

ANALYTICAL INDEX.

MINUTES

From May 1, 1878, to April 30, 1879, inclusive.

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Wednesday, May 1, 1878.] 1

WEDNESDAY, MAY 1st, 1878.

REGULAR MEETING—9.15 O'CLOCK. A. M.

Present—Commissioner WENMAN, President.

“ CONOVER.

“ LANE.

The minutes of the previous meetings of the 24th and 26th days of April, 1878, were read and approved.

The following communications were presented and read :

Riverside Avenue

From the Counsel to the Corporation, as follows :

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION, }
NEW YORK, April 24th, 1878.

HON. JAMES F. WENMAN,

President of the Department of Public Parks :

Sir,—In your letter to me of the seventeenth instant, you acknowledge the receipt of my communication of the sixteenth, and refer to the statement therein contained, that if the work on the piers and abutments of the bridge to be erected on Riverside Avenue is covered by the contract, it should be done in the manner, and paid for at the prices therein provided, but that if it is not covered by the contract, as the expenses will exceed one thousand dollars, it should be done under a new contract made at public letting. You state that some doubt exists in the minds of the Commissioners whether the work on the piers and abutments is or is not covered by the contract, and in consequence the following resolution was adopted on the seventeenth instant :

Resolved, “ That the Counsel to the Corporation be, and hereby is, requested for his opinion whether the contractors for the improvement and construction of Riverside Avenue are required, under the terms of their contract for said work, to build the piers and abutments for the trestle work or bridge ; and, if so, what class of masonry work is required to be used in the construction of said piers and abutments.”

So far as I have been able to discover, there is no express mention, in the contract for the improvement of Riverside Avenue, of any bridge. Subdivision 65, of

the contract, however, contains provisions in reference to trestle work; and there appears to be no question that these provisions were intended by the Department, and understood by the contractors, to have reference to a bridge, to be erected across a ravine lying between Eighty-sixth and Eighty-fourth Streets, of about six hundred feet in width. I am informed, moreover, that the present contractors, as well as other persons proposing to bid for the whole work, went over the ground with the then Engineer of the Department of Public Parks, and it was fully understood that a portion of the work to be covered by the contract was a bridge over this ravine. The first paragraph of said subdivision 65, of the contract, is as follows: "The different trestle works to be put up wherever required, as will be shown on plans, and as will be directed." As I am informed, the plans for the bridge in question were not prepared when the bids were put in nor when the present contract was signed. This fact of course made the contractors liable to be called on to erect a bridge according to plans to be subsequently prepared and adopted by the Park Department. It does not follow, however, that the Department was at entire liberty to adopt such plans for the bridge in question as it might see fit, because the character of those plans, and the material to be used in the erection of the bridge, depend, to a certain extent, upon other provisions of the contract. It was undoubtedly competent for the Department to prepare plans for the bridge with abutments, and with the trestle work resting on piers, and to require the contractor to construct the same. Piers and abutments are usual, if not indispensable parts of a bridge, and under the contract it is the duty of the contractors to construct the piers and abutments, as well as the trestle work. The Department, however, cannot require the contractor to build such piers and abutments of materials for which no price was fixed in the contract. There are prices fixed in the contract for "dry wall," "brick masonry," "concrete," "rubble masonry" and "timber," and such piers and abutments, as I am informed, could be constructed of either of said classes of masonry, and such abutments might be constructed of timber filled in with earth. The Department can therefore require the contractors to construct such piers and abutments of either class of masonry above mentioned, and require the abutments to be built of timber filled in with earth. As the contract does not expressly provide which class of masonry above mentioned shall be used, it is in the discretion of the Department to require the contractors to use either class for which a price is named.

It is proper to add, though perhaps hardly necessary, that the Department has not the right, under this contract, to require the contractors to construct such piers and abutments of any materials for which no price is fixed in the contract, nor to require a better class of work than is therein provided for.

I am, Sir,

Yours, respectfully,

(Signed) W. C. WHITNEY,

Counsel to the Corporation.

(Minutes, April 17, 1878, p. 728.)

Commissioner LANE moved that said communication be entered at length on the minutes and filed.

Adopted.

Trees on One Hundred and Tenth Street.

From the Commissioner of Public Works, thanking the Department for the permission granted to the Department of Public Works to plant trees on One Hundred and Tenth Street, between Fifth and Eighth Avenues, and stating that his desire

to is co-operate with this Department, not to encroach upon its authority.

(Minutes, April 24, 1878, p. 745.)

Filed.

Museum of Art. Museum of Natural History

From the Finance Department, stating that although this Department had, prior to April 24th, 1878, made requisition for the issue of \$950,000 of the \$1,000,000 authorized to be issued for the construction of a Museum of Art and a Museum of Natural History, by Sec. 2, Chap. 290, Laws of 1871, yet the requisition made May 1st, 1871, for \$100,000 had never been recognized or acted upon, and that, therefore, this Department should now make requisition for \$150,000.

The PRESIDENT then offered the following preamble and resolution:

Whereas, The requisition made by the Executive Committee of this Board on May 1st, 1871, and which action was approved by the Board on September 12, 1871, for \$100,000 of the funds provided by Sec. 2, Chapter 290, Laws of 1871, has not been recognized or acted upon by the Comptroller of the City or by the Board of Estimate and Apportionment; therefore,

Resolved, That the resolution of the Board, adopted at the meeting held April 24, 1878, making requisition upon the Comptroller of the City for \$100,000 of said fund, be altered and amended to read as follows, namely:

Resolved, That the Commissioners of the Department of Public Parks of the City of New York hereby make requisition upon the Comptroller of the City of New York, for the sum of one hundred and fifty thousand dollars (\$150,000) for the construction of a Museum of Art and a Museum of Natural History, as provided by Section 2, Chapter 290, Laws of 1871.

(Minutes, September 12, 1871, p. 201, and April 24, 1878, p. 744.)

The PRESIDENT put the question, whether the Board would agree to said preamble and resolutions, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Conover, Lane—3.

Tobias Lyness.

From the Police Department, stating that a certificate of qualification as engineer to take charge of the steam boiler and engine at the Museum (the Arsenal), in Central Park, has been granted to Tobias Lyness.

(Minutes, March 6, 1878, p. 649.)

Filed.

Horses and Carts.

From the Superintendent of Parks, stating that he requires six additional horses and carts.

(Minutes, April 17, 1878, p. 730.)

The PRESIDENT offered the following resolution :

Resolved, That the President be, and he is hereby, authorized to employ six additional laborers, with horses and carts, at the rate of pay of \$2.75 per day each.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Sewers in 134th and 135th Streets.

From Mr. E. B. Van Winkle, Engineer, &c., reporting upon the application for sewers in One Hundred and Thirty-fourth Street and One hundred and Thirty-fifth Street, and recommending that the sewers asked for be constructed ; and also that some additional sewers in the adjoining avenues, and especially in Third Avenue, as shown on a sketch accompanying his report, be constructed at the same time.

Also from Mr. F. G. Brown, requesting that the sewer in One Hundred and Thirty-fourth Street be constructed as soon as practicable.

(Minutes, April 24, 1878, p. 751.)

The PRESIDENT moved that Mr. E. B. Van Winkle, Engineer, &c., be directed to prepare and submit plans and specifications

for the construction of the sewers in One Hundred and Thirty-fourth Street, One Hundred and Thirty-fifth Street, Third Avenue, and the adjoining avenues, as recommended by him.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Boston Road.

From Mr. E. B. Van Winkle, Engineer, &c., stating that he requires the temporary services of a field party for a month or two, in order that the work of monumenting Boston Road may be proceeded with.

Laid over.

Also from Mr. James Williams and others, requesting that the monuments on said Boston Road be set as soon as possible, and the maps filed, in order that the title to the road may be acquired and the road constructed.

(Minutes, March 27, 1878, p. 693.)

Laid over.

Sewer Connections on Riverside Avenue.

From the Superintending Engineer of the work of constructing and improving Riverside Avenue, stating that it is no part of the plan of sewerage for said avenue to make provision for drainagé or sewerage of houses along it. That the sewers only provide for the disposal of surface water, and recommending that the application of Mr. H. H. Cammann, be not granted.

(Minutes of April 24, 1878, p. 752.)

The PRESIDENT moved that the application of Mr. H. H. Cammann for permission to connect the drains from three houses between One Hundred and Fifth and One Hundred and Sixth Streets with the sewer in Riverside Avenue, be refused.

Adopted.

Menagerie.

From the Director of the Menagerie, requesting permission to purchase for the Menagerie some European ducks, to the value of \$20.

Filed.

American Museum of Natural History.

From Mr. A. S. Bickmore, Superintendent of the American Museum of Natural History, forwarding to the Department a detailed printed report of the operations and transactions of the said Museum, including its receipts and payments for the year ending December 31, 1877, in accordance with the requirements of the contract made with said Museum.

(Minutes of January 30, 1878, p. 570.)

Filed.

Bath House at East River Park.

From Mr. Jacob Seabold, Jr., requesting permission to moor a bath house at the East River Park.

Also from the Superintendent of Parks reporting on said application, and recommending that Mr. Seabold be required to submit the design and drawings of the proposed bath house, before granting the permission asked.

The PRESIDENT moved that Mr. Jacob Seabold, Jr., be requested to submit the plans and specifications of the bath-house he proposes to moor at the East River Park.

Adopted.

Watch-house at Third Avenue Bridge.

From Mr. R. C. Campbell, requesting that the watch-house at the south-east corner of Third Avenue Bridge be removed, as it is in front of his premises and an injury to them.

Also from the Superintendent of Parks, reporting that said house is required to keep the implements used in cleaning the bridge, and also to shelter the bridge keeper in stormy

May 1, 1878.]

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weather; and that a less objectionable site on the bridge could not be selected than where it is at present.

(Minutes, June 13, 1877, p. 101.)

Filed.

James Davis.

