing in the Assessing Department for a term expiring on the first Monday of January following the next biennial municipal election at which a mayor is elected, vice William P. Morrissey, retired.

Placed on file.

**APPOINTMENT OF FREDERICK A. MEAGHER.**

Notice was received from the Mayor of the appointment of Frederick A. Meagher, 23 Bowditch road, Jamaica Plain, to be an Associate Commissioner of Parks and Recreation, for the term ending May 1, 1965, vice Thomas J. Carty, deceased.

Placed on file.

**APPOINTMENT OF JOHN J. HERRITY.**

Notice was received from the Assessing Department of the appointment of John J. Herrity as a full-time Assistant Assessor (provisional).

Placed on file.

## REPORT OF COMMITTEE ON LICENSES.

Coun. COFFEY, for the Committee on Licenses, submitted the following:

1. Report on applications (referred September 24) for commercial use shellfish permits for William E. Bennett, Herbert T. Bennett, Jr., Edward M. Elms, Walter F. Gronberg, Jr., Thomas J. Hughes, Bronick Kwansnia, Richard M. McLaughlin, Ralph A. Minichiello, William J. Nugent, Robert Powers, William Scott, William L. Snow, and Robert M. Shaw—recommending that permits be granted.

2. Report on application (referred September 24) for family use shellfish permit for Frank Durbin—recommending that permit be granted.

The reports were accepted, and the permits were severally granted under the usual terms and conditions.

## REPORT OF COMMITTEE ON ORDINANCES.

Coun. HINES, for the Committee on Ordinances, submitted the following:

1. Report on message of the Mayor and Ordinance (referred September 24) further regulating excavations for, and foundations of, buildings and structures:

Public hearings by the City Council developed that the Code as originally drawn, at least in the area of cast-in-place concrete piles, Section 2912, would have increased the cost of foundation construction in the City of Boston. Therefore, the Council in its wisdom rejected the matter as submitted by the Mayor, and the Technical Board concerned then revised it.

As originally submitted, the section in controversy would have increased the cost of construction 10 per cent and would have restricted instead of liberalized the Building Code with respect to cast-in-place concrete piles. This matter was not known to the members of the City Council until the very last day prior to the required date of action on the original submission and it was communicated to the committee by a representative of one of the piles companies who stated that he desired an opportunity to be heard. The committee rejected the matter without prejudice.

It is now clear that this was a justifiable criticism as best evidenced by the Advisory Board in its final draft revised the final ordinance to more closely bring it to what the opponent desired.

For the first time at a hearing held last week evidence was given by Professor Casagrande of Harvard University that the old formula on east-in-place concrete piles was based on an error in calculation.

It might be noted that a section of the Code, namely, the portion dealing with live and dead loads had been agreed upon by the Advisory Board and had been submitted to the Law Department as early as 1959 but it has not yet been submitted to the City Council.

This is a majority—but not unanimous—report of the Committee on Ordinances.

For the Committee,

PETER F. HINES, Chairman.

The report was accepted, and the ordinance was passed.

2. Report on proposed Ordinance (referred March 2, 1959) regulating the sale or use of certain types of oil or kerosene burners—recommending no further action is necessary.

The report was accepted.

## REPORT OF COMMITTEE ON URBAN REDEVELOPMENT, REHABILITATION AND RENEWAL.

Coun. McDONOUGH, for the Committee on Urban Redevelopment, Rehabilitation and Renewal, submitted the following:

1. Report on message of the Mayor (referred July 9) on change in plan for the Whitney Street Redevelopment area—recommending no further action is necessary.

2. Report on resolution (referred July 23) favoring construction of low-rise moderate rentals at Whitney Street Redevelopment area—recommending no further action is necessary.

3. Report on resolution (referred July 23) to reimburse developers for expenditure in veto of original plans at Whitney Street Redevelopment area—recommending no further action is necessary.

4. Report on resolution (referred July 23) re best possible re-use of remaining parcels at Whitney Street Redevelopment area—recommending no further action is necessary.

The reports were severally accepted.

5. Report on communication from Edward J. Logue, Development Administrator (referred July 9) concerning Castle Square area—recommending that the communication be placed on file.

The report was accepted, and the communication was placed on file.

6. Report on order (referred October 16, 1961) that the Mayor appoint a committee to draft regulations for auction sales of Real Property Board—recommending that the order ought to pass. The report was accepted, and the order was passed.

7. Report on order (referred January 2) for regulations for real estate auctions of Real Property Department—recommending that the order ought to pass.

The report was accepted, and the order was passed.

8. Report on message of the Mayor and resolution (referred August 20) approving the undertaking of plans and surveys for the Central Business District project in the downtown renewal area and further approving an application by the Boston Redevelopment Authority for a loan from the federal government in order to pay for the cost of said plans and surveys. The Committee reports as follows:

The amount of money to be borrowed is approximately 1.6 million dollars. The money will be used to study the Central Business District in the hope that a solution which will help to retain the area's present trade, and bring back some old customers who are now doing their business elsewhere, might be arrived at.

According to newspaper accounts, it is anticipated that some \$200 million in new construction and rehabilitation will be needed to implement the plans that will be engendered by this \$1.6 million study.

It seems to be the thought of the Boston Redevelopment Authority and the Committee for the Central Business District, the latter being a group presently made up primarily of the larger retailers and business people in the area, who will work with the Boston Redevelopment Authority on project planning, that on completion of the project the downtown area will be assured of retaining its character as the principal shopping center for the entire metropolitan area.

Your committee understands that the Committee for the Central Business District has privately raised between \$200,000 and \$300,000 to do some of the preliminary planning.

Here it might be appropriately noted that there are those who think that the Urban Renewal Program is not the answer to the problem of decreased patronage in the downtown area. Their argument is forcibly set forth in the October, 1962, issue of the "Reader's Digest Magazine."

## CONCLUSION.

It seems to your committee that unless we are to completely abandon all hope for a revitalization of the Central Business District a thorough study must be made in order to systematically assess its assets and possible future uses.

Your committee therefore recommends that this resolution be adopted.

For the Committee,

PATRICK F. McDONOUGH, Chairman.

The report was accepted, and the resolution was adopted.

## MINORITY REPORT OF COUNCILLOR FOLEY RE CENTRAL BUSINESS DISTRICT.

## I

As I see the problem, the Central Business District is essentially the problem of Prudential. If Prudential is added to the Central Business District it will help Boston. On the other hand if the magnificently impressive competition it provides strangles the Central Business District, Prudential will be a wonderful thing for the Prudential Insurance Company but not so good for Boston.

We must have the Prudential Center and we must have the Central Business District as well.

What is the impact of Prudential? The impact of Prudential is that it will be the most impressive concentration of real estate in New England, over



a 2,500-car garage, to which access will be had by a limited access highway running to the wealthiest of the suburbs around Boston. It is a triple threat; (1) the real estate; (2) the 2,500-car garage, and (3) the access.

In the downtown area we must make do with what real estate is there but I suggest that it is within our means to match the other two aspects of the competitive thrust of Prudential, and we not only can but we must do it if the Prudential is to do us any good. We cannot let Prudential kill the Central Business District or Prudential does Boston no good.

The real estate concentration we have in the Central Business District has its own attractions which the operators thereof must preserve and enhance.

We can match the 2,500-car garage by expanding the Undercommon Garage to that size and seeking a federal urban renewal credit to pay for it. We can match or come close to matching the access to the garage feature which makes the Prudential site so attractive; we can tunnel under the Public Garden to Storrow Drive so that automobiles can easily reach the garage but once in the garage the occupants of the automobiles must have easy access to the Central Business District or their presence in the garage will have no significance. We must tunnel under the Common in not one but several places, and again, all this has to be done with our money under the renewal program, after which we could seek a federal credit for the expanded Undercommon Garage as a facility directly servicing the Central Business District.

## II.

Which comes first, the chicken or the egg? We now have an Undercommon Garage built by an autonomously financed authority. Or the Undercommon Garage cannot have the significance it must have in Boston at its present size and without much improved access, but the autonomous authority cannot finance the access and cannot finance the increased size. Surely, even the most enthusiastic advocate of the autonomous authority financing scheme for the Undercommon Garage would hardly claim the autonomous Authority (Massachusetts Parking Authority) can within the foreseeable future expand the garage and provide the needed access and the time factor is a crucial point.

Not only must the Central Business District have the support of and enlarge a much-improved Undercommon Garage facility, it must have it in time. If a situation arises where the Prudential Center is completed and available four or five years before the Central Business District gets an expanded and improved Undercommon Garage, it may well be that the Central Business District never does catch up.

## III.

If this is to be accomplished, if the city is to construct the additional thousand or so spaces and the necessary access to the enlarged Undercommon Garage with its own funds, it, of course, must come to an accommodation with the Massachusetts Parking Authority and with the bondholders of the Authority. It would seem to me that the threat of competition and of additional thousand-car spaces would be outweighed by the much-improved access which direct public financing could provide. In other words, it would seem to me a bondholder should be happier holding securities in 1,500-car spaces of a 2,500-space facility with much-improved access to the facility both vehicular and pedestrian, and his investment would be much safer than one secured by the present 1,500-space facility just scraping by businesswise.

## IV.

Boston must in this day and age adapt to the automobile; the automobile will not adapt to her. The problem, however, is not that simple. At certain hours of the day, clients, patients, and customers will come to Boston by auto or they will go elsewhere. At other times of the day there are persons, almost all those employed here who can be required by one public policy or another to come here by mass transportation. The Central Business District must in a careful way adapt to the automobile. It must have the Undercommon Garage to live and match Prudential. The Undercommon Garage is now suddenly available to us in its full size and with proper access and on federal financing. Let us clear away the legal clutter next year.

If it should be said that we should wait until we are sure that the federal government will finance it, I say if we rely on the facility, and I am sure we do, to preserve a \$200,000,000 concentration of taxable property downtown, let us build it now and hope to get two thirds of our money back in credits later. If we do not, at least we have the garage and the Central Business District saved. I honestly believe the problem is that urgent.

WILLIAM J. FOLEY, JR., Member,  
Committee on Urban Redevelopment,  
Rehabilitation and Renewal

Placed on file.

9. Report on message of the Mayor and resolution (referred on June 4.) authorizing early land acquisition, by the Boston Redevelopment Authority, of the so-called Castle Square Project of the South End Renewal Area, submits the following report:

Since this resolve was referred to your committee, several public hearings were held regarding all phases of the proposed Castle Square Project. During these hearings the greatest emphasis was placed on the questions of relocation of people currently residing in the area and on the question of how the area will be used after clearance and sale to a developer. A question which was explored to some extent but which might well have been further pursued, concerns the current state of financial commitment the city has made for urban renewal projects, what added burden this project entails and what will the city's total commitment be in the foreseeable future.

Perhaps this entire question might more fruitfully be made the subject matter of future meetings with the Authority and its staff.

At the public hearings the sentiment expressed was strongly in favor of early land acquisition. And recent newspaper editorial comment seemed to favor the early adoption of the resolve.

### AS TO RELOCATION

A special meeting was held dealing exclusively with this problem. The committee was given earnest assurance as to opportunities for relocation both in private and public housing. Charts illustrating a sufficiency of standard housing in the same general area were shown. Even a list of available standard housing was submitted by the Authority. Your committee was extremely insistent that no person be forced to vacate his present home until standard accommodations were shown to be available.

Despite all the assurances, charts, and lists your committee remains wary when it ponders the great question of relocation. Assurances, charts, and lists aren't kitchens, bedrooms, and closets. We can in the final analysis, only hope that the Authority's promises will be converted to suitable living quarters for the displaced.

### AS TO RE-USE

The question of the re-use of the land acquired was not formally before the committee in its consideration of this resolution. This question will be before the Council at a later date when plans and surveys of the area are completed.

Normally (i.e., without early land acquisition) the requests for moneys to acquire the land would not be made until the question of re-use has been resolved.

The question of acquisition then of course would, and logically should, be subservient to the question of re-use. The theory being that if you don't know how to use the land, it doesn't make much sense to acquire it. On the other hand if we delay acquisition of the land until we know exactly what we are to do with it great hardship will be visited upon the residents and owners in the area. It has also been argued that to further postpone a vote on the question would delay the project. To that argument your committee can only comment that usually it makes fairly good sense to delay doing something until such time as you have determined what it is that you are going to do.

When the specific re-use plan is completed the Council then will be asked to give its approval. If it should not approve a final re-use plan the city will be required, under a covenant which is a part of the present resolutions, to pay for the entire expenditures on the project up until that time (in excess of \$5,000,000) without federal assistance. It would therefore seem appropriate for the Council to concern itself with the question



of re-use before the \$5,000,000 is invested in acquiring land and relocating people, and demolishing buildings.

However, as far as the committee has been able to determine at the present time, the acquired land will be used partially for relocation housing with the remainder of the land being used for industry and commerce. At the last hearing before your committee it was represented that negotiations were in progress with a single developer to develop the land in accordance with the above general plan.

#### CONCLUSION

After consideration of all of the above, your committee reports that the resolution ought to pass.

For the Committee,  
PATRICK F. McDONOUGH, Chairman.

The report was accepted, and the resolution was adopted.

### MINORITY REPORT OF WILLIAM J. FOLEY, JR., MEMBER OF COMMITTEE ON URBAN REDEVELOPMENT, REHABILITATION AND RENEWAL.

Coun. FOLEY, submitted the following:

For more than a decade I have been hearing the cry that the new roads into the City of Boston were tearing this great city apart and destroying the taxable property upon which the municipal government must rely.

The observation is accurate but the conclusion is wrong. Rivers, railroads, and now high-speed limited access highways are the arteries of commerce and create wealth, in anything like the long run.

But there is a practical objection. The swath of an eminent domain taking for a highway cannot in the nature of things under our law be wide enough to open up the land adjacent to the highway for new development.

This is why Circumferential Route 128 has so benefited the communities through which it passes. Land near this great highway was and to a large measure still is vacant and therefore available for new development without the impossible economic burden of razing existing structures to make room.

When land space becomes available through chance in Boston near a new highway, development is achieved; for example the Travelers Building, near the Central Artery, and the entire New York Streets project.

But such space is exceedingly hard to come by. In the Castle Square area we have 28 acres to be bounded by the turnpike and a main railroad track on one side and within easy range of the Central Artery on another. Such land is precious and must be used for high yield taxable property if ever the city is to climb out of the economic hole she is in.

#### II.

The Council has now considered (in geographical rather than chronological order) the water front, Government Center, and Central Business District. This represents all the area from the harbor to the edge of the Castle Square and New York Streets Projects area. Much could and has been said about this huge project. I want to make and emphasize one point and one point alone.

Cumulatively as I understand what has been said all these projects (water front, Government Center, and Central Business District) will not when and if completed as planned add significantly to our tax base. They are aimed at conserving what we have rather than adding to it. How can the city meet the revenue demands of the 70's with the real estate of the 20's, carefully preserved and protected with the Revueal Program of the 60's, without massive addition thereto?

The Development Administrator indicates that the federal program as originally conceived was not designed to carry the burden of economic revitalization. This is true but in the thirteen years since, it has been realized that residential renewal of a city is a futile exercise and a waste of federal money if the city has not the economic resources after the renewal operation is complete to stay renewed by adequate servicing of the people. Therefore the federal law has been amended so that now 30 per cent of the funds may be used for other than purposes related to residential.

Surely as he is the administrator of the program dealing with this 30 per cent of the total, the

Development Administrator bears great responsibility for the economic revitalization of the city as well as the residential cum-social rehabilitation.

But much more than this he has concentrated the general planning power and the industrial development coordinating power in his hands. As such he is directly responsible for seeing to it that our tax base is not only preserved but increased mightily.

Two billion dollars taxable in 1930 measured in 1930 dollars. One billion four taxable in 1962 in 1962 dollars. The ratio is not as 20 is to 14, it is correcting for the value of the dollar between two and three to one. For one man to control renewal planning and industrial development coordination is disastrous for Boston if general planning and industrial development are ignored or sacrificed to the renewal function. Nowhere is the error more glaring than here. When faced with this problem the Administrator refers to legislative relief. The Legislators cannot tax Springfield for money for Boston while we waste an opportunity here to add wealth to our tax base.

#### III.

Here to support the much touted and publicized "Logue plan with, not for people" we do what is wrong for Boston. The program therefore becomes self-serving—the interests of the program are more important than the interests of Boston. How can the program succeed if Boston dies?

Ironically in recent weeks the Administrator has recommended to the Board the North Harvard Street Project and the Mattapan Project, both opposed by the residents of the area. In spite of Emerson's dictum, that "consistency is the fetish of small minds," there is something to be said for it.

#### IV.

Neighborhoods fail for a reason. Castle square has failed as much as anything else because of the pressure of commercial intrusion. It is simply not now a place where people with modest incomes should live. Much less will it be a good residential neighborhood when the Turnpike extension is completed and the pressure for that land for commercialization and industrialization is intensified.

#### V.

When one sets, as was done at the hearing, the land use map against the building condition map it becomes obvious that what is really needed in the South End and what good planning practice would support is a South End Industrial Park somewhere near one hundred acres in extent bounded by the Turnpike, Tremont street, and Albany street.

If one subdivides these approximately one hundred acres into four contiguous squares, the northeast of these four squares would be the present New York Streets area. The northwest of these four squares would be the Castle Square area. The southeast of these four squares would be an area which according to the land use map is almost exclusively commercial or industrial now and where the building condition is indicated as needing only minor attention, by the Redevelopment Authority's building condition map. The southwest of these four squares is an area, again about a quarter of the whole where, matching the land use map against the building condition overlay, one finds that where generally speaking a building in this area is in good condition or needs only minor attention it is in commercial or industrial use presently. Where a building needs major attention in this area, generally speaking it is now in residential use.

Much has been made about one thin strip of housing in residential use needing minor repair just south of Dover street and running east and west. This one thin strip of a few houses is about all that is left in residential use and in good repair in this entire area.

It is my opinion that what is right planning wise in the long run and in the short run is what is best for the community. To draw the line between residential and commercial use for the next twenty-five to fifty years in the Castle Square area where the Development Administrator suggests is bad for Boston, and very shortly it will be plain to all it is bad for the South End. He cannot be serious.

Fortunately for both Boston and the South End, the final plans must be approved by the federal authorities and by this Body.

## VI.

On the occasion of a hearing on relocation last summer one Miss Woods appeared. She is a consultant on the subject of relocation, and she was gallantly defended against nothing at all by the Development Administrator at one point, and perhaps this diverted attention from what she had to say. She told us that after what was before us during the summer was acted upon, new construction for relocation would be needed. She said the relocation resources of the City of Boston were adequate to support matters before the Body during the summer of 1962, and that after that new construction would be needed. The new construction of course which she had in mind and which we all have in mind is that made possible by the so-called 221 d 3 program of the Federal Housing Authority. The matters pending before the Council during the summer will have been completed with action upon this matter today. Therefore, according to Miss Woods, we now need new relocation housing under the 221 d 3 program.

The Development Administrator suggests that such housing be built in the Castle Square area and he suggests it be built elsewhere. I suggest that if we need, and I am sure we do, some construction under 221 d 3 immediately, the last way to get it is through siting such construction within renewal projects, with the attendant red tape and protracted processing which all such projects in our experience involve.

I suggest that this Body, of all the parliamentary bodies in this Commonwealth, knows and has accumulated experience about the essential part of 221 d 3 more than any other. I suggest there is nothing mysterious about the proper use of 221 d 3 and that an immediate start can be made on it. Under the law 221 d 3 must either be nonprofit or limited dividend or constructed by a public authority. I suggest that nonprofit runs the danger that the developer will snatch from the project his builder's profit, build shabbily, and leave us with the slum of ten years from now.

I suggest that any substantial number of nonprofit 221 d 3 units are not likely to come by because of the difficulty in obtaining land.

I suggest that if the Development Administrator would study what this Council has been doing he would soon know much more about the subject of 221 d 3 than he presently evidences.

I say flatly that 221 d 3 should be married to limited dividend. I say with limited dividend you get the eminent domain power in the developer which solves the gigantic problem of land assembly in this city or goes a long way towards solving it. With limited dividend you get a low real estate tax which is not only low, it is legal. A low real estate tax yields a lower rent and a safer investment, both very important in this type of development.

I suggest that with limited dividend married to 221 d 3 you get absolute control on the part of the municipality and you also get proper siting of the projects because we would simply not approve a project where one should not go under this FHA mortgage guaranty law.

I say further that limited dividend would give the developer an investment for forty years or more which in turn would spur him to provide management by professionals of the property and would guarantee as much as such things can be guaranteed adequate maintenance of the property. I say that when you add 221 d 3 to limited dividend you get a low interest rate on the money, the money borrowed to build the project. Therefore, you get a lower rent, and under the 221 d 3 regulations you must provide the accommodations for persons of moderate income according to a formula.

I say if the Redevelopment Authority would lay down in a policy statement what terms and conditions it will approve with the Mayor the formations of limited dividend corporations to develop under the 221 d 3 provision of the FHA law that there would be a rush of developers to build under the law, and there would be a wedding of private initiative and public need such as has not been seen in this program yet.

I suggest that the last way to extract benefits from 221 d 3 is to complicate such activity with the endless interminable processing of project areas under the urban renewal law. I say we can get on with this now. Miss Woods says that we need the development now. We cannot get the development with this sort of intermediacy in Castle square, and it is the wrong place to site 221 d 3 projects. It is wrong on many grounds, and while the Development Administrator is be-

mused with Castle square and 221 d 3 many tracts of land in the city go begging for development, because it seems that the Redevelopment Authority is committed to a policy of rigid control of every activity that remotely smacks of renewal.

We can get on with 221 d 3 now. The need is desperate because our renewal program will stop cold soon unless we do.

WILLIAM J. FOLEY, JR., Member,  
Committee on Urban Redevelopment,  
Rehabilitation and Renewal.  
Placed on file.

#### MINORITY REPORT OF COUNCILLOR PIEMONTE RE CASTLE SQUARE AREA.

Coun. PIEMONTE submitted the following:

#### MINORITY REPORT OF CITY COUNCILLOR GABRIEL F. PIEMONTE ON EARLY ACQUISITION FOR CASTLE SQUARE AREA (URBAN RENEWAL COMMITTEE).

As the elected representatives of all the people of the City of Boston, we are being asked to approve early acquisition (the clearance of land) in the Castle Square area under the provision of the Housing Act as amended. We have been told by the press and certain civic groups that our duty is clear in this matter, that by delaying approval of early land acquisition we are being obstructionists and irresponsible.

I wish in my heart that I could see the problem in such simple terms.

The Declaration of National Housing, Section 2, reads as follows: "The Congress hereby declares that the general welfare and security of the Nation and the health and living standards of its people require housing production and related community development . . . and the realization as soon as feasible of the goal of a decent home and suitable living environment for every American family . . . and the production at lower costs, of housing of sound standards of design, construction, livability, and size for adequate family life and to provide adequate housing for urban and rural nonfarm families with incomes so low that they are not being decently housed in new or existing housing."

What must we consider in this present situation? We must rely upon past experience and present facts.

Consider, first the amount of clearance that has already taken place in the city. The West End has been leveled. The Scollay Square area is being leveled. Land has been taken and buildings are being demolished to make way for the Turnpike. The Whitney Street area has been cleared. The early acquisition and clearance of the Washington Park's first complex has been voted.

More than twelve thousand men, women, and children have been displaced in the process.

What housing has been built in these areas or for that matter anywhere in the City of Boston? Has there been built anywhere suitable housing for the people that have been dislocated? The answer is "No."

We have a complex of luxury dwelling units in the West End averaging \$218.52 rental per month and one apartment tower, containing small units for middle-income single persons and couples, being erected in the Whitney Street development.

What has happened to those who have been displaced? Those who can afford it move out of the city. (See page 70 of "City Record".) Others who do not have the means have had to find substandard housing in other areas.

Now we are being asked to displace still more people in the Castle Square area. And yet no start has been made on relocation housing nor is there any definite contract for relocation housing anywhere in the city.

Consider the Castle Square area. Assume that early acquisition is voted. Where do the people displaced go? What does the future hold for the development of the area?

When Castle square was originally marked for redevelopment the Boston Redevelopment Authority considered a plan which would call for general industrial re-use of the land. A year and a half ago this met with the approval of the present Mayor. In the interim the citizens of the South End area protested such a use of the land.

If there were adequate relocation housing or definite contracts for relocation housing and if the Council were to be guaranteed that the primary re-use of the Castle Square land is to be residential,



that provisions are made for low, middle, and high income housing and that such a plan would also provide for some private home ownership then I would not hesitate to vote for early acquisition. But what guarantee is there that once early land is voted that the Council will have an opportunity to vote on such a plan? How can we see to it that the wishes of the residents of the South End are met?

The past records show that the Council never received the opportunity to review the West End plan even though we were assured that right by federal regulation and the transcript of the records shows that when the Authority members appeared before us that they assured us that any use such as parking would first be referred to us. The records indicate that there have been changes in complex and in use of certain portions of the buildings without any reference to the City Council.

The records also show that despite early land acquisition in the Government Center area, many buildings still stand, that long-term tenancies are even now being negotiated by the Authority.

In the face of a federal ruling that the city will receive a payment in lieu of taxes on buildings in an area taken for redevelopment during the period that the buildings remain standing, how much of a temptation is it for a city administration to allow buildings to remain even after they have been vacated and thus become an even greater menace to public health and a sorer spot? Is this a legitimate use of the early acquisition provision? Could the same thing happen in Castle square?

How can we of the Council protect the public trust when in the past the good faith of contract after contract has been violated at least in spirit?

I would like to recommend a way in which the interests of the people of the Castle Square area can be protected.

First: Produce a positive contract for the building of relocation housing.

Second: That plans of many developers and not just one be considered. We know from past experience that open contracts and open competition work to produce the plan which meets the best interests of all concerned. We also know from bitter experience what happens when a single developer has the sole responsibility for a redevelopment plan. Look at the rape of the West End.

Third: We need to be assured that the re-use plan has the full support of the people in the area. No plan suggested to date has such support. A few days ago the Committee for the Central Business District and the Boston Redevelopment Authority submitted to the Council a memorandum of agreement.

It states in part that any plan "will be the result of the joint effort of all parties concerned and will be endorsed in principle by all such parties before submission." Surely if such a provision is sufficient for business, it is doubly important that such a principle be applied in dealing with human beings. Therefore the re-use plan of the Castle Square area should be the joint effort of the South End Urban Renewal Committee and the Boston Redevelopment Authority and it should be endorsed by the South End Urban Renewal Committee and the Boston Redevelopment Authority before submission to the Council.

Fourth: That no plan for re-use in the Castle Square area be implemented until the Council

votes approval of such a plan. In no way should a vote for early land acquisition be taken to imply approval of any plan which may now exist.

GABRIEL F. PIEMONTE Member,  
Committee on Urban Redevelopment,  
Rehabilitation and Renewal.

Placed on file.

#### REQUEST FOR STATUS OF PROPOSED REVISIONS OF BUILDING CODE.

Coun. McDONOUGH offered the following:

Ordered, That his Honor the Mayor be requested to order the Building Commissioner to report on the current status of the proposed revision of the Building Code, by answering the following questions:

1. How many sections of the Building Code are currently being studied with a view to revising them.
2. Set forth the sections and the date the study for each section started.
3. Set forth the agency which is studying each section. (If a committee is making the study set forth the names of committee members.)
4. Set forth the status of the study of each section.
5. When, according to your best estimate, will the study of each section and recommended changes, if any, be complete.
6. When, according to your best estimates, will the recommended changes be put in the form of an ordinance and submitted to the City Council for its action.

Passed under suspension of the rules.

#### THE NEXT MEETING.

On motion of Coun. FOLEY, the Council voted that when it adjourned it would be to meet on Monday, October 15, 1962, at 2 P.M.

#### SUMMARY OF COUNCIL ACTIVITY.

Coun. PIEMONTE offered the following:

Ordered, That the City Clerk be, and is hereby, requested to compile a summary of the activities of the Council and its subcommittees for the eight weeks prior to September 24, 1962, and forward a copy of the same to the editorial writers of the Boston "Globe" and W. Davis Taylor, publisher of the "Globe," together with a copy of the report of the Committee on Ordinances read in at today's meeting; and further that the City Clerk file at the next meeting to the Council a copy of the aforesaid summary.

On motion of Coun. Foley, the order was referred to the Executive Committee.

Adjourned at 5:01 P.M., on motion of Councillor Hines, to meet on Monday, October 15, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

**(Stenographic copy of such debate on file in office of City Clerk.)**





## CITY OF BOSTON

## Proceedings of City Council

Monday, October 15, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Eternal God, inspire us in this moment of prayer with a wholehearted desire to meet and discharge the duties and the demands of our vocation of public service as Councillors of Boston.

Our plans and our purposes, our efforts and our endeavours in behalf of this venerable city will be futile and fruitless unless Thou grant help with Thy divine wisdom and strength. May our faith never waiver, nor our courage falter in this difficult work of counseling our people in democratic self-governing. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## VETO OF ORDER RE INCREASED RETIREMENT ALLOWANCES TO CERTAIN FORMER EMPLOYEES.

The following was received:

City of Boston,

Office of the Mayor, October 8, 1962.

To the City Council.

Gentlemen:

I return herewith, without my signature and disapproved, the order your Honorable Body passed on September 24, 1962, accepting chapter 646 of the Acts of 1962 entitled "An Act Increasing the Amounts of Pensions and Retirement Allowances Payable to Certain Former Employees," which act has the force of law because it was laid before His Excellency the Governor on July 2, 1962, but was not returned by him with his objections thereto within five days thereafter.

My objection to the order returned herewith is, without doubt, this act was motivated by the increased cost of living; but it provides an increase in pension or retirement allowance only for certain persons retired because of disability incurred in the performance of their duties. In so doing, it discriminates against all other pensioners and retirees, who may be said to be equally affected by the increased cost of living and many of whom are receiving pensions and retirement allowances substantially less than those currently received by the persons to whom the act relates.

Respectfully,

JOHN F. COLLINS, Mayor.

Laid on the table.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments:

Weigher of Goods for the term ending April 30, 1963: Robert Graham, 18 Emerson street, Wakefield.

Constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963:

Walter B. Tower, 88 Russett road, West Roxbury; William L. Junkins, 37 Kimball street, Dorchester; Franklin J. Fortes, Jr., 3 Herman street, Roxbury.

Severally referred to the Committee on Confirmations.

## APPROPRIATION TO COMMISSIONER OF TRAFFIC AND PARKING.

The following was received:

City of Boston,

Office of the Mayor, October 8, 1962.

To the City Council.

Gentlemen:

I submit herewith an appropriation order for the sum of nineteen thousand five hundred dollars (\$19,500) from "Parking Meter Fees" and communications from the Commissioner of Traffic and Parking explaining the reasons therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Traffic and Parking Department.

September 24, 1962.

Hon. John F. Collins,

Mayor of Boston.

Dear Sir:

This department is still experiencing a great deal of damage to parking meters and it is necessary that additional funds be provided to purchase the necessary parts to repair them.

It is therefore respectfully requested that the sum of fifteen thousand dollars (\$15,000) be appropriated from the item "Parking Meter Fees" to this department for the above-mentioned purposes.

Respectfully submitted,

THOMAS F. CARTY, Commissioner.

City of Boston,

Traffic and Parking Department.

September 10, 1962.

Hon. John F. Collins,

Mayor of Boston.

Dear Sir:

It is respectfully requested that the sum of forty-five hundred dollars (\$4,500) be appropriated from the item "Parking Meter Fees" for the purchase of two motor vehicles to be used for the purpose of collecting moneys from parking meters.

They will replace two vehicles now in use for the same purpose.

Respectfully submitted,

THOMAS F. CARTY,  
Commissioner of Traffic and Parking.

Ordered, That the sum of nineteen thousand five hundred dollars (\$19,500) be, and the same hereby is, appropriated from the revenue received from Parking Meter Fees, to be expended by the Commissioner of Traffic and Parking, for meter repairs and maintenance and for the purchase of two motor vehicles to be used for the purpose of collecting moneys from parking meters.

Referred to the Committee on Appropriations and Finance.

## ORDER AMENDING LOAN ORDER FOR NEW CITY HALL AND APPROPRIATING CERTAIN OF THE FUNDS FROM THE SUMNER TRAFFIC TUNNEL FOR NEW CITY HALL.

The following was received:

City of Boston,

Office of the Mayor, October 15, 1962.

To the City Council.

Gentlemen:

I submit herewith a communication from the City Auditor regarding provision of funds for the new City Hall and an order for the appropriation of one hundred fifty thousand dollars (\$150,000) from the balance of funds remaining in the treasury from the proceeds of the transfer of the Sumner Traffic Tunnel

to the Massachusetts Turnpike Authority. Included in the order is provision for reducing the loan authorized by a similar amount.

I respectfully recommend the adoption of this order by your Honorable Body.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Auditing Department, October 1, 1962.  
Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

On April 29, 1959, the Massachusetts Turnpike Authority paid to the City of Boston the sum of ten million nineteen thousand three hundred eighty dollars (\$10,019,380), of which sum seven million nine hundred nineteen thousand three hundred eighty dollars (\$7,919,380) could, under the provisions of the statute, be used for any purpose or purposes for which debt could be issued outside the debt limit for a period of twenty years or more.

Some of the purposes for which these funds could be appropriated, for which debt has already been authorized, are the municipal auditorium, off-street parking facilities, and the new City Hall.

In 1959 and 1960, acting under the authority of the statute, there was appropriated for the above purposes the sum of three million fifty thousand dollars (\$3,050,000); one million dollars (\$1,000,000) for the municipal auditorium, two million dollars (\$2,000,000) for off-street parking facilities, and fifty thousand dollars (\$50,000) for the new City Hall. The balance remaining available for appropriation is four million eight hundred sixty-nine thousand three hundred eighty dollars (\$4,869,380).

It will be necessary before the end of the year to provide the sum of one hundred fifty thousand dollars (\$150,000) for the new City Hall. I therefore recommend that an order be presented for the consideration and adoption by the City Council appropriating the sum of one hundred fifty thousand dollars (\$150,000) for the new City Hall from the above-mentioned proceeds of the Sumner Tunnel transfer. At the same time I recommend reducing the amount of debt authorization for the new City Hall in the amount of one hundred fifty thousand dollars (\$150,000).

Very truly yours,

JOHN T. LEONARD,  
Temporary City Auditor.

Ordered, That the order appropriating twenty million dollars (\$20,000,000) to construct a City Hall, which was passed by the City Council once on November 24, 1958, and again on December 12, 1958, and approved by the Mayor on December 22, 1958, and amended by an order passed by the City Council once on October 5, 1959, and again on December 14, 1959, and approved by the Mayor on December 16, 1959, is hereby further amended by striking out the words "nineteen million, nine hundred fifty thousand dollars" (\$19,950,000) and inserting in place thereof the words "nineteen million, eight hundred thousand dollars" (\$19,800,000) and to use one hundred fifty thousand dollars (\$150,000) out of the sum of \$4,869,380 set aside under clause (1) of section 8 of chapter 598 of the Acts of 1958, which said one hundred fifty thousand dollars (\$150,000) is hereby appropriated for such purpose.

Referred to the Committee on Appropriations and Finance.

#### ORDER FOR LOAN FOR CONSTRUCTION OF PUBLIC WAYS.

The following was received:

City of Boston,  
Office of the Mayor, October 11, 1962.  
To the City Council.  
Gentlemen:

In accordance with the recommendation of the Commissioner of Public Works, a copy of which is transmitted herewith, I am submitting for your consideration an order for a tempo-

rary loan in the amount of \$346,000, to be expended in anticipation of reimbursement from the Commonwealth of Massachusetts.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
October 11, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mr. Mayor:

By your letter submitted September 4, 1962, to the City Council, authorization was requested for a \$3,000,000 bond issue for the construction and reconstruction of highways. On September 24, 1962, a first reading and favorable vote was given in the Council. A second reading is scheduled for October 15, 1962.

By law a waiting period of twenty-one days is required after the second City Council vote before approval of the State Emergency Finance Board can be requested. Hence, funds from this authorization will not be available until about November 12, 1962, at the very earliest. In the meantime, our accelerated highway program has depleted our present funds. At this time several contracts, including the reconstruction of La Grange street, West Roxbury, and a group of about ten streets in the Roxbury district, are being held up. A substantial portion of our existing funds is tied up in Chapter 90 work, including the portions to be reimbursed by the state at a later date. Section 6, chapter 44, of the General Laws permits temporary borrowing in anticipation of state reimbursement, and in accordance therewith it is recommended that an order be presented to the City Council on Monday, October 15, 1962, requesting authorization for a temporary loan under this statute in the amount of \$346,000 to be repaid when the proposed \$3,000,000 loan authorization is available.

Respectfully,  
JAMES W. HALEY,  
Commissioner of Public Works.

Ordered, That under the provisions of chapter 44, section 6, of the General Laws, the sum of three hundred forty-six thousand dollars (\$346,000) be, and hereby is, appropriated, to be expended under the direction of the Commissioner of Public Works, for the construction of public ways or permanent pavement. Such sum is to be reimbursed to the city by the Commonwealth of Massachusetts under the Chapter 90 Program, and that to meet said appropriation the Collector-Treasurer be authorized for a period not exceeding one year to issue notes from time to time on request of the Mayor.

On motion of Councillor Sullivan, the order was referred to the Executive Committee.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

Arthur M. Achorn, for compensation for loss of valuables while patient at City Hospital.

Bonanza Cafe, Inc., Salvatore C. Camarda, Manager, for refund on victualler's license, alcoholic beverages license, and entertainment license.

Mrs. Gerard E. Daly, for compensation for damage to clothing caused by rusty water at 51 Burton street, Brighton.

Mrs. H. C. Fleming, for compensation for damage to property at 14 Crossman street, Mattapan, caused during sidewalk installation.

