

HOUSE . . . No. 191.

Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, April 7, 1868.

The Committee on the Judiciary, to whom was referred the Bill entitled an Act to amend the charter of the city of Boston, report the Bill ought to pass.

Per order,

CHAS. R. TRAIN.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Sixty-
Eight.

AN ACT

To amend the Charter 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:—

1 SECT. 1. The school committee shall consist of the
2 mayor of the city, the president of the common
3 council, the persons now constituting said committee
4 for the several terms for which they were respectively
5 elected, and of the persons hereinafter mentioned.
6 A majority of the persons duly elected shall consti-
7 tute a quorum for the transaction of business; and
8 at all meetings of the board, the mayor, and in his
9 absence, the president of the common council, if
10 present, shall preside.

1 SECT. 2. The qualified voters of each ward shall,
2 at the annual municipal election in the year one

3 thousand eight hundred and sixty-nine, and at every
4 subsequent annual municipal election, choose, by
5 ballot, two inhabitants of the ward to be members of
6 the school committee for two years from the second
7 Monday in January next ensuing. In case the num-
8 ber of persons to be elected shall not be chosen at
9 the first balloting held in any ward, the same pro-
10 ceedings shall be had for completing the election
11 which are provided for completing the election of
12 members of the common council when there is a
13 failure to elect the requisite number at the first
14 balloting.

1 SECT. 3. If any person elected a member of the
2 school committee refuses or neglects to accept said
3 office, or if any member of the board declines further
4 service, or from change of residence or otherwise
5 becomes unable to attend to the duties of the board,
6 the remaining members shall, in writing, give notice
7 of the fact to the board of aldermen, and the two
8 boards shall thereupon, after giving public notice of
9 at least one week, proceed in convention to fill such
10 vacancy, and a majority of the ballots of the conven-
11 tion shall be necessary to an election. The term of
12 service of every member elected as aforesaid shall end
13 with the municipal year in which he is chosen, and
14 if the vacancy which he was elected to fill was for a
15 longer period, it shall, at the first annual election, be
16 filled in the manner prescribed for original elections
17 of the school committee.

1 SECT. 4. The persons chosen as members of the
2 school committee shall, together with those members

3 whose terms of office shall be then unexpired under
4 previous elections, meet and organize on the second
5 Monday of January, at such hour as the mayor may
6 appoint. They may choose a secretary and such sub-
7 ordinate officers as they may deem expedient, and
8 shall define their duties and fix their respective
9 salaries.

1 SECT. 5. The said committee shall have the care
2 and management of the public schools, and may
3 elect all such instructors as they may deem proper,
4 and remove them whenever they consider it expedient.
5 And generally they shall have all the powers, in
6 relation to the care and management of the public
7 schools, which the selectmen of towns or school com-
8 mittees are authorized by the laws of this Common-
9 wealth to exercise.

1 SECT. 6. The qualified voters of said city shall, at
2 the annual municipal election next after the passage
3 of this act, be called upon to give in their votes for
4 three able and discreet men, being inhabitants and
5 legal voters in said city, who shall constitute the
6 board of street commissioners of said city; one of
7 whom shall be chosen for the term of one year, one
8 for the term of two years, and one for the term of
9 three years from the first Monday of January next
10 ensuing, and until their successors are chosen and
11 qualified; and at every subsequent annual election,
12 the qualified voters of the city shall choose one per-
13 son, qualified as aforesaid, to be a member of said
14 board, to serve for the term of three years.

1 SECT. 7. Said street commissioners shall have all
2 the powers now exercised by the board of aldermen
3 concerning the laying out, altering or discontinuing
4 the streets and ways of said city, and the powers now
5 exercised by said board of aldermen in relation to the
6 abatement of taxes and of granting licenses to inn-
7 holders and common victuallers, and shall grant
8 licenses for the sale of intoxicating liquors under the
9 laws of this Commonwealth.

1 SECT. 8. Said commissioners shall receive an
2 annual salary of not less than three thousand dollars ;
3 which shall be in full for their services, shall be fixed
4 by the city council, and paid from the treasury of said
5 city.

1 SECT. 9. The city surveyor shall be the clerk of
2 said board of street commissioners ; he shall receive
3 such salary for his services as the city council may
4 determine, which shall be paid from the treasury of
5 said city.

1 SECT. 10. Whenever a vacancy occurs in said
2 board of street commissioners, the same shall be
3 filled by a concurrent vote of the city council ; and
4 the person so elected shall hold the office until his
5 successor at the next municipal election is chosen and
6 qualified.

1 SECT. 11. This act shall take effect when the same
2 has been approved by a majority of the legal voters
3 of said city, by a vote had thereon at meetings in the
4 several wards of said city, legally called for that
5 purpose.