From Mr. James Davis, stating that he was employed by the late President of the Department, as Engineer in the Museum of of Art building, Central Park, from December 10th to December 21st, 1877, at the rate of \$2.50 per day, but that he has not been paid for his services, and asking the Department to pay him the amount due him, viz., \$27.50.

Filed.

Museum of Art.

From the Angell & Blake Manufacturing Company, stating that the heating apparatus which they have placed in the Museum of Art building, as called for by their contract, was tested on the 14th August, 1877, and taken charge of by the employés of the Department at that time. That since that date it has been injured by those having charge of it, and that they have been made repair the injuries. That their whole contract will be completed in a short time; and they request to be reimbursed the amount it has cost them to make said repairs, and that they be held harmless as regards any further injuries.

(Minutes, October 31, 1877, p. 371.)

Referred to the Superintending Architect for his report.

Earth Filling. Granite Foundation Stone.

From Mr. J. B. Devlin, offering to furnish five thousand cubic yards of earth filling at the proposed site of the Conservatory in Central Park, and to take in exchange therefor all the granite foundation stones which are lying in the Central Park.

Filed.

Audit.

Commissioner LANE, Charirman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Arnold Constable & Co., cloth.....	Museum of Art....	\$1,760 00
Bartlett Lamp Mfg. Co., globes.....	Maint. and Govmt.	
	P. and P.....	\$28 00
	Harlem R. B.,	
	Reps. Impt. and	
	M.....	22 00
		<hr/>
		50 00
Crissey, Wm. V. & Co., camphor and		
paper.....	Maint. and Gov.	
	P. and P.....	7 89
Fischer, Geo. & Bros., bronze fountain..	City Parks Impt.	
	F.....	531 00
Fischer, Geo. & Bro., iron work.....	Museum of Art....	887 00
Gold & Stock Telegraph Co., rent of line,	Maint. & Govmt.	
	P. & P.....	62 50
Irwin, Wm., petty expenses.....	Maint. & Govmt.	
	P. & P.....	\$62 68
	Maint. 23d & 24th	
	Wards.....	18 25
	Surveying, Lay-	
	ing out, etc., 23d	
	and 24th Wards.	50
	Museum Natl. Hist.	4 13
	Museum of Art....	4 13
		<hr/>
		89 69
Jube, John P. & Co., wagon materials.	Maint., etc., 23d &	
	24th Wards.....	10 40
King, Briggs & Co., files.....	Maint. and Govt.	
	P. and P.....	16 77
Lester Oil Co., oil.....	Maint. and Govt.	
	P. and P.....	\$50 88
	Harlem R.B., Reps.	
	Impt. and M...	28 80
	Museum Natl. Hist.	2 70
	Museum of Art....	4 50
		<hr/>
		86 8

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Merchant, S. L. & Co., Portland cement, Maint. and Govm't P. and P.....	\$30 00
Mount's Son, H. R., brushes and brooms, Maint. 23d and 24th Wards...	7 05
Moffatt, David & Co., leather..... Maint. and Govt. P. and P.....	7 58
N. Y. Mutual Gas Light Co., rent Maint. and Govt. P. & P.....	1,250 00
Stewart, A. T. & Co., gloves, Police.... Maint. and Govmt P. & P.....	78 95
Seaman, John A., varnish, oil and paints..... Maint. and Govmt. P. and P.....	\$81 50
Maint. 23d & 24th Wards.....	2 00
	83 50
Smith, Elward, repairing platform.... Maint. and Govmt. P. and P....	250 00
Walton Brothers, hose, oilers, waste, &c..... Maint. and Govmt. P. and P.....	\$242 38
Harlem R. B., Reps. Impt., and M	75
Museum of Art...	25
	243 38
Van Winkle, E. B., petty expenses.... Surveying, laying out, etc., 23d & 24th Wards....	24 06
Van Norden, Edw'd, asphalt paving.... City Parks Impt. Fund.....	1,000 00
Woodward, B., agent, disinfectant. Maint. and Govmt. P. and P.....	16 50
	<u>\$6,493 15</u>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$2,185	63
Harlem River Bridges Repairs, Improvement and Maintenance.....	51	55
Maintenance, &c., 23d and 24th Wards.....	30	65
Surveying, laying out, &c., 23d and 24th Wards, &c.....	24	56
City Parks Parks Improvement Fund.....	1,531	00
Museum of Art.....	2,655	88
Museum Natural History.....	13	88
	<hr/>	<hr/>
		\$6,493 15

Amounting in the aggregate to the sum of sixty-four hundred and ninety-three dollars and fifteen cents.

SMITH E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

New York, May 1st, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Elton Avenue. Engineers' Fees.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills of Mr. E. C. Morrison, the late Engineer, and Mr. E. B. Van Winkle, the present Engineer, in charge of the improvements in the territory formerly constituting the town of Morrisania, in pursuance of proceedings authorized by the Board of Trustees of said town prior to the 1st day of January, 1874, and submit the same to the Board for approval.

NAME.	IMPROVEMENT.	AMOUNT.
E. C. Morrison.....	Regulating and Grading, Elton Avenue, from Third Avenue or Boston Road, to Brook Avenue.....	\$123 76
E. B. Van Winkle.....	Do. do. do.	236 60

S. E. LANE, } *Auditing*
 SAM'L CONOVER, } *Committee.*

Dated New York, May 1st, 1878.

The PRESIDENT then moved that the Board do now approve the above mentioned bills of the engineers in charge of said improvement, and that the amounts thereof be certified to the Finance Department.

(Minutes, March 27, 1878, p. 696.)

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Treasurer's Report.

The PRESIDENT presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks in account with

Smith E. Lane, Treasurer.

CR.

1878.		
April 16.	By balance.....	\$10 00
April 16 } to May 1. }	“ cash received from permits.....	30 00
		<hr/> \$40 00

DR.

April 16 } to May 1. }	To cash paid into City Treasury.....	\$20 00	
May 1.	“ balance.....	20 00	
		<hr/>	\$40 00
			<hr/> <hr/>

S. E. LANE,

Treasurer D. P. P.

NEW YORK, Wednesday, May 1, 1878.

9.30 A.M.

Appropriations and Expenses of the Department.

The PRESIDENT, to whom was referred the resolution of the Common Council asking for certain information concerning the appropriations and expenses of the Department for the years 1875, 1876, 1877 and 1878, presented a statement which he had prepared in reply to said resolution, and moved that he be authorized to transmit same to the Board of Aldermen.

(Minutes, April 10, 1878, p. 713.)

Adopted.

Museum of Art.

The PRESIDENT offered the following resolution :

Resolved, That requisition be, and hereby is, made upon the Finance Department to pay Messrs. Moran and Armstrong the sum of \$5,082.41, being the amount of the judgment recovered by them against the Mayor, Aldermen and Commonalty of the City of New York for extra work performed by them upon the Museum of Art building, and that same be charged to the fund provided by Section 2, Chapter 290, Laws of 1871.

(Minutes, April 24, 1878, p. 744.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

The PRESIDENT offered the following resolution :

Resolved, That the agreement with the Gold and Stock Telegraph Company to supply and keep in order the telegraph lines between the general office of this Department at 36 Union Square and the Central Park, be renewed from May 1st, 1878, until December 31st, 1878, upon the same terms and conditions as the former agreement with said company, and that the President be authorized to sign such an agreement on behalf of this Department.

(Minutes, January 2, 1878, p. 484.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Copies of books, accounts, maps, &c.

Commissioner LANE offered the following resolution :

Resolved, That all applications for copies of any book, account, paper, drawing, plan or map in the Department shall be first presented to the Board for their action ; and employés of the Department are hereby prohibited from furnishing copies thereof or allowing copies to be made, except upon the order of the Board.

(Minutes, December 3, 1873, p. 436.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

William Cushing.

Commissioner LANE offered the following resolution :

Resolved, That Mr. William Cushing be, and he is hereby, appointed a chainman to act as an Inspector upon the work of constructing and improving Riverside Avenue, and that his pay be fixed at the rate of \$78 per month.

(Minutes, March 20, 1878, p. 684.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Sidney H Conklin. Owen Delaney.

The PRESIDENT offered the following resolution :

Resolved, That gate-keepers Sidney H. Conklin and Owen Delaney be, and they are hereby, promoted and appointed patrolmen on the police force.

(Minutes, January 9, 1878, p. 514, and April 10, 1878, p. 724.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Carpenters.

The PRESIDENT offered the following resolution :

Resolved, That the following named carpenters in the employment of the Department be discharged from and after Saturday, the 4th inst., namely, Blackburn B. Pew, James Lysaght, Thomas F. Roche, Michael F. McCarthy, Robert Hunter and Eugene Harris.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

On motion of the PRESIDENT, the Board adjourned at 11.30 o'clock A. M. to meet on Wednesday, the 8th day of May, 1878, at 9.15 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, MAY 8th, 1878.

ADJOURNED MEETING—9:15 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 1st instant were read and approved.

Wm. Cushing.

On motion of Commissioner CONOVER the order of business was suspended, and he moved that the resolution adopted on the 1st instant, and printed on page 13 of the minutes, appointing Mr. William Cushing, a chainman to act as inspector, be reconsidered.

(Minutes, May 1, 1878, p. 13.)

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Commissioner CONOVER then offered the following resolution as a substitute thereof :

Resolved, That Mr. William Cushing be, and he hereby is, appointed a Chainman upon the work of constructing and

improving Riverside Avenue, from the 1st May, 1878, and that his pay be fixed at the rate of \$78 per month.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

The order of business was then resumed, and the following communications were presented and read :

Ellis Place, &c.—Public Streets.

From the Counsel to the Corporation, as follows :

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION,
NEW YORK, May 2d, 1878. }

Hon. JAMES F. WENMAN,

President of the Department of Public Parks :

Sir,—In your letter to me of the eighteenth of February last, you state the following facts :

In May, 1853, the then owners of the portion of the Twenty-third Ward, known as West Morrisania, filed a map in the office of the Register of Westchester County, at Whiteplains, on which the streets colored yellow on the sketch enclosed with your letter are shown. The deeds of the property fronting designate them as streets, and the authorities of the old town of Morrisania worked them, but no record can be found of their having been accepted by the Commissioners of Highways.