Jack Goldman, for compensation for loss of dog killed by fire engine.

Lois M. Horwood, for compensation for injuries caused by an alleged defect at Park square, Boston.

George R. Hulley, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Real Property Department.



Daniel P. Laffan, to be reimbursed as result of execution issued against him on account of his acts as employee of the Fire Department.

Leo Michael Lazo, for compensation for damage to car caused by city truck.

Manuel D. and Yolande C. Medeiros, for compensation for damage to car caused by city truck.

Mobil Oil Company, for compensation for damage to truck caused by city truck.

John Renda, for compensation for damage to property at 8 Hanover avenue, Boston, on account of sidewalk being depressed and causing water to enter building.

Armando Serrecchia, for compensation for damage to car caused by tree falling.

Mary Sinclair, to be reimbursed for articles lost at City Hospital.

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RECESS.

On motion of Councillor Sullivan, the Council voted to take a recess at 3 P.M., for the purpose of going into Executive Session.

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NOTICES FROM MASSACHUSETTS  
TURNPIKE AUTHORITY.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B29 for Boston extension of the Massachusetts Turnpike.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B36 for Boston extension of the Massachusetts Turnpike.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B39 for Boston extension of the Massachusetts Turnpike.

Severally placed on file.

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NOTICE OF HEARINGS BEFORE  
DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held October 16, 1962, at 10 A.M., on petition of New York, New Haven & Hartford Railroad Company for authority to discontinue the handling of less-than-carload freight business at Readville and other stations.

Notice was received from the Department of Public Utilities of hearing to be held October 23, 1962, at 10 A.M., on rates and charges of Almeida Bus Lines, Inc.

Severally placed on file.

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NOTICE OF CONTINUED HEARING BEFORE  
STATE DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of continued hearing to be held October 22, 1962, at 8 P. M., on state highway layout in Boston-Milton-Canton (Route 95).

Placed on file.

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APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Sydney A. Goldberg, Frederick W. MacDonald, William E. Melton, and Raymond J. Thomas, having been duly approved by the Collector-Treasurer, were received and approved.

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APPOINTMENTS BY ASSESSING  
DEPARTMENT.

Notice was received from the Assessing Department of the appointments of Fred J. McNulty and Peter Leo Corcoran as full-time assistant assessors.

Placed on file.

COMMUNICATION FROM CORPORATION  
COUNSEL RE CONTRIBUTORY GROUP  
INSURANCE.

The following was received:

City of Boston,  
Law Department, October 5, 1962.  
To the Honorable the City Council.  
Gentlemen:

This is written to inform you and at the same time make a matter of public record that on September 17, 1962, I wrote the Director of Administrative Services as follows:

This is in answer to yours of August 23 concerning the following orders which were passed by the City Council on July 23, 1962, returned by the Mayor on August 3, 1962, with his objections thereto in writing, and notwithstanding the disapproval of the Mayor, again passed by the City Council on August 20, 1962, by eight yeas, no nays:

"Ordered, That section 11B of chapter 32B of the General Laws, as inserted by chapter 647 of the Acts of 1962, entitled 'An Act to Extend Contributory Group Hospital, Surgical, Medical Insurance to Elderly Persons Retired from the Service of the Commonwealth and from Certain Counties, Cities, Towns, and Districts and to Their Dependents' be, and hereby is, accepted in behalf of the City of Boston."

"Ordered, That section 11B of chapter 32B of the General Laws, as inserted by chapter 647 of the Acts of 1962, entitled 'An Act to Extend Contributory Group Hospital, Surgical, Medical Insurance to Elderly Persons Retired from the Service of the Commonwealth and from Certain Counties, Cities, Towns, and Districts and to Their Dependents' be, and hereby is, accepted in behalf of the County of Suffolk."

"Ordered, That chapter 32B of the General Laws, as amended by chapter 647 of the Acts of 1962, entitled 'Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns, and Districts, and Their Dependents' be, and hereby is, accepted in behalf of the City of Boston."

"Ordered, That chapter 32B of the General Laws, as amended by chapter 647 of the Acts of 1962, entitled 'Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns, and Districts, and Their Dependents' be, and hereby is, accepted in behalf of the County of Suffolk."

On May 21, 1962, in response to a request of the City Council for my opinion as to its powers to override the Mayor's vetoes of its orders accepting sections 9A and 11A of chapter 32B of the General Laws in behalf of the County of Suffolk as well as the City of Boston, I replied as follows:

"St. 1948, c. 452, s. 17D, as appearing in St. 1951, c. 376, s. 1, gives your Honorable Body power to override vetoes except the veto of an order, ordinance, resolution or vote authorizing a loan or appropriating money or accepting a statute involving the expenditure of money." Acceptance of G.L., c. 32B, s. 9A, in behalf of the City of Boston would impose upon the city an obligation to pay one half of the premiums to be paid by retired employees under the provisions of the first sentence of G.L., c. 32B, s. 9; and acceptance of G.L., c. 32B, s. 11A, in the city's behalf would require the city to meet the expense of administering the provisions in that section for additional insurance. Thus the several orders of your Honorable Body respectively accepting sections 9A and 11A in behalf of the city each clearly involve an expenditure of money. *Fisher v. Holyoke*, 342 Mass. 669, 673. In my opinion, therefore, your Honorable Body has no power to override the Mayor's vetoes of your orders for the city's acceptance of sections 9A and 11A.

"In Suffolk County, the Mayor and City Council of Boston, the Municipal Council of Chelsea and the City Council of Revere, in their respective cities, and the Selectmen of Winthrop in said town, have the powers and perform the duties of County Commissioners.

G.L., c. 34, s. 4. There is no indication in the statute just cited that the Mayor and City Council are to meet jointly for the exercise of the power and the performance of the duties thereby imposed. The implication rather is that they are to act separately as they commonly do in the discharge of their other functions. See *Union Street Railway Co. v. Mayor of New Bedford*, 253 Mass. 304, 313, and *McCourt v. Mayor and City Council of Boston*, 254 Mass. 100, 102. See, also, *St. 1909 c. 486 s. 1*, which plainly intended to change the law as enunciated in *Hibbard v. County of Suffolk*, 163 Mass. 34, 38-39, and clearly implies that the powers and duties of County Commissioners are to be exercised in accordance with *St. 1909, c. 486, s. 4*, now *St. 1948, c. 472 s. 17D*. It follows that it is my opinion also that your Honorable Body has no power to override the Mayor's vetoes of your orders for the county's acceptance of sections 9A and 11A.

"Like acceptance of G.L. c. 32B, s. 9A, acceptance of G.L., c. 32B, c. 11B, on behalf of either the City of Boston or the County of Suffolk or both would impose upon the city an obligation to pay one half of the premium for group hospital, surgical and medical insurance for certain retirees. Thus the first two orders quoted above respectively accepting said section 11B in behalf of the city and county each clearly involve an expenditure of the city's money. In my opinion, the City Council's action purporting to override the Mayor's veto was in each instance ineffectual; and G.L., c. 32B, s. 11B, has not been accepted in behalf of either the city or the county. Moreover, the vote in behalf of the city has not been approved by the Mayor as specifically required by G.L., c. 32B, s. 11B.

"The other two orders purport to accept in behalf of the city and county, respectively, chapter 32B of the General Laws, as amended by chapter 647 of the Acts of 1962. If these orders are to be construed as accepting chapter 32B, exclusive of sections 9A, 11A, and 11B, they accomplish nothing because chapter 32B, exclusive of sections 9A, 11A, and 11B, had already been accepted in behalf of the city and county by orders passed by the City Council on April 30, 1962. On the other hand, if these orders are to be construed as respectively accepting in behalf of the city and county sections 9A, 11A, and 11B of chapter 32B, they clearly involve an expenditure of the city's money, and for the reasons stated above with respect to the other orders are in my opinion ineffectual. Moreover, the vote in behalf of the city has not been approved by the Mayor as specifically required by G.L., c. 32B, ss. 9A, 10, 11A, and 11B.

"In my opinion, all four orders are, accordingly nullities."

Respectfully,  
ARTHUR G. COFFEY,  
Corporation Counsel.

Placed on file.

#### AMENDED VOTE OF TRAFFIC AND PARKING COMMISSION RE SCHEDULE OF FINES.

The following was received:

City of Boston,  
Traffic and Parking Department,  
October 4, 1962.

To the Honorable the City Council.

Gentlemen:

At your meeting on September 24, 1962, the Traffic and Parking Commission submitted for your approval its vote of September 21, 1962, amending section 1A of Article X of the Traffic Rules and Regulations of the City of Boston so as to establish under the fifth paragraph of section 20C of chapter 90 of the General Laws, as appearing in section 6 of chapter 786 of the Acts of 1962, a schedule of fines for the noncriminal disposition of parking violations. Through inadvertence this vote failed to recognize that effective January 2, 1962, section 15A of Article IV relative

to all-night parking had been amended so as to regulate nighttime parking in the downtown business district in a separate subdivision from all-night parking elsewhere in the city. The Traffic and Parking Commission has accordingly voted to amend its vote of September 21, 1962, so as to make it unequivocally clear that a violation of the regulation respecting nighttime parking in the downtown business district comes within clause (h) of Part A of subdivision (2) of the fine schedule.

Such amendatory vote is submitted herewith for your approval.

Respectfully,  
Traffic and Parking Commission,  
By THOMAS F. CARTY, Chairman.

City of Boston,  
Traffic and Parking Commission,

October 4, 1962.

Voted, That the vote amending, subject to the approval of the City Council, Section 1A of Article X of the Traffic Rules and Regulations of the City of Boston, so as to establish under the fifth paragraph of Section 20C of Chapter 90 of the General Laws, as appearing in Section 6 of Chapter 786 of the Acts of 1962, a schedule of fines for the noncriminal disposition of parking violations, which vote was passed by this Commission of September 21, 1962, and submitted to the City Council at its meeting on September 24, 1962, for approval, be, and the same hereby is, amended to read as follows:

Voted, Pursuant to the fifth paragraph of Section 20C of Chapter 90 of the General Laws, as appearing in Section 6 of Chapter 786 of the Acts of 1962:

That Article X of the Traffic Rules and Regulations of the City of Boston be, and the same hereby are, amended, effective January 1, 1963, by striking out Section 1A, as appearing in vote passed by the Boston Traffic Commission on June 19, 1961 (which vote was approved by an order adopted by the City Council on June 26, 1961, and approved by the Mayor on June 27, 1961), and inserting in place thereof the following section:

#### SECTION 1A. SCHEDULE OF FINES FOR THE NONCRIMINAL DISPOSITION OF PARKING VIOLATIONS.

(1) The words "downtown area," as used in this section, shall be deemed to mean that part of the city of Boston bounded by (a) the westerly line of Massachusetts avenue, (b) the Charles River, (c) the easterly line of the bridge constructed under Chapter 217 of the Acts of 1894 and connecting the city proper, so called, with that part of the city which was formerly Charlestown, (d) the easterly line of Washington Street North, (e) the southerly line of Cooper street, (f) the westerly line of Endicott street, (g) the northerly line of Stillman street, (h) the westerly end of Stillman street, (i) the southerly line of Stillman street, (j) the westerly line of Endicott street, (k) the northerly line of Cross street, (l) the easterly line of Hanover street, (m) the southerly line of Richmond street, (n) the easterly line of North street, (o) the northerly line of Clark street and said line extended to Boston harbor, (p) Boston harbor and Fort Point Channel, (q) the westerly line of the Broadway Bridge, (r) the westerly line of Broadway, (s) the northerly line of Herald street and said line extended to the northwesterly line of Chandler street extended, (t) the northwesterly line of Chandler street and said line extended to the northerly line of Herald street extended, (u) the easterly line of Berkeley street, and (v) the southerly line of the right of way of the New York, New Haven & Hartford Railroad.

(2) The fine the payment of which shall operate under Section 20C of Chapter 90 of the General Laws as a final disposition of an offense subject to said section committed in the city of Boston shall be as follows:

#### A. IN DOWNTOWN BOSTON

(a) For every offense subject to said section committed by the offender within the jurisdiction of the court and in the aforesaid downtown area of the city of Boston—

(i) If such offense is a violation either of clause (5) or clause (6) or clause (10) or clause (12) of section 1 of Article IV of these rules and



regulations, or of clause (5) or clause (6) or clause (10) or clause (12) of section 2 of Article IV A of these rules and regulations, which clauses respectively prohibit in the parts of said downtown area respectively covered by said Articles parking near a fire station, parking near a hydrant, parking so as not to leave a clear and unobstructed lane at least ten feet wide, and parking in such a manner as to obstruct the movement of a streetcar, trackless trolley or bus

Fifteen Dollars

(ii) If such offense is a violation either of clause (1) or clause (11) or clause (16) of section 1 of Article IV of these rules and regulations or of clause (1) or clause (11) or clause (16) of section 2 of Article IV A of these rules and regulations, which clauses respectively prohibit in the parts of said downtown area respectively covered by said Articles parking within an intersection, parking on the roadway side of a vehicle stopped or parked at the curb or edge of a roadway, and parking where signs have been placed for the purpose of facilitating street cleaning or snow removal

Ten Dollars

(iii) If such offense is a violation of paragraph (1) of section 4 of Article IV of these rules and regulations, prohibiting parking a vehicle within a parking meter space unless such vehicle is wholly within the painted lines adjacent to such meter, or is a violation of paragraph 2 of said section 4 of said Article IV proscribing the failure to immediately deposit, or cause to be deposited, the required fee in the meter upon lawfully entering a parking meter space, or is a violation of either paragraph (1) of section 5 of said Article IV or of paragraph (1) of section 6 of said Article IV, which limit parking time in ten-cent parking meter zones and five-cent parking meter zones, respectively, or is a violation of section 15 of said Article IV limiting parking time generally

Three Dollars

(iv) If such offense is a violation of subdivision (2) of section 15A of Article IV of these rules and regulations prohibiting, with certain exceptions, parking between 12.01 A.M. and 8 A.M.

One Dollar

- (b) For every other such offense so committed  
Five Dollars

#### B. OUTSIDE DOWNTOWN BOSTON

(a) For every offense subject to said section committed by the offender within the jurisdiction of the court and in the city of Boston but not in the aforesaid downtown area thereof—

(i) If such offense is a violation of clause (5), or of clause (6), or of clause (10), or of clause (12), of section 1 of Article IV of these rules and regulations prohibiting, respectively, parking near a fire station, parking near a hydrant, parking so as not to leave a clear and unobstructed lane at least ten feet wide, and parking in such a manner as to obstruct the movement of a streetcar, trackless trolley or bus

Three Dollars

(ii) If such offense is a violation of subdivision (2) of section 15A of Article IV of these rules and regulations prohibiting, with certain exceptions, parking between 12.01 A.M. and 8 A.M.

One Dollar

- (b) For every other such offense so committed  
Two Dollars

A true excerpt from the minutes of the October 4, 1962, meeting of the Traffic and Parking Commission.

Attest:

WILLIAM T. DOYLE,  
Deputy Commissioner and Secretary

Referred to the Committee on Legislative Matters.

#### DESIGNATION OF EDMOND J. DONLAN.

The following was received:

City of Boston,

Office of the Mayor, September 24, 1962.

Walter J. Malloy, Esq.,  
City Clerk.

Dear Sir:

In accordance with the provisions of section 1 of chapter 5 of the Revised Ordinances of 1961 as appearing in section 4 of chapter 1 of the Ordina-

nances of 1961, I hereby designate Edmond J. Donlan, Associate Commissioner of Assessing in the Assessing Department, as the Associate Commissioner of Assessing for Motor Vehicle Excises.

Respectfully,

JOHN F. COLLINS, Mayor.

Placed on file.

#### STATEMENT BY COUNCILLOR PIEMONTE.

After receiving unanimous consent to make a statement, Councillor Piemonte stated that he had been assured by the Chairman of the Committee on Ordinances that a group who are interested in the observance of the Sunday laws would be given an opportunity to be heard. He also stated that the Council would safeguard the interests of the public in regard to Sunday licenses and would make the final decision.

#### STATEMENT BY COUNCILLOR COFFEY.

Upon receiving unanimous consent to make a statement, Councillor Coffey stated that in connection with Sunday licenses he saw no reason for holding another public hearing and putting the city to that expense, plus the fact that the city would lose the revenue involved.

Coun. Coffey further stated that in view of the fact that the hearing was well advertised in every newspaper there was no need for holding another hearing for one individual.

#### LOAN FOR CONSTRUCTION OF PUBLIC WAYS.

Coun. SULLIVAN called up, under unfinished business, No. 1 on the Calendar, viz.:

1. Order for loan of \$3,000,000 for Construction of Public Ways or Permanent Paving.

On September 24, 1962, the foregoing order was read once and passed, yeas 8, nays 0.

The order was given its second reading and passage, yeas 9.

#### REPORT OF COMMITTEE ON PUBLIC LANDS.

Coun. HINES, for the Committee on Public Lands, submitted the following:

1. Report on message of the Mayor and order (referred September 24) for Corporation Counsel to apply to State Department of Public Utilities for crossing right-of-way of Boston & Providence Railroad crossing at Stimson street, West Roxbury—recommending the order ought to pass.

2. Report on message of the Mayor and order (referred September 24) for Corporation Counsel to apply to State Department of Public Utilities for crossing right-of-way of Boston & Providence Railroad crossing at Northdale road, West Roxbury—recommending the order ought to pass.

3. Report on message of the Mayor and order (referred September 24) for Corporation Counsel to apply to State Department of Public Utilities for crossing right-of-way of Boston & Providence Railroad crossing at Hallett street, Dorchester—recommending the order ought to pass.

The reports were accepted, and the orders were severally passed.

#### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

Report on petition of Vincent J. Provenzano (referred September 4) to be reimbursed as a result of two executions issued against him on account of his acts as an employee of the Department of Public Works—recommending passage of the accompanying order:

Ordered, That the sum of ten hundred twenty-seven dollars twenty-five cents (\$1,027.25) be allowed and paid to Vincent J. Provenzano in reimbursement for amount of two executions issued against him on account of his acts as an employee of the Public Works Department,



Sanitary Division, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

The report was accepted, and the order was passed.

#### CERTAIN MATTERS CONCERNING ANNUAL CHARGES FOR THE USE OF THE COMMON SEWERS.

Coun. FOLEY offered the following:

Whereas, There are presently pending before the Committee on Ordinances three related matters as follows:

1. Ordinance amending the annual charges for the use of the common sewers;
2. Ordinance repealing the ordinance establishing the annual charges for use of common sewers;
3. Order that Corporation Counsel test validity of ordinance establishing the annual charges for use of the common sewers; be it

Resolved, That the Committee on Ordinances be directed to report recommendations for Council action on the aforesaid three matters now pending in committee on or before November 12, 1962.

Referred to the Committee on Ordinances.

#### STATEMENT BY COUNCILLOR FOLEY.

Upon receiving unanimous consent to make a statement, Councillor Foley stated that under Rule 14 of the rules of the City Council a member may discharge a matter from committee. He declined at this time to avail himself of the opportunity, but, however he thought that it would be best if the issue were decided in a calm, statesmanlike way.

#### CITY ELECTION NOVEMBER 6, 1962.

Coun. IANNELLA offered the following:

Ordered, That meetings of the citizens of this city, qualified to vote for state officers be held at the several polling places designated for the purpose by the Board of Election Commissioners, on Tuesday, the sixth day of November, 1962, for the election of Senator in Congress to fill vacancy, Governor, Lieutenant Governor, Attorney General, State Secretary, State Treasurer, State Auditor, Representatives in Congress, Councillors, Senators in the General Court, Representatives in the General Court, District Attorney, Sheriff, Clerk of Superior Court for Criminal Business to fill vacancy; also to give in their votes "yes" or "no" on the following questions:

#### QUESTION NO. 1

##### PROPOSED AMENDMENT TO THE CONSTITUTION

Do you approve of the adoption of an amendment to the constitution summarized below which was approved by the General Court in a joint session of the two branches held May 13, 1959, received 143 votes in the affirmative and 118 in the negative, and in a joint session of the two branches held March 29, 1961, received 144 votes in YES NO the affirmative and 121 in the negative?

#### SUMMARY

The proposed amendment imposes no new taxes but gives the General Court the power to pass an income tax at graduated or proportioned rates and is a change in the constitutional limitations now in effect on the power of the General Court to pass tax measures. The proposed amendment would add a new Article to the Constitution of the Commonwealth by which full power and authority is granted to the General Court, in the alternative to the power and authority to tax incomes in the manner provided in Article XLIV of the Amendments to the Constitution, to impose a tax on incomes at rates which are proportioned or graduated according to the amount of income received, irrespective of the source from which it may be derived, and to grant reasonable exemptions, deductions and abatements. It further provides that any property the income of which is taxed under the provisions of the proposed Article may be exempted from the imposition and levying of proportional and reasonable assessments, rates and taxes as at present authorized by the Constitution, and that the Article shall not be construed to limit the power of the General Court to impose and levy reasonable duties and excises.

#### QUESTION NO. 2

##### LAW SUBMITTED UPON REFERENDUM AFTER PASSAGE

Do you approve of a law summarized below, which was approved by both branches of the General Court by vote YES NO not recorded?

#### SUMMARY

This act increases the compensation each member of the General Court shall receive for each regular annual session from fifty-two hundred dollars to sixty-seven hundred dollars and increases the additional compensation the President of the Senate and the Speaker of the House of Representatives shall receive from fifty-two hundred dollars to sixty-seven hundred dollars. The act also increases the additional compensation the floor leaders of the major political parties in the Senate and House of Representatives, the Chairman of the Senate Committee on Ways and Means and the Chairman and Vice-Chairman of the House Committee on Ways and Means shall receive from twenty-six hundred dollars to thirty-three hundred and fifty dollars, and provides that a member of the General Court chosen to fill a vacancy, or who resigns his seat during a regular annual session, shall receive a per diem compensation at the increased rate of compensation for each regular annual session.

#### QUESTION NO. 3

A. Shall licenses be granted in this city (or town) for the sale therein of all alcoholic beverages (whisky, rum, gin, malt beverages, wines and all other alcoholic beverages)?

B. Shall licenses be granted in this city (or town) for the sale therein of wines and malt beverages (wines and beer, ale and all other malt beverages)?

C. Shall licenses be granted in this city (or town) for the sale therein of all alcoholic beverages in packages, so called, not to be drunk on the premises?

#### QUESTION NO. 4

A. Shall the pari-mutual system of betting on licensed horse races be permitted in this county?

B. Shall the pari-mutual system of betting on licensed dog races be permitted in this county?

The polls at said meetings shall be opened at eight o'clock A.M. and closed at eight o'clock P.M.

Ordered, That the City Clerk be hereby directed to give notice of said meetings according to law.

Passed under suspension of the rules.

#### SUSPENSION OF CERTAIN SECTIONS OF GENERAL LAWS.

Coun. IANNELLA offered the following:

Ordered, That the provisions of sections 55, 56, and 57 of chapter 54 of the General Laws be, and hereby are, suspended and made inapplicable as to the questions to be voted upon at the State Election to be held on November 6, 1962.

Passed under suspension of the rules.

#### OPERATION OF COIN OPERATED COMMERCIAL LAUNDRIES.

Coun. McDONOUGH offered the following:

Ordered, That his Honor the Mayor be requested to study the situation with respect to all automatic coin operated commercial laundries with a view to requiring that they be restrained from operating all night or that an attendant be present at all times when said laundries are open for business.

Passed under suspension of the rules.

#### APPEARANCE OF CORPORATION COUNSEL BEFORE EXECUTIVE COMMITTEE.

Coun. PIEMONTE offered the following:

Ordered, That the Corporation Counsel be, and is hereby, requested to appear before the Executive Committee of the City Council at 3 P.M. on Monday, October 22, 1962, to discuss the legality of the sewer charge and demand for payment and interest.

Passed under suspension of the rules.

STATUS OF PROPOSED REVISIONS TO  
BOSTON BUILDING CODE.

The following was received:

City of Boston,  
Office of the Mayor, October 15, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Building Commissioner concerning your order of October 1, 1962, relative to various questions regarding the current status of the proposed revision of the building code.

Respectfully,  
JOHN F. COLLINS, MAYOR.

City of Boston,  
Building Department, October 8, 1962.  
Hon. John F. Collins,  
Mayor of Boston.

My dear Mayor Collins:  
Pursuant to order of the City Council on October 1, 1962, I report on the status of the revision of the Building Code, as follows:

Query No. 1. How many sections of the building code are currently being studied with a view to revising them?

Answer. Seven.

Query No. 2. Set forth the sections and the date the study for each section started.

Answer. Committees were appointed in 1955 to propose revisions a follows:

- (1) Part 18, Exits
- (2) Part 23, Live and Dead Loads
- (3) Part 25, Wood (plus selected sections of Parts 14, Walls; 16, Floor Construction; 17, Roofs)
- (4) Part 26, Reinforced Concrete
- (5) Part 28, Steel and Iron
- (6) Part 29, Foundations
- (7) Part 31, Plumbing

(New committee appointed in December, 1961.)

Query No. 3. Set forth the agency which is studying each section. (If a committee is making the study set forth the names of the committee members).

Answers:

(1) PART 18

Mr. Roger Greeley, Kilham, Hopkins, Greeley and Brodie.

Mr. Doran, Hoyle, Doran and Barry.

Mr. Kennedy, Magennis and Walsh and Kennedy.

Mr. Dean, Perry, Shaw, Hepburn and Dean.

Mr. Crimp, Adden Parker, Clinch, and Crimp.

Mr. Haibel, Anderson, Beekwith and Haibel.

Mr. Norman Fletcher, The Architects' Collaborative.

Prof. L. B. Anderson, Architectural Department, M.I.T.

NOTE — Apparently committee never met and no chairman designated.

(2) PART 23

Mr. Frank H. Whelan, Chairman, Consulting Engineer.

Mr. Miles N. Clair Thompson Lichtner & Company.

Mr. William J. LeMessurier, Consulting Engineer.

Prof. J. Melvin Biggs, M.I.T.

Mr. Harry J. Keefe, Consulting Engineer.

Mr. Lawrence Burke, Vice Chairman, Cleverdon, Varney & Pike.

(3) PART 25 (PLUS SECTIONS OF PARTS 14, 16, 17)  
Mr. Herbert S. Cleverdon, Chairman, Cleverdon, Varney & Pike.

Mr. Leroy M. Hersum, Vice Chairman.

Mr. A. R. Barnes.

Mr. Paul S. Crandall.

Mr. Albert G. H. Dietz, M.I.T.

Mr. Stuart Huckins.

(4) PART 26

Mr. Miles N. Clair, Chairman, Thompson & Lichtner Company.

Mr. Frank H. Whelan, Consulting Engineer.

Mr. A. L. Delaney.

Mr. Herman G. Protze, Consulting Engineer.

Prof. Myle J. Holley, Jr., M.I.T.

Mr. Maurice A. Reidy, Sr. (deceased), Consulting Engineer.

(5) PART 28

Prof. A. G. H. Dietz, Chairman, M.I.T.

Prof. J. Melvin Biggs, M.I.T.

Mr. Julius Wolozin, Croisser and Shlager.  
Mr. Waldo F. Pike, Cleverdon, Varney & Pike.  
Mr. Oliver G. Julian, Jackson and Moreland.  
Mr. William J. LeMessurier, Consulting Engineer.

(6) PART 29

Mr. Henry A. Mohr, Chairman, Consulting Engineer.

Prof. A. Casagrande, Harvard University.

Mr. Harry J. Keefe, Consulting Engineer.

Mr. Maurice A. Reidy, Jr., Consulting Engineer.

Mr. Francis Bulfinch, Architect.

Mr. Henry Frisk, Consulting Engineer.

Mr. Miles Clair, Consulting Engineer, Head of Thompson and Lichtner Laboratory.

Mr. James F. Haley, Foundation Engineer and Soil Mechanics Instructor at Northeastern University.

Mr. O. G. Julian, Chief Engineer, Jackson & Moreland.

Mr. Frank Lincoln, Chief Engineer, Fay, Spofford and Thorndike.

Mr. Mark Linenthal, Consulting Engineer.

Mr. Norton & Zaldastari, Consulting Engineer.

Mr. Waldo Pike, Cleverdon, Varney & Pike.

Mr. Goldberg & LeMessurier, Professor, Harvard University and Consulting Engineer.

Mr. Philip C. Rutledge, Soil Expert who acted as adviser only.

(7) PART 31

Mr. Frank J. Sullivan, Chairman, Plumbing Contractor.

Mr. Robert A. LaCentra, Plumbing Contractor.

Mr. James M. McCusker, Plumbing Contractor.

Mr. Charles L. Thompson, Sanitary Engineer.

Mr. Charles S. Clougherty (deceased), Business Agent, Plumbers Union.

Mr. Edwin F. Hart, Vice-President, Boston Gas Company.

Mr. John McCormack (retired), Chief Plumbing Inspector, Department of School Buildings.

A new plumbing technical committee was appointed in December, 1961. Its members are:

Mr. Robert Sullivan, Chairman, Engineer.

Mr. Charles L. Thompson, Engineer.

Mr. Frank Sullivan, Contractor.

Mr. Robert A. LaCentra, Contractor.

Mr. John Götter, Labor.

In addition to the foregoing an Advisory Committee was organized in July, 1961, to review the work of the technical committees previously appointed.

Members of the Advisory Committee are:

Mr. C. Clark Macomber, Chairman.

Mr. Robert E. York, Building Commissioner.

Mr. Frederick W. Westman, Whelan and Westman.

Mr. Edward C. Keane, Fay, Spofford & Thorndike.

Mr. Frank Marston, Metcalf & Eddy.

Mr. Steven Ladoulis (succeeded by Lawrence J. Moore, Law Department, on December 27, 1961).

Mr. Neil MacKenzie, President, Stone and Marble Masons' Union No. 9.

Mr. John C. Cronin, C. H. Cronin, Inc. (appointed October, 1961, as a specialist on piping involved in plumbing, gas fitting, etc.)

The Advisory Committee expects to request appointment of additional specialists from time to time as specialties are presented for consideration.

Query No. 4. Set forth the status of the study of each section.

Answer: 1. Part 18. The Technical Committee has not submitted a draft of proposed revisions. It will probably be necessary to revitalize this committee.

2. Part 23. Technical Committee draft of proposed revisions received in Building Department on June 4, 1959. Sent to Law Department for drafting in ordinance form on June 5, 1959. It will be necessary for the present Advisory Committee to review the proposed revisions before they are presented for enactment.

3. Part 25, plus sections of Parts 14, 16, 17. A final draft of proposed revisions was submitted to the Building Department April 25, 1958.

4. Part 26. A preliminary draft of proposed revisions was submitted to the Building Department February 13, 1957. The Advisory Committee considered this subject in the fall and winter of 1961. At that time the American Concrete Institute advised that the institute was completely revising its requirements for reinforced concrete and expected to publish them in 1962. These requirements have been published; and, as a result,



the Technical Committee desired to revise its 1957 draft. It is understood that the Technical Committee's revisions have been substantially completed but the final copy of the committee draft has not been submitted.

5. Part 28. The Technical Committee presented its preliminary draft to the Building Department on April 27, 1960, and it was published in the July, 1960, journal of the Boston Society of Civil Engineers. The American Institute of Steel Construction (A.I.S.C.) completely revised its standard specifications in 1961 and the new standards were published in 1962. The Technical Committee thereupon revised its draft for Part 28, and resubmitted the revised draft on May 9, 1962. In joint consideration of the new draft by the Technical and Advisory Committees, it was found that certain additional material on matters not covered by A.I.S.C. was necessary for inclusion in Part 28. The Technical Committee agreed to prepare the additional material but it has not yet been submitted.

6. Part 29. The committee work on this part was completed and submitted to the Boston City Council on December 7, 1961. After several hearings and three successive rejections without prejudice by the Council, the Council approved an ordinance embodying the revised Part 29 on October 1, 1962. This part is now in process of printing for general distribution.

7. Part 31. The Technical Committee submitted a final draft to the Building Department on May 2, 1960. This draft proved to be not acceptable. The new Technical Plumbing Committee appointed in December, 1961, has not submitted to date its proposed revision.

Query No. 5. When, according to best estimates, will the study of each section and recommended changes, if any, be complete?

Answer: The Advisory Committee decided to undertake the review of the work of the committees which had previously been appointed before undertaking the review of any code section for which a Technical Committee had not been appointed. Part 29 on Foundations was ready for review and it was therefore first undertaken. It has now been completed. Concurrently, contacts were made with the Technical Committees on Part 28—Steel and Iron, Part 26—Reinforced Concrete, and a new Technical Committee on Part 31—Plumbing was appointed. At the present outlook, but subject to change as circumstances develop, the Advisory Committee will probably take up the pending additional parts in the order named and with estimated completion dates as follows:

Part 28, Steel and Iron, December 15, 1962.

Part 26, Reinforced Concrete, February 28, 1963.

Part 23, Live and Dead Loads, March 31, 1963.

Part 25, Wood, plus Parts 14, 16, 17, May 15, 1963.

An expected completion date for Part 18—Exits, and for Part 31—Plumbing cannot presently be estimated as the dates by which the Technical Committee will submit their respective drafts are not known.

Concurrently, the Advisory Committee will attempt to consider what remaining parts of the building code require revision and to what extent; to secure appointment of technical committees; and to set up an approximate time schedule for accomplishment of the revisions.

Query No. 6. When, according to best estimates, will the recommended changes be put in the form of an ordinance and submitted to the City Council for its action?

Answer: When the Advisory Committee reaches agreement upon the revision of any part of the Building Code, a period of two to four weeks, dependent upon the length and complexity of the change, will be required to prepare fair copies of the changed material and to provide for necessary administrative processes of other city agencies involved, before its presentation to the City Council.

Respectfully,

R. E. YORK,  
Building Commissioner.

Referred to the Committee on Ordinances.

#### INFORMATION REQUESTED RE JACOBS STUDY.

Coun. PIEMONTE offered the following:

Ordered, That his Honor the Mayor advise the Boston City Council at its next meeting of the

status of the Jacobs study and report; and further that the Council be advised as to the date the Jacobs study and report will be made public.

Passed under suspension of the rules.

#### MEETING OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, Chairman of Committee on Confirmations, announced that there would be a meeting of the committee on Friday, October 26, 1962, at 11 A.M., re the reappointments of Jacob I. Erier to be a member of the Boston Housing Authority, and John Patrick Ryan to be a member of the Boston Redevelopment Authority.

#### CERTAIN MATTERS CONCERNING THE ANNUAL CHARGES FOR THE USE OF THE COMMON SEWERS.

Coun. HINES, Chairman of the Committee on Ordinances, moved that the Committee on Ordinances be discharged from consideration of the following four matters, and that they be referred to the Executive Committee.

Ordinance (referred March 26) repealing ordinance concerning annual charge for the use of the common sewers.

Ordinance (referred March 26) to amend ordinance concerning annual charge for the use of the common sewers.

Order (referred March 26) for Corporation Counsel to test validity of ordinance making charge for the use of the common sewers.

Message of the Mayor (referred April 2) on bills covering 1961 or 1962 charges for the use of the common sewers.

The question first came on discharging the Committee on Ordinances from consideration of the four foregoing matters and the committee was discharged.

Coun. FOLEY requested that he be recorded in the negative on this question.

Coun. PIEMONTE moved that the motion to refer the foregoing four matters to the Executive Committee be amended in that which affects the ordinance repealing the ordinance establishing annual charges for use of common sewers be acted on at once. On motion of Councillor Foley, the amendment of Councillor Piemonte was laid on the table.

The question then came on the motion to refer the foregoing four matters to the Executive Committee.

Coun. FOLEY moved that the motion to refer the matters to Executive Committee be amended by adding thereto:

That the Executive Committee be directed to report recommendations for Council action on the aforesaid four matters on or before November 12, 1962.

Coun. PIEMONTE moved that the motion to refer the foregoing four matters to the Executive Committee be amended by directing the Executive Committee to report said four matters on or before October 29, 1962.

The foregoing amendment of Councillor Foley was defeated.

The foregoing amendment of Councillor Piemonte was adopted.

The foregoing motion of Councillor Hines to refer the foregoing four matters to the Executive Committee, as amended, was carried.

#### RECESS.

At 4.29 p.m., on motion of Councillor Piemonte, and in compliance with the motion of Councillor Sullivan passed earlier in the session, the Council took a recess for the purpose of going into Executive Session. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 4.53 p.m.

#### EXECUTIVE COMMITTEE REPORTS.

Coun. PIEMONTE, for the Executive Committee, submitted the following:



1. Report on message of the Mayor (referred September 10) re certain information on delinquent property taxes—recommending the same be placed on file.

2. Report on notice of hearing of State Public Works Department (referred September 24) on petition of Boston Edison Company for license to place solid fill and maintain existing fill in and over the tidewaters adjacent to the Reserved Channel—recommending that the same be placed on file.

3. Report on order (referred October 1) for the City Clerk to compile summary of activities of City Council—recommending that the same be placed on file.

The reports were accepted, and the message, notice, and order were severally placed on file.

4. Report on message of the Mayor and order (referred today) for loan of \$346,000 for Construction of Public Ways and Permanent Pavement—recommending that the order ought to pass.

The report was accepted, and the question came on giving the order its first reading. The order was given its first reading and passage, yeas 8, nays 0:

Yeas—Councillors Foley, Hires, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—0.

The order was assigned to the next meeting for final action.

Adjourned at 4:57 P.M., on motion of Councillor Tierney, to meet on Monday, October 22, 1962.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

† (Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON

## Proceedings of City Council

Monday, October 22, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., Senior Member COFFEY in the chair, and all the members present.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Eternal and ever blessed God, by Thy gracious providence we assemble again in this chamber of the Boston City Council and the first order of the day is to offer our fervent prayer of adoration, thanksgiving, supplication, and intercession. Bestow Thy grace and Thy favor, we pray Thee, on the Honorable Mayor and the Honorable Councilors of this city. May the work of city government before them begin, continue, and end with Thy divine guidance. For without Thee, men have little or no wisdom and strength and their work little meaning and less worth. May Thy will, whatever it might be for us, be done fully. In doing Thy will is true peace and real joy, and the only lasting victory. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

Coun. SULLIVAN in the chair.