The Commissioners appointed by Chapter 841 of the Laws of 1868, filed a map on the twenty-third day of February, 1871, the streets on which are shown on said sketch as dotted lines. This map also laid out Girard Avenue, Ellis Place, Cedar Street and William Street (the latter two now being known as One Hundred and Sixty-first Street), on the same lines as the former map filed in 1853.

Mott Avenue (formerly Walton Avenue) was changed by the Commission of 1868, but was changed back again to its original lines by your Department, under authority of Section 14, of Chapter 329, of the Laws of 1874, and Chapter 604 of the Laws of 1874. The streets colored yellow on said sketch are those actually in existence, and you desire my opinion whether they are now public streets, which the Department should maintain and keep in proper order.

The act, Chapter 841 of the Laws of 1868, referred to in your letter, was an act for the laying out, opening and closing of streets, roads and avenues in the town of Morrisania, in the County of Westchester, and authorized certain Commissioners therein named, to exercise the power and authority conferred by that act. Said Commissioners were authorized to lay out streets, roads and avenues in said town, of such width, extent and direction, and of such grades as they should see fit. They were authorized to adopt and retain or reject such highways, streets, roads or avenues, or portions thereof, as had been previously laid out and opened, and had been in use, or should have been dedicated to public use, though not in actual use in said town, as they should think proper. They were required to file maps showing such highways, streets, roads or avenues, or por-

tions thereof, as should be retained and adopted, and such as should be rejected by them. Section 2 of said act, contained among other things, the following:

"And such of said highways, streets, roads or avenues, or portions thereof, as shall be rejected by said Commissioners, shall cease to be such, and shall be closed from and after the filing of such maps; except that such as are at that time public highways shall not be closed until after the payment of any damages that may be awarded to parties owning lots fronting thereon, or on the portion thereof sought to be closed, in any proceedings that may be taken under the provisions of this act, or any other law of this State, for closing such highways, or portions thereof, without the consent of such owners."

Under this statute, when the Commissioners thereby appointed, filed their map on February 23, 1871, the streets on the map filed by the property owners in 1858, which were not shown on said map of the Commissioners, became closed, unless, at the time of the filing of said last-mentioned map, they were public highways. The question therefore is, whether the streets shown on said map of the property owners, or any of them, were, at the time of the filing of said map by said Commissioners, public highways, and this question it is difficult to answer, without further information than is contained in your letter.

The filing of the map by the property owners in 1853, did not make the portions of land, exhibited thereon as streets, public highways, nor did the execution of deeds by such property owners, bounding the property thereby conveyed by such streets, have that effect. The law in relation to this question is clearly stated by Judge Harris in the opinion rendered by him in the case of *Clements vs. The Village of West Troy* (16 Barbour, 252). The learned judge said:

"The original proprietors, when they divided their land into lots, made a map, upon which they designated the alley in question, and upon a sale of lots bounded them upon the alley thus designated. As between the original proprietors, and those to whom they conveyed, this act of the proprietors accrued a right of way. But the alley thus designated, and in respect to which the purchasers of the lots had acquired an indefensible right of way, did not therefore become a public highway. The dedication must be accepted, the highway must be laid out. Until this is done, the alley would remain the property of the original proprietors, subject to a right of way in those who had taken deeds of lots bounded upon the alley. * * * * * The defendants in this case do not pretend that any legal proceedings have ever been taken for the purpose of making the alley a public highway. They rely entirely upon the acts of the original proprietors, amounting to a dedication. They insist that on and after such ceding, dedication, giving, appropriation and setting apart, the alley became and was, and has continued to be, a public highway, for all legal intents and purposes. In this they are mistaken. Before they can exercise the right to regulate the alley as a public highway of the village, they must ratify the act by which it was dedicated to the use of the public. They must accept the gift. This can only be done by instituting the proceedings which the law has prescribed for laying out and opening public highways in the village."

In the case of *The City of Oswego agst. The Oswego Canal Company* (2 Selden, 268), Ruggles, Ch. J., in delivering the opinion of the Court of Appeals, said:

"Any individual may lay out a way or thoroughfare through his own land, and may dedicate it as such to the public use. But such dedication does not impose upon the towns in which the lands lie the duty of improving or keeping in repair as a public highway, the lands so dedicated. This will conclusively appear from a reference to the provisions which have been in force in our highway acts for half a century. The power of laying out, altering and discontinuing highways has been conferred exclusively on the Commissioners of Highways of the respective towns. It has been their duty to cause to be described and recorded in the Town Clerk's office all public highways not already on record, to assess highway labor upon the inhabitants of the town, to divide the town into road districts, to assign a due proportion of the labor to each district. It was the evident intent of these statutes that the labor assessed should be bestowed exclusively upon the highways established by the town authorities, and recorded in the Town Clerk's office."

It is evident, from these decisions, that the streets in question did not become public highways by reason of the acts of the owners of the property through which they were laid out, and considered with reference to the doctrines laid down in these cases, it would also seem to be very doubtful whether any action was ever taken by the town authorities of Morrisania, which had the effect of converting such streets into public highways. The only fact stated in your letter is that said streets were worked by the town authorities of Morrisania. You do not, however, state whether the streets were originally regulated and graded, or whether they were merely repaired by the town authorities, nor when the work, whatever it was, was done; and you do state that no record can be found showing that such streets were ever accepted by the Commissioners of Highways. It would seem, from the language used in the decisions referred to, that it was necessary not only that such streets should have been accepted by the Commissioners of Highways, but that some record of such acceptance should have been made in the office of the Town Clerk. Up to the year 1864 the general laws of the State in regard to public highways were applicable to the town of Morrisania, and I do not see how, during the period between 1853, when the property owners filed their map, and the year 1864, such streets could have become public highways, unless a record thereof was properly made in the Town Clerk's office as required by such general statutes. In 1864 an act was passed creating a Board of Trustees for the town of Morrisania, which act was in the nature of a special charter for that town. It was therein provided that the Board of Trustees should have the powers of Commissioners of Highways, and section 54 of the act authorized such Trustees to accept as a street or highway in said town any street theretofore laid out through any lands in said town by the owners of the land through which the same should pass, and which should have been voluntarily ceded or dedicated to public use as a street or highway by such owners. Said section provided that before acting in such matter the Trustees should give public notice in a newspaper published in said town, describing the street; and unless a remonstrance signed by a majority of owners of the land on the line of the same, should be presented, the Trustees should be at liberty to adopt a resolution declaring such street to be laid out and opened, and the same should thenceforward become a public street or highway. This act contained no provision requiring any record of the acceptance of such street to be filed with the Town Clerk, nor in any other public office, and it is possible, therefore, that between the years 1864 and 1871 a resolution may have been adopted by the Board of Trustees accepting the streets, or some of them, shown on the map filed by said property owners in 1853, and declaring the same to be public highways. If such resolution was adopted, it would follow that the streets shown on the property owners' map were public highways in 1871, when the map was filed pursuant to the Act of 1868, and unless legal proceedings were taken to close the same they continued to be public highways down to the time of the passage of the annexation acts. If no such resolution was ever adopted, and if no record of the acceptance of such streets prior to 1874 by the Commissioners of Highways was made in the Town Clerk's office, it would follow that such streets never became, and are not now, public highways.

In the absence of more definite information I cannot advise the Department positively as to whether such streets are or are not highways at the present time, nor as to whether it is the duty of the Department to keep the same in repair. I should suppose information in regard to the matter might be obtained from some of the owners of property fronting on such streets, or from some of the former officials of the town of Morrisania, and I would respectfully suggest that, if the Department deems the matter of sufficient importance, it should cause thorough and careful inquiry to be made of such property owners and officials. If after such inquiry no fact can be ascertained, except that the town authorities repaired such streets, I am of the opinion that the Department will be under no obligation to recognize such streets as public highways, nor to keep the same in repair.

I would also suggest that perhaps the shortest and easiest way out of the difficulty will be for the Department to file a map under the acts, Chapters 329 and 604 of the Laws of 1874, showing the streets which, in the opinion of the Department, should be retained and those which, in its opinion, should be closed.

I am, sir, yours, respectfully,

W. C. WHITNEY,
Counsel to the Corporation.

(Minutes, February 6, 1878, p. 582.)

The PRESIDENT moved that said communication be printed at length in the minutes and filed.

Adopted.

Matthew Weeks. Public Place at Fordham.

From the Counsel to the Corporation, in reply to a communication from the President, as follows :

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION,
NEW YORK, May 3d, 1877. }

HON. JAMES F. WENMAN,
President of the Department of Public Parks.

Sir,—I duly received your letter of the fifteenth of March last, enclosing a report of Mr. J. J. R. Croes, Civil and Topographical Engineer, concerning the occupation of a public place by Mr. Matthew Weeks. You state that when Mr. Weeks first took possession of the ground, in November, 1877, he was served with a notice from the then President of your Department, dated 27th November, 1877, a copy of which you enclose, but that no action has since been taken, and Mr. Weeks has continued to occupy the premises. You request to be advised whether the Park Department has the authority to eject Mr. Weeks forcibly, by the park police; and if it has not, what other means should be taken to recover possession of the property.

It appears from the report of Mr. Croes, referred to in your letter, that the property in question is a triangular plot of ground at the intersection of the Kingsbridge Road, Bayard Street and Delancey Place at Fordham, in the Twenty-fourth Ward. Said plot belonged to the estate of the Reverend William Powell, being part of what was known as the Union Hill farm. This farm was divided among the heirs of said Powell in 1849, by Commissioners of Partition, and the report of Peter Seton Henry, Referee in the matter, was confirmed by the Supreme Court, October 10th, 1850. On the map accompanying that report said plot was marked "public." In all the deeds executed by the administrator of Mr. Powell, under order of the court, said plot is particularly referred to as one to be used as an open place or park. On another map of the Union Hill farm, filed in the Register's Office, January 6th, 1851, said plot is shown as a public place, and also on a sale map of the property filed July 18th, 1853. The various deeds executed by the administrator of said Powell to purchasers of lots on the Union Hill farm contain, among other things, the following provision:

After the description of the lot. "And also the right of using in common, as aforesaid," namely with the other part owners of the Union Hill farm, the lot laid down on said map, and marked with a letter A, as an open place or park, "it being intended to keep the said lot marked A, for the common use of the several owners of said premises, and at their mutual expense."