## APPOINTMENT BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointment: Weigher of Goods for the term ending April 30, 1963:

Leonard F. Clark, 129 Vernal street, Everett.

Referred to the Committee on Confirmations.

## STATUS OF JACOBS STUDY AND REPORT.

The following was received:

City of Boston,

Office of the Mayor, October 22, 1962.

To the City Council.

Gentlemen:

This is in response to the order passed by your Honorable Body on October 15, 1962, requesting advice respecting the status of the Jacobs study and report and the date when that study and report will be made public.

The city's contract with J. L. Jacobs & Co. calls for its final report (in five copies) to be filed with the Director of Administrative Services not later than November 6, 1962. This report will be in two parts, the first of which will recommend a new compensation plan and some revision of the Civil Service classification plan. The second part will encompass a summary and procedure of methods used in developing the recommendations in Part I. I am informed by the Director of Administrative Services that, within two weeks after the final report has been filed with him, he will make one copy thereof available for public inspection in his office.

As to the status of the Jacobs study, the Jacobs Company has reported to the Director of Administrative Services that the following phases of its study have been completed:

1. All necessary classification audits have been conducted.

2. A tentative classification plan has been formulated.

3. Salary information has been obtained from the employers of over 250,000 nonagricultural employees in the Boston area.

4. Preliminary pay grades have been computed and assigned to all classifications.

The following phases of the Jacobs study are still to be finished:

1. A review with department heads of proposed recommendations respecting reclassification of employees is in progress.

2. Consultations with the State Civil Service Director and his staff are still to be concluded.

3. Discussions with individual employees and their representatives respecting their proposed reclassifications are yet to be undertaken.

Respectfully,

JOHN F. COLLINS, Mayor.

Placed on file.

## AMENDMENT OF BOSTON FIRE PREVENTION CODE.

The following was received:

City of Boston,

Office of the Mayor, October 15, 1962.

To the City Council.

Gentlemen:

I submit herewith for your consideration a communication from the Fire Chief recommending the accompanying ordinance which would revise Section 1.20 of the Boston Fire Prevention Code so as to follow more closely section 5 of chapter 148 of the General Laws, particularly in permitting the Head of the Fire Department, acting by an independent contractor, to enter buildings and premises and remove or remedy material or conditions therein or thereon likely to cause fire or explosion or to increase the intensity or spread of fire or constituting an obstacle to fire ingress or egress.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Fire Department.

To His Honor the Mayor of the City of Boston and the Honorable City Council of said City.

Gentlemen:

When the Boston Fire Prevention Code was adopted in 1959, it was recognized that there would be occasions when the existence of material or conditions likely to cause fire or explosion or to increase the intensity or spread of fire would have to be removed or remedied at the city's expense with a claim over against the owner. Experience in the Building and Health Departments respecting similar claims indicated that many of these claims would, as a practical matter, be uncollectible. Accordingly, to minimize the ultimate cost to the city of removing such materials and remedying such conditions, Section 1.20 of the Code provided for the Public Works Department to remove the material or remedy the condition.

Situations of this kind do not admit of delay, but require speedy, and often immediate action. The interposition of the Public Works Department militates against such action. The safety of persons and property is at stake, and should not be sacrificed for possible savings, which would be likely to be small in any event. I therefore recommend adoption of the ordinance transmitted herewith which would revise Section 1.20 of the Boston Fire Prevention Code so as to follow more closely section 5 of chapter 148 of the General Laws, particularly in permitting the Head of the Fire Department, acting by an independent contractor, to enter buildings and premises and remove or remedy material or conditions therein or thereon likely to cause fire or explosion or to increase the intensity or spread of fire or constituting an obstacle to fire ingress or egress.

Respectfully,

JOHN A. MARTIN,  
Fire Chief of the City of Boston.

City of Boston,

In the Year Nineteen Hundred and Sixty-Two. An Ordinance Relative to the Investigation and Removal of Fire and Explosion Hazards. Be it ordained by the City Council of Boston, as follows:

Chapter 3 of the Ordinances of 1959 is hereby amended by striking out section 1.20 and inserting in place thereof the following section:

Section 1.20. Investigation and Removal of Fire and Explosion Hazards. The Head of the Fire Department may, and upon complaint of a person having an interest in any building or premises or property adjacent thereto, shall, at



any reasonable hour, enter into any building (including a dwelling) or any part thereof (including any dwelling unit therein) or upon any premises (including any alley or private way adjacent thereto), and make an investigation as to the existence of any material or condition therein or thereon likely to cause fire or explosion or to increase the intensity or spread of fire or constituting an obstacle to free ingress into, or egress from, such building (or part thereof) or premises. Whenever he finds any such material or condition to exist, he shall, in writing, order it to be removed or remedied within such time as he shall deem reasonable in the circumstances and specify in the order. If in his opinion such material or condition is extremely hazardous, he may order it to be removed or remedied immediately. Notice of such order shall be served by a member of the Fire Department upon the owner of the building or premises or his agent; provided, that if an occupant is responsible for such material or condition, such notice may be so served upon him; and provided further, that if after reasonable search neither the owner nor any agent of the owner, can be found, such notice may be served by posting in a conspicuous place upon the building or premises. If any such order is not complied with within the time specified therein, the Head of the Fire Department, acting through the agency of a person or persons in the employ of the Fire Department or by an independent contractor, as the Head of the Fire Department shall from time to time determine, may enter into such building or part thereof or upon such premises and remove such material or remedy such condition; and any expense incurred in so doing shall be a lien upon the estate subject to the provisions of Section 5 of Chapter 14S of the General Laws.

Referred to the Committee on Ordinances.

PROPOSED ORDINANCE RE RESTRICTIONS ON PARK FRONTAGES ON THE RIVERWAY.

The following was received:

City of Boston,  
Office of the Mayor, October 22, 1962.

To the City Council.

Gentlemen:

I submit herewith a proposed amendment to the Restrictions on Park Frontages set forth in chapter 19 of the Revised Ordinances of 1961. The purpose of the proposed amendment is to permit the New England Deaconess Hospital to construct a medical office on a lot of land bounded by Riverway, Francis street, and Brookline avenue adjacent to the New England Deaconess Hospital Buildings.

A letter from the law firm of Palmer, Dodge, Gardner and Bradford to Corporation Counsel Arthur G. Coffey requesting permission to build above the present 70-foot height restriction on the Riverway is submitted herewith for your consideration. The project meets with the approval of the Parks and Recreation Commission of the City of Boston, and at its meeting held October 18, the commission recommended the adoption of the proposed amendment. A copy of a vote of the Parks and Recreation Commission is enclosed herewith.

I feel that the New England Deaconess Hospital should be commended for its plan to construct on its own premises a medical office building and parking facility which will be subject to taxation by the City of Boston, and I recommend the speedy adoption of the proposed amendment.

Very truly yours,

JOHN F. COLLINS, Mayor.

In Parks and Recreation Commission of the  
City of Boston,

October 18, 1962.

Ordered, To recommend to the City Council that the Park Frontage Law be amended to permit the construction of the proposed medical office building of the New England Deaconess Hospital.

Attest:

ARTHUR J. O'KEEFE,  
Executive Secretary.

Palmer, Dodge, Gardner & Bradford,  
53 State Street, Boston,  
October 2, 1962.

Arthur G. Coffey, Esq.,  
Corporation Counsel.  
Subject: New England Deaconess Hospital.

Dear Mr. Coffey:

The New England Deaconess Hospital has started a new taxable medical office building and parking facility which are designed primarily to provide doctors' offices for the members of its staff and parking facilities for those occupying the medical office building and for visitors to the hospital. The medical office building is the first of its kind in the Greater Boston area. While some Boston hospitals have doctors' offices available for members of their staffs, such offices are in buildings which are also used for other hospital purposes. Elsewhere in the country there are several medical office buildings that are part of hospital complexes and are of great value to the hospitals owning them. They enable the hospitals to attract or hold leading doctors on their staffs. They also materially increase the efficiency of hospital work for the community by having members of the staff near at hand when needed, and they provide centralized efficiency in making the services of various specialists readily available to patients of all walks of life. The Deaconess considers that the new medical office building will be a major advance in the medical field in Boston; it will be an important contribution to the redevelopment of the city; and it will materially increase its service to the community.

The buildings will be located on the lot of land which is bounded by the Riverway, Francis street, and Brookline avenue next to the existing New England Deaconess Hospital buildings. On the Francis Street side the maximum height of the new buildings will be 108 feet. On the Riverway side, because of the slope of the land, the maximum height will be 115 feet.

Although a public garage permit has been obtained, the parking facility will not be operated for the public generally and will be used for parking only of automobiles of tenants, patients, employees, and visitors of the Deaconess.

The required zoning variance has been granted and all of the Building Department and Park Department permits and approvals have been obtained. Commitments have been received from the National Shawmut Bank of Boston and the John Hancock Mutual Life Insurance Company for a temporary construction loan and for long-term financing which is necessary in addition to the funds that are being supplied by the hospital.

The steel framework is being set up and is about at the fourth floor level. The money of the hospital which is to be expended before the borrowed money is made available will run out in October.

In the course of the work on the mortgage and construction loan papers, counsel for the bank and for the insurance company has raised a question concerning the application of the 70-foot restriction and the garage prohibition contained in section 10 of chapter 19 of the Revised Ordinances of the City of Boston, as amended. Although there is a difference of opinion concerning this ordinance, it will not serve any purpose to go into this question as the lending institutions take the position that they want any prohibition or restriction contained in the ordinance removed before they make the required loans. Therefore, on behalf of the New England Deaconess Hospital, I respectfully request you to present to the Boston City Council an amendment to section 10 which will remove from the application of the prohibition and restriction therein the area upon which the New England Deaconess Hospital's medical office building and parking facility are being constructed. A suggested draft of an ordinance which will accomplish the desired purpose is enclosed. It has been approved by counsel for the National Shawmut Bank of Boston and John Hancock Mutual Life Insurance Company.

I hope it will be possible to have the Council pass the proposed amendment soon because of the serious consequences of the inability of the hospital to get the money to continue the work if the prohibition and restriction in the ordinance are not eliminated before the hospital's funds available for this capital expense are exhausted.

I apologize for making a request on which action without delay is necessary.

If I can be of any assistance in presenting the above request to the Council or in giving you additional information concerning the new buildings, please let me know.

Thank you for your cooperation.

Yours sincerely,

ALFRED GARDNER.

City of Boston.

In the Year Nineteen Hundred and Sixty-two.

An Ordinance Concerning Restrictions on Park Frontages and Set-Back Restrictions on Certain Estates Fronting on the Riverway.

Be it ordained by the City Council of Boston, as follows:

Section 1. Section 10 of chapter 19 of the Revised Ordinances of 1961, as amended by chapter 9 of the Ordinances of 1961, is hereby further amended by striking out the period at the end of said section and inserting in place thereof a semicolon and adding thereto the following: "provided further, however, that the prohibition of the use of any of said buildings and structures for a public garage and the restriction on the extreme height of said building or structures to 70 feet shall not apply to the lot of land bounded by the Riverway, Francis street, and Brookline avenue."

Referred to the Committee on Ordinances.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

Anna M. Amann, for compensation for damage to fence at 15 Mt. Vernon street, Charlestown, caused by Fire Department.

Mrs. Edward Curnane, for compensation for damage to property at 37 Boylston street, Jamaica Plain, caused by flooding from catch basin.

Francis J. Flynn, for compensation for damage to car caused by an alleged defect on Main street, Charlestown.

James H. Goodwin, for compensation for damage to property at 1094 Dorchester avenue caused by break in hydrant.

Morris Leonard, for compensation for damage to property at 125-135 Harvard street, Dorchester, during sidewalk reconstruction.

Pauline M. McCarthy and Louise Millette, for compensation for personal injuries caused by city truck.

Sarah V. O'Hara for compensation for injuries caused by an alleged defect at 389 West Fourth street, South Boston.

Mary Pengeroth, for compensation for damage to property at 37 Boylston street, Jamaica Plain, caused by flooding from catch basin.

#### PETITIONS FOR INDEMNIFICATION.

Petitions of Joseph W. Mallinson and Charles N. Vogel, retired members of the Fire Department, for indemnification for hospital, medical and surgical expenses.

Severally referred to the Committee on Claims.

#### NOTICE FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B 23 for Boston Extension of the Massachusetts Turnpike.

Placed on file.

#### NOTICE OF INTEREST IN CONTRACT.

Notice was received from Samuel J. Tomasello, member of the Board of Appeal, of his interest in a contract between the City of Boston and the S. J. Tomasello Corporation for repairs to certain roadways, sidewalks or driveways.

Placed on file.

#### REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

1. Report on appointments by the Mayor (referred October 15) of William L. Junkins and Franklin J. Fortes, Jr., as constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending that appointments be confirmed.

2. Report on appointment by the Mayor (referred October 15) of Walter B. Tower as constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending that appointment be confirmed.

3. Report on appointment by the Mayor (referred October 15) of Robert Graham as weigher of goods for the term ending April 30, 1963—recommending that appointment be confirmed.

The reports were accepted, and the appointments were severally confirmed.

#### REPORT OF COMMITTEE ON LEGISLATIVE MATTERS.

Coun. SULLIVAN, for the Committee on Legislative Matters, submitted the following:

1. Report on communication from the Mayor of Flint, Michigan (referred February 27, 1961), favoring passage of H. R. 3647, 10 per cent excise tax on automobiles—recommending that the communication be placed on file.

2. Report on resolution (referred March 20, 1961) for various city agencies to develop comprehensive parking program—recommending that the resolution and motion be placed on file.

3. Report on resolution (referred May 1, 1961) that bus lines south of Boston be allowed no change of route—recommending that the resolution be placed on file.

4. Report on resolution (referred May 15, 1961) for appropriation for study of employees' classification and compensation plans—recommending that the resolution be placed on file.

5. Report on message of the Mayor and resolution (referred May 29, 1961) urging passage of H. R. 4938 making municipalities eligible for donations of surplus property—recommending that the resolution be placed on file.

6. Report on questionnaire from Special Commission on Municipal Home Rule (referred October 31, 1961) addressed to the City Council—recommending that the questionnaire be placed on file.

The reports were accepted, and the communications, questionnaire, and resolutions were severally placed on file.

7. Report on communication and copy of vote of Traffic and Parking Commission (referred September 24) of amended Schedule of Fines for the Noncriminal Disposition of Parking Violations—recommending no further action is necessary.

The report was accepted.

8. Report on communication and copy of amendatory vote of Traffic and Parking Commission (referred October 15) re Schedule of Fines for the Noncriminal Disposition of Parking Violations—recommending passage of the following order:

Ordered, That the following vote of the Traffic and Parking Commission be, and the same hereby is, approved, to wit, the vote pursuant to the fifth paragraph of Section 20C of Chapter 90 of the General Laws, as appearing in Section 6 of Chapter 786 of the Acts of 1962:

That Article X of the Traffic Rules and Regulations of the City of Boston be, and the same hereby is, amended, effective January 1, 1963, by striking out Section 1A, as appearing in vote passed by the Boston Traffic Commission on June 19, 1961 (which vote was approved by an order adopted by the City Council on June 26, 1961 and approved by the Mayor on June 27, 1961), and inserting in place thereof the following section:

#### SECTION 1A. SCHEDULE OF FINES FOR THE NONCRIMINAL DISPOSITION OF PARKING VIOLATIONS.

(1) The words "downtown area," as used in this section, shall be deemed to mean that part of the city of Boston bounded by (a) the westerly line of Massachusetts avenue, (b) the Charles River, (c) the easterly line of the bridge cou-



structed under Chapter 217 of the Acts of 1894 and connecting the city proper, so called, with that part of the city which was formerly Charlestown, (d) the easterly line of Washington Street North, (e) the southerly line of Cooper street, (f) the westerly line of Endicott street, (g) the northerly line of Stillman street, (h) the westerly end of Stillman street, (i) the southerly line of Stillman street, (j) the westerly line of Endicott street, (k) the northerly line of Cross street, (l) the easterly line of Ilanover street, (m) the southerly line of Richmond street, (n) the easterly line of North street, (o) the northerly line of Clark street and said line extended to Boston harbor, (p) Boston harbor and Fort Point Channel, (q) the westerly line of the Broadway Bridge, (r) the westerly line of Broadway, (s) the northerly line of Herald street and said line extended to the northwesterly line of Chandler street extended, (t) the northwesterly line of Chandler street and said line extended to the northerly line of Berkeley street, and (v) the southerly line of the right of way of the New York, New Haven & Hartford Railroad.

(2) The fine the payment of which shall operate under Section 20C of Chapter 90 of the General Laws as a final disposition of an offense subject to said section committed in the city of Boston shall be as follows:

#### A. IN DOWNTOWN BOSTON.

(a) For every offense subject to said section committed by the offender within the jurisdiction of the court and in the aforesaid downtown area of the city of Boston —

(i) If such offense is a violation either of clause (5) or clause (6) or clause (10) or clause (12) of section 1 of Article IV of these rules and regulations, or of clause (5) or clause (6) or clause (10) or clause (12) of section 2 of Article IV A of these rules and regulations, which clauses respectively prohibit in the parts of said downtown area respectively covered by said articles parking near a fire station, parking near a hydrant, parking so as not to leave a clear and unobstructed lane at least ten feet wide, and parking in such a manner as to obstruct the movement of a streetcar, trackless trolley or bus

Five Dollars

(ii) If such offense is a violation either of clause (1) or clause (11) or clause (16) of section 1 of Article IV of these rules and regulations or of clause (1) or clause (11) or clause (16) of section 2 of Article IV A of these rules and regulations, which clauses respectively prohibit in the parts of said downtown area respectively covered by said articles parking within an intersection, parking on the roadway side of a vehicle stopped or parked at the curb or edge of a roadway, and parking where signs have been placed for the purpose of facilitating street cleaning or snow removal

Ten Dollars

(iii) If such offense is a violation of paragraph (1) of section 4 of Article IV of these rules and regulations, prohibiting parking a vehicle within a parking meter space unless such vehicle is wholly within the painted lines adjacent to such meter, or is a violation of paragraph 2 of said section 4 of said Article IV proscribing the failure to immediately deposit, or cause to be deposited, the required fee in the meter upon lawfully entering a parking meter space, or is a violation of either paragraph (1) of section 5 of said Article IV or of paragraph (1) of section 6 of said Article IV, which limit parking time in ten-cent parking meter zones and five-cent parking meter zones, respectively, or is a violation of section 15 of said Article IV limiting parking time generally

Three Dollars

(iv) If such offense is a violation of subdivision (2) of section 15A of Article IV of these rules and regulations prohibiting, with certain exceptions, parking between 12.01 A.M. and 8 A.M.

One Dollar

(b) For every other such offense so committed

Five Dollars

#### B. OUTSIDE DOWNTOWN BOSTON.

(a) For every offense subject to said section committed by the offender within the jurisdiction of the court and in the city of Boston but not in the aforesaid downtown area thereof —

(i) If such offense is a violation of clause (5), or of clause (6), or of clause (10), or of clause (12), of section 1 of Article IV of these rules and regulations prohibiting, respectively, parking near a fire station, parking near a hydrant, parking so as not to leave a clear and unobstructed lane at least ten feet wide, and parking in such a manner as to obstruct the movement of a streetcar, trackless trolley or bus

Three Dollars

(ii) If such offense is a violation of subdivision (2) of section 15A of Article IV of these rules and regulations prohibiting, with certain exceptions, parking between 12.01 A.M. and 8 A.M.

One Dollar

(b) For every other such offense so committed

Two Dollars

The report was accepted, and the order was passed.

#### REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. SULLIVAN, for the Committee on Appropriations and Finance, submitted the following:

1. Report on message of the Mayor and communication (referred August 13) on report of Parks and Recreation Department re construction of shelter building at West Newton street—recommending that the communication be placed on file.

The report was accepted, and the communication was placed on file.

2. Report on message of the Mayor and order (referred August 13) for appropriation of \$175,000 from Parkman Fund—recommending that the order ought to pass.

The report was accepted, and the order was passed, year 9.

3. Report on message of the Mayor and order (referred September 24) for transfer of \$25,000 from Reserve Fund to Traffic and Parking Department—recommending that the order ought to pass.

The report was accepted, and the order was passed, year 9.

4. Report on message of the Mayor and order (referred September 24) for transfer of \$40,000 from Reserve Fund to Building Department—recommending that the order ought to pass.

The report was accepted, and the order was passed, year 9.

5. Report on message of the Mayor and order (referred October 1) for transfer of \$250,000 from Excess and Deficiency Account to Snow Removal Account—recommending that the order ought to pass.

The report was accepted, and the order was passed, year 9.

6. Report on message of the Mayor and order (referred October 15) for appropriation of \$19,500 from Parking Meter Fees to be expended by Commissioner of Traffic and Parking—recommending that the order ought to pass.

The report was accepted, and the order was passed, year 9.

#### LOAN FOR CONSTRUCTION OF PUBLIC WAYS OR PERMANENT PAVING.

Coun. COFFEY called up under unfinished business, No. 1 on the Calendar, viz.:

1. Order for loan of \$346,000 for Construction of Public Ways or Permanent Paving.

On October 15, 1962, the foregoing order was read once and passed, yeas 8, nays 0.

The order was given its second reading and passage, yeas 9.

#### INCREASING AMOUNTS OF PENSIONS PAYABLE TO CERTAIN FORMER PUBLIC EMPLOYEES.

On motion of Councillor Piemonte it was voted to take from the table No. 2 on the Calendar, viz.:

2. Message of the Mayor vetoing order passed by the City Council September 24, 1962, accepting chapter 646 of the Acts of 1962 entitled, "An Act Increasing the Amounts of Pensions and Retirement Allowances Payable to Certain Former Employees".

On motion of Councillor Piemonte, the foregoing order was again passed, notwithstanding the disapproval of the Mayor.

Yeas 9.



## STATEMENT BY COUNCILLOR FOLEY.

Upon receiving unanimous consent to make a statement, Councillor Foley stated that he wished to say one or two things on the Parkman Fund transfer. He stated that the idea of locating the Arts Festival between the Parkman Bandstand and the Soldiers Monument was a mistake. He stated that money should be spent on year round general improvements. Councillor Foley further stated that the whole subject was too important to be decided by the Board of Parks and Recreation and that the number of people making this decision should be expanded. He further stated that the money should be spent to improve the Public Garden and that the Arts Festival ought to stay in the Public Garden.

## REPORT OF COMMITTEE ON ORDINANCES.

Coun HINES, for the Committee on Ordinances, submitted the following:

Report on message of the Mayor and ordinance (referred September 4) fixing fee for licenses under Common Day of Rest Law, etc.—recommending that the ordinance ought to pass.

The report was accepted, and the ordinance was passed. Councillor Tierney asked that it be noted for the record that he voted "No" on this matter.

Coun. FOLEY moved reconsideration of the foregoing vote, and reconsideration prevailed.

The question came on the acceptance of the committee's report, the report was accepted.

The question then came on the passage of the foregoing ordinance, and the ordinance was passed.

## ORDER FOR APPROPRIATION OF \$145,000 FOR CONSTRUCTION OF BUILDINGS AND ACQUISITION OF LAND—FIRE DEPARTMENT.

The following was received:

City of Boston,

Office of the Mayor, October 22, 1962.

To the City Council.  
Gentlemen:

I submit herewith, for a second reading, an order originally passed by your Honorable Body, July 2, 1962.

The purpose of this second reading is to provide, in part, funds necessary for the down payment required by the authorization for the School Loan of five million dollars (\$5,000,000), explained in detail, in a letter from the Supervisor of Budgets attached hereto.

I respectfully recommend a second reading and passage of the accompanying order by your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston, Budget Division,

October 22, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mr. Mayor:

On July 10, 1962, your Honor approved an order passed for the second time by the City Council the previous day authorizing the borrowing of five million dollars (\$5,000,000) for the acquisition of land and construction of public schoolhouses in the City of Boston.

In the presentation of this order no provisions were made to meet the statutory requirements of section 7 of chapter 44 to appropriate from revenue funds, ten cents, on each one thousand dollars of the assessed valuation of the city.

The Bond Counsel firm of Storey, Thorndike, Palmer and Dodge in a letter dated August 9, 1962, a copy of which is attached, stated that the appropriation order passed July 2, 1962, and approved by your Honor on July 5, 1962, would meet the section 7 requirement provided that the order is again passed by the City Council and approved by your Honor.

It is therefore respectfully requested that the order approved on July 5, 1962, be resubmitted for a second reading to meet the legal requirements of section 7 of chapter 44.

Respectfully,

HENRY T. BRENNAN,

Supervisor of Budgets.

Storey, Thorndike, Palmer & Dodge,  
53 State Street, Boston,

August 9, 1962.

Edmund W. Holmes, Esq.,

Deputy City Treasurer.

Subject: Boston School Bonds.

Dear Mr. Holmes:

We have considered whether the appropriation order passed July 2, 1962, and approved by the Mayor on July 5, 1962, may be used to meet the requirement under the first sentence of G. L., c. 44, s. 7, with respect to the loan order authorizing the issue of \$5,000,000 school bonds approved July 10, 1962.

If we may assume that the Reserve Fund and the account for Interest on Temporary Loans were composed of revenue funds and that the amounts transferred from them in 1961 were not encumbered prior to the 1962 transfer and reappropriation, which assumptions we shall need to confirm, we think that the order approved July 5, 1962, should meet the section 7 requirement, provided that the order is again passed by the City Council and approved by the Mayor. We think that this further passage is necessary in view of the fact that the order approved July 5, 1962, is in substance an appropriation for the acquisition of land.

We do not think that the determination of damage on January 10, 1962, by the Public Improvement Commission for the taking of land for the permanent fire station on Cambridge street amounts to an encumbrance on the 1961 appropriations for a fire station at Green and Chardon streets for the purpose of determining the availability of those funds in connection with the 1962 transfer and appropriation.

We assume that sufficient additional funds will be appropriated so that the total appropriations from available revenue or taxes in 1962 for the purposes of G. L., c. 44, s. 7(3), will be equal to or greater than the necessary 10 cents per thousand dollars of valuation.

Yours faithfully,

STOREY, THORNDIKE, PALMER & DODGE.

Ordered, That in accordance with the provisions of section 3B of chapter 486 of the Acts of 1909, as amended by chapter 604 of the Acts of 1941, the City Auditor be, and hereby is, authorized to transfer:

From the appropriation of Fire Department, 70, Buildings and Improvements, Temporary Fire Station at Green and Chardon streets, Boston, \$65,000, 80, Land, Land for Temporary Fire Station at Green and Chardon streets, Boston, \$80,000, to the appropriation for Construction of Buildings and Acquisition of Land, Fire Department, \$145,000.

In City Council July 2, 1962. Passed, yeas 7, nays 0.

Approved by the Mayor July 5, 1962.

Attest:

W. J. MALLOY,  
City Clerk.

Referred to the Committee on Appropriations and Finance.

## APPROPRIATION FOR SCHOOLHOUSE CONSTRUCTION.

The following was received:

City of Boston,

Office of the Mayor, October 22, 1962.

To the City Council.  
Gentlemen:

I submit herewith an order requesting the appropriation of one thousand seven hundred ninety-one dollars (\$1,791) by transfer from available funds in the City Treasury for a down payment on the School Loan, together with a letter from the Supervisor of Budgets explaining the reason therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Budget Division, October 22, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mr. Mayor:

The authorization for the borrowing of five million dollars (\$5,000,000) for the acquisition of land and construction of public schoolhouses in the City of Boston was approved on July 10, 1962.

To meet the statutory requirements of the first paragraph of section 7 of chapter 44, I have requested by separate letter, a second reading of an appropriation for one hundred forty-five thousand dollars (\$145,000) which, when passed, will meet, in part, the provisions of the statute.

The assessed valuation of the City of Boston in 1961 was \$1,467,907,000. The full amount necessary to comply with the statute cited above is one hundred forty-six thousand seven hundred ninety dollars and seventy cents (\$146,790.70) of which one hundred forty-five thousand dollars (\$145,000) will be provided for by other sources.

It is therefore respectfully requested that the sum of one thousand seven hundred ninety-one dollars (\$1,791) be appropriated from available funds in the City Treasury.

Respectfully,

HENRY T. BRENNAN,  
Supervisor of Budgets.

Ordered, That the sum of one thousand seven hundred ninety-one (\$1,791) dollars be appropriated for a down payment on the Sebool Loan and to meet said appropriation the sum of one thousand seven hundred ninety-one (1,791) dollars be, and hereby is, transferred from available funds in the Excess and Deficiency Account of the City—\$1,791.

Referred to the Committee on Appropriations and Finance.

#### PROPOSED AMENDMENTS TO BUILDING CODE.

Coun. PIEMONTE offered the following:

Ordered, That his Honor the Mayor be, and is hereby, requested under the provisions of section 17F of chapter 376 of the Acts of 1951, and any amendments pursuant thereto, and under any other authority vested in the Boston City Council, to answer in writing at the meeting of the City Council next ensuing after one week from the receipt of this order the following:

The dates that the other sections of the proposed amendments to the Boston Building Code will be forwarded to the Boston City Council for their consideration.

President IANNELLA in the chair.

The foregoing order was passed under suspension of the rules.

#### APPOINTMENT OF CAROL ROTH.

Coun. IANNELLA offered the following:

Ordered, That effective October 31, 1962, Carol Roth be, and is hereby, appointed in the service of the Clerk of Committees Department to the position of temporary stenographer clerk until the fourth Wednesday in November at a salary of \$95.50 per week.

Passed under suspension of the rules.

#### RECESS.

On motion of Councillor Coffey, the Council voted to take a recess at 3.24 p.m., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 4.53 p.m.

#### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Edward P. Deeban, (referred September 24) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Highway Division—recommending passage of the accompanying order:

Ordered, That the sum of ten hundred fifty-six dollars sixty cents (\$1,056.60) be allowed and paid to Edward P. Deeban, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Highway Division, Department of Public Works, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Daniel P. Laffan (referred October 15) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of six hundred six dollars sixty cents (\$606.60) be allowed and paid to Daniel P. Laffan, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Engine 17, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

3. Report on petition of Murdock J. MacRae (referred September 24) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of twelve hundred eighty-six dollars forty-nine cents (\$1,286.49) be allowed and paid to Murdock J. MacRae in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Maintenance Division, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

#### INTERIM REPORT OF EXECUTIVE COMMITTEE.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

It was voted in the Executive Committee that a public hearing be held on the repeal of the sewer charge and other related matters such hearing to be held in the City Council Chamber on Thursday, October 25, 1962 at 7 o'clock P.M., and that the Clerk will publish notice of that hearing on the front page of Boston papers.

In accordance therewith, as Chairman of the Executive Committee, I do now request the Clerk of the City Council, in keeping with the spirit and in compliance with the action of the Executive Committee, to advise the Corporation Counsel and such other members of his staff as he may feel adequate to be on hand to be at the public hearing, and the Public Works Commissioner and such member of his staff as may have information pertinent on the experience of the City on the sewer charges to be present at that hearing at seven o'clock, and also to word the public notice at the request of the Executive Committee so as to comply with the time.

In connection with the foregoing report, Councillor McDonough offered the following motion:

Moved, That when the Executive Committee hold the scheduled public hearing on Thursday of this week it be held on Thursday at 7 P.M. The motion was carried.

#### STATEMENT BY COUNCILLOR FOLEY.

Upon receiving unanimous consent to make a statement, Councillor Foley stated that the Body directed the Executive Committee on a procedural matter and the President put it to a vote without suspension of the rules, but the previous week when Councillor Foley moved to direct a committee, the Chair ruled that suspension of the rules was necessary.

#### STATEMENT BY COUNCILLOR PIEMONTE.

Upon receiving unanimous consent to make a statement, Councillor Piemonte stated that in connection with the public hearing to be held Thursday at 7 P.M. by the Executive Committee he was requesting the Clerk to advise the Corporation Counsel and the Public Works Commissioner together with such members of their staffs who may have pertinent information concerning sewer charges to be present at the hearing at 7 P.M.

Adjourned at 5.05 P.M., on motion of Councillor McDonough, to meet on Monday, October 29, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON.

## Proceedings of City Council.

Monday, October 29, 1962.

Regular meeting of the City Council, held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Our everlasting God, our Father, in Thy holy presence we pray for wisdom, understanding, and strength to perform the duties of our vocation in public service. Lift us above all bewilderment and uncertainty. Guide us where we cannot see; sustain us when threatened when the odds are overwhelmingly against us. Be Thou our strength and our victory. As Americans when we survey the rich blessings given to our beloved nation as tokens and evidence of Thy divine watchfulness, we dare not become hysterical nor darkly morose in face of impending danger or imminent crisis. If we but do Thy will; love Thee; and serve Thee; then, nothing, all the powers of evil can conquer. The Lord our God is great. He is our Father, we His children. Our God, our faith never shall fail.

Thy special protection and help we seek for the President of the United States, the members of this Council, and all who are charged with the responsibility of government. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## JURORS DRAWN.

Jurors were drawn in the manner prescribed by law, Councillor Sullivan presiding at the box in the absence of the Mayor, viz.:

Sixty-one traverse jurors, Superior Criminal Court, to appear December 3, 1962:

Tony Belmont, Ward 1; William Crone, Ward 1; Gennaro A. DeCarlo, Ward 1; Vincent Maurici, Ward 1; Michael S. Nocito, Ward 1; Christopher P. Donovan, Ward 2; James F. Flynn, Ward 2; Francesca Puopolo, Ward 3; Lawrence E. Worters, Ward 3; Winifred Locke, Ward 4; Moses Mousessian, Ward 4; Joseph W. Lund, Ward 5; Harold W. Palmer, Ward 5; Amedeo Siciliano, Ward 5; John H. Bayer, Jr., Ward 6; Edward L. Hopkins, Jr., Ward 6; Jose B. Angeles, Ward 9; Charles E. Cloy, Ward 9; Benjamin F. Hood, Ward 9; Edward M. Dillon, Ward 10; Lawrence A. Hickey, Ward 10; Harold J. Parker, Ward 10; Raymond Briggs, Ward 11; Alfred Capuzzo, Ward 11; John J. Damato, Ward 11; Francis R. O'Brien, Ward 11; Clifford F. Andrews, Ward 12; Walton H. Christmas, Ward 12; John Gibson, Ward 12; Homer D. Lewis, Ward 12; Frank H. Matthews, Ward 12; John H. Moulton, Ward 12; William L. Pannell, Ward 12.

George P. Devlin, Ward 13; James F. Fitzgerald, Ward 13; Arthur G. Purslow, Ward 13; Jacob Dreyfuss, Ward 14; Herbert W. Ryan, Ward 14; Thomas Tennett, Ward 14; Henry J. Halay, Ward 15; Vincent J. Leonard, Ward 15; Mary E. Lorden, Ward 15; Rosalyn M. Flaherty, Ward 16; Edward L. Montana, Ward 16; Synova Bothe, Ward 17; Mary Picone, Ward 17; Harold D. Curley, Ward 18; David E. Kelley, Ward 18; Americo A. Lombardi, Ward 18; Esther P. McDermott, Ward 18; Francis C. Kelleher, Ward 19; Aurel D. LeBlanc, Ward 19; Leo S. MacDonald, Ward 19; Catherine Alice Maguire, Ward 19; Beatrice

M. Tokaroff, Ward 20; Stanley G. Babcock, Ward 21; Ruell P. Mentall, Ward 21; Elizabeth M. Sweeney, Ward 21; Ralph Yarrish, Ward 21; Samuel J. Abbott, Ward 22; John J. Brown, Jr., Ward 22.

One hundred and eighty-six traverse jurors, Superior Civil Court, to appear December 3, 1962:

Patrick H. Amato, Ward 1; Theodore C. Barbarossa, Ward 1; Alfred H. Carfagna, Ward 1; John Cioffi, Jr., Ward 1; Ralph DeStefano, Ward 1; Frank A. Dubrawski, Ward 1; John D. Guiggio, Ward 1; Andrew M. Joyce, Ward 1; Nelson Marino, Jr., Ward 1; Liberato J. Paldo, Ward 1; John J. Carney, Ward 2; Philip E. Coleman, Ward 2; Franklin E. Hoskin, Jr., Ward 2; Ernest W. McEachern, Ward 2; Joseph R. Vigue, Ward 2; Joseph A. Wilson, Ward 2; Johanna Coppola, Ward 3; Lawrence F. Giannetti, Ward 3; Peter P. O'Connor, Ward 3; Arthur C. Bowen, Ward 4; Evelyn M. Bradford, Ward 4; John H. Card, Ward 4; Laura M. Decker, Ward 4; Ruth P. Hingley, Ward 4; Gustav G. Nygren, Ward 4; Howard Saddler, Ward 4; James W. A'Hearn, Ward 5; Arthur J. Good, Ward 5; William P. Hunnewell, Ward 5; Bernadette L. Johnson, Ward 5; Edward J. Lane, Ward 5; Thomas G. Linxweiler, Ward 5; Theodore R. Lund, Ward 5; James C. Magune, Ward 5; William E. Maskell, Ward 5; Philip M. Miner, Ward 5; Allen Brooks Parker, III, Ward 5; George T. Shanley, Ward 5; Harry A. Sharkey, Ward 5; George G. Wagner, Ward 5.