Said plot has been considered a public park or place for the last twenty-nine years, and a short time before the passage of the annexation acts it was graded and fenced, and flagging laid by the authorities of West Farms, at an expense of about eleven hundred dollars.

It does not necessarily follow from the facts above set forth, that the plot in question ever became a public park or place of the town of West Farms. The legal effect of the provision above quoted, contained in the deeds to the various purchasers of the lots in the Union Hill farm, was to give to each of them an easement or right to use such plot as an open park or place, leaving the fee of the land in the heirs of the representatives of Mr. Powell. The object of the administrator of Mr. Powell was not to establish a public park or place, for the use of all the inhabitants of West Farms, but a private park or place for the use of

those persons who should become purchasers of lots in said farm, and the deed expressly provided that such park or place was to be kept up and maintained at the expense of said purchasers. It is doubtful whether, under these circumstances, such plot of ground ever became, or could become by dedication a public park or place, of the town of West Farms. Ordinarily, when a plot of ground is set apart for a private park, and the purchasers of lots fronting thereon acquire an easement or right to use it, and thereupon improve and maintain the same at their own expense, the general public does not acquire a right to use such a plot as a public park. The fact that the authorities of the town of West Farms, prior to the passage of the annexation acts, fenced in and improved said plot is not conclusive. I have made some inquiries in relation to the matter, and I am informed by persons who resided at Fordham before its annexation to this City, and who still reside there, and who are familiar with matters of this character, that at the time when said plot was so improved by the town authorities, it was considered by them and by other persons, to be doubtful whether the town authorities had the right to treat said plot of ground as a public park or place, and to improve the same at the public expense. But even if no such doubt had existed, the acts of the Town authorities, if unauthorized, would not have the legal effect of changing a private into a public park. The most that can be claimed would be that the town authorities would be supposed to be familiar with the facts in relation to the matter, and that they would not improve such a plot at the public expense, unless it had in some way become a public park or place. I do not think, however, that such presumption can be regarded as sufficient, under the circumstances, to prove that said plot was a public park or place, at the time of the passage of the annexation acts.

It seems quite likely that Mr. Weeks is a mere trespasser, and has no right to occupy said park or place. Each owner of a lot purchased from the administrator of Powell has a right to use such plot as an open park or place, and the only possible way in which Weeks could acquire the legal right to build a shanty thereon, and occupy the same, would be under permission obtained from the heirs of Powell, in whom the fee is still vested, and from each of the present owners of the several lots which formed the Union Hill farm. It is in the highest degree improbable that he has obtained any such permission, and he is doubtless, therefore, a mere trespasser. If the Department, without a breach of the peace, could pull down the shanty I do not see that Weeks could obtain any redress for such action on the part of the Department. If, however, Weeks should resist, and a breach of the peace should result, or if any assault should be committed by the officers of the Department upon him, such officers might become civilly and criminally liable.

Under these circumstances I do not feel at liberty to advise that the Department should cause any action to be taken for the purpose of summarily ejecting Weeks, and tearing down his shanty. If any of the heirs of Powell, or the present owners of the lots which formed a portion of the Union Hill farm, should see fit, I have no doubt that they can institute a criminal prosecution against Weeks, under what are called the Squatter Acts, and can procure his punishment in such proceeding, and can also, on giving due notice, obtain the right to tear down and remove his shanty.

I would, however, respectfully suggest that, so far as the Department is concerned, the destruction of the shanty and the removal of Weeks from the premises can be obtained in an easy and effective manner. I have been recently informed by you that a map has been filed under the authority of Chapters 329 and 604 of the Laws of 1874, upon which said plot of ground is shown as a public place.

The Department can, therefore, cause proceedings to be taken at once to acquire title to said plot, and when the title has been so acquired in the manner provided by law Mr. Weeks can, of course, be summarily ejected by the Department, and his shanty pulled down, as the said plot will then be one of the public parks of the City. I shall be happy to institute such proceedings upon the request of the Department, and to expedite the same so far as shall be in my power.

I am, sir,

Yours respectfully,

W. C. WHITNEY,
Counsel to the Corporation.

The PRESIDENT moved that said communication be printed at length in the minutes and filed.

Adopted.

Museum of Art. Museum of Natural History.

From the Secretary of the Board of Estimate and Apportionment, forwarding a copy of the following resolution, which had been adopted by that Board on the 3d inst., namely :

“ Resolved, That the Comptroller be, and he is hereby, authorized to issue from time to time, as may be required, and at such rates of interest as he may determine, not exceeding seven per cent. per annum, ‘ Museum of Natural History ‘ Stock,’ authorized by Chapter 290, Laws of 1871, amounting to \$100,000, as per requisition of the Department of Public Parks.”

(Minutes, May 1st, 1878, p. 3.)

Filed.

Museum of Natural History.

From the Superintending Architect, forwarding the following bills for extra work done at the Museum of Natural History, viz. :

Mr. Elward Smith, carpenter.....	\$224 14
Messrs. Shaw & Venn, painters.....	73 21

And reporting that the work was done by direction of Mr. A. S. Bickmore, Superintendent of the American Museum of Natural History, and that it had been executed in a satisfactory manner.

The PRESIDENT moved that said bills be approved, and their payment authorized.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Meteorological Reports.

From the Director of the Observatory, requesting permis-

sion to furnish meteorological data to the daily papers, Health Department, Law Department, and Observatories.

(Minutes, May 1, 1878, p. 13.)

The PRESIDENT moved that the permission, requested by the Director of the Observatory, be granted.

Adopted.

Menagerie.

From the Director of the Menagerie, requesting permission to exchange two lambs, one or two days old, for a pair of European ducks, valued at \$10.

(Minutes, May 1, 1878, p. 6.)

The PRESIDENT moved that the Director of the Menagerie be granted permission to make the exchange requested.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Third Avenue Bridge over Harlem River.

From the J. L. Mott Iron Works, offering to place in position, under Third Avenue Bridge, Harlem River, six wheels, belonging to the Department, for the sum of \$341. Also, to furnish and place in position, at the same time, any additional number required, for the sum of \$65 for each wheel.

The PRESIDENT then offered the following resolution :

Resolved, That the Treasurer be authorized to issue an order to the J. L. Mott Iron Works, to place in position, under the Third Avenue Bridge Harlem River, six wheels, now belonging to the Department, for a sum not exceeding \$341. Also, to make, furnish and place in proper position, under said Third Avenue Bridge, such an additional number of new wheels, not exceeding six, as may be necessary, and at a cost not exceeding \$65 for each wheel.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

East River Park.

From Mr. William A. Carsey, offering to lay a water-tight pavement on the floor of the large platform on East River Park, for the sum of \$100.

(Minutes, April 3, 1878, p. 703.)

Referred to the Superintendent of Parks for his report.

Concord Avenue.

From Mr. E. B. Fellows and five other property owners in the vicinity of Concord Avenue, in the Twenty-third Ward, stating that the grading of said avenue will render the culverts at One Hundred and Sixty-fifth Street worthless and that in consequence the adjoining lots will be flooded and the health of the neighborhood endangered.

Also from Mr. E. B. Van Winkle, Engineer in charge, reporting that the evil anticipated by Mr. Fellows and the other owners of property will not exist after the grading of the avenue is completed, as a culvert is to be built across the avenue at One Hundred and Sixty-fifth Street, which will take the surface water from One hundred and sixty-fifth street and the adjacent lots.

Filed.

Tompkins Square.

From Mr. Edward Van Orden, President of the Swiss Asphalte Rock Paving Co., offering to complete the paving of the north-west corner of Tompkins Square with Neuchatel or Swiss Asphalte rock, laid upon a Portland cement concrete foundation, for \$2.90 per square yard.

(Minutes, August 29, 1877, p. 251.)

Filed.

Manhattan Turtle Club.

From Mr. George Green, President of the Manhattan Turtle Club, requesting permission for said club to give their stated breakfasts and dinners at the High Bridge Park Hotel.

The PRESIDENT moved that the permission requested by Mr. George Green be granted.

Adopted.

Battery Park.

From Mr. Daniel Patterson, requesting permission to place a soda water fountain and stand at the foot of Whitehall street adjoining the Battery Park.

(Minutes, January 9 1878, p. 515.)

The PRESIDENT moved that said application be refused.

Adopted.

Camera Obscura.

From Mr. W. R. McCord, Jr., requesting permission to erect a Camera Obscura in Central Park.

(Minutes, April 18, 1877, p. 761.)

Commissioner CONOVER moved that said application be refused.

Adopted.

Brook Avenue Sewer Plans.

From Mr. Frank E. Towle, Engineer for Messrs. Jones & McQuade, contractors for Brook Avenue sewer, requesting permission to copy the plans pertaining to said sewer.

The PRESIDENT moved that the permission requested by Mr. Towle be granted.

Adopted.

Bronze Drinking Fountain.

From Mr. D. Willis James, as follows :

NEW YORK, April 29, 1878.

HON. SMITH E. LANE,
Commissioner of Parks.

DEAR SIR :

I have the honor to submit through you to the Board of Commissioners of Public Parks, a proposition for the erection of a Bronze Drinking Fountain in

one of the public Parks of the City of New York, which if accepted by your honorable body, I propose to donate to the City.

The fountain is now being modelled in Stuttgart, in the Kingdom of Wurtemberg, by Prof. Adolph Doundorf, Professor of Sculpture in the Art Academy of that city.