Robert J. Brennan, Ward 6; Anna Feeney, Ward 6; Harry B. Gifford, Ward 6; Vincent I. Masticola, Ward 6; Domenico E. Mauro, Ward 6; Thomas F. Morton, Ward 6; Mary R. Webster, Ward 6; William J. Yvaska, Ward 6; Anthony J. Beaudry, Ward 7; Barbara A. Cavanagh, Ward 7; Lester W. Chaisson, Ward 7; Peter Connolly, Ward 7; Charles E. Conrey, Ward 7; John L. Cripps, Ward 7; Benjamin J. Jurkewicz, Ward 7; Charles V. Madek, Ward 7; John J. Morrison, Ward 7; John J. Reardon, Ward 7; John R. Stack, Ward 7; Mary Ann Wilhelm, Ward 7; Michael M. Gordon, Ward 8; Eldon O. Lewis, Ward 8; Samuel M. Nickerson, Ward 8; Raymond L. DeGroat, Ward 9; Joseph J. Cassio, Ward 10; Betty M. Curry, Ward 10; Richard S. J. deCoste, Ward 10; Leo R. Gauthier, Ward 10; Frances McLaughlin, Ward 10; Francis K. Morgan, Ward 10; Arthur M. Pappas, Ward 10; Thomas L. Pearce, Ward 10; Kenneth R. Wisentaner, Ward 10; Catherine Bowes, Ward 11; Paul Colafrancesco, Ward 11; Marguerite Dinkelberg, Ward 11; Jeremiah W. Fitzgibbons, Ward 11; Walter L. Hansen, Ward 11; Alfred Hazoury, Ward 11; Vera C. Heyward, Ward 11; John Joseph Kilcoyne, Ward 11; Richard E. Lass, Ward 11; Mary R. Meaney, Ward 11; Margaret Quinn, Ward 11; Frederick W. Slade, Ward 11; Thomas Walker, Ward 11; Helen Brooks, Ward 12; Biagio Cacciola, Ward 12; Cleveland M. Coats, Ward 12; Victor Cedric Mascoll, Ward 12; Theodore R. Peters, Ward 12; Clarence Strong, Ward 12; Burton Tinker, Ward 12.

Robert D. Arrington, Ward 13; William T. Bowler, Ward 13; Raymond A. Carlson, Ward 13; John F. Coffey, Ward 13; William C. McLeod, Ward 13; James P. Rossi, Ward 13; Lily Bacalenick, Ward 14; Leroy Diggs, Ward 14; Myles F. Girouard, Ward 14; Morris Lewis, Ward 14; Chester Milton Williams, Ward 14; Thomas P. Belton, Jr., Ward 15; Robert D. Conlon, Ward 15; Rosemary K. Cummings, Ward 15; James A. Donohue, Ward 15; John B. Foley, Ward 15; Madeline E. Gibbons, Ward 15; Frederick G. Greener, Jr., Ward 15; Joseph E. Knox, Ward 15; Martin McDonagh, Ward 15; Peter Mooradian, Ward 15; Pasquale Pepe, Ward 15; William G. Stamp, Ward 15; Kenneth T. Young, Ward 15; Stephen E. Connolly, Ward 16; Joseph Drobach, Ward 16; Patrick A. Johnston, Ward 16; Aloysius T. Markowski, Ward 16; Fred Niemi, Ward 16; James P. Phillips, Ward 16; Edward A. Smith, Jr., Ward 16; Peter J. Strazdas, Ward 16; William S. Zinck, Ward 16; Simon Adler, Ward 17; Joseph M. Alexander, Ward 17; William D. Benham, Ward 17; Frank C. Dawson, Ward 17; Arthur S. Galvin, Jr., Ward 17; Leo R. Goss, Ward 17; Matthew F. Killien,



Ward 17; Alan F. Larkin, Ward 17; Albert L. McGeorge, Jr., Ward 17; John A. Sassone, Ward 17.

Orlando J. Albani, Ward 18; James F. Donovan, Jr., Ward 18; Mary Fagell, Ward 18; William T. Galvin, Ward 18; Albert D. Lynch, Ward 18; Edward G. Marshall, Ward 18; John Martin, Ward 18; Robert L. Monarch, Ward 18; Guy T. Narciso, Ward 18; Byron Nelson, Ward 18; Patricia A. Regan, Ward 18; Edward J. Rooney, Ward 18; Paul G. Udden, Ward 18; Joseph R. Williams, Ward 18; John J. Abdou, Ward 19; William H. Coates, Ward 19; Warren J. Hyder, Ward 19; William J. McGowan, Ward 19; Roy McNamara, Ward 19; Charles M. Richmond, Ward 19; Joseph G. Sheerin, Ward 19; Catherine C. Ahern, Ward 20; Henry P. Blakeslee, Ward 20; Walter S. Boraski, Ward 20; Charles W. Bowen, Ward 20; John Buckley, Ward 20; Timothy J. Daly, Ward 20; John J. Finn, Ward 20; Mary Ellen Gately, Ward 20; Robert C. Hunt, Ward 20; Thomas J. Larhey, Jr., Ward 20; Charles McGowan, Ward 20; Robert G. Orchard, Ward 20; Robert N. Principato, Ward 20; James W. Swafford, Ward 20; Michael J. Theodore, Ward 20; Leonard Appel, Ward 21; Rita Dwyer, Ward 21; Charles S. Hart, Ward 21; Claude A. Peters, Ward 21; Paul Rosenbergh, Ward 21; Helen J. Trasavage, Ward 21; Herbert C. Waxler, Ward 21; Louis F. Bonica, Ward 22; Henry Bushe, Ward 22; Richard J. Crean, Ward 22; Leonard J. Floyd, Ward 22; Willard A. Frank, Ward 22; George N. Papadopoulos, Ward 22; Thomas P. Pembroke, Ward 22.

#### APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments:

Constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963; Mario J. Cella, 276 North Beacon street, Brighton.

Weighers of Goods for the term ending April 30, 1963:

Carmine J. Serriello, 830 North Main street, Randolph; Angelo Crescenti, 36 Gayland street, Roxbury; Martin J. Cook, 528 Western avenue, Lynn.

Severally referred to the Committee on Confirmations.

#### PROPOSED SALE OF LAND AT SARATOGA AND BYRON STREETS.

The following was received:

City of Boston,  
Office of the Mayor, October 29, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication received from Thomas J. Griffin, Fire Commissioner, recommending the sale of land owned by the City of Boston located at Saratoga and Byron streets, East Boston, formerly used for Fire Department purposes.

I submit herewith the accompanying order authorizing the sale of approximately 10,000 square feet of land on the southeasterly side of Saratoga street, East Boston district of the City of Boston, for your consideration.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
Fire Department, October 26, 1962.  
Hon. John F. Collins, and  
City Council.

Gentlemen:

The Boston Fire Department sometime ago deactivated the fire station located at Saratoga and Byron streets, East Boston. The building has been demolished and only the vacant land remains. I have determined that this parcel of land is no longer needed for public purposes and recommend that it be sold so that a building or buildings may be erected thereon which will result in this property being restored to the tax rolls. An offer for the purchase of this site has been received from Nicholas Bellusci of 43 Bennington street,

East Boston, who proposes to erect two two-family dwellings on the land. The purchase price proposed is \$4,000.

I respectfully request that your Honor submit an order to the City Council requesting authority to sell and convey this parcel of land to the said Nicholas Bellusci.

Respectfully,

THOMAS J. GRIFFIN,  
Fire Commissioner.

Whereas, The City of Boston is the owner in fee of approximately ten thousand (10,000) square feet of land situated at Saratoga and Byron streets in the East Boston district of the City of Boston presently held by said city for Fire Department purposes; and

Whereas, The Fire Commissioner of the City of Boston has determined that said land is no longer required for public purposes; now therefore it is hereby

Ordered, That the Mayor of the City of Boston he, and hereby is, authorized to sell at private sale to Nicholas Bellusci of 43 Bennington street, East Boston, Mass., for a minimum price of four thousand (4,000) dollars, and to execute and deliver to the purchaser an instrument in writing conveying all the right, title and interest of the City of Boston in and to a certain parcel of land situated on the southeasterly side of Saratoga street, bounded and described as follows:

Northwesterly by Saratoga street, one hundred (100) feet; southwesterly by land now or formerly of H. J. Quay and Mary T. Fraser, one hundred (100) feet; southeasterly by land now or formerly of C. M. Beldon, one hundred (100) feet; northeasterly by Byron street, one hundred (100) feet, containing ten thousand (10,000) square feet of land, more or less.

Referred to the Committee on Public Lands.

#### TRANSFER OF CERTAIN LAND AT FRANKLIN FIELD TO METROPOLITAN DISTRICT COMMISSION.

The following was received:

City of Boston,  
Office of the Mayor, October 29, 1962.  
To the City Council.  
Gentlemen:

By virtue of the provisions of chapter 785 of the Acts of 1962 entitled, "An Act Providing for the Construction and Maintenance by the Metropolitan District Commission of a Swimming Pool and a Covered Artificial Ice Skating Rink at Franklin Field in the City of Boston and Designating the Same as Judge Abraham H. Kahalas and Representative Charles Kaplan Recreation Center," the Metropolitan District Commission is authorized and directed to construct and maintain a swimming pool and skating rink on City of Boston land in Franklin Field, Dorchester. The Metropolitan District Commission has requested a conveyance of the land described in chapter 785, and the Parks and Recreation Commission, at its meeting held October 18, 1962, has recommended the conveyance.

I submit herewith an order which would permit the conveyance to the Commonwealth of Massachusetts, Metropolitan District Commission, of approximately 134,680 square feet of land as described in chapter 785 of the Acts of 1962, and recommend the adoption of the order. I enclose letter received from Martin F. Walsh, Parks and Recreation Commissioner, and a copy of chapter 785 of the Acts of 1962.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,  
Parks and Recreation Department,  
October 23, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

At a meeting of the Parks and Recreation Commission held at the Commission's office

on Thursday, October 18, 1962, consideration was given to chapter 785 of the Acts of 1962 which provides for the construction and maintenance by the Metropolitan District Commission of a swimming pool and a covered, artificial ice skating rink on Franklin Field in Dorchester.

The Parks and Recreation Commission, by unanimous vote, recommends to your Honor that the Metropolitan District Commission on behalf of the Commonwealth accept from the City of Boston, for park and recreational purposes and under the provisions of chapter 92 of the General Laws, a deed, without consideration, conveying to said Commission, a certain parcel of land in Franklin Field in the Dorchester district of said city, bounded and described as follows:

Beginning at a point on the southerly side line of Talbot avenue at a distance of one hundred feet easterly from the easterly side line of Blue Hill avenue extended; thence running easterly, five hundred feet, along the said southerly side line of Talbot avenue; thence turning at a right angle and running southerly, two hundred and eighty feet; thence turning at a right angle and running westerly, four hundred and sixty-two feet, more or less, to the back of a sidewalk which lies parallel to and approximately one hundred feet from the easterly side line of Blue Hill avenue; thence turning to the right and running northerly by the back of the said sidewalk, and by the line of the back of the sidewalk extended, two hundred and eighty-three feet, more or less, to the point of beginning, containing approximately one hundred and thirty-four thousand six hundred and eighty square feet.

Very truly yours,  
MARTIN F. WALSH, Commissioner.

Whereas, By virtue of the provisions of chapter 785 of the Acts of 1962 entitled, "An Act Providing for the Construction and Maintenance by the Metropolitan District Commission of a Swimming Pool and a Covered Artificial Ice Skating Rink at Franklin Field in the City of Boston and Designating the Same as Judge Abraham H. Kahalas and Representative Charles Kaplan Recreation Center," the Metropolitan District Commission on behalf of the Commonwealth of Massachusetts is authorized and directed to acquire for park and recreation purposes a certain parcel of land hereinafter described, being a portion of Franklin Field, Dorchester district of the City of Boston; and

Whereas, The Parks and Recreation Commission at a meeting held October 18, 1962, has recommended the conveyance of said parcel of land pursuant to said act; now therefore it is hereby

Ordered, That pursuant to the provisions of chapter 785 of the Acts of 1962, the Mayor of the City of Boston be, and he hereby is, authorized to execute and deliver an instrument in writing conveying, without consideration, to the Commonwealth of Massachusetts, Metropolitan District Commission, a certain parcel of land in Franklin Field in the Dorchester district of the City of Boston, bounded and described as follows:

Beginning at a point on the southerly side line of Talbot avenue at a distance of one hundred feet easterly from the easterly side line of Blue Hill avenue extended; thence running easterly, five hundred feet, along the said southerly side line of Talbot avenue; thence turning at a right angle and running southerly, two hundred and eighty feet; thence turning at a right angle and running westerly, four hundred and sixty-two feet, more or less, to the back of a sidewalk which lies parallel to and approximately one hundred feet from the easterly side line of Blue Hill avenue; thence turning to the right and running northerly by the back of the said sidewalk, and by the line of the back of the sidewalk extended, two hundred and eighty-three feet, more or less, to the point of beginning, containing approximately one hundred and thirty-four thousand six hundred and eighty square feet.

On motion of Councillor Piemonte, the rules were suspended and the order was given its first reading and passage, yeas 9.

The order was assigned for 14 days for final action.

#### ORDINANCE RE CHARGE FOR USE OF COMMON SEWERS.

The following was received:

City of Boston,  
Office of the Mayor, October 29, 1962.  
To the City Council.  
Gentlemen:

Enclosed is a communication sent me this day by the Commissioner of Public Works concerning the minimum annual sewer use charge.

I concur with Commissioner Haley's suggestion, and accordingly recommend adoption of the ordinance transmitted herewith reducing the minimum charge to \$6.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,  
Public Works Department,  
October 29, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mr. Mayor:

Under consideration in the City Council at the present time are several orders relating to the recently enacted Sewer Charge. This was to be expected. Any newly imposed assessment or increase in existing assessments will meet objection and resistance and it is no surprise when the sewer charge is criticized.

As you know, our total original commitment was \$3,786,178 which was estimated to return between \$3,218,251 (85 per cent) and \$3,467,560 (90 per cent) depending on the extent of abatement to be granted. To date, \$2,437,253.31 has been collected or between 70 per cent and 75 per cent of our revenue estimate. We have received 1,227 abatement applications. Approximately 1,000 of these have been processed. About 250 applications, including most of the large and complex, are still under review. As these cases are disposed of in the next few weeks, I feel certain that most outstanding balances will be paid. Other accounts, now six (6) months overdue, have been notified that payments must be made by October 31, 1962, at which time it is planned to apply interest charges. This no doubt will bring in many delinquents, and I am confident that total receipts will exceed \$3,000,000 by the end of the year.

Many criticisms of the new sewer charge have been made. One of the most persistent is that the minimum of \$12 is excessive. This minimum was originally established, not to eliminate smaller nuisance payments as many claim, but as a basic factor in carefully determined rate structure consisting of a flat charge applicable equally to all users and a measured service charge based upon the variable amount of service actually used. While the rate was sound, it appears to the many users to be inconsistent with water rates which have a relatively much lower minimum. The water minimum applies to consumers of less than 6,667 cubic feet. The sewer to all users up to 12,000 cubic feet. A minority of users are affected by this higher minimum use quantity, but included in the minority are those who probably can least afford the charge. Several members of the City Council have expressed concern on this particular point and I am sure that a reduction would meet with favor if proposed.

In 1963, sewer expenditures will increase only slightly and the rate of sewer charge payments should improve. I believe it will be economically feasible to lower the minimum charge without changing the balance of the rate structure.

Accordingly, it is recommended that an order be submitted to the City Council amending the present ordinance by reducing the present \$12 minimum charge to \$6 minimum rate charge.

Respectfully,  
JAMES W. HALEY,  
Commissioner of Public Works.



City of Boston.

In the Year Nineteen Hundred and Sixty-two. An Ordinance Relative to the Annual Charges for the Use of the Common Sewers. Be it ordained by the City Council of Boston, as follows:

**SECTION 1.** The first paragraph of section 8 of chapter 30 of the Revised Ordinances of 1961, as appearing in chapter 11 of the Ordinances of 1961, is hereby amended by striking out, in the first sentence, the words "a primary charge of twelve dollars, an additional charge of one dollar for every thousand cubic feet, in excess of twelve thousand cubic feet" and inserting in place thereof the words: —a primary charge of six dollars, an additional charge of one dollar for every thousand cubic feet, in excess of six thousand cubic feet.

**SECTION 2.** This ordinance shall apply only to charges assessed under section 8 of chapter 30 of the Revised Ordinances of 1961 during the last three months of the year nineteen hundred and sixty-two and thereafter.

Coun. COFFEY moved suspension of the rules and passage of the ordinance. The rules were not suspended. (Six votes being necessary to suspend the rules.)

Referred to the Committee on Ordinances.

Later in the proceedings, Councillor Hines moved reconsideration of the foregoing reference of the ordinance to the Committee on Ordinances, and moved that the foregoing ordinance be referred to the Executive Committee.

Reconsideration prevailed and the foregoing ordinance was referred to the Executive Committee.

#### URBAN RENEWAL PLAN FOR MATTAPAN AREA.

The following was received:

City of Boston,  
Office of the Mayor, October 29, 1962.  
Hon. City Council.  
Gentlemen:

I am pleased to submit to your Honorable Body several matters relating to the approval of a federally-assisted project for the Mattapan Urban Renewal Area.

On September 20, 1962, the Boston Redevelopment Authority held a duly advertised public hearing to hear evidence, opinions, and views with respect to a proposed determination that the Mattapan Urban Renewal Area is a blighted open and decadent area under the provisions of chapter 121 of the Massachusetts General Laws.

Having considered the evidence presented at the hearing, the Authority found that the area is blighted open and decadent, authorized the filing of a Part I Application for Loan and Grant and approved the Urban Renewal Plan and Conditions Under Which Relocation Payments Will Be Made.

This development will result in the construction of two-story, garden-type structures, containing four hundred apartment units. This proposed housing, similar in design to the Hancock Village development in Brookline, will be compatible with the neighborhood. Approximately 5½ acres will be set aside for a public park and a sufficient area will be designated for the relocation of standard structures now contained in the area.

Further, the Boston Redevelopment Authority is conducting studies to determine whether the few standard homes on the fringes of the development area may be retained in their present location. Plans for the location of new structures will include the integration of these structures in the development area wherever possible. Since the Authority's proposal does not preclude the retention of these structures in their present location at a later date, the project can move forward while these studies and plans are being completed.

The cost of acquiring properties, administrative and legal services, site clearance, relocation, property management, site improvements and contingencies is estimated at

\$1,300,448. The land will be sold for approximately \$385,000. The contribution of the federal government in the form of a grant is estimated at \$921,448. The local contribution of \$495,682 is proposed to be financed with noncash grant-in-aid credits from a school proposed to be constructed outside the urban renewal area to, in part, serve the renewal area, from project improvements and supporting facilities scheduled to be provided by the City of Boston. The Authority will be authorized a temporary loan of \$1,306,748 from the federal government to defray project costs until the federal grant has been earned and the land conveyed.

Barring unforeseen delays in local, state, and federal approvals, acquisition and relocation activities can begin as early as January, 1963. It is possible construction in part of the area will begin by spring 1963.

Pursuant to the provisions of chapter 121 of the Massachusetts General Laws and the Housing Act of 1949, as amended to date, the Authority must secure the approval of the Mayor of the City of Boston to the Urban Renewal Plan and the City Council must pass the enclosed resolution respecting the Urban Renewal Plan and the Feasibility of Relocation.

Accordingly, the following documents are submitted herewith for your consideration:

1. Proposed resolution to be passed by City Council.
2. Copies of the Urban Renewal Plan approved by the Boston Redevelopment Authority for the Project Area.
3. Copies of the Relocation Program.
4. Copies of the Part I Application for Loan and Grant.
5. Copies of the resolutions passed by the Authority respecting its Determinations and Findings for the area, approval of the Urban Renewal Plan and Conditions Under Which Relocation Payments Will Be Made, and the authorization to file a Part I Application for Loan and Grant for Federal assistance with the Urban Renewal Administration.

This project not only offers the opportunity to develop an area in Boston that has long needed attention, but will result in needed new housing in the moderate-income rental range.

JOHN F. COLLINS, Mayor.

Boston Redevelopment Authority,  
October 25, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mayor Collins:

On September 20, 1962, the Boston Redevelopment Authority held a duly advertised public hearing to hear evidence, opinions, and views with respect to a proposed determination that the Mattapan Urban Renewal Area is a blighted open and decadent area under provisions of chapter 121 of the Massachusetts General Laws.

Having considered the evidence presented at the hearing, the Authority found that the area is blighted open and decadent, authorized the filing of the Part I Application for Loan and Grant and approved the Urban Renewal Plan and Conditions Under Which Relocation Payments Will Be Made.

Pursuant to the provisions of chapter 121 of the Massachusetts General Laws, the Authority must secure the approval of the Mayor of the City of Boston acting with the approval of the City Council of the Urban Renewal Plan.

Accordingly, the following documents are submitted herewith for your consideration and for consideration by the City Council:

1. Form of approval to be executed by you as Mayor of the City of Boston.
2. Proposed resolution to be passed by the City Council.
3. Copies of the Urban Renewal Plan approved by this Authority for the Project Area.
4. Copies of the Relocation Program.
5. Copies of the Part I Application for Loan and Grant for use by you, City Council, and the City Clerk.
6. Copies of the resolutions passed by the Authority respecting its Determinations and



Findings for the area, approval of the Urban Renewal Plan and Conditions Under Which Relocation Payments Will Be Made and authorization to file a Part I Application for Loan and Grant for Federal assistance with the Urban Renewal Administration.

7. A suggested letter from you to the City Council transmitting those documents requiring City Council approval.

The cost of acquiring properties, administrative and legal services, site clearance, relocation, property management, site improvements and contingencies is estimated at \$1,300,448. The land will be sold for approximately \$385,000. The contribution of the federal government in the form of a grant is estimated at \$921,448. The local contribution of \$495,682 is proposed to be financed with noncash grant-in-aid credits from a school proposed to be constructed outside the urban renewal area to, in part, serve the renewal area and from project improvements and supporting facilities scheduled to be provided by the City of Boston. The Authority will be authorized a temporary loan of \$1,306,748 from the federal government to defray project costs until the federal grant has been earned and the land conveyed.

Barring unforeseen delays in local, state, and federal approvals, acquisition and relocation activities can begin as early as January, 1963. It is possible construction in part of the area will begin by spring 1963.

This development will result in the construction of two-story, garden-type structures, containing four hundred apartment units. Approximately 53 acres will be set aside for a public park and a sufficient area will be designated for the relocation of standard structures now contained in the area. The amount of taxes paid on the area will increase tenfold.

The members of this Authority are anxious to move this project into execution as quickly as possible.

Respectfully yours,  
BOSTON REDEVELOPMENT AUTHORITY,  
By STEPHEN E. MCCLOSKEY,  
Vice-Chairman.

RESOLUTION OF CITY COUNCIL OF BOSTON, MASSACHUSETTS, APPROVING THE URBAN RENEWAL PLAN AND THE FEASIBILITY OF RELOCATION FOR THE MATTAPAN URBAN RENEWAL AREA.

Whereas, Under the provisions of Title I of the Housing Act of 1949, as amended, the Housing and Home Finance Administrator is authorized to provide financial assistance to Local Public Agencies for undertaking and carrying out urban renewal projects; and

Whereas, It is provided in such act that contracts for financial aid thereunder shall require that the Urban Renewal Plan for the respective project area be approved by the governing body of the locality in which the project is situated and that such approval include findings by the governing body that:

(1) the financial aid to be provided in the contract is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan; (2) the Urban Renewal Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for rehabilitation or redevelopment of the urban renewal area by private enterprise; (3) the Urban Renewal Plan conforms to a general plan for the development of the locality as a whole; and (4) the Urban Renewal Plan gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan; and

Whereas, The Boston Redevelopment Authority (herein called the "Local Public Agency") has entered into a planning contract for financial assistance under such act with the United States of America, acting by and through the Housing and Home Finance Administrator, pursuant to which federal funds were provided for an urban renewal project identified as "Mattapan Renewal Project" and

encompassing the area generally bounded by Livermore street, Cummins Highway, Itasca street, Messinger street, Orlando street, Almont street, Currier street, Hebron street, and an extension of Livermore street in the City of Boston, State of Massachusetts, (herein called the "Locality"), which area includes the area of the urban renewal project now under consideration (herein called the "Project") identified as the "Mattapan Renewal Project" and encompassing the area described in the Urban Renewal Plan for the Project;

Whereas, The Local Public Agency has applied for additional financial assistance under such act and proposes to enter into a contract or contracts with the Housing and Home Finance Agency for the undertaking of, and for making available financial assistance for the Project; and

Whereas, The Local Public Agency has made detailed studies of the location, physical condition of structures, land use, environmental influences, and social, cultural, and economic conditions of the Project Area and has determined that the area is a blighted open and decadent area, in that it is a predominantly open area which is detrimental to the safety, health, morals, welfare or sound growth of the Boston community because it is unduly costly to develop it soundly through the ordinary operations of private enterprise by reason of the existence of ledge, rock, and other physical conditions, such as low-lying areas with standing water, and by reason of the necessity for unduly expensive measures for draining the area and for the prevention of flooding thereof and for the protection of adjacent properties and the water table therein, and for otherwise making the area appropriate for sound development and by reason of obsolete, inappropriate and otherwise faulty platting, obsolete street patterns and subdivision and because of the existence of buildings which are out of repair, physically deteriorated and obsolete and in need of major maintenance and repair and because much of the real estate in recent years has been sold or taken for nonpayment of taxes and by reason of the inadequate facilities, diversity of ownership of plots and irregular lot sizes and inadequacy of transportation facilities and other utilities and by reason of tax and special assessment delinquencies. Moreover, the Project Area is a predominantly open and decadent area which by reason of a combination of conditions indicated above which are not being remedied by the ordinary operations of private enterprise is of such a character that it is detrimental to the safety, health, morals, welfare, or sound growth of the community in which it is situated and it is improbable that the area will be redeveloped by the ordinary operations of private enterprise. The members of this Governing Body have been fully apprised by the Local Public Agency and are aware of these facts and conditions; and

Whereas, There has been prepared and referred to the City Council of the Locality (herein called the City Council) for review and approval an Urban Renewal Plan for the Project Area, dated September 1, 1962, and consisting of 16 pages and 2 exhibits supported by the following supplementary material, data, and recommendations, which material, data, and recommendations are not a part of said Urban Renewal Plan:

PART I APPLICATION FOR LOAN AND GRANT

Resolutions of the Authority respecting its Determinations and Findings for the Area and approving the Urban Renewal Plan and Conditions Under Which Relocation Payments Will Be Made.

Whereas, Said Urban Renewal Plan has been approved by the Governing Body of the Local Public Agency as evidenced by the Copy of said Body's duly certified resolution approving said Urban Renewal Plan, which is attached thereto; and

Whereas, A general plan has been prepared and is recognized and used as a guide for the general development of the Locality as a whole; and

Whereas, The Boston Redevelopment Authority, which is the duly designated and acting official planning body for the Locality, has submitted to the City Council its report and recommendations respecting said Urban Renewal Plan for the Project Area and has certified that said Urban Renewal Plan conforms to the said general plan for the Locality as a whole, and the City Council has duly considered said report, recommendations and certification of the planning body; and

Whereas, Said Urban Renewal Plan for the Project Area prescribes certain land uses for the Project Area and will require, among other things, changes in zoning, the vacating and removal of streets, alleys and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities and other public action; and

Whereas, The Local Public Agency has prepared and submitted proposals for the relocation of families that may be displaced as a result of carrying out the Project in accordance with said Urban Renewal Plan; and

Whereas, There have also been presented to the City Council information and data respecting the proposals for relocation which have been prepared by the Local Public Agency as a result of studies, surveys, and inspections in the Project Area and the assembling and analysis of the data and information obtained from such studies, surveys, and inspections; and

Whereas, The members of this City Council have general knowledge of the conditions prevailing in the Project Area and of the availability of proper housing in the locality for the relocation of families that may be displaced from the Project Area and, in the light of such knowledge of local housing conditions, have carefully considered and reviewed such proposals for relocation; and

Whereas, It is necessary that the City Council take appropriate official action respecting the proposals for relocation and said Urban Renewal Plan for the Project, in conformity with the contract(s) for financial assistance between the Local Public Agency and the United States of America, acting by and through the Housing and Home Finance Administrator; now therefore be it

Resolved, by the City Council of Boston, as follows:

1. That it is hereby found and determined that the Project is a blighted open and decadent area and qualifies as an eligible Project Area under chapter 121 of Massachusetts General Laws.

2. That said Urban Renewal Plan for the Project aforementioned, having been duly reviewed and considered, is hereby approved, and the Mayor of Boston is hereby authorized to approve said Plan, and the City Clerk be, and is, hereby directed to file said copy of said Urban Renewal Plan with the minutes of this meeting.

3. That it is hereby found and determined that said Urban Renewal Plan for the Project Area conforms to said general plan of the Locality.

4. That it is hereby found and determined that the financial aid provided and to be provided pursuant to said contract for federal financial assistance pertaining to the Project is necessary to enable the Project to be undertaken in accordance with the Urban Renewal Plan for the Project Area.

5. That it is hereby found and determined that the above-mentioned Urban Renewal Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the Locality as a whole, for the urban renewal of such areas by private enterprise.

6. That it is hereby found and determined that the Urban Renewal Plan for the Urban Renewal Area gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.

7. That it is hereby found and determined that the proposals for the proper relocation of

the families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards are feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced families are at least equal in number to the number of displaced families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced families in the Project Area, are available at rents or prices within the financial means of the displaced families, and are reasonably accessible to their places of employment.

8. That in order to implement and facilitate the effectuation of the Urban Renewal Plan hereby approved, it is found and determined that certain official action must be taken by this city with reference, among other things, to changes in zoning, the vacating and removal of streets, alleys and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action, and accordingly, this Body hereby: (a) pledges its cooperation in helping to carry out such Urban Renewal Plan; (b) requests the various officials, departments, boards and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with said Urban Renewal Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to effectuate said Urban Renewal Plan.

9. That financial assistance under the provisions of Title I of the Housing Act of 1949, as amended, is necessary to enable the land in the Project Area to be renewed in accordance with the Urban Renewal Plan for the Project Area and, accordingly, the filing by the Local Public Agency of an application or applications for such financial assistance under said Title I is hereby approved.

(The plans referred to in the foregoing communication are annexed hereto.)

Referred to the Committee on Urban Redevelopment, Rehabilitation, and Renewal.

#### PETITIONS REFERRED.

The foregoing petitions were received and referred to the committee named, viz:

##### Claims.

Walter Cahill, for compensation for injuries received on the elevator, City Hall Annex.

George H. Edwards, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Public Works Department.

Francis J. Fein, to be reimbursed as result of accident which occurred while in performance of duty as employee of Public Works Department.

Mr. and Mrs. Gerald C. McGowan, for compensation for damage to property at 15 Harding road, Roslindale, caused by backing up of sewer.

Elvira Ricciardelli, for compensation for injuries caused by an alleged defect on Meridian street, East Boston.

William J. Ryder, for compensation for damage to property at 23 Wenham street, Jamaica Plain, caused during street and sidewalk construction.

#### NOTICE OF HEARINGS BEFORE DEPARTMENT OF PUBLIC UTILITIES.

Notice was received from the Department of Public Utilities of hearing to be held November 8, 1962, at 10 A.M., on petition of Metropolitan Transit Authority for license to operate motor vehicles over Columbia road, between Dorchester avenue to and including Kosciuszko Circle; Park street, between Adams street and Beach street.



Notice was received from the Department of Public Utilities of hearing to be held November 8, 1962, at 10 A.M., on petition of Metropolitan Transit Authority for license to operate motor vehicles over Lansdowne street, between Brookline avenue and Ipswich street; Boylston street between Kilmarnock street and Brookline avenue.

Notice was received from the Department of Public Utilities of hearing to be held November 8, 1962, at 10 A.M., on petition of Metropolitan Transit Authority for license to operate motor vehicles over Buswell street, between St. Mary's street and Park Drive; Park Drive, between Buswell street and Peterborough street; Boylston street, between Park Drive and Kilmarnock street; Peterborough street, between Jersey street and Park Drive; Commonwealth avenue, between St. Mary's street and Granby street.

Severally placed on file.

#### ADMINISTRATIVE COMMITTEE OF THE PROBATE COURTS.

Communication was received from the Supreme Judicial Court on assignment of William J. Hickey, Jr., of Brookline, and Abraham I. Smith, of Springfield, on Administrative Committee of Probate Courts, and designation of Carl E. Wahlstrom, of Worcester, as chairman of the Administrative Committee.

Placed on file.

#### CHANGES IN CERTAIN PRECINCT LINES.

The following was received:

City of Boston,  
Board of Election Commissioners,  
October 24, 1962.

Walter J. Malloy, Esq.,  
City Clerk.

Dear Sir:

The following is a vote of the Board of Election Commissioners taken under date of September 7, 1962:

"To redraw the lines of Precincts 3, 4, and 5 of Ward 5, so as to equalize said precincts."

These changes will be set forth in a document forwarded to you under separate cover.

The new precinct lines are to become effective December 31, 1962.

Very truly yours,  
BOARD OF ELECTION COMMISSIONERS,  
DAVID LASKER, Chairman.

PRECINCT CHANGES IN WARD 5,  
WARD 5, 1963, PRECINCT LINES.  
12 PRECINCTS.

Precincts 1, 2, and 6 to 12, inclusive, remain unchanged.

Precinct 3 is the remainder of old Precinct 3, and part of old Precinct 5: Beginning at the junction of Tremont and Boylston streets, thence through the middle line of Boylston street to Arlington street, thence through the middle line of Arlington street to Beacon street, thence through the middle line of Beacon street to Charles street, thence through the middle line of Charles street to Chestnut street, thence through the middle line of Chestnut street to West Cedar street, thence through the middle line of West Cedar street to Pinckney street, thence through the middle line of Pinckney street to Anderson street, thence through the middle line of Anderson street to Myrtle street, thence through the middle line of Myrtle street across Hancock street to Derne street, thence through the middle line of Derne street to Bowdoin street, thence through the middle line of Bowdoin street to Beacon street, thence through the middle line of Beacon street to Park street, thence through the middle line of Park street to Tremont street, thence through the middle line of Tremont street to point of beginning.

Precinct 4 is all of old Precinct 4, and part of old Precinct 3: Beginning at the junction of West Cedar and Cambridge streets, thence through the middle line of Cambridge street

to Irving street, thence through the middle line of Irving street to Myrtle street, thence through the middle line of Myrtle street to Anderson street, thence through the middle line of Anderson street to Pinckney street, thence through the middle line of Pinckney street to West Cedar street, thence through the middle line of West Cedar street to point of beginning.

Precinct 5 is the remainder of old Precinct 5: Beginning at the junction of Cambridge and West Cedar streets, thence through the middle line of West Cedar street to Chestnut street, thence through the middle line of Chestnut street to Charles street, thence through the middle line of Charles street to Beacon street, thence through the middle line of Beacon street to Embankment road, thence through the middle line of Embankment road to the middle line of the Charles river, thence through the middle line of the Charles river to Cambridge street, thence through the middle line of Cambridge street to point of beginning.

Placed on file and ordered printed as a city document.

#### APPOINTMENT OF JOHN T. LEONARD.

Notice was received from the Mayor of the appointment of John T. Leonard, 63 Whitten street, Dorchester, to be Temporary City Auditor for a period of sixty days from October 26, 1962, due to the absence of City Auditor Joseph P. Lally.

Placed on file.

#### APPOINTMENTS BY HEALTH DEPARTMENT.

Notice was received from the Health Department of the appointment of Frank Avelino, Ronald P. Coyne, Lawrence E. Hession, Daniel J. McNamara, James F. Mulrooney, Albert E. Smith, and George A. Sweeney as Environmental Sanitation Inspectors.

Notice was received from the Health Department of the appointment of Joseph A. Saponaro as (emergency) Environmental Sanitation Inspector.

On motion of Councillor Piemonte, the notices were severally referred to the Executive Committee.

#### APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Franklin J. Fortes, Jr., William L. Junkins, and William G. Murphy, having been duly approved by the Collector-Treasurer, were received and approved.

#### RETIREMENT OF CITY CLERK WALTER J. MALLOY.

The following was received:

City of Boston,  
Office of the City Clerk,  
October 29, 1962.

To the Honorable City Council.  
Gentlemen:

This is to notify you that I have made an application to be retired from the position of City Clerk of the City of Boston, and that my retirement has been voted by the Boston Retirement Board to take effect at the close of business on October 31, 1962.

Subject to the pleasure of the Mayor I shall continue to serve as a member of the Boston Retirement Board.

In leaving the office of City Clerk, I wish to express my deep appreciation to the members of the present City Council, as well as to past City Councils, for the consideration and helpfulness extended to me during my term as both Assistant City Clerk and City Clerk, and to thank the chief executives and department officials for their cooperation with me during my thirty-eight years of service to the City of Boston.

I also wish to pay tribute to an office force, both past and present, for their assistance and



loyalty which have made my work in the City Clerk's office one of much pleasure and happiness for many years.

Respectfully,  
WALTER J. MALLOY,  
City Clerk.

Placed on file.

Coun. TIERNEY in the chair.

#### ELECTION OF CITY CLERK.

Coun. IANNELLA offered the following:

Ordered, That the City Council now proceed to the election of a City Clerk to serve for the remainder of the term beginning November 1, 1962, and until his successor is elected and qualified.

Passed under suspension of the rules.

Assistant City Clerk Dunlea called the roll, with the following result:

For Joseph M. Dunlea—Councillors Coffey, Foley, Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—9 and Joseph M. Dunlea was elected City Clerk for the term as above specified.

During a brief recess the members of the Council extended their congratulations to City Clerk-elect Dunlea and Mr. Dunlea expressed his thanks to the Council for his appointment.

Pres. IANNELLA in the chair.

#### REPORT OF COMMITTEE ON ORDINANCES.

Coun. HINES, for the Committee on Ordinances, submitted the following:

Report on message of the Mayor and ordinance (referred October 22) concerning restrictions on park frontages and setback restrictions on certain estates fronting on Riverway—recommending that the ordinance ought to pass.

The report was accepted, and the ordinance was passed.

#### REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. SULLIVAN, for the Committee on Appropriations and Finance, offered the following:

1. Report on message of the Mayor (referred October 22) and order passed by the City Council on July 2, 1962, and approved by the Mayor on July 5, 1962, for transfer of \$145,000 for construction of buildings and acquisition of land by Fire Department—recommending that the order ought to pass.

The report was accepted, and the order was given its second reading and passage, yeas 8, nays 1:

Yeas—Councillors Coffey, Foley, Hines, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—8.

Nays—Councillor Iannella—1.

2. Report on message and order (referred October 22) for appropriation of \$1,791 for down payment for loan for school house construction—recommending that the order ought to pass.

The report was accepted, and the order was given its first reading and passage, yeas—9.

The order was assigned for 14 days for final action.

#### RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 3:26 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 4 P.M.

#### WELCOME TO CYO GROUP.

President IANNELLA, on behalf of the Council, welcomed Father J. Joseph Kierce, Deanery Director, and a group of CYO members to the meeting. At the request of the group, President Iannella and Councillor Piemonte gave a brief explanation of the charge for the use of the common sewers.

#### EXECUTIVE COMMITTEE REPORT.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. Interim report of Executive Committee on the several matters pertaining to the so-called sewer charge. At the meeting of the Executive Committee held today because of the tie vote on the order to repeal the sewer tax, likewise on the several other matters before it, the matters are still before the Executive Committee.

The interim report was accepted.

2. Report on notice of appointment by the Health Department (referred today) of Joseph A. Saponaro to be (emergency) environmental sanitation inspector—recommending the notice be placed on file.

3. Report on notice of appointments by the Health Department (referred today) of Frank Avellino, Ronald P. Coyne, Lawrence E. Hession, Daniel J. McNamara, James F. Mulrooney, Albert E. Smith, and George A. Sweeney to be environmental sanitation inspectors—recommending the notice be placed on file.

The reports were accepted, and the notices were severally placed on file.

#### TEMPORARY APPOINTMENTS TO CLERK OF COMMITTEES DEPARTMENT.

Coun. IANNELLA offered the following:

Ordered, That effective October 31, 1962, the following-named persons be, and hereby are, appointed in the service of the Clerk of Committees Department to the positions set against their respective names until the fourth Wednesday of November, 1962, at the salaries in effect for them on October 30, 1962:

Rita G. Cimeno, temporary clerk-stenographer.

George E. Corcoran, temporary clerk.

Agnes G. Dinsmore, temporary clerk-receptionist.

Michael A. Flynn, temporary clerk.

Joan Keaney, temporary clerk-stenographer.

Edith L. Letourneau, temporary clerk-stenographer.

James D. Scanlon, temporary clerk.

Jeanne Silver, temporary clerk-stenographer.

Carol Roth, temporary clerk-stenographer.

Francis Winn, temporary clerk.

Passed under suspension of the rules.

#### COMMENDATIONS TO HON. JOHN V. MAHONEY.

Coun. IANNELLA offered the following:

Resolved, That the Boston City Council, in meeting assembled, highly commends First Judge of Suffolk Probate Court, Hon. John V. Mahoney, for his twenty-five years of service in the Suffolk Probate Court; and be it further

Resolved, That a copy of this resolution be forwarded to Hon. John V. Mahoney, First Judge of Suffolk Probate Court.

The resolution was adopted under suspension of the rules.

#### CONGRATULATIONS TO PRESIDENT JOHN FITZGERALD KENNEDY.

Coun. COFFEY, FOLEY, HINES, IANNELLA, KERRIGAN, McDONOUGH, PIEMONTE, SULLIVAN, and TIERNEY offered the following:

Be it Resolved, That the Boston City Council most respectfully extends the heartfelt congratulations of the people of the City of

Boston to His Excellency President John Fitzgerald Kennedy for the masterful and courageous discharge of the duties of his high office in the recent international difficulties.

"O thus be it ever when free men shall stand between their loved homes and the foes' desolation."

The resolution was adopted by a unanimous rising vote.

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THE NEXT MEETING.

On motion of Councillor Kerrigan, the Council voted that when it adjourn, it be to meet on Tuesday, November 13, 1962, at 2 P.M.

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ESTABLISHMENT OF PROPOSED STATE FUND FOR RESIDENTIAL DEVELOPMENT PROJECTS.

Coun. FOLEY offered the following:

Whereas, There is presently available under Section 221 d 3 of the FHA law, mortgage guarantees for those willing to construct new property or rehabilitate old property, providing financing at considerably less than the going rate of interest upon the open market (i.e. an interest rate of about 3½ per cent);

Whereas, This legislation parallels previous legislation of the State of New York known as the Mitchell-Lama Act whereby a state fund was made available to developers whose projects generally were considered to have social significance, said fund borrowed upon the credit of the state (therefore low interest rate) and reloaned to the developer at a markup sufficient only to cover administrative costs;

Whereas, It is generally desirable that problems facing groups within our social order be attacked and overcome when possible by action and initiative on the part of the group affected;

Whereas, The City of Boston is presently embarked on a Renewal Program in the Washington Park area, a main purpose of which is

to improve the housing of the nonwhite people of the City of Boston using the 221 d 3 program in large numbers;

Whereas, It would be most desirable if the people of the area affected could participate directly in the construction and rehabilitation units under 221 d 3; and

Whereas, Adequate skills are available but there appears to be a shortage of capital necessary to process these projects to the point where FHA approval may be obtained, at a rate of interest low enough to be practical, where such financing is available at all; be it therefore

Resolved, That the Boston City Council proposes the establishment of a state fund borrowed upon the credit of the state for loan to responsible developers proposing residential development projects of substantial social value to carry the said developer at a bearable interest rate to the point where FHA approval can be obtained with particular emphasis presently upon the 221 d 3 program; be it further

Resolved, That the City Council respectfully suggests that the creation of such a fund might be made a matter of agreement between the opposing parties in the present gubernatorial election; be it further

Resolved, The Corporation Counsel is hereby requested to draft such legislation for submission to the 1963 session of the Great and General Court.

The resolution was adopted under suspension of the rules.

Coun. TIERNEY in the chair.

Adjourned at 4.45 P.M., on motion of Councillor Hines, to meet on Tuesday, November 13, 1962, at 2 P.M.

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Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)





## CITY OF BOSTON.

## Proceedings of City Council.

Tuesday, November 13, 1962.

An adjourned regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

INVOCATION BY THE RIGHT REVEREND  
CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

To the esteemed president and members of this Council, to the new clerk of the city, and all gathered in this venerable chamber, grant we beseech Thee, O Lord, the light of Thy wisdom, the strength of Thy might.

Guide us all through these hours of the day to bear the burden of the care of this city; to think clearly, act kindly, strive valiantly in the preservation and extension of the blessings of our cherished form of government among our citizens. In the end may all have the satisfaction of knowing that this world is a better place for our having been in it; our city richer blessed for our having served it; our citizens grateful for our having shared their burden of government. Bless us all in the name of the Father, and of the Son, and of the Holy Spirit. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

SALE OF PORTION OF CARTER PLAY-  
GROUND, CAMDEN STREET.

The following was received:

City of Boston,

Office of the Mayor, November 5, 1962.

To the City Council.

Gentlemen:

I submit herewith an order authorizing the sale of approximately 2,836 square feet of land at Camden street, Boston, being a portion of the Carter Playground. The proposed purchasers are the owners of a commercial establishment abutting the rear of the playground and are desirous of providing better access to their building. The Parks and Recreation Commission has voted that the land is not required for playground purposes and recommends the sale for the sum of \$3,250 provided the purchasers relocate the existing wall between the properties and construct a chain link fence thereon. A copy of the vote is attached hereto.

In view of the foregoing, I recommend the adoption of the accompanying order to your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

The Parks and Recreation Commission, at its meeting on October 18, 1962, unanimously voted that 2,836 square feet of land at Carter Playground, South End, Boston, is no longer needed for public purposes and it therefore recommends the sale of said 2,836 square feet, as shown on plan dated June 23, 1961, signed Joseph Selwyn, Civil Engineer, to Lloyd E. Bliss, et al., for the sum of \$3,250, subject to the following conditions:

The purchasers at their own expense shall, within two years from the date of delivery of the deed, relocate the retaining wall on

the new property line, and construct thereon a chain link fence not less than 8 feet in height, and shall also relocate the existing shelter approximately 15 feet from the property line, in accordance with specifications and directions of the Parks and Recreation Commissioner.

Attest:

ARTHUR J. O'KEEFE,  
Executive Secretary.

Whereas, The City of Boston is the owner in fee of approximately two thousand eight hundred and thirty-six (2,836) square feet of land, being a portion of the Carter Playground, Camden street, Boston; and

Whereas, The Parks and Recreation Commission has determined that said two thousand eight hundred and thirty-six (2,836) square feet of land are no longer required for public purposes; and

Whereas, Lloyd E. Bliss et al., the owners of land and buildings abutting said City of Boston land, desire to purchase said strip of land for the purpose of providing a better means of access to its properties; now therefore it is hereby

Ordered, That the Mayor of the City of Boston be, and he hereby is, authorized to sell at private sale to Lloyd E. Bliss, Maynard M. Bliss, Robert R. Bliss, and Eva Kane Weiss for not less than three thousand two hundred and fifty (3,250) dollars and to deliver an instrument in writing conveying to the purchasers all the City of Boston's right, title, and interest in and to two thousand eight hundred and thirty-six (2,836) square feet of land shown on a plan by Joseph Selwyn, Civil Engineer, dated June 23, 1961; and it is further

Ordered, That any instrument conveying the above-described parcel of land shall contain a provision that the purchasers, at their own expense, shall within two (2) years from the date of the delivery of such instrument relocate the retaining wall on the new property line, and construct thereon a chain link fence not less than eight (8) feet in height, and shall also relocate existing shelter approximately fifteen (15) feet from the property line in accordance with specifications and directions of the Parks and Recreation Commissioner; and for breach of the foregoing provisions, the City of Boston shall have the right to enter and possess the premises as of its former estate. Such instrument shall also contain a provision that the purchaser will accept delivery of the deed within six (6) months of the effective date of this order.

A certificate by the Mayor of the City of Boston recorded with the Suffolk Registry of Deeds that the above conditions have been complied with shall be conclusive evidence of the satisfaction of the same.

Referred to the Committee on Public Lands.

PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz:

Claims.

John P. Antrim, for compensation for loss of valuables belonging to his father, Marsoob Antaramian, while patient at City Hospital.

Joseph Berlandi, for compensation for damage to property at 6 Lindall street, Roslindale, during sidewalk construction.

Richard Byrne, for compensation for loss of clothing and other valuables while patient at City Hospital.

William J. Carey, to be reimbursed as result of accident which occurred while in performance of duty as employee of the Fire Department.

Eleanor H. Chasdi, for compensation for damage to car caused by truck of Fire Department.

Ronald Curtin, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Welfare Department.

Daniel J. Finn, for compensation for damage to car by city truck.

Frederick J. Gaffney, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Police Department.

Joseph L. Gartland, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Hardware Mutual Casualty Company, for compensation for damage to car of Edward Mahoney, by city owned vehicle.

Sarah Kagan, for compensation for injuries caused by an alleged defect at 10 Corman road, Mattapan.

LaConga, Inc., by John V. Servideo, Jr., for refund on alcoholic beverages and entertainment licenses.

I. Lipka, for compensation for damage to car by city truck.

Francis T. McAuliffe, for compensation for injuries caused by an alleged defect at Franklin and Pearl streets, Boston.

Jeremiah M. McCarthy, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Police Department.

Robert J. McGrady, for compensation for damage to property at 114 Faraday street, Hyde Park, caused by backing up of sewer.

Maybell P. S. Morgan, to be reimbursed for marker for grave of former husband, Seymour H. Stone, at Mount Hope Cemetery.

Mary A. Ferrin, for compensation for injuries caused by an alleged defect at 319-321 Main street, Charlestown.

St. Paul Insurance Companies, for compensation for damage to car of Harry Schwartzman caused by fire truck.

Sally Shain, for compensation for injuries caused by an alleged defect on stairway at Edmond P. Tileston School.

Maria Silva, for son, for damage to clothing at East Boston Library.

Alec Soloway, for compensation for damage to car by fire engine.

John P. Sweeney, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Redmond M. Watson, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

#### NOTICES FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. 33 for Boston extension of the Massachusetts Turnpike.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. 37 for Boston extension of the Massachusetts Turnpike.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. 38 for Boston extension of the Massachusetts Turnpike.

Severally placed on file.

#### APPOINTMENT OF FREDERIC J. O'DONNELL.

The following was received:  
City of Boston,  
Office of the City Clerk,  
November 9, 1962.

To the City Council.  
Gentlemen:

You are hereby notified that on November 9, 1962, Frederic J. O'Donnell, 11 Westerly street, Jamaica Plain, formerly employed as Head Administrative Clerk in the City Clerk's office, was appointed by me to be Assistant City Clerk in place of Joseph M. Dunlea, who was elected City Clerk.

Respectfully,  
J. M. DUNLEA, City Clerk.

#### APPOINTMENT BY THE MAYOR.

Notice was received from the Mayor of the appointment of John T. Foley, M.D., 36 Kingston road, Newton, to be Temporary Health Commissioner for a period of sixty days from the date hereof, due to the resignation of Health Commissioner F. Robert Freckleton, M.D.

Placed on file.

#### ORGANIZATION OF THE FRANKLIN FOUNDATION.

Notice was received from the secretary of the Franklin Foundation of the organization of the Foundation as follows:

President, John A. Lunn; vice-president, Noel Morss; vice-president, John S. Pfeil; secretary, Noel Morss; treasurer, Charles E. Cotting; assistant secretary, Charles E. Cotting; assistant treasurer, Noel Morss.

Placed on file.

#### REPORT OF FIREMEN'S RELIEF FUND.

The annual report of Boston Firemen's Relief Fund, from September 1, 1961, to August 31, 1962, was received and placed on file.

#### INCREASING AMOUNTS OF PENSIONS PAYABLE TO CERTAIN FORMER PUBLIC EMPLOYEES.

The following was received:

City of Boston,  
Law Department, October 30, 1962.  
To the Honorable the City Council.  
Gentlemen:

This is written to inform you and at the same time make a matter of public record that I have this day written the Director of Administrative Services as follows:

This is in answer to yours of even date concerning the following order, which was passed by the City Council on September 24, 1962, returned by the Mayor on October 10, 1962, with his objections thereto in writing, and notwithstanding the disapproval of the Mayor, again passed by the City Council on October 22, 1962, by nine yeas and no nays:

"Ordered, That chapter 646 of the Acts of 1962 entitled 'An Act Increasing the Amounts of Pensions and Retirement Allowances Payable to Certain Former Public Employees' be, and hereby is, accepted."

St. 1948, c. 452, s. 17D, as appearing in St. 1951, c. 376, s. 1, gives the City Council power to override Mayor's vetoes except the veto of an order, ordinance, resolution or vote "authorizing a loan or appropriating money or accepting a statute involving the expenditure of money." Chapter 646 of the Acts of 1962 is clearly a statute involving the expenditure of money; for its acceptance would make it mandatory for the city to pay increased pensions and retirement allowances in certain cases. In my opinion, therefore, the City Council had no power to override the Mayor's veto of the above-quoted order accepting St. 1962, c. 646, and that order is a nullity.

Respectfully,  
ARTHUR G. COFFEY,  
Corporation Counsel.

#### APPEARANCE OF ASSESSOR AND OTHERS BEFORE EXECUTIVE COMMITTEE RE PROPOSED AUCTION SALE OF HOUGHTON AND DUTTON BUILDING.

Coun. PIEMONTE offered the following:

Moved, That the Chairman of the Real Property Board, the Executive Secretary, and the Assessor and such other persons as the Chairman of the Real Property Board thinks are familiar with the aspect of the sale of the Houghton and Dutton Building be, and hereby are, invited to appear before the Executive Committee at 2:30 P.M.

Councillor Foley moved to amend the foregoing motion by inserting the following words:

Moved, That Councillor Piemonte's motion be amended by inserting after the words "Chairman of the Real Property Board" and before the words "Executive Secretary" the words "members of the Committee on Foreclosed Property."

The amendment was adopted.  
The motion, as amended, was carried.

APPROVAL OF CONSTABLE'S BOND.

The constable's bond of Walter B. Tower, having been duly approved by the Collector-Treasurer, was received and approved.

LEASE OF SCHOOL BUILDING AT 5 GLENWAY STREET, DORCHESTER, TO JEWISH WAR VETERANS.

The following was received:  
City of Boston,  
School Committee, November 13, 1962.

Mr. Joseph M. Dunlea,  
City Clerk.

Dear Mr. Dunlea:

I enclose herewith an attested copy of a preamble adopted and an order passed by the School Committee at its meeting held on November 8, 1962, relative to the leasing of the school building at 5 Glenway street, Dorchester, to the Jewish War Veterans of the United States, Mattapan, Dorchester, Roxbury District Council.

Very truly yours,  
EDWARD J. WINTER, Secretary.

City of Boston,  
School Committee, November 8, 1962.

Whereas, The school building at 5 Glenway street, Dorchester, is not in actual use for school purposes; it is hereby

Ordered, That the City Council is hereby requested to authorize the School Committee, in the name of the city, to lease to the Jewish War Veterans of the United States, Mattapan, Dorchester, Roxbury District Council, with no unnecessary restrictions, the school at 5 Glenway street, Dorchester, for a period of one year, such occupancy to be discontinued at the will of the School Committee.

On roll call, the order passed by the following vote:

Yeas—Messrs. Eisenstadt, Gartland, Mrs. Hicks, and Mr. O'Connor—4.

Nay—Mr. Lee—1.

A true copy.  
Attest:

EDWARD J. WINTER, Secretary.  
Referred to the Committee on Public Lands.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of George H. Edwards (referred October 29) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Sanitary Division, Department of Public Works—recommending passage of the accompanying order:

Ordered, That the sum of three hundred forty-five dollars, be allowed and paid to George H. Edwards, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Sanitary Division, Department of Public Works, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

2. Report on petition of Joseph W. Mallinson (referred October 22), retired member of the Fire Department, for indemnification for hospital, surgical and medical expenses incurred by him as a result of an injury sustained while in the performance of his duty as a member of the Fire Department—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100B of chapter 41 of the General Laws, upon petition of Joseph W. Mallinson, 8 Glover court, South Boston, a former member of the Fire Department retired for accidental disability, for indemnification for hospital, surgical and medical expenses incurred as a result of injury received through no fault of his own while in the performance of his duty, there be allowed and paid, as certified by the panel appointed under the provisions of said section, to the following the amounts stated:

Carney Hospital, 2100 Dorchester avenue, Dorchester.....	\$50 50
Dr. Paul I. O'Brien, 1101 Beacon street, Brookline .....	40 00
Dr. Robert E. Grandfield, 1101 Beacon street, Brookline.....	10 00
Joseph W. Mallinson, 8 Glover court, South Boston.....	2 30
Total .....	\$102 80

said sum to be paid from any appropriation suitable for the purpose of this section.

3. Report on petition of Charles N. Vogel (referred October 22), retired member of the Fire Department, for indemnification for hospital, surgical and medical expenses incurred by him as a result of an injury sustained while in the performance of his duty as a member of the Fire Department,—recommending passage of the accompanying order:

Ordered, That under the provisions of section 100B of chapter 41 of the General Laws, upon petition of Charles N. Vogel, a former member of the Fire Department, retired for accidental disability, for indemnification for hospital, surgical and medical expenses incurred as a result of an injury received through no fault of his own while in the performance of his duty, there be allowed and paid, as certified by the panel appointed under the provisions of said section, to the following the amounts stated:

Charles N. Vogel, 28 Bowdoin street, Dorchester .....	\$65 76
Dr. Paul I. O'Brien, 1101 Beacon street, Brookline .....	10 00
Total .....	\$75 76

said sum to be paid from any appropriation suitable for the purpose of this section.

The reports were accepted, and the orders were severally passed.

GOOD WISHES TO WALTER J. MALLOY.

Coun. IANNELLA, for all the Councillors, offered the following:

Resolved, That the City Council of the City of Boston, in meeting assembled, records its deep regret at the retirement of Walter J. Malloy from the position of City Clerk of the City of Boston, a position which he has occupied with outstanding credit to himself, with unswerving devotion to the highest standards of public service, and with a degree of efficiency which has earned for him a well-deserved reputation; and be it further

Resolved, That it is the earnest hope of the members of the Boston City Council that Walter J. Malloy after rendering thirty-eight years of loyal and conscientious service to the City of Boston will enjoy many years of health and happiness and in the days that lie ahead, in whatever career he may choose to pursue, may he know nothing but success and happiness.

The resolution was adopted under suspension of the rules.



CONVEYANCE OF PORTION OF FRANKLIN FIELD TO METROPOLITAN DISTRICT COMMISSION.

Coun. PIEMONTE called up, under unfinished business, No. 2 on the Calendar, viz.:

2. Order for conveyance of portion of Franklin Field, Dorchester, to Commonwealth of Massachusetts, Metropolitan District Commission.

On October 29, 1962, the foregoing order was read once and passed, yeas 9.

The order was given its second reading and passage, yeas 9.

APPROPRIATION OF \$1,791 FOR CONSTRUCTION OF SCHOOLHOUSES.

Coun. PIEMONTE called up, under unfinished business, No. 1 on the Calendar, viz.:

1. Order for appropriation of \$1,791 for down payment on School Loan.

On October 29, 1962, the foregoing order was read once and passed, yeas 9.

The order was given its second reading and passage, yeas 9.

REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. SULLIVAN, for the Committee on Appropriations and Finance, submitted the following:

Report on message of the Mayor and order (referred October 15) that loan of \$20,000,000 be reduced to \$19,800,000 to construct a city hall—recommending that the order ought to pass.

The report was accepted, and the order was passed, yeas 9.

The order was assigned for 14 days for final action.

ALTERNATIVE PLANS FOR USE OF PARKMAN FUND.

Coun. FOLEY offered the following:

Whereas, The annual income of the Parkman Fund will next year be applied to the improvement of parks and playgrounds rather than to maintenance;

Whereas, It is anticipated that a major portion of this fund will be expended to improve Boston Common or the Public Garden; be it

Resolved, That the Board of Parks and Recreation give consideration, as an alternative to the contemplated development in the area of the Parkman Bandstand and the Soldiers Monument for the use of the Boston Arts Festival, an extensive development of the Public Garden, including additional flower beds, newer methods of floral lighting with the intent of dispersing the exhibits of graphic art throughout the Public Gardens at the time of the festival, and the mounting of the required stage on stilts in the pond; be it further

Resolved, That other alternatives ought to be developed and considered by the Board so that sensible and reasonable consideration may be given next year by the Council of the anticipated Parkman Fund Transfer; be it further

Resolved, The City Council respectfully requests that the Board of Parks and Recreation be kept continuously informed of developing plans with respect to the expenditure of this money next year.

The resolution was adopted under suspension of the rules.

RECESS.

On motion of Councillor Piemonte, the Council voted to take a recess at 2.47 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 4.25 P.M.

REPORT OF COMMITTEE ON LEGISLATIVE MATTERS.

Coun. SULLIVAN, for the Committee on Legislative Matters, submitted the following:

1. Report on order (referred September 18, 1961) by Corporation Counsel to report re amending preliminary election law—recommending that the order be placed on file.

The report was accepted, the order was placed on file.

2. Report on resolution (referred November 27, 1961) re special session of Legislature for relief to assessments re residential property—recommending no further action is necessary.

The report was accepted.

REPORT OF COMMITTEE ON PUBLIC SERVICES AND RECREATION.

Coun. TIERNEY, for the Committee on Public Services and Recreation, submitted the following:

1. Report on order (referred July 15, 1957) to construct community center, Adams street, Dorchester, by George Robert White Fund—recommending the order ought to pass.

The report was accepted, and the order was passed.

2. Report on communication from Grove Hall Board of Trade (referred June 26, 1961) re discontinuance of Warren Street surface lines by Metropolitan Transit Authority—recommending that the communication be placed on file.

3. Report on message of the Mayor and communication (referred March 27, 1961) relative to Health Commissioner to consider cleaning streets by sanitary squad—recommending that the communication be placed on file.

4. Report on communication from the United City of Boston Employees Union, Local No. 285 (referred March 20, 1961), re engineers and powerhouse personnel, at Deer Island—recommending that the communication be placed on file.

5. Report on message of the Mayor and communication (referred June 27, 1960) on cleaning of streets in cooperation by various departments—recommending that the message be placed on file.

6. Report on message of the Mayor and communication (referred March 28, 1960) on voiding licenses for dumping, at Dorchester shoreline—recommending that the message be placed on file.

7. Report on message of the Mayor and communication (referred March 21, 1960) for Director of Administrative Services to investigate elevator inspection program—recommending that the message be placed on file.

8. Report on communication from Massachusetts Labor Council AFL-CIO (referred January 19, 1959) in opposition to Hospital Department power plant to be taken over by Edison Company—recommending that the communication be placed on file.

The reports were accepted, and the messages and communications were severally placed on file.

9. Report on order (referred March 13, 1961) re Flower Market conditions at Tremont and Clarendon streets—recommending no further action is necessary.

10. Report on order (referred July 25, 1960) for Director of Citizens' Relations to furnish report on program of cleaning streets—recommending no further action is necessary.

11. Report on order (referred July 25, 1960) for certain agencies to provide trash receptacles in the streets—recommending no further action is necessary.

12. Report on resolution (referred March 23, 1959) for Kenmore Square businesses to construct parking facilities at Fenway Park—recommending no further actions is necessary.

The reports were severally accepted.

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PROPOSED SALE OF HOUGHTON AND  
DUTTON BUILDING.

Coun. FOLEY offered the following:

Resolved, That his Honor the Mayor be respectfully requested to consult with the Board of the Boston Redevelopment Authority as it is the executive agency for the Government Center and as it is Planning Board of the City of Boston before approving the sale by auction of the so-called Houghton and Dutton Building to determine if the tax return of the said building under contemplated tax arrangements is adequate and proportionate to the public effort involved in the nearby Government Center Project Area and to determine whether the tax yield from this ap-

proximate acre of prime land in downtown Boston will be adequate in the future to meet Boston's municipal revenue needs.

The resolution was adopted under suspension of the rules.

Adjourned at 4.30 P.M., on motion of Councillor Hines, to meet on Monday, November 19, 1962, at 2 P.M.

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**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

(Stenographic copy of such debate on file in office of City Clerk.)





**CITY OF BOSTON**  
**Proceedings of City Council**

Monday, November 19, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the Chair. Absent, Councillor Foley.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

**INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.**

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Great God of goodness, Thy blessings cannot be numbered, the treasury of Thy goodness is inexhaustible. Day by day You have provided for all our needs; granted Thy guidance and help whenever we sought them. In all our perplexities and uncertainties we placed our trust in Thee, knowing from Thee would come the required grace to face the problems of each new day. Now we pause to thank Thee publicly; we thank Thee for all Thy blessings unnumbered from the beginning; we thank Thee that our city has been so often the special object of Thy care. And in this spirit of thanksgiving we acknowledge one of Thy richest blessings has been the noble succession of City Councillors who have given of their time and talents sincerely sacrificially for the welfare of the people. From our hearts we offer to Thee praise, glory, and thanksgiving now and forever. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

**APPOINTMENTS BY THE MAYOR.**

Subject to confirmation by the Council, the Mayor submitted the following appointments: Constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963:

Joel B. Hurwitz, 32 Nelson street, Dorchester; William W. Lodge, 23 Hopedale street, Allston; John W. Dryden, 20 Sunnyside street, Hyde Park; Benjamin C. Levison, 16 Westview street, Dorchester.

Severally referred to the Committee on Confirmations.

**PROPOSED AMENDMENTS TO BUILDING CODE.**

The following was received:

City of Boston,

Office of the Mayor, November 14, 1962.  
To the City Council.  
Gentlemen:

I transmit herewith communication from the Building Commissioner concerning your order of October 22, 1962, relative to the tentative dates that the other sections of the proposed amendments to the Boston Building Code will be forwarded to the Boston City Council.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Building Department, October 25, 1962.  
Hon. John F. Collins,  
Mayor of Boston.

My dear Mayor Collins:

Pursuant to order of City Council dated October 22, 1962, the tentative dates by which the Advisory Committee will complete its work on additional parts of Building Code are:

Part 28, Steel and Iron, December 15, 1962.

Part 26, Reinforced Concrete, February 28, 1963.

Part 23, Live and Dead Loads, March 31, 1963.

Part 25, Wood, May 15, 1963.

It is expected that each part will be forwarded in ordinance form to the City Council on a date from two to four weeks subsequent to the date indicated above for the part.

Respectfully,

R. E. YORK,  
Building Commissioner.

Placed on file.

**PETITIONS REFERRED.**

The following petitions were received and referred to the committee named, viz.:

Claims.

Vincent Camozzi, for compensation for injuries to dog by ear of Police Department.

John A. Hayes, to be reimbursed as result of accident which occurred while in performance of duty as employee of Fire Department.

Lawrence P. Kelley, to be reimbursed as result of execution issued against him on account of his acts as an employee of the Fire Department.

Helen V. Mahoney, for compensation for injuries caused by an alleged defect at 65 Baldwin street, Charlestown.

John and Joan O'Brien, et al, for compensation for personal injuries and damage to property caused by city motor vehicle.

Domenic C. Ricci, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

**ABSENCE OF MAYOR.**

Notice was received from the Mayor of his absence from the city November 15, 1962, from 12 noon until November 16, 1962.

Placed on file.

**MINOR'S LICENSE.**

The application of Thomas Freestone, 415 Neponset avenue, Dorchester, for newsboy's license was received.

License granted under usual conditions.

**APPOINTMENT OF JAMES J. MCGUINNESS.**

Notice was received from the Health Department of the appointment of James J. McGuinness as a Deputy Sealer of Weights and Measures (provisional) in the Weights and Measures Division.

Placed on file.

**APPOINTMENT OF MARIO DADDARIO.**

Notice was received from the Health Department of the appointment of Mario Daddario as environmental sanitation inspector (emergency).

Placed on file.

**COMMUNICATION FROM T. J. REARDON, JR.**

A communication was received from T. J. Reardon, Jr., Special Assistant to the President, acknowledging with thanks the receipt of the resolution adopted by the City Council on the President's position in the current international crisis.

Placed on file.

**COMMUNICATION FROM JUDGE JOHN V. MAHONEY.**

A communication was received from Judge Mahoney acknowledging with thanks the reso-

lution adopted by the City Council on the occasion of Judge Mahoney's 25 years as probate judge.

Placed on file.

#### REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition (referred November 13) of Ronald Curtin to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Welfare Department—recommending passage of the accompanying order:

Ordered, That the sum of five hundred seventy-nine dollars and five cents (\$579.05), be allowed and paid to Ronald Curtin in reimbursement for amount of execution issued against him on account of his acts as an employee of the Welfare Department, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

2. Report on petition (referred November 13) of Frederick J. Gaffney, to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Police Department—recommending passage of the accompanying order:

Ordered, That the sum of one thousand one hundred dollars (\$1,100), be allowed and paid to Frederick J. Gaffney, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Police Department, Traffic Division, said sum to be charged to the appropriation for Executions of Court, Damage Claims and Reimbursements.

The reports were accepted, and the orders were severally passed.

#### ESTABLISHING MINIMUM COMPENSATION FOR FIRE FIGHTERS.

Coun. McDONOUGH and TIERNEY offered the following:

Ordered, That chapter 520 of the Acts of 1962, entitled "An Act Establishing a Minimum Annual Compensation for Fire Fighters in Certain Cities and Towns" be, and hereby is, accepted.

Passed under suspension of the rules.

#### WELCOME TO GROUP FROM ST. MARY'S PAROCHIAL SCHOOL, SOUTH BOSTON.

President IANNELLA, on behalf of the Council, welcomed a group of students from St. Mary's Parochial School, South Boston, who were present at the meeting.

#### REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

1. Report on appointment by the Mayor (referred October 22) of Leonard F. Clark as weigher of goods for the term ending April 30, 1963—recommending that the appointment be confirmed.

2. Report on appointments by the Mayor (referred October 29) of Carmine J. Serricello, Angelo Crescenti, and Martin J. Cook as weighers of goods for the term ending April 30, 1963—recommending that appointments be confirmed.

3. Report on appointment by the Mayor (referred October 29) of Mario J. Cella as constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending that the appointment be confirmed.

The reports were accepted, and the appointments were severally confirmed.

#### INTERIM REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

Interim report of the Committee on Confirmations on appointment of John Patrick Ryan to the Boston Redevelopment Authority and the appointment of Jacob S. Brier to the Boston Housing Authority, the Committee on Confirmations announces a public hearing on Tuesday, November 27, 1962, at 2 P.M., at the Council Chambers.

The interim report was accepted.

#### PAYMENT TO THOMAS RYAN FOR ANNUAL ENCAMPMENT.

Coun. McDONOUGH offered the following:

Whereas, It has been the practice of the Boston Police Department to allow military leave with pay to its members serving with the Massachusetts National Guard during its annual encampment; and

Whereas, Thomas Ryan, of 17 Kittredge street, Roslindale, a Boston police officer attached to Division 2 has been called to active duty with the 94th Troop Carrier Wing, Bedford, Massachusetts; and

Whereas, As a result of the call to active duty the annual encampment will not be held this year; and

Whereas, The said police officer, who is married and the father of four children will receive no payments from the federal government until sometime in December; now therefore be it

Ordered, That his Honor the Mayor be requested to order the Police Commissioner to forthwith pay the said police officer the moneys he would ordinarily receive from the Police Department while participating in the regular annual encampment.

Passed under suspension of the rules.

#### COPY OF QUINN TAMM REPORT TO COUNCILLORS.

Coun. TIERNEY and McDONOUGH offered the following:

Ordered, That his Honor the Mayor be requested to submit forthwith to each member of the Boston City Council a copy of the Quinn Tamm report.

Passed under suspension of the rules.

Adjourned at 2.25 P.M., on motion of Councillor Tierney, to meet on Monday, November 26, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)

## CITY OF BOSTON.

## Proceedings of City Council.

Monday, November 26, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Almighty and Everlasting God, Who didst establish the universe upon truth and didst ordain that men could only live successfully within the objective limitations of it, help us to give Thy purposes priority. Help us to realize that bills, budgets, and laws and enactments are not ends in themselves but are the means of bringing justice, peace, and prosperity to our people.

Keep us mindful that all our words and deeds will finally stand before the judgment of Thy holy will. With Thy help we shall continue to do our best that we may merit Thy everlasting benediction. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## APPOINTMENTS BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointments: Weigher of Goods for the term ending April 30, 1963:

Leonard F. Clark, 129 Vernal street, Everett; Samuel Anderson, 8 Circuit street, Roxbury; Harry L. Miller, 218 West Canton street, Boston.

Severally referred to the Committee on Confirmations.

## EXPENDITURES OF INCOME FROM GEORGE F. PARKMAN FUND.

The following was received:

City of Boston,

Office of the Mayor, November 23, 1962.  
To the City Council.

Gentlemen:  
I transmit herewith communication from the Commissioner of Parks and Recreation Department concerning your resolution of November 13, 1962, relative to the annual expenditure of the income from the George F. Parkman Trust Fund.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston,

Parks and Recreation Department,  
November 16, 1962.

Mr. Albert Kramer,  
Administrative Assistant, Mayor's Office.  
Dear Sir:

I am acknowledging herewith your memo of November 15 to which you have attached the order of Councillor Foley referring to the annual expenditure of the income from the George F. Parkman Trust Fund. A copy of this order had been forwarded to this department prior to the receipt of your communication.

The resolutions contained in the order of Councillor Foley will be called to the attention of the Parks and Recreation Commission at its next meeting.

In the meantime I have referred the contents of the order to the Engineering Division of this department for consideration when making plans for the expenditure of the income of the Parkman money for 1963.

Very truly yours,

MARTIN F. WALSH, Commissioner.  
Placed on file.

## TRANSFER OF APPROPRIATION TO CLERK'S OFFICE, SUPERIOR COURT, CIVIL SESSION.

The following was received:

City of Boston,

Office of the Mayor, November 19, 1962.  
To the City Council.

Gentlemen:

I submit herewith an order for the transfer of \$135,000 from the Reserve Fund to the Clerk's Office, Superior Court, Civil Session, together with a letter from the Clerk of Court explaining the reasons therefor.

I respectfully recommend adoption of the accompanying order by your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

Commonwealth of Massachusetts,

Superior Court, Civil Business,  
November 19, 1962.

Mr. Henry T. Brennan,  
Supervisor of Budgets.

Dear Mr. Brennan:

In the 1962 budget I requested \$100,000 for Masters and Auditors. Forty-five thousand dollars was appropriated pending legislative action for the state to reimburse the city for this amount.

No action was taken and for this reason I am making a request for \$135,000 to carry for the balance of the year.

Very truly yours,

THOMAS DORGAN, Clerk.

Ordered, That in accordance with the provisions of section 3B of chapter 486 of the Acts of 1909, as amended by chapter 604 of the Acts of 1941, the City Auditor be, and hereby is, authorized to transfer:

From the appropriation of Reserve Fund, \$135,000, to the appropriation for Clerk's Office, Superior Court, Civil Session, 2, Contractual Services, \$135,000.

Referred to the Executive Committee.

## PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

Claims.

Rosina Abate, for compensation for damage to property at 185 Bennington street, East Boston, caused by police.

Mary A. Campbell, for compensation for injuries caused by city motor vehicle.

Florence Donabedian, for compensation for damage to property at 66 and 68 West Walnut park, caused by broken water main.

Henrietta L. Fleming, for compensation for damage to car by fire of Fire Department.