Upon a granite basis four feet in height, approachable by steps on four sides, rises a pedestal of bronze seven feet high, provided with basins and cups; and upon this pedestal rises a group of bronze seven feet in height, representing a mother bringing her two children to a fountain.

That the entire sculptural work will be executed in the highest style of art, there is sufficient assurance in the name of Prof. Doundorf, the pupil of the late Ernest Reitschel, the sculptor of the famous Luther monument, at Worms, and the chief artist in the completion of that great work after the death of his master.

Prof. Doundorf has in hand, besides the proposed fountain, several great monumental works commemorative of some of the most distinguished men of the present time, among whom may be mentioned Peter Cornelius and Sebastian Bach.

He is pronounced by Prof. William Lübke, whose name has lately become widely known in this country through his "History of Art," to be one of the ablest sculptors in Germany, and I may add that this distinguished historian and critic, having seen the model of the proposed fountain, has expressed his highest approval of its artistic excellence and its fitness to the purpose contemplated.

Having carefully looked at various localities in the City, and it being my earnest desire as far as practicable to promote the benefit of the large masses of the people who rarely find it possible to visit Central Park, and likewise to put a work of art of the first quality within easy access of the more cultivated classes, I have decided to request the Commissioners of Public Parks to allow the erection of the fountain on the west side of Union Square, between Fifteenth and Seventeenth streets, if the site shall seem in their wisdom to be advantageous to the public good.

I will add that the contract with the artist provides for the completion of the fountain in time for its erection in New York about eighteen months from the present date, and as I shall shortly receive from Prof. Doundorf plans and specifications for the granite basis, which must be in readiness upon the arrival of the bronze work I should be grateful for as prompt a response to my application as may be consistent with the convenience of the Board.

I remain, your obedient servant,

D. WILLIS JAMES.

Commissioner LANE offered the following resolution :

Resolved, That the munificent gift of Mr. D. Willis James, to the City, of a bronze drinking fountain and a granite pedestal, to be placed on one of the parks, be, and hereby is, accepted with the thanks of the Commissioners of the Department; and that it be referred to the Treasurer to examine, and report upon a suitable site for said fountain.

Adopted.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have

examined and audited the following bills, and submit the same to the Board for approval :

Beach, Son & Co., seed.....	Maint. and Govmt.		
	P. and P.....		\$0 38
Crombie, Thos. J., lumber.....	Maint., etc., 23d &		
	24th Wards....	\$35 51	
	Maint. and Govmt.		
	P. and P.....	12 00	
	City Parks Impt.		
	F.....	4 00	
		<hr/>	51 51
Devlin, J. B., gravel.....	Maint. and Govmt.		
	P. and P.....		899 85
Douglass, W. P., rent Mus. of Art.....	Maint. and Govmt.		
	P. and P.....		2,000 00
Gillespie, H. S., coal.....	Maint. and Govmt.		
	P. & P.....	\$23 94	
	City Parks Impt.		
	F.....	1 20	
		<hr/>	25 14
Gordon, Robt., expenses Mus. of Art....	Maint. and Govmt't		
	P. and P.....		1,690 75
Harlem Gas Light Company, meter gas.	Maint. and Govmt.		
	P. and P.....		25 57
Hazard Powder Co., blasting powder....	Maint., etc., 23d &		
	24th Wards....		6 30
Jones, Chas. and Thomas P. McQuade,			
materials and labor.....	Brook Ave. sewer,		7,306 74
Milliken, David, sawdust.....	Maint. and Govmt.		
	P. and P.....		15 00
Mott, J. L., iron works, mangers, grates,			
&c.	Maint. and Govmt't		
	P. and P.....	\$44 00	
	City Parks Impt.		
	F.....	81 23	
		<hr/>	125 23
O'Donnell, John, milk	Maint. and Govmt.		
	P. and P.....		9 60
Parsons & Sons Co., trees.....	Maint. and Govmt.		
	P. and P.....		71 25

Shaw & Venn, painting seats	Maint. and Govt. P. and P.	528 00
Seaman, John A., white lead and oil	Maint. and Govmt. P. and P.	10 50
Scott, D., fish	Maint. and Govmt. P. and P.	11 70
Slote & Janes, binding	Maint. and Govmt. P. and P.	6 00
Smith, F. W., tiling	Museum of Art	7,360 00
Walton Bros., scythes, screws, &c.	Maint. and Govmt. P. and P.	48 94
Wheatly, R. R., hay, oats and straw	Maint., etc., 23d & 24th Wards	36 82
Young, Chas. C., bread	Maint. and Govmt. P. & P.	49 00
		\$20,278 28

RECAPITULATION.

Maintenance and Government of Parks and Places	\$5,446 48
Maintenance, etc., 23d and 24th Wards	78 63
City Parks Improvement Fund	86 43
Brook Avenue Sewer	7,306 74
Museum of Art	7,360 00
	\$20,278 28

Amounting in the aggregate to the sum of twenty thousand two hundred and seventy-eight dollars and twenty-eight cents.

S. E. LANE, } *Auditing*
 SAM'L CONOVER, } *Committee.*

New York, May 8th, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative,

a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Commissioner CONOVER, from the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Nicholas H. Decker and Geo. W. Quin-

tard, materials and labor.....	Improvement and Construction Riv- erside Avenue...	\$9,141 14
		————— \$9,141 14
		<u> </u>

Amounting in the aggregate to the sum of nine thousand one hundred and forty-one dollars and fourteen cents.

SAM'L CONOVER,
Auditing Committee.

NEW YORK, May 8th, 1878.

The above mentioned bill having been read and passed on, the President moved that the Board do now approve it, and that the Secretary be directed to transmit it to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Riverside Avenue.

The PRESIDENT offered the following resolution :

Resolved, That the penalties for the non-completion of the work of improving and constructing Riverside Avenue, on or

before the 31st October, 1877, the time stipulated in the contract, be, and hereby are, remitted up to the 1st day of May, 1878.

(Minutes, April 3, 1878, p. 709.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Minutes.

The PRESIDENT offered the following resolution :

Resolved, That twenty copies of the minutes and documents of the Department, for the year ending April 30, 1878, be bound in a convenient form for the use of the members of the Board.

(Minutes, May 23, 1878, p. 66.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

H. Bertholf, Bri'ge-tender, Central Bridge.

Commissioner WETMORE offered the following resolution :

Resolved, That the salary of H. Bertholf, bridge-tender of Central Bridge, over Harlem River, be fixed at the rate of \$1,600 per annum, from May 1, 1878, and that he be required to furnish all labor necessary for opening and closing the draw and keeping the bridge clean, at his own expense.

(Minutes, Feb. 14, 1877, p. 618.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Mowers.

The PRESIDENT stated that on account of the rapid growth of the grass he had been obliged to employ two mowers in addition to those already authorized.

(Minutes, April 17, 1878, p. 730.)

Commissioner WETMORE moved that the action of the President in employing two additional mowers be approved.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

City Hall Park, Stands, &c.

Commissioner LANE offered the following resolution :

Resolved, That it be, and hereby is, referred to the Treasurer to confer with the Post Office authorities in relation to the removal of the stands and other encroachments on the City Hall Park, at the north of the New Post Office.

Adopted.

Quarterly Report.

The PRESIDENT presented the report of the transactions of the Department, for the three months ending March 31st, 1878, and moved that he be authorized to sign and transmit same to his Honor the Mayor.

(Minutes, January 30, 1878, p. 571.)

Adopted.

On motion of the President, the Board adjourned at 11:30 o'clock A. M., to meet on Wednesday, the 15th inst., at 9:15 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, MAY 15th, 1878.

REGULAR MEETING—9:15 O'CLOCK, A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ LANE.

The minutes of the previous meeting of the 8th inst. were read and approved.

The following communications were presented and read :

Streets, etc , in the 23d and 24th Wards.

From the Health Department, calling the attention of the Department to the condition of the following street pavements, etc., in the Twenty-third and Twenty-fourth Wards, viz :

Street pavement, Third Avenue between One hundred and forty-sixth and One hundred and fifty-ninth Streets.

Street crossing, Third Avenue and Brook Avenue.

Side of street along the water front of Tibbitt's Brook.

Referred to the Superintendent of the Twenty-third and Twenty-fourth Wards.

Drinking Fountain.

From the Superintendent of Parks, recommending that a drinking fountain be erected at the entrance to Central Park at Fifth Avenue and Fifty-ninth street, and estimating the cost of a suitable fountain of cast iron at \$75.

The PRESIDENT moved that the Superintendent of Parks be directed to have a suitable cast iron drinking fountain erected near the carriage stand at the entrance to the Central Park, at Fifty-ninth street and Fifth Avenue.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

East River Park.

From the Superintendent of Parks, reporting upon the proposition of Mr. Wm. A. Carsey, to lay a water-tight pavement on the floor of the large platform in East River Park, for the sum of \$100, and stating that the price at which he offers to do the work is a low one, and recommending that, if he be given an order, it be on condition that the pavement be tested for 90 days before payment is made.

(Minutes, May 8, 1878, p. 23.)

Commissioner WETMORE moved that the subject of having a water-tight pavement laid on the floor of said platform be referred to the President, with power.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Jerome Avenue.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, stating that he will require the services of eight extra double teams, and an engineer to work the engine and pump, while watering Jerome Avenue during the coming racing season.

(Minutes, Oct. 31, 1877, p. 367.)

Laid over.

Drains at Fordham.

From Mr. E. B. Van Winkle, Engineer, &c., stating that it is desirable to make covered drains in some places where the plans for the drainage near Fordham in the Twenty-fourth Ward shows open drains.

Also that there is a swamp hole just outside the limit of the district being drained, which should be drained by a short blind drain.

(Minutes, April 10, 1878, p. 719.)

Commissioner WETMORE moved that said communication be referred to the Counsel to the Corporation for his opinion whether the Department has the power to make the changes in the plan of the drains, and to order the additional work recommended.