Peter J. Fleming, for compensation for damage to automobile, caused by city-owned truck.

Ilda Hurwitch, for compensation for collapse of water boiler at 162 Ballou avenue, Dorchester, caused by water being shut off.

Joseph Maseuri, for compensation for injuries caused by city truck.

Frank J. McDonald, for compensation for damage to property at 6 Eliot street, Boston, caused by leak in water pipe.

Albert W. Pohl, for compensation for damage to car caused by an alleged defect on Columbia road, at Hamilton street, Dorchester.

Roosevelt Market, Inc., by Morris A. Testa, for refund on liquor license.

Michael Ruddy, for compensation for damage to automobile caused by police wagon.



Bertha Thompson, for compensation for injuries caused by an alleged defect at 65 Scollay square.

Trinity Lutheran Church by the Rev. Louis H. B. Bier, for compensation for damage to parsonage at 129 Sanborn avenue, West Roxbury, caused by backing up of sewage.

Ye Olde Paneuil Cafe, Inc., by Simon Schell, Receiver, for refund on alcoholic beverages license.

NOTICE FROM MASSACHUSETTS  
TURNPIKE AUTHORITY.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B32 for Boston Extension of the Massachusetts Turnpike.

Placed on file.

ABSENCES OF THE MAYOR.

Notice was received from the Mayor of his absence from the city November 18 to November 20, 1962.

Notice was received from the Mayor of his absence from the city November 26 to November 30, 1962.

Severally placed on file.

VOTE ON LICENSE QUESTION.

The following was received:

City of Boston,  
Board of Election Commissioners,  
November 19, 1962.

Mr. Joseph M. Dunlea,  
City Clerk.

Dear Sir:

We hereby certify that at the State Election held on November 6, 1962, the vote on Question No. 1 (liquor) was as follows:

A. Shall licenses be granted in this city for the sale therein of all alcoholic beverages (whisky, rum, gin, malt beverages, wines and all other alcoholic beverages)?

YES ..... 96,606  
NO ..... 29,231  
BLANKS ..... 120,252

B. Shall licenses be granted in this city for the sale therein of wines and malt beverages (wines and beer, ale and all other malt beverages)?

YES ..... 86,310  
NO ..... 24,207  
BLANKS ..... 135,572

C. Shall licenses be granted in this city for the sale therein of all alcoholic beverages in packages, so called, not to be drunk on the premises?

YES ..... 86,849  
NO ..... 23,312  
BLANKS ..... 135,928

Very truly yours,  
BOARD OF ELECTION COMMISSIONERS,  
DAVID LASKER, Chairman.

Placed on file.

SKATING RINK IN JEFFERSON  
PLAYGROUND.

Coun. PIEMONTE offered the following:

Whereas, The playgrounds in the Jamaica Plain area are overlooked as a medium for the sport of skating; and

Whereas, There is evidence there is a great demand for this type of sport in Jamaica Plain; and

Whereas, There is not any facilities in Jamaica Plain for the thousands of children of all ages who are seeking this type of recreation; and

Whereas, This younger set is unable to afford MDC facilities in outlying sections and because of their age are unable to travel the MTA to reach these facilities; and

Whereas, The time for this outdoor sport is limited and dependent on weather conditions; and

Whereas, The cost of a black-top rink with curb-type retaining wall is comparatively expensive; and

Whereas, This black-top rink can be used in the course of the year for roller skating and other sports; be it

Resolved, That the Park Commissioner be requested, through his Honor the Mayor, to erect immediately a black-top skating rink in the dog leg section of the Jefferson Playground in Jamaica Plain section of Boston; be it further

Resolved, That a copy of this resolution be transmitted to the Park Commissioner.

The resolution was adopted under suspension of the rules.

RECESS.

On motion of Councillor Hines, the Council voted to take a recess at 2.30 P.M., for the purpose of voting on reducing the sewer tax. The motion was carried.

Coun. HINES asked unanimous consent to amend the foregoing motion for the purpose of discussing whatever is before the Executive Committee. The amendment was adopted.

In connection with the foregoing, Councillor Piemonte offered the following motion:

Moved, That the City Messenger invite the Public Works Commissioner and the gentlemen in charge of collection of the sewer charges to be present at the meeting so that they might offer whatever help they have.

The motion was carried.

FINANCIAL LIABILITIES RE URBAN  
RENEWAL PROGRAM.

Coun. PIEMONTE offered the following:

Ordered, That the Boston Municipal Research Bureau be, and are hereby, invited to submit to this Honorable Body a written memo of the financial liabilities of the City of Boston with respect to the urban renewal program as of the date of this order.

Passed under suspension of the rules.

TEMPORARY APPOINTMENTS IN CLERK  
OF COMMITTEES DEPARTMENT.

Coun. IANNELLA offered the following:

Ordered, That effective November 28, 1962, the following-named persons be, and hereby, are, appointed in the service of the Clerk of Committees Department to the positions set against their respective names until the fifth Wednesday of January, 1963, at the salaries in effect for them on November 27, 1962:

Rita G. Cimeno, temporary clerk-stenographer.

George E. Corcoran, temporary clerk.

Agnes G. Dinsmore, temporary clerk-receptionist.

Michael A. Flynn, temporary clerk.

Joan Keaney, temporary clerk-stenographer.

Edith L. Letourneau, temporary clerk-stenographer.

James D. Scanlon, temporary clerk.

Jeanne Silver, temporary clerk-stenographer.

Carol Roth, temporary clerk-stenographer.

Frances Winn, temporary clerk.

Passed under suspension of the rules.

RECESS.

On motion of Councillor Hines, the Council voted to take a recess at 2.25 P.M., subject to the call of the Chair. The members reassembled in the Council Chamber and were called to order by President IANNELLA at 4.10 P.M.

## EXECUTIVE COMMITTEE REPORT.

Coun. PIEMONTE, for the Executive Committee, submitted the following:

1. Report on message of the Mayor and order (referred today) for transfer of \$135,000 to the Clerk's Office, Superior Court, Civil Session—recommending that the order ought to pass.

The report was accepted, and the order was passed, yeas 9.

2. Report on order (referred October 15) to test validity of ordinance for charges for use of sewers—recommending that the order be placed on file.

The report was accepted, and the order was placed on file.

3. Report on message of the Mayor (referred October 15) concerning bills for annual sewer charges—recommending that the message be placed on file.

The report was accepted, and the message was placed on file.

4. Report on ordinance (referred October 15) for repeal of annual charges for use of the common sewers—recommending that the ordinance ought not to pass.

In connection with the foregoing report, the following was submitted:

## MINORITY REPORT OF COUNCILLORS PIEMONTE, TIERNEY, McDONOUGH, AND FOLEY.

We hereby dissent from the Committee's report.

We feel that the sewer charge should be repealed in its entirety.

GABRIEL F. PIEMONTE,  
PATRICK F. McDONOUGH,  
JOHN J. TIERNEY, JR.,  
WILLIAM J. FOLEY, JR.

Placed on file.

The foregoing report of the Executive Committee was accepted, and the ordinance to repeal the annual charge for the use was rejected.

5. Report on message of the Mayor and ordinance (referred October 29) relative to annual charges for use of common sewers—recommending rejection of the ordinance as submitted by the Mayor and recommending adoption of the ordinance (submitted March 26, 1962, and referred to the Committee on Ordinances, and later referred to the Executive Committee October 15, 1962), as amended. Councillor Piemonte dissents.

The report was accepted.

## City of Boston.

In the Year Nineteen Hundred and Sixty-two. An Ordinance Relative to the Annual Charges for the Use of the Common Sewers.

Be it ordained by the City Council of Boston, as follows:

SECTION 1. The first paragraph of section 8 of chapter 30 of the Revised Ordinances of 1961, as appearing in chapter 11 of the Ordinances of 1961, is hereby amended by striking out, in the first sentence, the words "a primary charge of twelve dollars, an additional charge of one dollar for every thousand cubic feet, in excess of twelve thousand cubic feet" and inserting in place thereof the words: a primary charge of five dollars, an additional charge of one dollar for every thousand cubic feet, in excess of five thousand cubic feet.

SECTION 2. This ordinance shall apply only to charges assessed under section 8 of chapter 30 of the Revised Ordinances of 1961 during the last three months of the year nineteen hundred and sixty-two and thereafter.

In connection with the foregoing report, the following was submitted:

## MINORITY REPORT OF EXECUTIVE COMMITTEE.

Mr. President, I would like to submit a minority report of one, namely me, on this

question of reducing the minimum for sewer use from \$12 to \$5. During the course of the hearing we held this afternoon before the Executive Committee, it was brought out through the testimony from Mr. Pinkul that some 35,000 users would to some extent benefit by the reduction from the minimum. The amount they would benefit would vary between zero to \$7. The people who would so benefit are those who during the year 1962 used less than 12,000 cubic feet of water. Some numbers of those people, and the exact number unknown to Mr. Pinkul, were charged the minimum during the year 1962 because no water meter was installed in their buildings. The remaining people who benefited were those who used less than the 12,000 cubic feet minimum in the year 1961 and billed in 1962.

That leaves almost two thirds of the 97,000 billed for sewer use who will not benefit by the reduction in the minimum from \$12 to \$5.

Those who were billed in excess of \$12 for the year 1962 and used the same amount of water in the year 1962 as they did in 1961 will continue to be billed the same amount that they were billed in 1962.

So that to a large extent, Mr. President, this reduction in the minimum is almost a futile gesture or at least it is for those families in the city who are hardest hit by the sewer use tax.

Anyone who uses the same amount of water in 1962 as in 1961 who paid more than \$12 in 1962 will get no reduction in the year 1963, and under this reduction of the minimum, anyone using the same amount of water in 1962 as 1961, who paid \$12 in 1962, might get a reduction in the year 1963.

This is something less than half a loaf. It seems to me that those who were out of town or for some other reason did not use the water or used less than 5,000 cubic feet in 1962 will benefit, and for their sakes, it is my intention to vote in favor of the reduction in the minimum from \$12 to \$5.

PATRICK F. McDONOUGH.

Placed on file.

The ordinance relative to the annual charges for the use of the common sewers submitted by the Mayor on October 29, 1962, was rejected.

In connection with the foregoing report, the following was submitted:

## MINORITY REPORT OF EXECUTIVE COMMITTEE.

A change in the minimum sewer charge based on a lower minimum of water does not help the overburdened taxpayer who this year was assessed a sewer charge of \$12 or more based on a usage of the minimum 12,000 cubic feet.

I feel that the sewer tax should be repealed in its entirety.

GABRIEL F. PIEMONTE.

Placed on file.

The question came on the passage of the ordinance as submitted by the Executive Committee, relative to the annual charges for the use of the common sewers, and the ordinance was passed, yeas 8, nays 0:

Yeas—Councillors Coffey, Foley, Hines, Iannella, Kerrigan, McDonough, Sullivan, Tierney—8.

Nays—0.

Voting Present—Councillor Piemonte.

## REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

1. Report on petition of Lawrence P. Kelley (referred November 19) to be reimbursed as a result of an execution issued against him on account of his acts as an employee of the Fire Department—recommending passage of the accompanying order:

Ordered, That the sum of four hundred seventy-five dollars (\$475), be allowed and paid to Lawrence P. Kelley, in reimbursement for amount of execution issued against him on account of his acts as an employee of the Fire Department, Ladder 4, said sum to be charged to the appropriation for executions of Court, Damage Claims and Reimbursements.

The report was accepted, and the order was passed.

NAMING OF PLAYGROUND IN HONOR OF MARY CORWIN.

Coun. KERRIGAN offered the following:

Ordered, That the Parks and Recreation Commission be requested, through his Honor the Mayor, to name the Tot Playground on Haverhill street, Charlestown, in honor of the late Mary Corwin.

Referred to the Committee on Public Services and Recreation.

NAMING OF STREET IN HONOR OF THOMAS FLYNN.

Coun. KERRIGAN offered the following:

Ordered, That the Public Improvement Commission be requested, through his Honor the Mayor, to rename Sever street, Charlestown, in honor of the late Thomas Flynn.

Referred to the Committee on Public Services and Recreation.

Adjourned at 4.43 P.M., on motion of Councillor Foley, to meet on Monday, December 3, 1962, at 2 P.M.

**Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.**

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON

## Proceedings of City Council

Monday, December 3, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

May the grace and favor and blessings of our Heavenly Father be upon this city and its citizens. May all that is evil fly before the might and the justice of our God, and may the weak hover ever closer to Him for their needed help. Without the wisdom of God there is no true understanding, without the power of God nothing moves; therefore do we pray to Thee our God, that the good order of this city for which we work here in this chamber will be achieved with Thy wisdom and Thy power. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## JURORS DRAWN.

The following jurors were drawn in the manner prescribed by law, Councillor Kerrigan presiding at the box, in the absence of the Mayor, viz.:

Twenty-two grand jurors, Superior Criminal Court, to appear January 7, 1963:  
William Smyth, Ward 2; Dennis J. Sullivan, Ward 2; Catherine A. Whitlock, Ward 2; Hubert J. Coughlin, Ward 6; Leonard Kurtzer, Ward 9; John F. McGilvray, Ward 10; Paul J. Coulston, Ward 12; Richard Harris, Ward 12; Joseph McCoy, Ward 13; Edward V. Zunaris, Ward 14; James W. Griffin, Ward 15; John P. Renehan, Ward 15; Thomas O. Dooley, Ward 16; Thomas J. Nolan, Jr., Ward 16; Ethel J. Flynn, Ward 17; Neil Morrison, Ward 17; Richard M. Herget, Ward 18; Robert H. Mudge, Ward 18; Jackson G. Shine, Ward 18; Vincent N. Regna, Ward 19; Milton Rudman, Ward 19; James F. Halloran, Ward 20.

Fifty-six traverse jurors, Superior Criminal Court, to appear January 7, 1963:

Donald F. Babin, Ward 1; Gennaro DiGenova, Ward 1; Domenic DiTomaso, Jr., Ward 1; Felix DiTomaso, Ward 1; Carmello Garufo, Ward 1; John F. Gibbons, Ward 2; Michael J. Hurley, Ward 2; Richard E. McDonald, Ward 2; Alfred A. Simard, Ward 2; Martin Albert, Ward 3; Samuel J. Guarino, Ward 3; Anthony S. Marinello, Ward 3; Alfred Baumbach, Ward 4; Frank G. Reynolds, Ward 4; Richard D. Buxton, Ward 5; Charles R. Davis, Ward 5; Clara F. Fraser, Ward 5; Harold E. Miles, Ward 5; Andrew W. Rouse, Ward 6; Laura J. Craso, Ward 7; Robert O'Neill, Ward 7; Josephine A. Waltzer, Ward 7; John J. Curran, Ward 10; Leo F. Horan, Ward 10; Gordon L. Lane, Ward 12; Wilson Russell, Ward 12; John L. Abbott, Ward 13; Charles A. W. Desaulniers, Ward 13; John J. Murphy, Ward 13; William F. O'Connell, Ward 13.

Gertrude Augerami, Ward 14; Eleanor Kadetsky, Ward 14; William F. Chambers, Ward 15; William Jacobs, Ward 15; Thomas Manning, Ward 15; David J. Angland, Ward 16; William J. Martin, Ward 16; James C. Willard, Ward 16; Thomas J. Cashell, Ward 17; Frank W. Dante, Ward 17; Robert J. Murphy, Ward 17;

Patrick Vaughan, Ward 17; Wallace Forth, Ward 18; Robert W. McGowan, Ward 18; Joseph E. Reiser, Ward 18; Anna C. Ventola, Ward 18; John J. Rooney, Jr., Ward 19; George E. Walnut, Ward 19; Charles J. Amastasia, Ward 20; Henry T. Hermitage, Jr., Ward 20; Joseph F. Ryan, Ward 20; Wallace M. Wilder, Ward 20; Richard S. Ross, Ward 21; John V. Burke, Ward 22; William I. Carr, Ward 22; Jerome G. Wyeth, Ward 22.

The following jurors were drawn in the manner prescribed by law, Councillor McDonough presiding at the box, in the absence of the Mayor, viz.:

One hundred and sixty-four traverse jurors, Superior Civil Court, to appear January 7, 1963:

John B. Gahan, Jr., Ward 1; Walter J. Johnson, Ward 1; Anthony Leonardis, Ward 1; Gerald G. Lyons, Ward 1; Americo Mazonne, Ward 1; Anna Murphy, Ward 1; Frank Paladino, Ward 1; Joan M. Shea, Ward 1; Quentin Stary, Ward 1; Donald Thornell, Ward 1; Daniel Fleming, Ward 2; Hervey J. Jaillet, Ward 2; Philip J. Kelley, Ward 2; Patrick J. O'Hare, Ward 2; Francis A. Regan, Ward 2; Philip R. Tanner, Ward 2; Albert Tkachuk, Ward 2; Frances Fayer, Ward 3; Arthur J. Kostaras, Ward 3; Abraham M. Malsof, Ward 3; Nicholas A. Marino, Jr., Ward 3; Walter Guy Campbell, Ward 4; Walter Johnson, Ward 4; Stanley W. Katz, Ward 4; John G. McGowan, Ward 4; Joseph P. Manning, Ward 4; Dorothy Moore, Ward 4; Oscar C. Moore, Ward 4; Claude F. Valle, Ward 4; Arthur Ward, Ward 4; Leo Cheresnowsky, Ward 5; Landon T. Clay, Ward 5; William J. Coleman, Ward 5; Frank P. Cordaro, Ward 5; Gilda V. David, Ward 5; Alfred J. Grandi, Ward 5; David E. Gudekunst, Ward 5; George J. Hill, III, Ward 5; Yvonne M. Homsy, Ward 5; Christos P. Lassos, Ward 5; Richard G. Melroy, Ward 5; William O. Wilsford, Ward 5; Joseph V. Yance, Ward 5.

James J. Colby, Ward 6; John F. Murray, Ward 6; Edward F. Satchell, Ward 6; Richard S. Schulze, Ward 6; Stanley Balon, Ward 7; Patrick Keady, Ward 7; Paul J. Kingston, Ward 7; Francis A. Micevich, Ward 7; Joseph J. O'Brien, Ward 7; Joseph Saia, Ward 7; Albert Shertick, Ward 7; Victor B. Brown, Ward 8; Nicholas J. Foti, Ward 8; Jennie M. Rizzo, Ward 8; William J. Stanton, Jr., Ward 8; Clarence W. Donelan, Ward 9; Lewis Floyd, Ward 9; Robert L. McAllister, Jr., Ward 9; Charles Currie, Ward 10; Matthew H. Delvental, Ward 10; John W. Keenan, Ward 10; Joseph Patrick McCluskey, Ward 10; Joseph Torregrossa, Ward 10; Leo T. Frawley, Ward 11; Ronald J. Hudson, Ward 11; Donald C. Laing, Ward 11; Lucy G. LoRusso, Ward 11; John McDonald, Ward 11; Eileen M. McIntyre, Ward 11; Mary J. Sanceau, Ward 11; Lester E. Anderson, Ward 12; Leo A. Barry, Ward 12; Paul Factor, Ward 12; Carl E. Gilliland, Ward 12; Gilbert L. Mitchell, Ward 12; John W. Patterson, Jr., Ward 12; Mildred Townes, Ward 12; John E. Williams, Ward 12; Lawrence Curry, Ward 13; Joseph A. Farrell, Ward 13; Ettore Peter Lentini, Ward 13; Joseph F. Nowak, Ward 13; Walter J. Pionton, Ward 13; Henry S. Ryan, Ward 13; Francis A. Westfield, Ward 13; Thomas J. Whalen, Ward 13.

Edward E. Bass, Ward 14; Wilson E. Burleigh, Ward 14; Beatrice Cooper, Ward 14; Myer Greene, Ward 14; Rogers L. Holt, Ward 14; Melvin A. Klotz, Ward 14; Helen L. McCarthy, Ward 14; John W. Mattson, Ward 14; Edward Rutman, Ward 14; Julius R. Sackmar, Ward 14; Harry Weinbaum, Ward 14; Irving Weiner, Ward 14; John A. Burke, Ward 15; John J. Harrington, Ward 15; Harry M. Kline, Ward 15; Stephen S. Pecevich, Ward 15; John J. Toomey, Ward 15; William Walsh, Ward 15; Kermit P. Atkinson, Ward 16; Mary J. Bowman, Ward 16; Delia Byrne, Ward 16; Virginia M. Cronin, Ward 16; William J. McCrevan, Ward 16; Martin Qually, Ward 16; Patrick J. White, Ward 16; James M. Burns, Ward 17; Thomas F. Connolly, Ward 17; Harvey A. Corcoran, Ward 17; Salvatore V. DiCara, Ward 17; Roberta A. Gagan, Ward 17; Mitchell S. Miecznikowski, Ward 17; Paul K. W. White, Ward 17; Kathleen Albert, Ward 18; Olga Bodnar, Ward 18; Michael J. Carew,

Ward 18; Clara W. Day, Ward 18; Mary T. Galvin, Ward 18; Josiah Q. Goodman, Ward 18; Helen Halvardson, Ward 18; Phyllis E. Heffron, Ward 18; George B. Jones, Ward 18; Ernest M. Kretschmer, Ward 18; Mary E. McCarthy, Ward 18; Maria G. Marusa, Ward 18; James G. Moses, Ward 18; Charles S. Nolan, Ward 18; Barbara T. O'Malley, Ward 18; Andrew A. Orrock, Ward 18; Henry B. Powers, Ward 18; Donald R. Sheehan, Ward 18.

John F. Cannata, Ward 19; Charles A. Cultis, Jr., Ward 19; Thomas Damiano, Ward 19; Henry J. Downes, Ward 19; Darnell Dyer, Ward 19; Terence K. Ford, Ward 19; Lawrence Cummings, Ward 20; Mildred L. Harrington, Ward 20; Stephen M. Joyce, Ward 20; Samuel Kasanoff, Ward 20; Paul A. Lane, Ward 20; Robert E. Shannon, Ward 20; Francis X. Dardis, Ward 21; Edwin M. Kenney, Ward 21; Richard Kerber, Ward 21; Bessie S. Travis, Ward 21; Mortimer Culloty, Ward 22; Paul J. Davin, Ward 22; David J. Dunn, Ward 22; David W. Fogg, Ward 22; Thomas J. Keady, Ward 22; Michael J. MacDonald, Ward 22; Herbert N. Molway, Ward 22; Anna T. Pio, Ward 22; Joseph A. Toomey, Ward 22.

#### APPOINTMENT BY THE MAYOR.

Subject to confirmation by the Council, the Mayor submitted the following appointment:

Constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963:

Francis A. Glavin, 7 Danville street, West Roxbury.

Referred to the Committee on Confirmations.

#### VETO OF ORDER ACCEPTING ACT ESTABLISHING MINIMUM COMPENSATION FOR FIRE FIGHTERS.

The following was received:

City of Boston,

Office of the Mayor, November 23, 1962.  
To the City Council.

Gentlemen:

I return herewith, without my signature and disapproved, the order your Honorable Body passed on November 19, 1962, accepting chapter 520 of the Acts of 1962 entitled "An Act Establishing a Minimum Annual Compensation for Fire Fighters in Certain Cities and Towns," which act has the force of law because it was passed by the House of Representatives and the Senate over the veto of the Governor.

My objections to the order returned herewith are twofold. It is my firm conviction that Boston's present tax base is not currently such as to enable the city to undertake the substantial added burden which acceptance of chapter 520 would impose. Moreover, acceptance of chapter 520 would result in preferential treatment for one group of municipal personnel, with discrimination against all other groups.

Respectfully,

JOHN F. COLLINS, Mayor.

In connection with the foregoing veto message, Councillor Piemonte offered the following motion:

Moved, That this matter be placed on the table for one week for the purpose of taking it up at that time on the question of the passage of the bill irrespective of the Mayor's veto.

The motion was carried.

#### PETITIONS REFERRED.

The following petitions were received and referred to the Committee named, viz.:

##### Claims.

Edward G. Bostrom, for compensation for damage to car by car of Public Works Department.

Gerard C. Brassard, for refund on gas-fitting permit.

Raymond F. Curran, for compensation for damage to clothing at Emily A. Rife School.

John P. Doyle, for compensation for damage to car caused by an alleged defect at Sullivan square.

Federal Mutual Insurance Company, for compensation for damage to car of Best Chevrolet, Inc., caused by police car.

Louise Flynn, for compensation for injuries caused by an alleged defect at 894 Harrison avenue, Roxbury.

Anna K. Jacinto, for compensation for damage to property at 548 and 548½ Medford street, Charlestown, caused by water entering basement from street.

Peter Jomides, for compensation for damage to monument at Mount Hope Cemetery.

George W. Jost, for compensation for loss of money while patient at City Hospital.

Samuel Kaplan, for compensation for injuries caused by vehicle of Traffic Department.

Francis W. Keavey, Jr., for compensation for damage to car caused by an alleged defect on Commonwealth avenue.

Joseph I. McGrath, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

Nicholas J. Medwid, for compensation for damage to clothing caused by an alleged defect on Commonwealth avenue.

Moose Head Tavern, Inc., by Ernestina Ferrari, President, for refund on alcoholic beverages license.

Jeanne M. Morgan and Anne Wilson, for compensation for injuries caused by motor vehicle of Public Works Department.

William B. Noons, for compensation for damage to property at 2 Elton street, Dorchester, caused by employees of Water Department.

Arthur J. O'Brien, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Public Works Department.

Weston W. Parker, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Traffic Department.

Pearl B. Posey, for compensation for damage to car caused by motor vehicle of the Fire Department.

James D. Regan, to be reimbursed as result of accident which occurred while in performance of duty as an employee of the Fire Department.

Mary I. Segal, for compensation for damage to car by police car.

Domenic Ventresca, for compensation for damage to car caused by an alleged defect at American Legion Highway.

#### NOTICES FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B2 amendment No. 1 for Boston Extension of the Massachusetts Turnpike.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B40 for Boston Extension of the Massachusetts Turnpike.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B41 for Boston Extension of the Massachusetts Turnpike.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B43 for Boston Extension of the Massachusetts Turnpike.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B44 for Boston Extension of the Massachusetts Turnpike.

Severally placed on file.



In connection with the foregoing notices, Councillor Piemonte offered the following motion:

Moved, That the Boston Redevelopment Authority be notified of the receipt of the notices of those takings, and hereby request they file with this Honorable Body on or before January 1, 1963, a detailed list of the families displaced by the Turnpike Authority thus far or to be displaced thus far, including the parcels stated in the communications read at today's meeting.

The motion was carried.

APPROVAL OF EMERGENCY FINANCE BOARD OF LOANS FOR SCHOOLHOUSE CONSTRUCTION AND FOR CONSTRUCTION OF PUBLIC WAYS OR PERMANENT PAVING.

The following was received:

The Commonwealth of Massachusetts,  
Emergency Finance Board,  
State House, Boston,

November 27, 1962.

At a meeting of the Emergency Finance Board of the Commonwealth, held on the 27th day of November, 1962, a majority of said Board being present, the following vote was unanimously passed:

Voted, That in accordance with the provision of section 10 of chapter 44 of the General Laws, as amended by chapter 56 of the Acts of 1952, and chapter 99 of the Acts of 1959, approval is hereby granted to the City of Boston for the authorization of indebtedness in the amount of five million dollars (\$5,000,000), as authorized by vote of the City Council on July 9, 1962, and approved by his Honor, the Mayor, on July 10, 1962, in excess of its normal limit of indebtedness as prescribed by said section 10, said amount to be used for Acquiring Land for, and Constructing, Public Schoolhouses, including originally equipping and furnishing same.

EMERGENCY FINANCE BOARD,  
BERNARD SOLOMON, Chairman,  
ALEX J. STRZEPEK,  
JAMES P. BOYLE,  
ARTHUR H. MACKINNON, Secretary.

The Commonwealth of Massachusetts,  
Emergency Finance Board,  
State House, Boston,

November 28, 1962.

At a meeting of the Emergency Finance Board of the Commonwealth, held on the 27th day of November, 1962, a majority of said Board being present, the following vote was unanimously passed:

Voted, That in accordance with the provisions of section 10 of chapter 44 of the General Laws, as amended by chapter 56 of the Acts of 1952, and chapter 99 of the Acts of 1956, approval is hereby granted to the City of Boston for the authorization of indebtedness in the amount of three million dollars (\$3,000,000), as authorized by vote of the City Council on October 15, 1962, and as approved by his Honor the Mayor, on October 18, 1962, in excess of its normal limit of indebtedness as prescribed by said section 10, said amount to be used for the Construction of Public Ways or Permanent Paving.

EMERGENCY FINANCE BOARD,  
BERNARD SOLOMON, Chairman,  
ALEX J. STRZEPEK,  
JAMES P. BOYLE,  
ARTHUR H. MACKINNON, Secretary.

The Commonwealth of Massachusetts,  
Emergency Finance Board,  
State House, Boston,

November 30, 1962.

City Clerk.

City Hall, Boston.

Dear Sir:

I am enclosing two votes passed by this Board on November 27, 1962, authorizing the

City of Boston to incur indebtedness of \$3,000,000 for Construction of Public Ways; and \$5,000,000 for Construction of Schools.

Very truly yours,  
BERNARD SOLOMON, Chairman.

Placed on file.

REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

1. Report on message of the Mayor and order (referred January 8) for appointment of Jacob S. Brier to be a member of the Boston Housing Authority for the term expiring January 8, 1967—recommending that the order ought to pass.

The report was accepted, and the order was passed.

Coun. FOLEY moved reconsideration of the foregoing vote.

Reconsideration prevailed.

Coun. TIERNEY in the chair.

Pres. IANNELLA in the chair.

The question came on the acceptance of the Committee's report, the report was accepted.

The question then came on the passage of the order, confirming the appointment of Jacob S. Brier to be a member of the Boston Housing Authority for the term ending January 8, 1967, and the order was passed, yeas 9.

2. Report on appointments by the Mayor (referred November 19) of Joel B. Hurwitz, William W. Lodge, John W. Dryden, and Benjamin C. Levison as constables with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending that the appointments be confirmed.

3. Report on appointments by the Mayor (referred November 26) of Leonard F. Clark, Samuel Anderson, and Harry L. Miller as weighers of goods for the terms ending April 30, 1963—recommending that the appointments be confirmed.

The reports were accepted, and the appointments were severally confirmed.

LOAN FOR CONSTRUCTION OF CITY HALL REDUCED.

Coun. SULLIVAN called up, under unfinished business, No. 1 on the Calendar, viz.:

1. Order reducing order for loan of \$20,000,000 to construct a City Hall to \$19,800,000.

On November 13, 1962, the foregoing order was read once and passed, yeas 9.

The order was given its second reading and passage, yeas 9.

REPORT OF COMMITTEE ON PUBLIC LANDS.

Coun. HINES, for the Committee on Public Lands, submitted the following:

1. Report on message of the Mayor and order (referred June 8, 1959) for sale of land at 1548 Columbus avenue, Roxbury, to Eliot Motor Company—recommending no further action is necessary.

2. Report on veto message of the Mayor (referred November 13, 1961) re order for sale of land at 32 Walnut street, Dorchester, to Park Lane Realty, Inc.—recommending no further action is necessary.

3. Report on message of the Mayor and three orders (referred December 27, 1960) for sale of three fire stations—recommending no further action is necessary.

The reports were severally accepted.

4. Report on message of the Mayor (referred October 30, 1961) concerning reports by various departments on equipment of Dover Street Laundry—recommending that the message be placed on file.



The report was accepted, and the message was placed on file.

5. Report on message of the Mayor and order (referred May 21) for transfer of land at Albany street, to Hospital Department—recommending that the order ought to pass.

The report was accepted.

Coun. PIEMONTE moved that the foregoing order be amended by adding thereto the following words: "and that such area shall be used for parking facilities for the doctors, nurses, and personnel of the City Hospital without charge."

In connection with the foregoing, Councillor Foley offered the following motion:

Moved, That action on the amendment and on the order be postponed to a day certain, to wit, Monday, December 10, 1962. The motion was carried.

In connection with the foregoing, Councillor Foley offered the following further motion:

Moved, That the Corporation Counsel be requested to obtain this week from the Trustees of the Boston City Hospital a formal vote expressing the policy position of the Hospital Department with respect to the question of whether parking on the lot in question will be absolutely free to employees of the Hospital Department, or will in any manner be on a pay or fee basis if the transfer is approved by the City Council.

The motion was carried.

6. Report on message of the Mayor and order (referred November 13) for sale of a portion of Carter Playground to Lloyd E. Bliss—recommending that the order ought to pass.

The report was accepted.

In connection with the foregoing, Councillor Foley offered the following motion:

Moved, That the second order be amended by striking out the word "two" and the number "2" where it appears in the third line of the second order between the words "within" and "years" and inserting in place thereof the word "one" and the number "1."

The amendment was adopted.

The order as amended was given its first reading and passage, yeas 7, nays 2:

Yeas—Councillors Coffey, Foley, Hines, Iannella, Kerrigan, Sullivan, Tierney—7.

Nays—Councillors McDonough, Piemonte—2.

The order was assigned for 14 days for final action.

7. Report on message of the Mayor and order (referred June 11) for conveyance to the United States of America of a parcel of land on Long Island—recommending that the order ought to pass.

The report was accepted, and the order was given its first reading and passage, yeas 9.

The order was assigned for 14 days for final action.

#### ADDITIONAL TIME TO FILE APPEALS RE JACOBS SURVEY REPORT.

Coun. IANNELLA, for all the Councillors, offered the following:

Ordered, That his Honor the Mayor request the J. L. Jacobs & Co. to grant the city and county employees an additional five days in which to file their appeals to the Jacobs Survey Report.

Coun. PIEMONTE offered the following:

Ordered, That his Honor the Mayor be requested to advise the City Council at the next meeting of the Council as to the rights of employees of the city and county to appeal the classifications or ratings assigned under the Jacobs Survey and to outline in detail what steps should be taken in prosecuting such appeals; and be it further

Ordered, That his Honor the Mayor be requested to have posted on bulletin boards or other suitable places easily accessible to the employees in each department of the city and county and in the City Hall, and other places where employees work, a statement of their rights to appeal classification and/or rating and the steps that should be taken in prosecuting such appeals; and be it further

Ordered, That his Honor the Mayor cause to have the time for filing appeals extended to December 18, 1962.

The orders were severally passed under suspension of the rules.

#### SERVICE IN ANOTHER DEPARTMENT INCLUDED IN DETERMINING POLICE VACATIONS.

Coun. McDONOUGH offered the following:  
Ordered, That chapter 430 of the Acts of 1962, entitled "An Act Providing that Service for the Commonwealth, the County of Suffolk or any Department of the City of Boston Shall Be Included in Computing Vacations for Police in Said City," be, and hereby is accepted.

Passed under suspension of the rules.

Adjourned at 4:52 P.M., on motion of Councillor Kerrigan, to meet on Monday, December 10, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)

## CITY OF BOSTON.

## Proceedings of City Council.

Monday December 10, 1962.

Regular meeting of the City Council held in the Council Chamber, at 2 P.M., President IANNELLA in the chair. Absent, Councillor Foley.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Eternal God, our Father, in Whom we find the perfect love which casteth out all fear, inspire us in this moment of public prayer with a new sense of the joy and blessedness of Thy divine love. May the hearts of our citizens moved by the city's Festival of Christmas, be united in that kind of love which will make them eager to seek one another's welfare. We beseech Thee to forgive and take away those hatreds and envies, those suspicions and misunderstandings which are keeping the members of the human family asunder. Grant to us and to all our fellow citizens such a love of Thy truth that we shall all come to experience more vividly the truth of Thy love. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## SKATING RINK IN JEFFERSON PLAYGROUND.

The following was received:

City of Boston,

Office of the Mayor, December 10, 1962.

To the City Council.

Gentlemen:

I transmit herewith communication from the Park Commissioner concerning your resolution of November 26, 1962, relative to outdoor skating on the Jefferson Playground in Jamaica Plain.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Parks and Recreation Department,

December 4, 1962.

Mr. Albert Kramer, Administrative Assistant, Mayor's Office.

Dear Sir:

This will acknowledge receipt of your memo of November 29 concerning an order filed by Councillor Piemonte relative to outdoor skating on the Jefferson Playground in Jamaica Plain.

This is one of the playgrounds that is not suitable for skating. We have some forty areas throughout the city that we flood—that is in addition to the artificial ice skating rinks now open and under the control of the Metropolitan District Commission.

We endeavor to flood fields for neighborhood skating, but it is not possible or practical to flood all the playgrounds in the city. The damage caused by ice skating is quite heavy, and in the spring of the year we must reclaim, regrade, and reseed the areas that have been used for skating during the winter months. With rare exceptions, we here in Boston do not have over twelve to fourteen good skating days out of the entire winter.

However, we do endeavor to cover every section of the city, but the Jefferson Playground is among those areas that does not lend itself to satisfactory outdoor skating.

Very truly yours,

MARTIN F. WALSH,  
Commissioner.

Placed on file.

## APPROPRIATION FROM PARKMAN FUND INCOME.

The following was received:

City of Boston,

Office of the Mayor, December 10, 1962.

To the City Council.

Gentlemen:

I am in receipt of the attached communication from the Commissioner of Parks and Recreation, requesting the appropriation of \$29,941.81 from the income of the George F. Parkman Fund, to be expended under the direction of the Commissioner of Parks and Recreation, for the Maintenance and Improvement of the Common and Parks in Existence on January 12, 1887.

I submit herewith an order appropriating the sum of \$29,941.81 from the income received and to be received from the Parkman Fund, and respectfully recommend its passage by your Honorable Body.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Parks and Recreation Department,

December 6, 1962.

Hon. John F. Collins,

Mayor of Boston.