Adopted.

Brook Avenue Sewer.

From Mr. E. B. Van Winkle, Engineer, &c., requesting permission to give Messrs. Jones & McQuade, contractors for Brook Avenue sewer, copies of their monthly estimates.

The PRESIDENT moved that the permission requested be granted.

Adopted.

Riverside Park.

From Mr. F. A. Calkins, Assistant Engineer, giving a list of advertisements painted on the rocks on Morningside Park.

Commissioner WETMORE moved that said communication be referred to the President.

Adopted.

Museum of Art.

From Mr. John Taylor Johnston, President of the Metropolitan Museum of Art, requesting that netting be placed in the upper windows of the Museum of Art building, to keep sparrows from entering the building.

The PRESIDENT moved that the Superintending Architect be directed to have proper wire netting placed in the upper windows of said building.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Decoration Day.

From General Nelson Cross, Chairman of the Memorial Committee of the Grand Army of the Republic, requesting permission to decorate the statues of Washington, Lincoln, and Lafayette, on Decoration Day, and asking the Department to assist in doing so.

Commissioner WETMORE moved that said communication and the subject of decorating the various statues in the parks on Decoration Day be referred to the President, with power.

(Minutes, May 23, 1877, p. 61.)

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane.—3.

Riverside Park.

From Mr. Patrick Mangan, offering twenty dollars for the privilege of cutting the grass on Riverside Park, between One Hundred and Twenty-fifth and One Hundred and Twenty-ninth Streets, for the three summer months.

Commissioner LANE moved that Mr. Patrick Mangan be given permission to cut and take the grass on Riverside Park, from One Hundred and Twenty-fifth to One Hundred and Twenty-ninth Street, until September 1st, 1878, on his paying the sum of twenty dollars therefor.

Adopted.

Third Avenue Bridge—Soda Water Stand.

From Mr. Wm. Lundie, asking permission to place a Soda Water Stand in the rear of the house of the Bridge Tender of Third Avenue Bridge over Harlem River.

Referred to the Superintendent of Parks for his report.

James Davis.

From Mr. James Davis, requesting payment for his services as Steam Engineer in the Museum of Art building, from December 10th to December 21st, 1877.

(Minutes, May 1, 1878, p. 7.)

Commissioner LANE offered the following resolution :

Resolved, That Mr. James Davis, who worked as a Steam Engineer in the Museum of Art building, from December 10th until December 21st, 1877, be paid on the next pay roll for the time he so worked, at the rate of \$2.50 per day.

The PRESIDENT put the question, whether the Board would agree with said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Am. Dist. Telg. Co., rent and services ..	Maint. and Govmt.	
	P. and P.	\$5 74
Arnold, D. P., meat and vegetables.	Maint. and Govmt	
	P. & P.	255 25
Braunsdorf & Metz, shades.	City Parks Impt.	
	F.	18 00
Central Gas Light Co., gas, April.	Harlem R. B.,	
	Reps., Imp. &	
	Maint.	46 67

Devlin, Jno. B., gravel.....	Maint. and Govm't P. and P....	\$728 26
Harlem Gas Light Co., Gas, April.....	Maint. and Govt. P. & P.....	\$69 12
	Harlem River B. Reps., Impt. & Maint	39 50
		<hr/> 108 62
Lawrence, B. H., blacksmithing.....	Maint., &c., 23d & 24th Wards...	10 05
Mullane, John, hay, oats, feed, &c.....	Maint. and Govm't P. and P.....	414 39
Metropolitan Gas Light Co., gas, April..	Maint. and Govmt. P. and P.....	141 45
Metropolitan Gas Light Co., meter gas..	Maint. and Gov't P. & P.....	69 20
New York Gas Light Co., gas, April....	Maint. and Govmt. P. and P.....	328 50
New York Mutual Gas Light Co., gas, April.....	Maint. and Govt. P. and P.....	298 45
New York Mutual Gas Light Co., meter gas.....	Maint. and Gov't P. and P.....	31 00
Shaw & Venn, painting.....	Museum Natural History.....	73 21
Shaw & Venn, painting seats.....	Maint. and Govt. P. and P.....	22 00
Seaman, John A., paints, &c.....	Maint. and Govt. P. and P.....	17 40
Smith, Edward, labor and materials....	Museum Natural History.....	1,774 14
Walton Bros., nails, plow and belting...	Maint. and Govt. P. and P.....	\$17 11
	Maint., etc., 23d and 24th Wards	10 69
		<hr/> 27 80
		<hr/> <hr/> \$4,365 13 <hr/> <hr/>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$2,392 87	
Maintenance, &c., 23d and 24th Wards,	20 74	
Harlem River Bridges, Repairs, Impt. and Maint.....	86 17	
City Parks Improvement Fund.....	18 00	
Museum of Natural History.....	1,847 35	
		————— \$4,365 13
		=====

Amounting in the aggregate to the sum of forty-three hundred and sixty-five dollars and thirteen cents.

S. E. LANE,
Auditing Committee.

NEW YORK, May 15th, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :—

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Treasurer's Report.

The Treasurer presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks,

In account with S. E. Lane, Treasurer.

		CR.	
1878.			
May 1.	By balance.....		\$20 00
May 1	} By cash received from licenses.....		50 21
to			
May 15.			
			————— \$70 21

Dr.

May 1	} To cash paid into City Treasury.....	\$20 00	
to 15.			
May 15	" balance.....	50 21	
			70 21

S. E. LANE,

Treasurer D. P. P.

NEW YORK Wednesday, May 15, 1878.

9.30 A. M.

Offices for Superintendent of 23d and 24th Wards.

The PRESIDENT presented a bill from Messrs. Briggs & Valentine for \$120 for the use and occupation of the offices, yard and stable used by the Superintendent of the Twenty-third and Twenty-fourth Wards, for the three months ending March 31, 1878; and he offered the following resolution:

Resolved, That the bill of Messrs. William H. Briggs and Dennis Valentine for the use and occupation of the offices, yard and stable used by the Superintendent of the Twenty-third and Twenty-fourth Wards, at Fordham, in the Twenty-fourth Ward, for the months of January, February and March, 1878, at \$40 per month, be, and hereby is, approved and authorized to be paid.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Rotary Boat.

Commissioner LANE offered the following resolution:

Resolved, That the action of the Board on April 3, 1878, granting Mr. David R. Smith a license to place a rotary boat on the Harlem Meer in Central Park, be, and hereby is, rescinded; that the license granted to Mr. Smith as thereby authorized, be, and hereby is, revoked, and that the President be requested to notify Mr. Smith thereof.

(Minutes, April 3, 1878, p. 708.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Boats on Harlem Meer.

Commissioner LANE offered the following resolution :

Resolved, That the President be, and hereby is, authorized to grant and sign on behalf of the Department, a license to Mr. William Kyle, to place row-boats on Harlem Meer for hire, until January 1st, 1879, reserving a license fee of five per centum of his gross receipts.

(Minutes, April 10, 1878, p. 719.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Mowers.

Commissioner LANE offered the following resolution :

Resolved, That the President be, and he hereby is, authorized to appoint eight additional mowers on the Parks, at the rate of pay of \$1.60 per day.

(Minutes, May 8, 1878, p. 30.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

City Hall Park, Stands, &c.

Commissioner LANE, the Treasurer, verbally reported that he had called upon the Post Office authorities who had expressed not only their willingness but their desire to have the

portion of the City Hall Park immediately north of the Post Office cleared and the stands removed, and that it was their wish to co-operate with this Department in the matter.

(Minutes, May 8, 1878, p. 30.)

The PRESIDENT then offered the following preamble and resolution :

Whereas, The Treasurer, to whom it was referred to confer with the Post Office authorities in relation to the removal of the stands and other encroachments on the City Hall Park north of the Post Office, has reported that they are willing to have said encroachments removed,

Resolved, That said subject be, and is hereby, referred to the Treasurer with power.

The PRESIDENT put the question, whether the Board would agree to said preamble and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, W. more, Lane—3

On motion of the PRESIDENT, the Board adjourned at 11 o'clock A. M., to meet on Wednesday, the 22d instant, at 9:15 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, MAY 22d, 1878.

ADJOURNED MEETING—9:15 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 15th inst. were read and approved.

The following communications were presented and read :

Parade of Metropolitan Police.

From the Police Department, requesting permission to use the plaza at Union Square for the purpose of reviewing the Metropolitan Police force on June 5th, 1878.

The PRESIDENT stated that he had granted the permission requested.

Commissioner LANE moved that the action of the President be approved.

Adopted.

Museum of Art.

From the Superintending Architect, reporting upon the complaint of the Angell & Blake Manufacturing Company concerning the repairs they have been obliged to make to the heating apparatus in the Museum of Art building since the De-

partment took charge of it, and stating that the repairs were rendered necessary on account of the defective casting of portions of the work, and that there had not been any negligence in the care of the apparatus, on the part of the employés of the Department.

(Minutes, May 1st, 1878, p 7.)

The PRESIDENT moved that the Angell & Blake Manufacturing Company be notified of said report, and that it be filed.

Adopted.

Third Avenue Bridge.—Soda Water Stand.

From the Superintendent of Parks, reporting upon the application of Mr. Wm. Lundie for permission to place a soda water stand on Third Avenue Bridge, in the rear of the house of the bridge-tender, and stating that there are no objections to granting the permission asked, provided the stand does not project beyond the tender's house.

(Minutes, May 15th, 1878, p 35.)

Commissioner LANE moved that permission be granted to Mr. Wm. Lundie to place a soda water stand in the rear of the house of the bridge-tender, on Third Avenue Bridge, under the supervision and direction of the Superintendent of Parks.

Adopted.

Dairy.—Soda Water Stand.

From the Superintendent of Parks, presenting a plan of a stand for a soda water fountain at the Dairy in Central Park.

The PRESIDENT moved that said plan be approved, and that Mr. C. Ryan, licensee for the sale of refreshments in Central Park, be authorized to have a stand in accordance therewith erected at the Dairy, in Central Park, at his own expense.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative,

a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Jerome Avenue.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, requesting that the large covered engine and pump be sent to Jerome Avenue to assist in raising water for sprinkling the avenue, and that a watchman be employed to protect it at night.

(Minutes, May 15th, 1878, p. 32.)

Commissioner LANE then offered the following resolution :

Resolved, That Jerome Avenue be watered on each of the race days of the coming meeting at Jerome Park, from the Central Bridge to the entrance to said park.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore Conover, Lane
—4.

The PRESIDENT then offered the following resolution :

Resolved, That the President be authorized to appoint eight double teams during the coming race meeting at Jerome Park, to assist in watering Jerome Avenue.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Commissioner LANE then offered the following resolution :

Resolved, That the President be authorized to appoint one steam engineer, and one laborer to act as watchmen, for the engine and pump, during the coming race meeting at Jerome Park.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Thomas Treanor.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, stating that Thomas Treanor, laborer, had been absent on account of sickness, but now desires to be restored.

The PRESIDENT moved that said Thomas Treanor, laborer, be restored.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Botanical Garden.

From Mr. James F. Ruggles, Secretary of the "Trustees of the Botanical Garden, in the City of New York," acknowledging the receipt of a copy of the report made upon the application of said Trustees, and the resolution of the Board adopting said report.

(Minutes, April, 24th, 1878, p. 755.)

Filed.

Also from Mr. James F. Ruggles, Secretary of said Trustees, stating that in preparing plans, etc., for the proposed Botanical Garden in Manhattan Square, it is necessary for him to obtain copies of any map or plan of the square in possession of the Department and asking permission to have such copies made for him.

Commissioner LANE moved that Mr. James F. Ruggles, be given permission to have copies made for his use as Secretary of said "Trustees of the Botanical Garden in the City of New York," of any map or plan of Manhattan Square, which he may require.

Adopted.

Copies of maps of 23d and 24th Wards.

From Mr. W. C. Dripps, map publisher, requesting permission to make copies of the maps of the Twenty-third and Twenty-fourth Wards.

Laid over.

North end of the Island.

From Mr. Edwin Clark, and five other owners of property lying north of Inwood Street, requesting that the maps of that portion of Manhattan Island be prepared and filed.

(Minutes, Feb'y 17, and Dec. 15, 1875, pp. 517, 475.)

Laid over.

George F. Penfield.

From Mr. George F. Penfield, Chainman, applying to be promoted to the position of Rodman, on the work of constructing Riverside Avenue.

(Minutes, March 20, 1878, p. 685.)

Filed.

Jacob Cook.

From Mr. Alexander L. Whitelaw, and others, requesting that Jacob Cook, laborer, be transferred to the position of Gate-keeper or Night Watchman.

Filed.

Riverside Park.

From Mr. Patrick Mangan, requesting permission to pasture

his cows upon the portion of Riverside Park on which he was granted permission to cut the grass.

(Minutes, May 15th, 1878, p. 34.)

Refused.

From Mr. William Meckert, offering to pay the sum of \$20 for the privilege of cutting the grass on Riverside Park, from One Hundred and Thirteenth Street to One Hundred and Twentieth Street, until October 1st, 1878.

Commissioner LANE moved that Mr. William Meckert be granted the privilege of cutting and taking the grass upon said portion of Riverside Park, until October 1st, 1878, on his paying the sum of \$20 therefor.

Adopted.

Jacob Lambrecht.

From Mr. Joseph Dollger and others, requesting that Mr. Jacob Lambrecht be appointed a Gate-keeper.

Filed.

Patrick Reilly.

From Mr. Bryan Reilly, and fifteen other members of the Board of Aldermen, requesting that Mr. Patrick Reilly be appointed a foreman.

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submitted the same to the Board for approval :

Briggs, W. H., and Dennis Valentine,		
rent.....	Maint. 23d and 24th Wards....	\$120 00
Clafin, H. B. & Co., duck.....	Mott Ave. sewer, 138th and 144th St., sewers.....	5 53
Crissey, W. V. & Co., arnica and pepper.	Maint. and Govmt. P. and P... ..	2 0

May 22, 1878.]

Colwell Lead Co., lead pipe.....	City Parks Impt. Fund.....	49 25
Develin, John B., paving stones and trap rock.....	Maint. 23d and 24th Wards... Maint. and Govt. P. and P.....	\$85 81 376 25
		<hr/> 462 06
Hannegan & Shea, repairs to buggy....	Maint. 23d and 24th Wards....	43 75
Lawrence, B. H., horse shoeing.....	Maint. 23d and 24th Wards....	5 00
Mount's Son, H. R., mops and brooms....	Maint. and Govt. P. and P.....	34 50
Mott, J. L., Iron Works, fountains and fence.....	Maint. and Govt. P. and P.....	215 60
Noonan, Michael, materials and labor...	Drainage Dist. 24th Ward, bounded by Fordham and Pelham Aves., &c.....	1,047 35
Reeves, Robt. C., grass seed, hemp and barley.....	Maint. and Govt. P. & P.....	13 05
		<hr/> <hr/> \$1,998 15

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$641 46
Maintenance Twenty-third and Twenty-fourth Wards....	254 56
City Parks Improvement Fund.....	49 25
Mott Avenue, One Hundred and Thirty-eighth and One Hundred and Forty-fourth Street sewers.....	5 53
Drainage District, Twenty-fourth Ward, bounded by Ford- ham Avenue, &c.....	1,047 35
	<hr/> <hr/> \$1,998 15

Amounting in the aggregate to the sum of nineteen hundred and ninety-eight dollars and fifteen cents.

S. E. LANE, } Auditing
SAML. CONOVER, } Committee.

New York, May 22d, 1878.

The above mentioned bills having been read and passed on separately, the **PRESIDENT** moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The **PRESIDENT** put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Art. C. Vaux.

Commissioner **LANE**, Chairman of the Auditing Committee, presented a bill of **Mr. C. Vaux**, Architect, for commissions, amounting to \$422.50, and which included commissions on the sum of \$5,082.41, the amount of the judgment recovered by Messrs. Moran & Armstrong for extra work upon the Museum of Art building, and which had been directed by **Mr. Vaux**, without the authority or knowledge of the Board ; and he recommended that said bill be not approved, and that no commissions be paid to **Mr. C. Vaux** upon the amount of said judgment recovered by Messrs. Moran & Armstrong.

(Minutes, May 1, 1878, p. 12.)

The **PRESIDENT** moved that said report be received, and the recommendations therein be adopted by the Board.

The **PRESIDENT** put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

W. H. Brown, Patrolman.

The **PRESIDENT** reported that serious charges, amounting to insubordination, had been preferred against Patrolman **W. H.**

Brown ; that he had investigated same, and would make a report at the next meeting.

Commissioner CONOVER moved that said W. H. Brown, Patrolman, be suspended, without pay, for one week.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Photographs from Paris.

The PRESIDENT presented a communication from Hon. F. W. Seward, Assistant Secretary of State, U. S., informing the Department that he had forwarded, on the 29th of March last, to the care of William R. Martin, Esq., late a Commissioner, for the use of the Department, a collection of photographs, &c., of constructions erected by the City of Paris, which the Prefect of the Seine had transmitted through the United States Legation in that City.

The PRESIDENT then stated that although he had applied to Mr. Wm. R. Martin for said photographs, he had been unable to procure them.

Commissioner LANE moved that said subject be referred to the President, with power to obtain possession of said photographs for the Department.

Adopted.

Bronze Drinking Fountain.

Commissioner LANE, to whom it was referred to examine and report upon a suitable site for the bronze drinking fountain offered by Mr. D. Willis James, verbally reported, and recom-

mended that a site for said fountain be designated on Union Square, west of the present fountain in said square. He submitted a plan, showing said site, and recommended that the following resolution be adopted by the Board, viz. :

Resolved, That the site for the bronze drinking fountain and granite pedestal, offered by Mr. D. Willis James, be, and hereby is, fixed and designated on Union Square, west of the fountain and midway between it and the westerly sidewalk of the square; and that a walk be laid out to and around said site from the fountain to said westerly walk; and that the plan showing said site and walk this day presented to the Board be approved and adopted.

(Minutes, May 8, 1878, p. 25.)

The PRESIDENT moved that said report be received, and that the resolution recommended thereby be adopted by the Board.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Mazzini.

Commissioner LANE, to whom it was referred, with power, to make arrangements for the unveiling of the bust of Mazzini, verbally reported that the ceremonies would take place at 2 o'clock P. M. on the 29th inst., at the site designated by the Board in Central Park; and that the President of the Department had been requested to preside on the occasion.

(Minutes March 20, 1878, p. 681.)

Received.

Maintenance, &c., of the Parks.

Surveying, &c., 23d and 24th Wards, &c.

Commissioner LANE offered the following resolution :

Resolved, That respectful application be, and is hereby, made to the Board of Estimate and Apportionment to transfer, from any unexpended balances of appropriations which are not re-

quired for the purposes for which the same were made, to the following appropriations for this Department for 1878, and to the following amounts, viz.:

- “ Maintenance and Government of Parks and Places,
- “ for all supplies and for wages of foremen, gar-
- “ deners, mechanics and laborers employed on works
- “ of maintenance, and including the Maintenance of
- “ the Meteorological Observatory \$75,000
- “ Surveying, Laying Out and Monumenting Twenty-
- “ third and Twenty-fourth Wards, including North
- “ End of this Island 10,000 ”

The PRESIDENT moved that said resolution be laid on the table.

The PRESIDENT put the question, whether the Board would agree to said motion to lay said resolution on the table, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

- Ayes*—Commissioners Wenman, Wetmore, Conover—3.
- No*—Commissioner Lane—1.

Belvedere.

Commissioner LANE offered the following resolution:

Resolved, That the Superintendent of Parks be directed to examine and report upon the condition of the Belvedere in Central Park, with such recommendations as he may consider necessary to restore it and keep it for the future in proper repair.