Dear Sir:

You are respectfully requested to ask the City Council to transfer from the income of the George F. Parkman Fund the sum of \$29,941.81, which is now available, to be expended under the direction of the Parks and Recreation Commissioner, as follows:

Common and Parks in Existence on  
January 12, 1887, Maintenance  
and Improvement of.....\$29,941 81

When making up the budget estimates for the year 1962, a sum equal to the total yearly income of the George F. Parkman Fund was deducted from Item 100, Permanent Employees, with the understanding that this deduction was to be replaced by the total yearly income of said Parkman Fund for 1962, to be transferred as it accrued from time to time during the year to the regular maintenance appropriation of the Parks and Recreation Department.

This money is to be appropriated and expended from the earnings of the Fund during the year 1962.

Respectfully yours,

MARTIN F. WALSH,  
Commissioner.

Ordered, That the sum of twenty-nine thousand nine hundred forty-one dollars and eighty-one cents (\$29,941.81) be, and hereby is appropriated from the income of the George F. Parkman Fund, to be expended under the direction of the Commissioner of Parks and Recreation for the Maintenance and Improvement of the Common and Parks in Existence on January 12, 1887, as follows:

Common and Parks in Existence on  
January 12, 1887, Maintenance  
and Improvement of.....\$29,941 81

Referred to the Committee on Appropriations and Finance.

## ORDINANCE RELATIVE TO THE ANNUAL CHARGES FOR THE USE OF THE COMMON SEWERS.

The following was received:

City of Boston,

Office of the Mayor, December 10, 1962.

To the City Council.

Gentlemen:

Experience has indicated that interdepartmental administrative procedures would be

facilitated if the time for the certification of sewer use charges to the Commissioner of Assessing were prescribed rather than the time of commitment to the Collector-Treasurer and also if the due date of such charges was left wholly to the General Laws. Accordingly, I recommend adoption of the ordinance transmitted herewith revising the provision relative to this procedural matter.

Respectfully,  
JOHN F. COLLINS, Mayor.

City of Boston.

In the Year Nineteen Hundred and Sixty-Two. An Ordinance Relative to the Annual Charges for the Use of the Comon Sewers.

Be it ordained by the City Council of Boston, as follows:

Section 1. The third paragraph of section 8 of chapter 90 of the Revised Ordinances of 1961, as appearing in chapter 11 of the Ordinances of 1961, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: During the last three months of every calendar year, the commissioner of public works shall assess upon every estate in the city having a particular sewer discharging into the common sewers of the city the charge established by this section, and in January of the next following calendar year certify to the commissioner of assessing a list of such charges.

Referred to the Committee on Ordinances.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

Mary Antonucci, for compensation for injuries caused by an alleged defect on front stairs of City Hall.

Thomas J. Brennan, Jr., for compensation for damage to property at 154 Whitfield street, Dorchester.

Americo Federico, for compensation for damage to motor vehicle caused by an alleged defect on Charter street.

Anne L. Humberstone, for compensation for injuries caused by a city vehicle.

Frieda L. Kussmaul, for compensation for damage to property at 26 Wensley street, Roxbury, caused by Fire Department.

Leah Richmond, for compensation for injuries caused by an alleged defect on State street.

Alfred Sadhalter, for compensation for damage to property at 64 Metropolitan avenue, Roshindate, caused by changing in grade of Metropolitan avenue.

Robert Waggenheim, for compensation for injuries caused by falling off a slide at the Jamaica Plain Day Care Center in the Bromley Park area.

#### PETITION FOR INDEMNIFICATION.

Petition of Prisco C. DeSisto, retired member of the Fire Department, for indemnification for hospital, medical and surgical expenses.

Referred to the Committee on Claims.

#### APPLICATIONS FOR SHELLFISH PERMITS.

Applications for commercial use shellfish permits were received from the following:

Vincent Bradley, 589 East Seventh street, South Boston, Ward 7; Leonard W. D'Amico, 18 Mt. Everett street, Dorchester, Ward 15.

Severally referred to the Committee on Licenses.

#### NOTICE OF HEARING BEFORE STATE DEPARTMENT OF PUBLIC WORKS.

Notice was received from the State Department of Public Works of hearing to be held December 10, 1962, at 2:30 P.M., on application of United States of America (Department

of the Navy) for license to maintain an installed cable in and over the tidewaters in the vicinity of Deer Island in the City of Boston.  
Placed on file.

#### NOTICE FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Notice was received from the Massachusetts Turnpike Authority transmitting copy of order of taking No. B 42 for Boston extension of the Massachusetts Turnpike.

Placed on file.

#### NOTICE OF INTEREST IN CONTRACT.

Notice was received from William H. Ellis, Jr., trustee of Boston City Hospital, of his interest in a contract for repairs to approach spans of Malden Bridge over Mystic River.

Placed on file.

#### APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Mario J. Cella, John W. Dryden, and William W. Lodge, having been duly approved by the Collector-Treasurer, were received and approved.

#### PROPOSED AMENDMENTS TO STADIUM AUTHORITY STATUTE.

The following was received:

City of Boston,

Law Department, December 3, 1962.

To the Honorable the City Council.

Gentlemen:

An examination of the Greater Boston Stadium Authority Act (St. 1962, c. 778), to which a resolution adopted by your Honorable Body on September 10 directs my attention, disclosed that the language of clause (f) of section 3 is such as to permit the proposed stadium to be used by the Boston American League Baseball Team. There is thus no need for the amendments your resolution requested me to prepare.

Respectfully,

ARTHUR G. COFFEY,

Corporation Counsel.

Placed on file.

#### VOTE RE USE OF PROPOSED TRANSFER OF LAND TO CITY HOSPITAL.

The following was received:

City of Boston,

Law Department, December 10, 1962.

To the City Council.

Gentlemen:

In reply to a resolution passed by your Honorable Body on December 3, 1962, I report that the officials at the Boston City Hospital have advised me that if a portion of the Public Works Department land on Albany street is transferred as requested to the Hospital Department for parking purposes that no charge will be made for parking. I enclose a vote of the Trustees adopted December 6, 1962.

Respectfully,

ARTHUR G. COFFEY,

Corporation Counsel.

#### EXTRACT MINUTES OF BOARD OF TRUSTEES, BOSTON CITY HOSPITAL.

At a regular meeting of the Trustees of Boston City Hospital on December 6, 1962, a quorum present and voting, it was voted that parking in the area for which transfer of land from the Public Works Department has been requested will be free to employees of the Hospital Department and will be in no manner on a pay or a fee basis.

Witness my signature:

JOHN F. CONLIN, M.D.,

Director of Hospitals  
and Superintendent.



On motion of Councillor Piemonte, the foregoing communication and vote were laid on the table.

#### TRANSFER OF LAND TO HOSPITAL DEPARTMENT.

On motion of Councillor HINES it was voted to take from the table No. 2 on the Calendar, viz.:

Order and amendment for transfer of land at Albany street from custody of Public Works Department to custody of Hospital Department.

(The amendment is as follows: "and that such area shall be used for parking facilities for the doctors, nurses, and personnel of the City Hospital without charge.")

The amendment was adopted.

The question came on the passage of the order as amended, and the order as amended was passed, yeas 7, nays 0;

Yeas—Councillors Coffey, Hines, Iannella, Kerrigan, McDonough, Piemonte, Tierney—7.

Nays—0.

#### REPORT OF COMMITTEE ON CONFIRMATIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

Report on appointment by the Mayor (referred December 3) of Francis A. Clavin as constable with authority to serve civil process upon filing of bond for the term ending April 30, 1963—recommending that the appointment be confirmed.

The report was accepted, and the appointment was confirmed.

#### URBAN RENEWAL PLAN FOR TREMONT-MASON STREETS PROJECT.

Coun. McDONOUGH, for the Committee on Urban Redevelopment, Rehabilitation and Renewal, offered the following:

Report on message of the Mayor and resolution (referred October 1) approving urban renewal plan for Tremont-Mason streets project—recommending that the resolution ought to be adopted.

The report of the committee was accepted.

#### MINORITY REPORT OF COUNCILLORS McDONOUGH AND PIEMONTE ON A RESOLVE APPROVING AN URBAN RENEWAL PLAN FOR THE TREMONT-MASON STREETS AREA AND PLEDGING COOPERATION REFERRED TO A COMMITTEE ON SEPTEMBER 23, 1962.

The resolution which your committee is being asked to approve was prepared by the Boston Redevelopment Authority and submitted to the Council for its consideration by his Honor the Mayor on September 28, 1962. The resolution itself consists of five legalized typewritten sheets. Along with the resolution the Council was given a letter from his Honor the Mayor urging approval together with a plastic covered folder entitled, "Request for FHA 220 Certification (non-assisted) Tremont-Mason Streets Project" and containing among other things:

1. A copy of the urban renewal plan approved by the BRA for the project area.
2. A copy of resolutions passed by the BRA respecting its determinations and findings for the area.
3. A copy of a resolution passed by the BRA approving the urban renewal plan.

##### 1. AS TO THE URBAN RENEWAL PLAN.

There is no plan in any true sense. There is only a scheme to have this half acre parcel of land in the heart of the central business district declared an urban renewal area in order that speculators might take advantage of the federal inducements granted to developers who build in slum area.

The adoption of this resolution would permit the developers to qualify for a type of federal insurance, otherwise unavailable, which has, among other advantages, a liberal formula for determining the amount of the mortgage as well as provisions for a builders and sponsors profit of 10 per cent to be included in the mortgage.

This area has been cut out of the Central Business District project though it is, in actuality, an integral part of the larger area.

The central business district is, of course, the same area for which we approved a one million six thousand dollar study in September of this year in order to determine its future. Cutting this relatively minute project out of the larger central business district without waiting to see what the study of the central business district comes up with seems somewhat absurd.

This project is not only minute, it has a ridiculously odd shape. It is greatly restricted in the front and rear by Tremont and Mason streets. At the southerly end, the depth of the project would seem to be about 75 feet, though the exact dimensions are not included in the plan.

When we remember that this project area is about the size of an ordinary suburban house lot and, on top of that, is oddly shaped, at best it seems an unlikely location on which to build a twenty-five story building.

##### II. AS TO THE FINDINGS OF THE BRA.

They found the area decadent within the meaning of General Laws, chapter 121, and introduced certain evidence to support the findings. About the same kind of evidence could be produced concerning 99 per cent of the commercial property in the city. It's a question of looking hard enough.

##### III. AS TO THE BRA RESOLUTION APPROVING THE URBAN RENEWAL PLAN.

This recites that the plan conforms to a general plan for the locality as a whole.

We were under the impression that the purpose of the central business district plans and surveys application, recently approved by this body, had something to do with producing a plan for the entire downtown area. It is possible to conform to plans which are not yet in existence?

##### IV. AS TO THE RESOLUTION WHICH THE COUNCIL IS BEING ASKED TO APPROVE.

To our minds, the first whereas clause is the principal stumbling block. It recites that this project is in the public interest and of course it is, as is most any new structure that might be built in the city. But, there is a great deal of private interest here also. And the public interest might be better served by waiting until the plans for the entire area are developed.

Is the public interest or the private interest the fact that motivates this project? We suggest that it is the private interest rather than the public interest that is the more intense and motivating interest.

The resolution also recites that the Council pledges its financial resources in helping to carry out the urban renewal plan. When asked about this, the BRA's development administrator stated that no such pledge was to be made, yet, this pledge remains a part of the resolution.

The resolution also recites that National Housing Act, Section 220, insurance (i.e. urban renewal project insurance) was necessary to carry out the project. Section 207 of the National Housing Act which would obviate the need for declaring the area an urban renewal project would seem to be available to erect this type of structure.

It seems significant that Section 207 insurance has not even been applied for.

Finally, if we approve this resolution, will the Council be willing to process and declare all other parcels in the city as urban renewal areas in order to give a proposed builder the benefits of Section 220 of the National Housing

Act certification? If not, aren't we being discriminatory? We're sure that all builders would like to have the benefit of the 10 per cent builders and developers profit.

#### V. CONCLUSION.

We recommend that this resolution be disapproved with the suggestion that the developer apply to the FHA for Section 207 insurance.

PATRICK F. McDONOUGH, Chairman,  
Committee on Urban Redevelopment,  
Rehabilitation and Renewal.

GABRIEL F. PIEMONTE.

Placed on file.

#### MINORITY REPORT OF COUNCILLOR PIEMONTE RE TREMONT-MASON STREETS PROJECT.

Councillor Piemonte offers a further statement to the minority report.

Four of the nine parcels here involved in this taking are properties owned by the George Robert White Fund, a fund which was created under the 14th clause of the will of George Robert White. The will provides that the trustees of this fund shall consist of the president of the Boston Bar Association, the president of the Boston Chamber of Commerce, the president of the Boston City Council, and the Auditor and the Mayor.

One of the requisites in order to qualify this project is to find that it is a decadent area. The Great and General Court of the Commonwealth of Massachusetts has in its wisdom spelled out the definition of "decadent area." There is not included in this description an area which because of its size is not economically feasible to redevelop. It leaves us, then, to rely on the definition which as a technical matter has been applied to projects in order to qualify.

First because of my familiarity with the area and secondly because I don't want it even by inference to appear in writing that such honorable men placed in a position of trust over these properties have permitted the properties to fall into a category to be deemed decadent, I have a very strong objection to approving the resolution.

The original report makes note of the fact that no plans have been provided, that up to this time all that has been presented is a scheme. It is definite, however, that there is to be parking for 200 to 400 cars within the area with a cut-in from Tremont street. Tremont street is a main thoroughfare. One of the deterrents to the building of the under Common garage was the traffic problem that would be posed by having cars come in or out of Tremont street, and as a result when the under Common garage became a reality, it was placed at the other end of the Common. It has been stated by the proponents of the project that this parking area would provide parking for both the proposed stores and residents; thus, you can visualize a stream of 800 cars going into and out of this area in the hours of 8.30 to 9.30 in the morning. This is a logical conclusion, since it is fair to assume people who would be attracted to live in these apartments because of the high rent would be people who would be holding positions which would not make it necessary for them to report to their places of employment much before 9.00 or 9.30, and that is the customary opening hours of the stores.

As has been stated, the downtown merchants have undertaken an ambitious and enthusiastic program for the downtown area. All reports, both public and private, in the past have pointed to the possibility of prohibiting automobile traffic in the downtown areas. The Council itself passed my order some several years ago which suggested converting the downtown area into a "shoppers' paradise."

The proposed plan, if permitted to become a reality, would be a crippling blow to all adjacent business areas. One does not have to be a technical expert to realize the seriousness caused by the traffic jam that would be created. All one has to do is visit in the vicinity of Kilby street every morning between 8.30 and 9.30, where we just completed a shoppers' garage, to see how traffic has backed up because of the inability of cars to enter into the garage at that hour of the morning, and also one has evidence of traffic jam caused by the garage on Province street, right opposite City Hall.

After this additional confusion to be caused by cars leaving and entering at the same time, you can see how, rather than the downtown area plan for which we have already authorized the appropriation of hundreds of thousands of dollars, being a plan for the downtown area, we would have to build around this little proposed project. I vote against it because I am certain that there is enough interest that should this be turned down, other developers will develop the area with a conventional mortgage or at least with plans that will not handicap the city, such as incorporation of the parking area with an entrance on Tremont street.

To those who are not familiar with Boston and who do not realize that the automobile is a necessity of this age, I suggest that they make a first hand study of the amount of adequate facilities for parking in the under Common garage, the Eliot Street garage, and the garage at Park square.

GABRIEL F. PIEMONTE, Member  
Committee on Urban Redevelopment,  
Rehabilitation and Renewal.

In connection with the foregoing resolution Councillor McDonough offered the following motion:

Moved that section (a) on page 5 of the resolution be stricken from the resolution.

Coun. TIERNEY in the chair.

Pres. IANNELLA in the chair.

Coun. TIERNEY in the chair.

Pres. IANNELLA in the chair.

The question first came on the foregoing motion, and the motion was lost.

The question then came on the adoption of the foregoing resolution, and the resolution was adopted.

Adjourned at 3.42 P.M., on motion of Councillor Sullivan, to meet on Monday, December 17, 1962, at 2 P.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)



## CITY OF BOSTON.

## Proceedings of City Council.

Monday, December 17, 1962.

Regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair. Absent, Councillor Foley.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Eternal God, Who art the source of our faith and our hope, our joy, and our strength, bless us through the hours of this day. With a vivid sense of Thy nearness may we never surrender to moods, doubt or denial. May the whole purpose, the passion, and the power of our life find their highest fulfillment and freedom in a complete and joyous obedience to Thy holy will. With courage and with confidence, with patience and with perseverance let us take up the work before us for the glory of God, and the progress of our venerable city. Thy blessing we ask through the merits of Christ Jesus whose birthday we commemorate at Christmas.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## SURVEY AND PLANNING APPLICATION FOR SOUTH COVE URBAN RENEWAL PROJECT.

The following was received:

City of Boston,

Office of the Mayor, December 7, 1962,  
To the City Council.

Gentlemen:

Enclosed herewith for your consideration is a survey and planning application approved by the Boston Redevelopment Authority for a planning advance and federal capital grant reservation for the proposed South Cove Urban Renewal Project.

The planning advance requested is for \$751,158. The federal capital grant requested is \$8,916,101.

Also enclosed for your consideration is a development plan submitted by the Tufts-New England Medical Center and approved by the Boston Redevelopment Authority. The plan has been prepared at this time in order that the city may obtain more than \$900,000 in Section 112 credits which otherwise under the law would be lost. These credits may be obtained without any city expenditure. The plan as presented largely represents a recognition of the property acquisitions which have already taken place by the Medical Center and indicates in a very preliminary way the proposed elements of the Medical Center's future development. There are additional credits amounting to approximately \$2,700,000 contained in the South Cove survey and planning application for later eligible expenditures made by Tufts.

Because of the benefits which urban renewal activity can hold for both the South Cove area and the adjacent Central Business District, I look forward to your favorable consideration of this matter.

Sincerely,  
JOHN F. COLLINS, Mayor.

## APPLICATION FOR SURVEY AND PLANNING.

South Cove Urban Renewal Project, Boston Redevelopment Authority.

Resolution of applicant approving application (Code No. R-144):

Whereas, Under Title I of the Housing Act of 1949, as amended (herein referred to as "Title I"), the Housing and Home Finance Administrator is authorized to extend financial assistance to local public agencies in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and

Whereas, It is desirable and in the public interest that the Boston Redevelopment Authority make surveys and prepare plans, presently estimated to cost approximately seven hundred fifty-one thousand one hundred fifty-eight dollars (\$751,158), in order to undertake and carry out an urban renewal project of the character contemplated by Section 110(c) of Title I, in that area proposed as an urban renewal area, situated in the City of Boston, County of Suffolk, and State of Massachusetts, which is described as follows:

Beginning at the intersection of Stuart and Clarendon streets and running easterly and southerly along Stuart and Kneeland streets to the intersection of Kneeland street with the Massachusetts Turnpike Authority right of way; thence turning and running southerly and westerly by the Massachusetts Turnpike Authority right of way to the intersection of said right of way with Clarendon street; thence turning and running by Clarendon street to the point of beginning; and

Whereas, The Tufts University School of Medicine, the Tufts University School of Dental Medicine, the Boston Dispensary and Rehabilitation Institute, the Boston Floating Hospital for Infants and Children, the Pratt Clinic-New England Center Hospital are institutions meeting the eligibility requirements of Section 112 of the Housing Act of 1949, as amended; and

Whereas, These institutions, acting jointly as the Tufts-New England Medical Center, have undertaken plans and studies for their necessary expansion in the area and have proposed and submitted a development plan for approval, in accordance with the provisions of said Section 112, by the Boston Redevelopment Authority and the Boston City Council after public hearings; now, therefore

Be it resolved by the Boston Redevelopment Authority:

1. That the proposed urban renewal area described above is a slum, blighted, deteriorated, or deteriorating, area appropriate for an urban renewal project and that the undertaking by the Boston Redevelopment Authority of surveys and plans for an urban renewal project of the character contemplated by Section 110(c) of Title I in the proposed urban renewal area is hereby approved.

2. That the financial assistance available under Title I is needed to enable the Boston Redevelopment Authority to finance the planning and undertaking of the proposed project.

3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with federal financial assistance under Title I, including those relating to the relocation of site occupants, to the provision of local grants-in-aid, and to the requirement that as a condition to the execution of a contract for a loan or capital grant for an urban renewal project the locality present to the Housing and Home Finance Administrator a workable program, as set forth in Section 101(c) of Title I, for utilizing appropriate public and private resources to eliminate and prevent the development or spread of slums and urban blight; and that it is the sense of this body

(a) that a feasible method for the relocation of families displaced from the urban renewal area, in conformity with Title I, can be prepared, and (b) that local grants-in-aid can and will be provided in an amount which will be not less than one third of the net project cost of the project and which, together with



the federal capital grant, will be generally equal to the difference between gross project cost and the proceeds or value of project land sold, leased, or retained for use in accordance with the urban renewal plan.

4. That the filing of an application by the Boston Redevelopment Authority for an advance of funds from the United States of America in an amount not to exceed seven hundred fifty-one thousand one hundred fifty-eight dollars (\$751,158) for surveys and plans for an urban renewal project in the proposed urban renewal area described above is hereby approved, and that the Development Administrator and the Deputy Development Administrator is each hereby authorized and directed to execute and file such application with the Housing and Home Finance Administrator, to provide such additional information and to furnish such documents as may be required by the Administrator, and to act as the authorized representative of the Boston Redevelopment Authority.

5. That the development plan dated September 1962, proposed and submitted by the Tufts-New England Medical Center on November 5, 1962, be and hereby is approved, and it is hereby found and determined that said development plan conforms to the general plan for the development of the City of Boston, that in addition to the elimination of slums and blight from the urban renewal area described above, and the adjoining New York Streets Land Assembly and Redevelopment Area, the undertaking of urban renewal projects in such areas has and will further promote the public welfare and proper development of the Boston community by making land in such areas available for disposition, for uses in accordance with any urban renewal plan, to Tufts-New England Medical Center, for redevelopment in accordance with the use or uses specified in such plan, and/or by providing, through the redevelopment of these areas, in accordance with any such renewal plans, a cohesive neighborhood environment compatible with the functions and needs of said Tufts-New England Medical Center.

#### APPLICATION FOR SURVEY AND PLANNING.

South Cove Urban Renewal Project, Boston Redevelopment Authority.

Resolution of governing body of locality (Code No. R-145):

Whereas, Under Title I of the Housing Act of 1949, as amended (herein referred to as "Title I"), the Housing and Home Finance Administrator is authorized to extend financial assistance to local public agencies in the elimination and prevention of the spread of their slums and urban blight through the planning and undertaking of urban renewal projects; and

Whereas, It is desirable and in the public interest that the Boston Redevelopment Authority make surveys and prepare plans, presently estimated to cost approximately seven hundred fifty-one thousand one hundred fifty-eight dollars (\$751,158), in order to undertake and carry out an urban renewal project of the character contemplated by Section 110(c) of Title I, in that area proposed as an urban renewal area, situated in the City of Boston, County of Suffolk, and State of Massachusetts, which is described as follows:

Beginning at the intersection of Stuart and Clarendon streets and running easterly and southerly along Stuart and Kneeland streets to the intersection of Kneeland street with the Massachusetts Turnpike Authority right of way; thence turning and running southerly and westerly by the Massachusetts Turnpike Authority right of way to the intersection of said right of way with Clarendon street; thence turning and running by Clarendon street to the point of beginning; and

Whereas, The Tufts University School of Medicine, the Tufts University School of Dental Medicine, the Boston Dispensary and Rehabilitation Institute, the Boston Floating Hospital for Infants and Children, the Pratt Clinic-New England Center Hospital are in-

stitutions meeting the eligibility requirements of Section 112 of the Housing Act of 1949, as amended; and

Whereas, These institutions, acting jointly as the Tufts-New England Medical Center, have undertaken plans and studies for their necessary expansion in the area and have proposed and submitted a development plan for approval, in accordance with the provisions of said Section 112, by the Boston Redevelopment Authority and the Boston City Council after public hearings; now, therefore,

Be it resolved by the Boston City Council:

1. That the proposed urban renewal area described above is a slum, blighted, deteriorated, or deteriorating, area appropriate for an urban renewal project and that the undertaking by the Boston Redevelopment Authority of surveys and plans for an urban renewal project of the character contemplated by Section 110(c) of Title I in the proposed urban renewal area is hereby approved.

2. That the financial assistance available under Title I is needed to enable the Boston Redevelopment Authority to finance the planning and undertaking of the proposed project.

3. That it is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including those relating to the relocation of site occupants, to the provision of local grants-in-aid, and to the requirement that as a condition to the execution of a contract for a loan or capital grant for an urban renewal project the locality present to the Housing and Home Finance Administrator a workable program, as set forth in Section 101(c) of Title I, for utilizing appropriate public and private resources to eliminate and prevent the development or spread of slums and urban blight; and that it is the sense of this body (a) that a feasible method for the relocation of families displaced from the urban renewal area, in conformity with Title I, can be prepared, and (b) that local grants-in-aid can and will be provided in an amount which will be not less than one third of the net project cost of the project and which, together with the federal capital grant, will be generally equal to the difference between gross project cost and the proceeds or value of project land sold, leased, or retained for use in accordance with the urban renewal plan.

4. That the filing of an application by the Boston Redevelopment Authority for an advance of funds from the United States of America to enable it to defray the cost of the surveys and plans for an urban renewal project in the proposed urban renewal area described above is hereby approved.

5. That the development plan dated September 1962, proposed and submitted by the Tufts-New England Medical Center on November 5, 1962, be and hereby is approved, and it is hereby found and determined that said development plan conforms to the general plan for the development of the City of Boston, that in addition to the elimination of slums and blight from the urban renewal area described above, and the adjoining New York Streets Land Assembly and Redevelopment Area, the undertaking of urban renewal projects in such areas has and will further promote the public welfare and proper development of the Boston community by making land in such areas available for disposition, for uses in accordance with any urban renewal plan, to Tufts-New England Medical Center, for redevelopment in accordance with the use or uses specified in such plan, and/or by providing through the redevelopment of these areas, in accordance with any such urban renewal plans, a cohesive neighborhood environment compatible with the functions and needs of said Tufts-New England Medical Center.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

(The plan referred to in the foregoing communication is annexed hereto.)

**DISPOSITION OF PARCEL 5, GOVERNMENT CENTER PROJECT, TO UNITED STATES OF AMERICA.**

The following was received:

City of Boston,

Office of the Mayor, December 14, 1962.  
To the City Council.

Gentlemen:

The General Services Administration of the federal government which is to build the federal office building in the Government Center area has indicated that it would like to advertise for bids for construction of the building soon after the first of the year, and for this purpose would like the Redevelopment Authority to be in a position to transfer title to the proposed site when requested in the near future, in advance of the approval and adoption of the urban renewal plan for the Government Center project. The Authority has approved the disposition of Parcel 5 in the project area, containing approximately 198,529 square feet, for redevelopment and use in accordance with certain land-use provisions and building and other requirements which the Authority intends to include in the urban renewal plan to be adopted and approved for the area. Such disposition, under chapter 121 of the General Laws, and under the Housing Act of 1949 as amended, requires appropriate consents by the Mayor and City Council, as well as the State Housing Board and Division of Urban and Industrial Renewal. The Federal Housing and Home Finance Agency has already approved the disposition.

Accordingly, the following documents are submitted herewith for your consideration:

1. Proposed resolution for consideration and adoption by the City Council, after due notice and public hearing;
2. Form of notice of such public hearing;
3. Consent by the city, to be executed by the Mayor after authorization and approval by the City Council;
4. Copy of resolution passed by the Authority approving the disposition; and
5. Map of the area showing the parcel to be sold.

Approval of these documents by your Honorable Body, and the subsequent state approvals, will permit construction of this \$30 million development to begin in the early spring.

JOHN F. COLLINS, Mayor.

**RESOLUTION OF BOSTON CITY COUNCIL**

Whereas, The Boston Redevelopment Authority (hereinafter called the "Authority") has taken and acquired the area in the City of Boston known and referred to as the Government Center Project Area (hereinafter called the "Project Area") and described in an order of taking, dated October 25, 1961; and

Whereas, The Authority is presently preparing an urban renewal plan for the Project Area; and

Whereas, The Authority desires to dispose of a part of the Project Area known, and hereinafter referred to, as Parcel 5 (containing approximately 198,529 square feet and bounded and described as set forth in Exhibit A attached hereto) to the United States of America, acting by and through the General Services Administration, to be redeveloped and used as the site of a federal office building and related facilities in accordance with the land-use provisions, and building and other requirements set forth in Exhibit B attached hereto, which provisions and requirements will be included in the urban renewal plan upon its approval and adoption; now, therefore

Be it resolved by the City Council of the City of Boston as the governing body of said city, after due notice and a public hearing, as follows:

1. That the land-use provisions, and building and other requirements set forth in Exhibit B attached hereto, which provisions and requirements will be included in the urban renewal plan for the Project Area upon its

approval and adoption, conform to the general and comprehensive plan for the locality as a whole and are hereby approved;

2. That the redevelopment and use of Parcel 5 as the site of a federal office building and related facilities in accordance with the aforesaid provisions will promote the public welfare and are necessary and desirable for, and will promote, the proper development of the community;

3. That the proposed disposition of Parcel 5 by the authority to the United States of America is hereby consented to; and

4. That the Mayor of the City of Boston be, and he hereby is, authorized and empowered to approve the land-use provisions and building and other requirements set forth in Exhibit B attached hereto and, in the name and behalf of the City of Boston, to consent to the proposed disposition.

In City Council, , 1962. Adopted.

Approved by the Mayor , 1962.

Attest:

(Seal)

**EXHIBIT A**

**DESCRIPTION OF PARCEL 5**

Beginning at the coordinates N 496065.12 and E 718732.55 on the Massachusetts Coordinate System, and running N 56°-26'-19" E a distance of 720.99 feet to a point on the Massachusetts Coordinate System of N 496463.70 and E 719333.34; thence turning and running northwesterly on a radius of 950.00 feet a distance of 61.84 feet; thence turning and running N 33°-33'-41" W a distance of 153.21 feet to a point on the Massachusetts Coordinate System of N 496668.98 and E 719199.58; thence turning and running southwesterly on a radius of 30.00 feet a distance of 47.12 feet; thence turning and running S 56°-26'-19" W a distance of 672.81 feet; thence turning and running southwesterly on a radius of 82.00 feet a distance of 20.40 feet; thence turning and running S 33°-33'-41" E a distance of 272.48 feet to the point and place of beginning.

**EXHIBIT B**

**PARCEL 5**

**LAND-USE PROVISIONS AND BUILDING AND OTHER REQUIREMENTS**

**1. Permitted Uses**

This parcel shall be devoted to public office and institutions.

**2. Building Requirements**

- a. Floor Area Ratio: Not to exceed six.
- b. Building Coverage: Restrictions not applicable.
- c. Height: Not to be less than 65 feet, or more than 85 feet above elevation 34.0 feet in that portion of the parcel lying within 500 feet of New Congress street, not to exceed 400 feet above elevation 34.0 for the remainder of the parcel.
- d. Setback: Controls not applicable.
- e. Easements: Easements for subway tunnels must be maintained and construction shall proceed so as not to damage or threaten damage to or cause leakage in or impair the structure or support of or interfere in any way with the use of Metropolitan Transit Authority facilities, and any existing above-ground facilities must be replaced or restored in a manner acceptable to the Metropolitan Transit Authority.
- f. Parking: No surface parking permitted. Automobile servicing for official vehicles permitted provided such services are entirely within an enclosed structure.
- g. Access: May be provided from New Sudbury street and from New Congress street by right turn only, but not within 100 feet of the southerly sideline of New Sudbury street.
- h. Loading Bays: At least three loading bays shall be provided.

**3. Other Requirements**

- a. Landscaping: All open areas must be suitably landscaped so as to provide a visually attractive environment.



b. Sign Control: Signs shall be restricted to the nonflashing type, identifying only the establishment and nature of its product. All signs must be suitably integrated with the architectural design of the structure which they identify. No sign shall project above roof of the structure on which it is mounted. No sign shall project beyond the face of the building more than 24 inches. The size, design, location, and number of signs must be specified in the final architectural drawings for the improvements to be constructed on the property. Per unit of frontage occupancy, the total allowable surface for fixed signs and advertising shall be limited to eight (8) square feet per one hundred (100) square feet of front facade surface of the first two floors in that occupancy of the structure. No signs or advertising shall be placed on the exterior facade on or above the floor level of the third floor of any structure. Any exceptions to the above controls during the 40-year period commencing upon conveyance of the property by the Boston Redevelopment Authority must be approved by the Authority.

c. Exterior Lighting: Exterior lighting may be used to light doors, entrances, show windows, plazas, and open spaces. It shall be located and shielded so as to prevent glare on adjacent properties. No floodlighting of buildings or streets will be permitted except by special approval of the Boston Redevelopment Authority.

d. Off-Street Loading: Servicing of all buildings shall be off-street.

e. Storage: The open-air storage of materials, equipment or merchandise, other than automobiles, shall not be permitted in any section of the property.

f. Accessory Uses: All uses customarily or reasonably incidental to the main use of the property shall be permitted on the property.

g. Arcaded Pedestrian Ways: Arcaded pedestrian ways are permitted.

h. Automobile Passenger Discharge Areas: Buildings in public use shall provide automobile passenger discharge areas, in such a way as not to impede traffic flow.

#### BOSTON CITY COUNCIL

##### NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be held in the City Council Chambers, City Hall, Boston, Massachusetts, on \_\_\_\_\_, 1962, at \_\_\_\_\_ o'clock \_\_\_\_\_ M. in the matter of the request of Boston Redevelopment Authority for consent to the disposition of a part of the Government Center Project Area to the United States of America (General Services Administration) for redevelopment and use as the site of a Federal Office Building and related uses in accordance with certain land use provisions, and building and other requirements, and for approval of such provisions and requirements.

Per order of the City Council,

JOSEPH M. DUNLEA,  
City Clerk.

#### GOVERNMENT CENTER PROJECT CONSENT OF CITY OF BOSTON

I, John F. Collins, Mayor, acting for and on behalf of the City of Boston, do hereby consent to the disposition by Boston Redevelopment Authority to the United States of America, acting by and through the General Services Administration, of Parcel 5 of the Government Center Project Area (bounded and described as set forth in Exhibit A attached hereto), for redevelopment and use as the site of a Federal Office Building and related facilities in accordance with land use provisions, and building and other requirements set forth in Exhibit B attached hereto, which provisions and requirements will be included in the urban renewal plan for the project area upon its approval and adoption.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1962.

JOHN F. COLLINS, Mayor.

#### RESOLUTION OF BOSTON REDEVELOPMENT AUTHORITY APPROVING AGREEMENT, DEED, AND PRICE FOR PARCEL 5 IN THE GOVERNMENT CENTER PROJECT AREA

Whereas, There has been presented to this meeting of the Boston Redevelopment Authority a proposed agreement and deed for the sale of Parcel 5 in the Government Center Project Area to the General Services Administration; and

Whereas, The said proposed agreement and deed provide for a purchase price for said parcel in the amount of \$1,200,000, based upon two independent appraisals of the value of said parcel for uses in accordance with the uses, controls, and restrictions set forth in said agreement; now therefore be it

Resolved by the Boston Redevelopment Authority:

1. That the proposed agreement and deed for the disposition of Parcel 5 in the Government Center Project Area to the General Services Administration are hereby approved in all respects and the chairman is hereby authorized to execute such agreement and deed in behalf of the Authority substantially in the form presented to this meeting, subject to:

- a. Concurrence of HHFA
- b. All approvals required by chapter 121 of the General Laws, and Title I of the Housing Act of 1949, as amended.
- c. Prior public disclosure as required by said Title I.

2. That the proposed price of \$1,200,000 is hereby approved and determined to be not less than the fair value of the parcel for uses in accordance with the controls and restrictions set forth in the disposition agreement.

3. That the General Services Administration, an agency of the U. S. Government, possesses the qualifications and financial resources necessary to acquire and develop the land in accordance with said controls and restrictions.

4. That the land-use provisions, planning objectives, and building requirements set forth in the agreement are based on a local survey and conform to the general and comprehensive plan of the locality as a whole.

Referred to the Committee on Urban Redevelopment, Rehabilitation and Renewal.

(The map referred to in the foregoing communication is annexed hereto.)

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

Frank Bresniak and Jacob Hark, for compensation for damage to property at 114-120 Blackstone street, Boston, by city truck.

Mrs. Louis V. Cassidy, for compensation for injuries received at the Essex Lincoln Garage, Boston.

Samuel Cohan, for compensation for damage to car caused by an alleged defect at Alford street, Charlestown.

Mary M. Fay, for compensation for damage to car caused by glass falling from the eighth floor of Court House.

Stephen M. Gardella, for compensation for damage to car caused by Fire Department apparatus.

Martin G. O'Brien, for compensation for damage to property at 36 Dedham street, Hyde Park, caused by fire apparatus.

Myron S. Summerfield, for compensation for damage to car caused by an alleged defect on Alford street, Charlestown.

Robert Teal, for compensation for damage to property at 9 Willowood street, Dorchester, caused during repairs to leak in water supply line.



The Travelers, for compensation for damage to car of Alden's Inc., caused by city car.  
The Travelers, for compensation for damage to car of Gerber Sales Company, caused by city sweeper.

APPROVAL OF CONSTABLES' BONDS.

The constables' bonds of Joel B. Hurwitz and Benjamin C. Levison, having been duly approved by the Collector-Treasurer, were received and approved.

FINANCIAL LIABILITIES RE URBAN RENEWAL PROGRAM.

The following was received:

Boston Municipal Research Bureau,  
294 Washington Street, Boston,  
December 7, 1962.

Honorable City Council,  
City Hall, Boston.

Gentlemen:

At a meeting of the Executive Committee of the Boston Municipal Research Bureau on December 4, 1962, it was voted to send the following reply to the order of your Honorable Body of November 26, 1962:

"The order of your Honorable Body of November 26, 1962, has been received. The Research Bureau is mindful of the importance of factual information concerning the Boston renewal program, and proposed to devote time to it in 1963, and to make one or more reports thereon."

Sincerely yours,  
JOSEPH R. BARRESI,  
Executive Secretary.

Placed on file.

NOTICE OF HEARING BEFORE STATE MILK CONTROL COMMISSION.

Notice was received from the State Milk Control Commission of hearing to be held December 27, 1962, at 10.30 A.M., in Room 705, 41 Tremont street, Boston, relative to minimum prices payable by milk dealers to producers in certain milk marketing areas.

Placed on file.

THE NEXT MEETING.

On motion of Councillor Kerrigan the Council voted that when it adjourn it be to meet on Thursday, December 27, 1962, at 2 P.M.

OBSERVATIONS OF MUNICIPAL RESEARCH BUREAU RE GOVERNMENT CENTER PROJECT.

Coun. PIEMONTE offered the following:  
Moved, That the Boston Municipal Research Bureau be requested to study the contents of the communication dated December 14, 1962, referring to the General Services Administration of the federal government, and to forward to this Council any observations it may wish to give relative to the journey that the subject matter has had from its inception, and more specifically as to why the Stuart Street-Berkeley Street lot next to the Sheraton Plaza was omitted from part of the consideration, and why this was not expedited so that title would have passed prior to January 1 in the ensuing year.

The motion was carried.

REPORT OF COMMITTEE ON APPROPRIATIONS AND FINANCE.

Coun. SULLIVAN, for the Committee on Appropriations and Finance, submitted the following:

Report on message of the Mayor and order (referred December 10) for appropriation of

\$29,941.81 from income of George F. Parkman Fund — recommending that the order ought to pass.

The report was accepted, and the order was passed, yeas 5, nays 1:

Yeas — Councillors Iannella, Kerrigan, McDonough, Piemonte, Sullivan — 5.

Nays — Councillor Tierney — 1.

CONVEYANCE OF PARCEL OF LAND ON LONG ISLAND.

Coun. SULLIVAN called up, under unfinished business, No. 2 on the Calendar, viz.:

2. Order to convey to United States of America a parcel of land on Long Island.

On December 3, 1962, the foregoing order was read once and passed, yeas 9.

The order received its second reading and passage, yeas 7, nays 0:

Yeas — Councillors Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney — 7.

Nays — 0.

ACT ESTABLISHING MINIMUM ANNUAL COMPENSATION FOR FIRE FIGHTERS.

Coun. PIEMONTE called up, under assignment, No. 1 on the Calendar, viz.:

1. Message of the Mayor vetoing order passed by the City Council November 19, 1962, for acceptance of chapter 520 of the Acts of 1962 establishing minimum annual compensation for fire fighters.

The foregoing order was again passed notwithstanding the disapproval of the Mayor, yeas 7, nays 0:

Yeas—Councillors Hines, Iannella, Kerrigan, McDonough, Piemonte, Sullivan, Tierney—7.

Nays — 0.

PROPOSED SALE OF PORTION OF CARTER PLAYGROUND.

Coun. HINES called up, under unfinished business, No. 3 on the Calendar, viz.:

3. Order for sale of parcel of land, Carter Playground, Camden street, to Floyd E. Bliss et als.

On December 3, 1962, the foregoing order was read once and passed, yeas 7, nays 2.

The question came on giving the order its second reading, and passage. The order was rejected (6 votes being required for passage), yeas 5, nays 2:

Yeas — Councillors Hines, Iannella, Kerrigan, Sullivan, Tierney -- 5.

Nays — Councillors McDonough, Piemonte — 2.

On motion of Councillor Hines the foregoing vote was reconsidered.

On further motion of Councillor Hines, the foregoing order was laid on the table.

STATEMENT BY COUNCILLOR McDONOUGH.

Upon receiving unanimous consent to make a statement, Councillor McDonough announced that there would be a public hearing on the South Cove renewal project on Wednesday, December 19, 1962, at 2 P.M.; on the Mattapan renewal project on Thursday, December 20, 1962, at 2 P.M., and on the General Services Administration-Government Center project on Friday, December 21, 1962, at 2 P.M.

DEATH OF WALTER D. BRYAN.

Coun. HINES, for all the Councillors, offered the following:

Resolved, That when the Council adjourn today it salutes the memory of the late Wal-

ter D. Bryan, former member of the City Council who served his city and community with honor and distinction for many years. His service will be long remembered. And be it further

Resolved, That a copy of this resolution be forwarded to Mrs. Walter D. Bryan.

The resolution was adopted by a unanimous rising vote.

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PETITION FOR INDEMNIFICATION.

Coun. SULLIVAN offered the following:

Resolved, That the petition of Boston Firefighters Local 718 for retired Fire Lieutenant James F. Flahive for legislation authorizing the City of Boston to indemnify to an amount not exceeding in the aggregate thirty-five hundred dollars in any calendar year retired Fire Lieutenant James F. Flahive for certain reasonable hospital, medical, surgical, nursing, pharmaceutical, prosthetic, and related expenses be, and the same hereby is, approved.

The resolution was adopted under suspension of the rules.

COPY OF QUINN TAMM REPORT TO COUNCILLORS.

Coun. TIERNEY offered the following:

Ordered, That the Police Commissioner, through his Honor the Mayor, be requested once again, to submit forthwith, to the members of the City Council a copy of the Quinn Tamm Report.

Passed under suspension of the rules.

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Adjourned at 2.44 P.M., in memory of Walter D. Bryan, on motion of Councillor Kerri- gan, to meet on Thursday, December 27, 1932, at 2 P.M.

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Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)

## CITY OF BOSTON.

## Proceedings of City Council.

Thursday, December 27, 1962.

Adjourned regular meeting of the City Council held in the Council Chamber, City Hall, at 2 P.M., President IANNELLA in the chair, and all the members present.

The Right Reverend Christopher P. Griffin, chaplain of the City Council, was escorted to the rostrum.

## INVOCATION BY THE RIGHT REVEREND CHRISTOPHER P. GRIFFIN.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

Almighty God, Creator of the universe and Ruler of the destinies of every one of us, we acknowledge Thy supreme power and are ever conscious of our absolute dependence on Thee, the Author and Giver of all that is good and beneficial. We humbly seek Thy aid and benign influence on the elected Councillors of our city. O God, enlighten the minds of those whose august duty it is to direct the destinies of our people. Pour into our hearts, O Lord, the love of truth and the spirit of fraternal charity. Dispel from our hearts the darkness of error and misunderstanding, so that all our thoughts, our actions, and our words may be directed to Thine honor and glory and to our own eternal salvation, which we seek through Thy Son, Jesus Christ, Our Lord. Amen.

In the name of the Father, and of the Son, and of the Holy Ghost. Amen.

The meeting was opened with the salute to the Flag.

## TRAFFIC LIGHTS AT BLUE HILL AVENUE AND FAIRWAY STREET, MATTAPAN.

The following was received:

City of Boston,

Office of the Mayor, December 17, 1962.

To the City Council.

Gentlemen:

I transmit herewith further communication from the Traffic Commissioner concerning your order of May 14, 1962, relative to the installation of traffic lights at Blue Hill avenue and Fairway street, Mattapan.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Traffic and Parking Department,  
December 10, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Sir:

This is in further reply to Council order dated May 14, 1962, requesting that the Traffic Commissioner proceed with the installation of traffic lights at Blue Hill avenue and Fairway street, Mattapan.

A survey indicated a problem of coordinating this installation with the signals at Mattapan square. However, this problem has been solved and these signals will be installed as part of our next signal contract.

There is no money available at the present time for the installation of new traffic signals.

Very truly yours,

THOMAS F. CARTY, Commissioner.

Placed on file.

## PROPOSED SALE OF FORT HILL WHARF.

The following was received:

City of Boston,

Office of the Mayor, December 17, 1962.

To the City Council.

Gentlemen:

At your meeting on February 13, 1961, you received from me and referred to your Committee on Public Lands a communication, with accompanying order, authorizing the sale to the Sheraton Building Corporation of Fort Hill Wharf on Atlantic avenue (between the estate at the corner of Northern avenue and the Sheraton Building) for \$30,000 with collateral agreements to assure early removal of the unsightly abandoned refuse disposal structure now standing thereon and to provide for reconveyance should it develop that the site is needed for public purposes in the near future.

Mr. Ernest Henderson, President of the Sheraton Corporation of America, has written me under date of December 5, 1962, that Sheraton is still very much interested in acquiring this site and would like to have its proposal considered at the earliest possible date.

I renew my recommendation that you adopt the order transmitted with the above-mentioned message in February, 1961; and I respectfully urge that you give the matter prompt consideration.

Respectfully,

JOHN F. COLLINS, Mayor.

Referred to the Committee on Public Lands.

## ORDINANCE RE FEES FOR LICENSES UNDER COMMON DAY OF REST LAW.

The following was received:

City of Boston,

Office of the Mayor, December 17, 1962.

To the City Council.

Gentlemen:

It has come to my attention that while the repeal of the Lord's Day Law, so called, made obsolete the provision in clause (298) of section 1 of chapter 30 of the Revised Ordinances of 1961 fixing \$3 as the fee for a license granted by the Mayor under the former G. L., c. 136, s. 4A, to maintain and operate a shooting gallery on a specified Sunday, chapter 11 of the Ordinances of 1962 striking out of those ordinances provisions made obsolete by such repeal omitted mention of clause (298). To correct this omission, I recommend adoption of the ordinance transmitted herewith.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston.

In the Year Nineteen Hundred and Sixty-two. An Ordinance Striking Out of the Revised Ordinances of 1961 a Further Provision Made Obsolete by the Repeal of the Lord's Day Law, So Called.

Be it ordained by the City Council of Boston, as follows:

Section 1 of chapter 30 of the Revised Ordinances of 1961 is hereby amended by striking out clause (298).

Referred to the Committee on Ordinances.

## LEGISLATION AUTHORIZING CITY TO BORROW \$20,000,000 FOR PUBLIC OFF-STREET PARKING FACILITIES.

The following was received:

City of Boston,

Office of the Mayor, December 17, 1962.

To the City Council.

Gentlemen:

The Boston Redevelopment Authority as successor in function to the City Planning Board



has emphasized the need for more public off-street parking facilities accommodating an additional 10,000 vehicles at a cost of more than \$20,000,000. These new facilities would be located not only in the downtown business district and along the waterfront, but also in the territory between downtown Boston and Massachusetts avenue and in areas which became part of Boston with the annexation of Roxbury but which today are not generally spoken of as Roxbury.

The Commissioner of Real Property, recognizing that the city's current bond authorization for off-street parking facility purposes would be exhausted by the construction of such a facility in the Government Center Project area, seasonably petitioned the incoming General Court for an additional \$20,000,000 outside-the-debt-limit bond authorization for public off-street parking purposes; but under the Legislature's rules his petition and accompanying bill (photocopy of which is enclosed) will not receive attention until approved by your Honorable Body. Concurring in the wisdom of an additional \$20,000,000 outside-the-debt-limit bond authorization for this purpose, I respectfully request that you adopt the resolution transmitted herewith so that the Legislature may consider the matter.

Respectfully,

JOHN F. COLLINS, Mayor.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Sixty-three.

An Act to Provide Further for the Establishment of Off-Street Parking Facilities in the City of Boston.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 474 of the acts of 1946 is hereby amended by inserting after section 5B, inserted by chapter 450 of the acts of 1955, the following section:—Section 5C. To provide for the purposes of this act, funds in addition to the funds provided by sections five, five A and five B, the city may borrow from time to time, not exceeding in the aggregate under this section twenty million dollars, and may issue and sell at public sale serial bonds or notes of the city therefor, which shall be registered or with interest coupons attached as the collector-treasurer of the city may deem best. Such bonds or notes shall bear on their face the words, City of Boston, Parking Facilities Loan, Act of 1963. Each issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Debt incurred from time to time under this section shall not be included in determining the limit of indebtedness of the city as established by law, but shall, except as herein provided, be subject to the provisions, applicable to the city, of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof. Said collector-treasurer may issue temporary notes of the city payable in not more than one year from their dates, in anticipation of the issue of serial bonds or notes authorized by this section, but the time within which such serial bonds or notes shall become due and payable shall not, by reason of such temporary notes, be extended beyond the time fixed by this section. All notes issued in anticipation of the issue of such serial bonds or notes shall be paid from the proceeds thereof.

SECTION 2. This act shall take effect upon its passage.

Resolved, That the petition of James J. Sullivan, Jr., Commissioner of Real Property of the City of Boston, for legislation authorizing the City of Boston to borrow twenty million dollars outside its debt limit for public off-street parking facility purposes be, and the same hereby is, approved.

Referred to the Committee on Appropriations and Finance.

LEGISLATION AUTHORIZING CITY TO BORROW \$5,000,000 FOR REMODELING BUILDINGS IN HOSPITAL DEPARTMENT.

The following was received:

City of Boston,

Office of the Mayor, December 17, 1962.  
To the City Council.

Gentlemen:

A modernization of the physical facilities of the Boston City Hospital commenced with an expenditure of \$2,600,000 under chapter 364 of the Acts of 1955 as supplemented by a further \$3,000,000 under chapter 668 of the Acts of 1958. Much, however, remains to be done.

The Supervisor of Budgets, taking into account the city's current fiscal situation and the long-term value of the improvements involved, came to the conclusion that the City Hospital modernization program could best be continued under a new \$5,000,000 outside-the-debt-limit bond issue, and on December 5 petitioned the Legislature for the necessary enabling act (photocopy thereof is attached hereto); but under the rules of the General Court, before this petition can be considered, your Honorable Body must adopt a resolution approving it. I transmit such a resolution herewith and urge its adoption because I agree with the Supervisor of Budgets that such a bond issue is the best method for financing continued improvement of the hospital's physical facilities.

Respectfully,

JOHN F. COLLINS, Mayor.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Sixty-three.

An Act Authorizing the City of Boston to Borrow Money Outside Its Debt Limit for Remodeling, Reconstructing and Making Extraordinary Improvements and Repairs to Buildings Owned by Said City and in the Custody of the Board of Trustees in Charge of Its Hospital Department.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. The city of Boston, by a two-thirds vote, as defined in section one of chapter forty-four of the General Laws, may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, five million dollars, for remodeling, reconstructing or making extraordinary improvements or repairs to buildings owned by said city and in the custody of the board of trustees in charge of its hospital department. Such bonds or notes shall bear on their face the words, City of Boston, Extraordinary Repairs Loan, Acts of 1962. Each authorized issue shall constitute a separate loan and shall be paid in not more than ten years from the date of issue. Debt incurred from time to time under this act shall not be included in determining the limit of indebtedness of the city as established by law, but shall, except as herein provided, be subject to the provisions, applicable to the city, of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof.

Resolved, That the petition of Henry T. Brennan, Supervisor of Budgets of the City of Boston, for legislation authorizing the City of Boston to borrow five million dollars outside its debt limit for remodeling, reconstructing and making extraordinary improvements and repairs to buildings owned by said city and in the custody of the Board of Trustees in charge of its Hospital Department be, and the same hereby is, approved.

Referred to the Committee on Appropriations and Finance.

#### COMPENSATION FOR ELECTION SUPERVISORS.

The following was received:

City of Boston,

Office of the Mayor, December 27, 1962.  
To the City Council.

Gentlemen:

Under authority contained in General Laws, chapter 54, section 23, Supervisors of Election were appointed by the Governor with the advice and consent of his Council to serve in Ward 4 on the day of the State Election. The law provides that the compensation of supervisors shall be determined by the City Council, subject to the approval of the Mayor, and I respectfully recommend the adoption of the accompanying order.

Respectfully,

JOHN F. COLLINS, Mayor.

City of Boston,

Board of Election Commissioners,  
December 18, 1962.

Hon. John F. Collins,  
Mayor of Boston.

Dear Mr. Mayor:

This is to advise you that Supervisors of Election were appointed by the Governor with the advice and consent of his Council (G. L., chapter 54, section 23) to serve in Ward 4 on the day of the State Election. Two appointments were made for each of the ten precincts in said ward (1 Republican and 1 Democrat).

This Board feels that they should initiate payment for them and recommend the amount of \$15 per day for each supervisor. This amount is subject to approval by the City Council (Boston) as provided in the section cited above.

May I point out that the last time we had supervisors in Boston was in 1947 and this is the procedure that was followed at such time.

Very truly yours,

BOARD OF ELECTION COMMISSIONERS,  
DAVID LASKER, Chairman.

Ordered, That the rate of compensation of supervisors of elections appointed under the provisions of General Laws, chapter 54, section 23, be fixed at \$15 per diem each, to be paid from available funds, or to be raised by taxation, \$200.

On motion of Councillor Foley, the rules were suspended and the order was passed.

#### PETITIONS REFERRED.

The following petitions were received and referred to the committee named, viz.:

##### Claims.

Joseph B. Conley, for compensation for damage to vehicle, caused by Public Works Department vehicle.

Charles Fraser, to be reimbursed as result of accident which occurred while in performance of duty as employee of Public Works Department.

William H. Goldblatt, for compensation for damage to car caused by police horses.

Richard D. Occhiolini, for compensation for damage to property at 75 Highland street, Hyde Park, caused by backing up of sewage.

David G. Pettiti, for compensation for damage to car caused by an alleged defect at 37 Mt. Vernon street.

Esther M. Regan, for compensation for injuries caused by an alleged defect on Preble street, Boston.

Teresa A. Stanton, for compensation for injuries caused by an alleged defect at 77 Alicia road, Dorchester.

Harry Sutchman and Aberdeen Wine Company, for compensation for injuries and damage to property caused by city truck.

Angela C. Tedesco, for compensation for collapse of water boiler at 423 Beech street, Roslindale, caused by water being shut off.

#### NOTICES FROM MASSACHUSETTS TURNPIKE AUTHORITY.

Notices were received from the Massachusetts Turnpike Authority transmitting copies of orders of taking No. B34, B45, B46, B47, B48, B50, and B51 for Boston extension of the Massachusetts Turnpike.

Severally placed on file.

#### APPOINTMENT OF JOHN T. LEONARD.

Notice was received from the Mayor of the appointment of John T. Leonard, 63 Whitten street, Dorchester, to be Temporary City Auditor for a period of sixty days from December 21, 1962, due to the absence of City Auditor Joseph P. Lally.

Placed on file.

#### APPOINTMENT OF JAMES A. BROYER.

Notice was received from the Mayor of the appointment of James A. Broyer, 28 Veterans of Foreign Wars Parkway, West Roxbury, to be a member of the Board of Zoning Adjustment to serve at the pleasure of the Mayor, vice Carroll P. Sheehan, resigned.

Placed on file.

#### REPORT OF COMMITTEE ON RULES.

Coun. KERRIGAN, for the Committee on Rules, submitted the following:

1. Report on resolution (referred May 13, 1957) for stenographic or tape recording of subcommittee hearings—recommending no further action is necessary.

2. Report on order (referred December 8, 1958) for repeal of Rule 32 of City Council Rules—recommending no further action is necessary.

3. Report on order (referred January 28, 1957) for regular schedule of committee meetings—recommending no further action is necessary.

4. Report on order (referred April 16) for report by Committee on Rules on tape recording of meetings—recommending no further action is necessary.

The reports were severally accepted.

5. Report on communication (referred February 17, 1958) on procedure in other cities of Commonwealth re power to summons witnesses—recommending that the communication be placed on file.

6. Report on communication (referred June 16, 1958) for rules for conduct of hearings and power to summons witnesses—recommending that the communication be placed on file.

7. Report on communication (referred February 3, 1958) on rules for conduct of hearings and power to summons witnesses—recommending that the communication be placed on file.

8. Report on communication (referred March 3, 1958) on rules of procedure in other cities on power to summons witnesses—recommending that the communication be placed on file.

The reports were accepted, and the communications were severally placed on file.

REPORT OF COMMITTEE ON INSPECTION OF PRISONS.

Coun. FOLEY, for the Committee on Inspection of Prisons, submitted the following:

House of Correction,  
Deer Island,

June 16, 1962.

To the Inspectors of the Prisons for Suffolk County.

Gentlemen:

I respectfully submit the following report of the commitments to and the discharges from the Suffolk County House of Correction at Deer Island from December 16, 1961, to June 15, 1962, inclusive:

Remaining December 15, 1961	468
Committed	922
Discharged	775
Remaining June 15, 1962	615

Showing How Discharged

Expiration of sentence	439
Massachusetts Parole Board	63
Permit of Penal Commissioner	162
Expiration of sentence and fine paid	27
Fine paid and permit of Penal Commissioner	3
Order of the court	37
Escaped	1
Died	2

Transferred to:

Billerica House of Correction	7
Barnstable House of Correction	1
Bridgewater State Hospital	11
Bridgewater Sex Center	1
Charles Street Jail	3
Plymouth House of Correction	1
Mass. Correctional Institution, Norfolk	13
Mass. Correctional Institution, Concord	3
Mass. Correctional Institution, Bridgewater	1

Respectfully submitted,

EDGAR L. SHEPARD, Master.

House of Correction,  
Deer Island,

December 15, 1962.

To the Inspectors of the Prisons for Suffolk County.

Gentlemen:

I respectfully submit the following report of the commitments to and the discharges from the Suffolk County House of Correction at Deer Island from June 16, 1962, to December 15, 1962, inclusive:

Remaining June 16, 1962	615
Committed	876
Discharged	928
Remaining December 15, 1962	563

Showing How Discharged

Expiration of sentence	515
Massachusetts Parole Board	88
Massachusetts Parole Board, mandatory	1
Massachusetts Parole Board and fine remitted	1
Permit of Penal Commissioner	237
Expiration of sentence and fine paid	21
Permit of Penal Commissioner and fine paid	1
Order of the court	18

Transferred to:

Charles Street Jail	1
Billerica House of Correction	2
Dedham House of Correction	1
New Bedford House of Correction	1
Bridgewater State Hospital	9
Salem House of Correction	1
Mass. Correctional Institution, Concord	15
Mass. Correctional Institution, Norfolk	15
Mass. Correctional Institution, Monroe	1

Respectfully submitted,

EDGAR L. SHEPARD, Master.

The Commonwealth of Massachusetts,  
Sheriff's Office,

July 1, 1962.

To the Inspectors of Prisons for the County of Suffolk.

Gentlemen:

I respectfully submit the following report of commitments and discharges at the Suffolk County Jail for the period from December 19, 1961, through June 30, 1962:

	Male	Female	Total
Remaining Dec. 19, 1961	152	26	178
Committed Dec. 20, 1961, to June 30	4,291	436	4,727
Discharged same period	4,253	429	4,682
Remaining June 30, 1962	190	33	223
Escapes			1
Deaths			1
Insane			5

Respectfully submitted,

FREDERICK R. SULLIVAN, Sheriff.



The Commonwealth of Massachusetts,  
 Sheriff's Office,

December 21, 1962.

To the Inspectors of Prisons for the County of Suffolk.

Gentlemen:

I respectfully submit the following report of commitments and discharges at the Suffolk County Jail for the period from July 1, 1962, through December 20, 1962:

	Male	Female	Total
Remaining June 30, 1962 . . . . .	190	33	223
Committed July 1, through Dec. 20 . . . . .	3,149	402	3,551
Discharged same period . . . . .	3,193	413	3,606
Remaining Dec. 20, 1962 . . . . .	146	22	168
Escapes . . . . .			0
Deaths . . . . .			4
Insane . . . . .			7

Respectfully submitted,

FREDERICK R. SULLIVAN, Sheriff.

The report was accepted.

REPORT OF COMMITTEE ON CLAIMS.

Coun. McDONOUGH, for the Committee on Claims, submitted the following:

Report on Claims for Year 1962		
Claims pending Jan. 1, 1962 . . . . .		600
Claims received during 1962 . . . . .		640
		1,240
Claims approved during 1962 . . . . .		99
Claims disapproved during 1962 . . . . .		412
Claims approved for reimbursement of employees during 1962 (not executions) . . . . .		107
Claims approved for reimbursement of employees during 1962 (on 69 executions) . . . . .		53
		671
Claims pending Jan. 1, 1963 . . . . .		569
Amount paid on approved claims during 1962 . . . . .		\$18,767 32
Amount paid on reimbursement of employees during 1962 (not executions) . . . . .		15,143 49
Amount paid on reimbursement of employees during 1962 (on 69 executions) . . . . .		61,341 54

The report was accepted.

INTERIM REPORT OF COMMITTEE ON  
 URBAN REDEVELOPMENT, REHABILITATION  
 AND RENEWAL.

Coun. McDONOUGH, for the Committee on Urban Redevelopment, Rehabilitation and Renewal, submitted the following interim report:

There are a number of other matters still pending before the Committee on Urban Redevelopment, Rehabilitation and Renewal and most of those will remain in committee. Four of them are communications from the Boston Redevelopment Authority containing information which the committee thinks should be kept in committee and ready and available for reference by the committee next year.

The fifth is a resolution which would require the Boston Redevelopment Authority in housing which they are responsible for to be made with wider lath plastering rather than dry wall. We had a hearing on this and we heard from the Plasterers Union and Mr. Logue. At that hearing it developed that the Development Administrator has hired some consultant to study this problem. As a result of our meeting the Plasterers Union is going to consult with the consultants and see if they can arrive at some sort of mutually satisfactory arrangement. For that reason the matter is kept in the committee.

The resolution approving the urban renewal plan for the Mattapan renewal area will be left in the committee. It is the committee's understanding Mr. Logue had indicated he would like further opportunity to hold hearings in the area affected by this project in order that he might develop a little more local support than he has had up to the present time. In compliance with the expressed desire of Mr. Logue, it is the committee's intention to delay action on this matter.

There is another resolution relative to the application for planning advance and federal capital grant for the South Cove urban renewal area. The committee took no action on this matter because at the hearing held last week, it developed it was not entirely certain, at least the committee was not entirely satisfied that the Chinese community which would be affected by this planning and survey

application was fully apprised of the significance of the plan that might be developed for their community, and until the committee decides to hear from other elements within the Chinese community, it would prefer not to act on this matter. It is hoped after hearing from them to the effect that they would be in favor of this application, the matter would then be acted upon.

There is one other matter pending before the committee which it is the committee's intention to report out as soon as we are sure what the committee's wish is, whether it be a favorable or unfavorable report.

The Committee on Urban Redevelopment, Rehabilitation, and Renewal now wishes to report the resolution approving the planning for the North Harvard urban renewal area favorably. The committee is divided on this question. There is considerable sentiment for the view that this application should be disapproved. Though I am Chairman of the Committee and as such am reporting the will of the committee, I dissent from the committee's report. I voted to disapprove the application. There are other members of the committee who voted along with me on this and I am sure they will indicate that when the matter is under discussion.

PATRICK J. McDONOUGH, Chairman.  
 The interim report was accepted.

REPORT OF COMMITTEE ON URBAN  
 REDEVELOPMENT, REHABILITATION  
 AND RENEWAL.

Coun. McDONOUGH, for the Committee on Urban Redevelopment, Rehabilitation and Renewal, submitted the following:

1. Report on resolution (referred September 24) to formulate policy concerning use of 221 d 3 FHA Mortgage Guarantee Law—recommending that the resolution be adopted. The report was accepted, and the resolution was adopted.

2. Report on message of the Mayor and resolution (referred December 17) re disposition of Parcel 5 in Government Center

Project Area to United States of America—recommending that the resolution be adopted.

The report was accepted, and the resolution was adopted.

3. Report on message of the Mayor and resolution (referred October 1) approving urban renewal plan and feasibility of relocation re North Harvard Project—recommending that the resolution be adopted.

The report was accepted.

Coun. PIEMONTE requested that it be noted that he dissented from favorable action on the North Harvard Renewal Project.

#### MINORITY REPORT OF COUNCILLOR PIEMONTE RE NORTH HARVARD URBAN RENEWAL PROJECT.

Coun. PIEMONTE submitted the following minority report:

I must dissent from the majority in this approval which takes the homes of hundreds of families in direct contradiction of their expressed wishes to this Body. How can one support a proposal which destroys a community for the benefit of a few?

These families are living in harmony and reasonable comfort. They possess homes which are within their means financially. They are proud home owners. Now you would dispossess them so that an institution which was unwilling or unable to gain expansion property on the open market can now take possession of this property through urban renewal. I ask you—Is this planning with people? My answer is that this is a cynical and hypocritical act.

In answer to a direct question put by me, the Urban Renewal Director admitted that there had not been one single violation of the minimum code for dwelling units reported in this entire project area, nor did he give any evidence of any such violations.

We have areas in the city—such as the Erie Street section of Dorchester—where there is flagrant and open violation of the minimum standards for dwelling units, where a large number of the parcels are an open menace to the safety and welfare of the community, a section whose public officials and responsible community groups are requesting urban renewal and where an urban rehabilitation program can be carried on producing its fullest benefits for the citizens of Boston without the problem of relocation. Yet the BRA shuts its eyes to this plight and these pleas and instead turns its guns upon a peaceful community that has violated no codes, where no violations have been reported or given evidence of, and where the primary aim of such a project seems to have as its purpose the aiding and abetting of an institution to acquire land for its program.

GABRIEL F. PIEMONTE, Member,  
Committee on Urban Redevelopment,  
Rehabilitation and Renewal.

Placed on file.

#### MINORITY REPORT OF COUNCILLOR FOLEY RE NORTH HARVARD UR- BAN RENEWAL PROJECT.

I feel I must put upon the public record two matters upon which I find myself in disagreement with Councillor Piemonte's minority report.

1. The number of families involved is about 70, not hundreds.

2. The purpose of the project is to see that Harvard University does not acquire this property (resulting thereby in a nontaxable use) rather than otherwise.

WILLIAM J. FOLEY, JR.,  
Member, Committee on Urban Redevel-  
opment, Rehabilitation and Renewal.  
Placed on file.

#### MINORITY REPORT OF COUNCILLOR McDONOUGH RE NORTH HARVARD URBAN RENEWAL PROJECT.

This project embraces 9.3 acres including streets. There are 52 major structures to be taken. Two of these are nonresidential. Seventy-two families are to be uprooted.

The BRA among the documents which it submits for our consideration relative to this matter recites that the local contribution will consist of \$115,735. If that were the real local contribution I would not hesitate to vote approval. But \$115,735 is not the real local contribution. The real contribution is people. The real local contribution is families. I am unwilling to pay this price for this project. I therefore urge that this resolution be rejected.

PATRICK F. McDONOUGH,

Member, Committee on Urban Redevel-  
opment, Rehabilitation and Renewal.  
Placed on file.

The foregoing resolution was adopted, yeas 5, nays 4:

Yeas—Councillors Coffey, Foley, Hines, Ker-  
rigan, Tierney—5.

Nays—Councillors Iannella, McDonough,  
Piemonte, Sullivan—4.

#### REPORT OF COMMITTEE ON CONFIRMA- TIONS.

Coun. PIEMONTE, for the Committee on Confirmations, submitted the following:

Report on message of the Mayor and order (referred October 1) for appointment and confirmation of John Patrick Ryan to be a member of Boston Redevelopment Authority for the term expiring September 17, 1967—recommending that the appointment be confirmed.

The report was accepted, and the order was passed, confirming the appointment of John Patrick Ryan.

#### REPORT OF COMMITTEE ON LICENSES.

Coun. COFFEY, for the Committee on Licenses, submitted the following:

1. Report on applications (referred December 10) for commercial use shellfish permits for Vincent Bradley and Leonard W. D'Amico—recommending that the permits be granted.

The report was accepted, and the licenses were severally granted under the usual conditions.

Coun. TIERNEY in the chair.

#### REPORT OF COMMITTEE ON PUBLIC LANDS.

Coun. HINES, for the Committee on Public Lands, submitted the following:

Report on message of the Mayor and order (referred September 10, for sale of portion of St. Stephen street to Northeastern University—recommending that the order ought to pass, and submits the following report:

Since September 10, 1962, the City Council Committee on Public Lands has had under consideration an order submitted by the Mayor authorizing him to sell at private sale to Northeastern University a portion of St. Stephen street and to discontinue this portion of St. Stephen street, between Opera place and Forsyth street, in the Back Bay area of the city. By this order Northeastern would acquire 21,175 square feet of land (all of this footage being the discontinued portion of the street) for which the purchaser would pay the amount of \$56,119 and will also convey 2,442 square feet of land adjacent to Opera place which will facilitate a widening of Opera place, between St. Stephen street and Forsyth street. Northeastern University owns the land on both sides of St. Stephen street and the proposed sale would permit the University to plan for more efficient land use of its campus.

At a public hearing held on Thursday, September 27, duly advertised in the Boston newspapers, officials of Northeastern University, including its president, appeared in favor of the proposal and certain officials of the City of Boston, notably the Public Works Commissioner who certified to a hearing and study by the Public Improvement Commission and the approval of that board to the proposed discontinuance, the city of course retaining easements for sewer and water purposes. Opposition was voiced by members of the Legislature from the vicinity and some abutters and neighbors. The majority of the City Council Committee, as a result of its deliberations and hearing, has arrived at the following conclusions:

1. Northeastern University presents a strong case for adoption of the order which will allow it to expand its facilities by the construction of two (2) new buildings, notably a four-story structure for a dormitory for women students attending Northeastern University, some of whom will also attend the Forsyth Infirmary with whom Northeastern is conducting a joint program of training in the field of Dentistry. For this construction Northeastern University has received final approval of a \$2,600,000 loan from the Housing and Home Finance Agency of the United States Government. Plans are completed and a spring land breaking is anticipated if the City Council now approves this order. The height and design of the building would be similar to Northeastern's present facilities and would project 25 feet into the present street.

2. The proposed discontinuance would permit the University to construct ultimately a 1,000-car garage on Hemenway street on property now owned by the University and would permit students unhindered walking access to this area where the University, in conjunction with other properties is making a commendable effort to handle the tremendous problem of parking for faculty and students, the overwhelming majority of whom live in the Metropolitan Boston area.

3. Objection was made that the University now owns land on the Columbus Avenue side of Huntington avenue and that the University should expand in that direction. University officials showed models and plans of the State Department of Public Works, etc., which show the probability of Northeastern losing in the future much of this property for expressways, etc., and therefore claimed this would be unfeasible. However, the committee notes that Senator Richard Caples of the Back Bay made the interesting and provocative suggestion that universities and other tax-exempt institutions in the Boston area should consider most carefully new air-right type buildings over public roads to alleviate the city's undoubted and unquestioned difficulty of coping with the expansion programs of tax-exempt institutions. For this reason the City Clerk is hereby directed to forward a copy of this report to the Administrator of the Boston Redevelopment Authority as it is the planning board of the City of Boston.

4. Certain abutters and neighbors made objections concerning minor nuisances to them resulting from student activities although there was no allegation of wrong-doing or maliciousness and therefore it appears that the University should take every step within its means to cooperate with its neighbors, residents of the district, to reduce to a minimum the friction of this matter and to cooperate with its neighbors in this regard.

5. This proposal would not take any property off the tax rolls of the city nor remove any land from the park system. If such were the result, the report of the committee might be in opposition rather than in approval of this proposed conveyance.

6. The Mayor and the City Council of Boston approved a similar expansion device namely, discontinuing and selling a street, to Harvard University two years ago.

7. As Northeastern University fulfills to a great extent the role of a municipal college, saving the city millions of dollars per year, it comes with good grace to seek approval of

this transaction. Northeastern University has a present enrollment of 23,000 full and part-time students—8,000 of whom are residents of the City of Boston and 80 per cent being residents of Metropolitan Boston.

The majority of the Committee on Public Lands recommends adoption of the order.

FOR THE COMMITTEE,

PETER F. HINES, Chairman.

Pres. IANNELLA in the chair.

The foregoing report was accepted. The question came on giving the order its first reading and passage. The order was rejected (6 votes being required for passage), yeas 5, nays 4:

Yeas—Councillors Coffey, Foley, Hines, Kerrigan, Sullivan—5.

Nays—Councillors Iannella, McDonough, Piemonte, Tierney—4.

Coun. FOLEY moved reconsideration of the foregoing motion, and reconsideration prevailed.

On further motion of Councillor Foley the foregoing order was referred to the Committee on Public Lands.

#### THE NEXT MEETING.

On motion of Councillor Hines, the Council voted that when it adjourn it be to meet on Monday, January 7, 1963, at 10 A.M.

#### REPORT OF COMMITTEE ON ORDINANCES.

Coun. HINES, for the Committee on Ordinances, submitted the following:

Report on message of the Mayor and ordinance (referred December 10) relative to annual charge for use of common sewers—recommending that the ordinance ought to pass.

The report was accepted, and the ordinance was passed.

#### PRESENTATION OF GAVEL TO PRESIDENT IANNELLA.

Coun. HINES, on behalf on the members of the Council, presented President IANNELLA a gavel in appreciation of his services as President of the Council for the municipal year 1962.

President IANNELLA expressed his thanks and his appreciation of the consideration and cooperation throughout the year of the members of the City Council, the Council attachés, and the members of the press. (Applause.)

#### PROPOSED SALE OF PORTION OF CARTER PLAYGROUND.

Coun. HINES called up, under unfinished business, No. 1 on the Calendar, viz:

1. Order for sale of parcel of land, Carter Playground, Camden street, to Floyd E. Bliss et al.

On December 3, 1962, the foregoing order was read once and passed, yeas 7, nays 2.

The order was given its second reading and passage, yeas 7, nays 2:

Yeas—Councillors Coffey, Foley, Hines, Iannella, Kerrigan, Sullivan, Tierney—7.

Nays—Councillors McDonough, Piemonte—2.

Adjourned at 4.09 P.M., on motion of Councillor Hines, to meet on Monday, January 7, 1963, at 10 A.M.

Note: All debate of City Council eliminated from proceedings in accordance with Chapter 447, Acts of 1947.

(Stenographic copy of such debate on file in office of City Clerk.)