Adopted.

Rotary Boat.

The PRESIDENT offered the following resolution:

Resolved, That the resolution adopted on the 15th inst. rescinding the license granted to Mr. David R. Smith to place a rotary boat on the Harlem Meer be, and is hereby, reconsidered.

(Minutes, May 15th, 1878, p. 38.)

Adopted.

The PRESIDENT then moved that the resolution to rescind said license be laid on the table.

Adopted.

Francis Hagan.

The PRESIDENT offered the following resolution :

Resolved, That Assistant Foreman Francis Hagan be, and he is hereby, discharged and removed from the employment of the Department.

(Minutes, Jan'y 10, 1877, p. 533.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Frederick Schreiber.

Commissioner CONOVER offered the following resolution :

Resolved, That skilled laborer Frederick Schreiber be, and he is hereby, discharged and removed from the employment of the Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Water Closets, &c., in Central Park.

Commissioner CONOVER offered the following resolution :

Resolved, That all the water closets and urinals in Central Park be kept open each day, until further order, between the hours of 10 o'clock A. M. and 7 o'clock P. M.

Adopted.

On motion of the President the Board adjourned at 12:15 o'clock P. M. to meet on Wednesday the 29th inst. at 9:15 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, MAY 29th, 1878.

ADJOURNED MEETING—9:15 o'clock A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.
“ CONOVER.
“ LANE.

The minutes of the previous meeting of the 22d inst. were read and approved.

The following communications were presented and read :

Washington Square.

From the Clerk of the Common Council, forwarding a copy of the following resolution which was approved by his Honor the Mayor, on the 24th inst., viz. :

Resolved, That the Department of Public Parks be, and is hereby, respectfully requested to repair and put in good order the two roadways through and across Washington Park, west of the Fifth Avenue roadway.

Filed.

Maps of 23d and 24th Wards.

From the Secretary of the Commissioners of Taxes and Assessments, requesting that permission be given to Mr. Henry Mehles to copy the maps of the Twenty-third and Twenty-fourth Wards, for the use of the Department of Taxes and Assessments.

Commissioner LANE moved that permission be given to Mr. H. Mehles to make copies of said maps as requested, under the supervision of Mr. E. B. Van Winkle, Engineer, &c.

Adopted.

The Terrace.

From the Superintendent of Parks, reporting that a portion of the encaustic tile flooring of the Terrace in Central Park, had risen up and cracked. That on examination he is satisfied the cause of its so doing is that the whole structure is settling, and recommending that the foundations be examined.

Commissioner LANE moved that the Superintendent of Parks be directed to repair the floor of the Terrace with concrete; and to make a thorough examination, and report upon the condition of the whole structure.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

The Belvedere.

From the Superintendent of Parks, reporting upon the condition of the Belvedere in Central Park, and what is necessary to be done to repair it and keep it in good order.

(Minutes, May 22, 1878, p. 51.)

Laid over.

Swedish School House.

From the Superintendent of Parks, reporting that it is necessary either to build a cesspool in the vicinity of the Swedish School House to receive the waste water, &c., from the six water closets, two wash basins, boiler and sink to be

placed in said building, or else to lay a twelve inch drain pipe in Transverse Road No. 2 to Fifth Avenue, the cost of which would be from \$2,300 to \$2,500.

(Minutes, Feb'y 13, 1878, p. 598.)

The PRESIDENT moved that all work on the Swedish School House, be suspended until further orders.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Meteorological Observatory.

From the Director of the Meteorological Observatory, submitting the annual report of the Observatory for the year 1877, and requesting that five hundred copies of it be published for distribution.

(Minutes, May 31, 1877, p. 71.)

The PRESIDENT moved that application be made to the Board of City Record to print five hundred copies of said report.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Mill Brook.

From the Health Department, calling the attention of the Department to the manner in which the contractors for the construction of the sewer in Brook Avenue have obstructed Mill Brook at One Hundred and Fifty-sixth Street, thereby causing the brook to overflow its banks.

Also from Messrs. P. & W. Ebling, making a similar complaint, and stating that if the overflow extends any further the wells on their grounds, from which they obtain the water supply for their brewery, will be ruined and they will be put to a very heavy loss.

Also from Mr. E. B. Van Winkle, Engineer in charge of the work, reporting upon said communications and subject, and stating that it is true that the contractors have thrown the earth excavated from Brook Avenue sewer into the bed of Mill Brook, and caused an overflow at One Hundred and Fifty-sixth Street, but that the remedy for the evil appears to be within the jurisdiction of the Health Department; and enclosing a copy of an order he had given to the contractors to build a plank sluiceway to carry the water of the brook over the sewer at One Hundred and Fifty-sixth Street.

Filed.

Sedgwick Avenue.

From Mr. E. B. Van Winkle, Engineer, &c., submitting three similar maps prepared for filing of the change of grade in Sedgwick Avenue, between Cromwell Avenue and Mott Avenue.

(Minutes, April 24, 1878, p. 747.)

Commissioner WETMORE then offered the following resolution :

Resolved, That James F. Wenman, the President of the Board of Commissioners of the Department of Public Parks, be, and he hereby is, designated and directed by the said Board to certify and file, as provided by law, the three similar maps or plans and profiles, showing the grades of Sedgwick Avenue, from Cromwell Avenue to Mott Avenue, in that portion of the Twenty-third Ward of the City of New York, which formerly constituted the town of Morrisania, as altered, amended and established, and as the same have been laid out and are hereby determined and classified as of the first class by the Commissioners of the Department of Public Parks, and which said maps, or plans and profiles, are entitled "Plan and profiles, showing the grade of Sedgwick

"Avenue, from Cromwell Avenue to Mott Avenue, in the Twenty-third Ward of the City of New York, as altered, amended, established and classified by the Commissioners of the Department of Public Parks, in pursuance of the provisions of Chapters 329 and 604 of the Laws of 1874, and Chapter 436 of the Laws of 1876," dated "New York, April, 24, 1878," and signed, "E. B. Van Winkle, Engineer and Surveyor, &c., Department of Public Parks."

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

G. M. Cushing.

From Mr. E. B. Van Winkle, Engineer, &c., stating that he has been compelled, on several days during the month, to make use of the services of Mr. George M. Cushing, Assistant on the work of constructing Brook Avenue sewer, on other works than that to which he has been regularly appointed, and asking that his action be approved.

The PRESIDENT moved that the action of Mr. E. B. Van Winkle, Engineer, &c., be approved, and that he be authorized in future to employ Mr. G. M. Cushing on other works of construction than that of Brook Avenue sewer, when his services can be spared therefrom, and to charge his time to such other works.

(Minutes, March 28, 1878, p. 705.)

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Art.

From the Angell & Blake Manufacturing Company, dissenting from the report of the Superintending Architect, to the effect that the damages to the heating apparatus in the Museum of Art building which they had repaired, were caused by defective casting.

(Minutes, May 22, 1878, p. 41.)

Filed.

Swans.

From Mr. O. B. Mowry, of the Common Council of the City of Boston, Massachusetts, asking that the Department would sell to said city a female swan, to mate with a male swan in the Public Garden in said City.

Also from the Director of the Menagerie stating that a female swan can be spared from the flock upon the lakes of Central Park.

The PRESIDENT moved that a female swan from the flock in Central Park, be presented to the City of Boston, Massachusetts.

Adopted.

Riverside Avenue, Area Walls.

From Mr. D. F. Tiemann, renewing his application for permission to build an area wall around his property fronting on Riverside Avenue, and that same be placed six feet inside the line of the avenue.

(Minutes, October 17, 1877, p. 343.)

Commissioner LANE moved that the request of Mr. D. F. Tiemann be refused.

Adopted,

Tree Guards.

From Mr. D. Rosenberg, agent for Mr. T. D. Cottman's patent tree guard, asking permission to place at his own expense, a certain number of said tree guards around the trees

on Madison Square and on the Plaza at Fifth Avenue and Fifty-ninth Street.

The PRESIDENT moved that Mr. D. Rosenberg, be granted permission to place six of said tree guards around the trees on said square and plaza at his own expense, and under the supervision of the Superintendent of Parks, but that he be notified at the same time, that the Department does not promise or guarantee to adopt said tree guards, even though the same be approved.

Adopted.

Hunt's Point District.

From Mr. Lyman Tiffany, requesting to be furnished with an estimate of the cost of monumenting that portion of the Hunt's Point District in the Twenty-third Ward, which is known as the "Fox Estate," with a view to having the same done at the expense of the owners, under the supervision of this Department.

(Minutes, March 23, 1878, p. 88.)

The PRESIDENT moved that Mr. E. B. Van Winkle, Engineer, &c., be instructed to prepare an estimate of the cost of the work as requested by Mr. Tiffany, and submit same to the Board.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

La Crosse on Central Park.

From Mr. J. A. Moran, requesting that permission be given to the students of St. Louis College to play La Crosse in Central Park.

(Minutes, March 20, 1878, p. 672.)

The PRESIDENT moved that the permission requested be refused.

Adopted.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Coleman, H. T., pump.....	Maint. and Govm't P. and P.....	\$20 00
Crombie, Thos. J., spruce planks.....	Maint. 23d and 24th Wards... Harlem R. B. Rep. Impt. and M...	\$16 00 51 00
		67 00
Devlin, John B., broken stone.....	Maint. and Govm't P. and P.....	103 84
Edwards, Chas. A., rubber hose.....	Maint. 23d and 24th Wards....	22 05
Fischer, Geo. & Bro., iron work.....	Museum of Art...	887 00
Handibode, P., coal	Harlem R. B., Reps., Impt. and M.....	47 50
Merchant, S. L. & Co., Portland cement.	Maint. and Govm't P. and P.....	15 00
Mount's, H. R., Son, brushes.....	Maint. and Govm't P. and P.....	8 50
Murphy & Nesbit, cement.....	Maint. and Govm't P. and P.....	11 50
Shaw & Venn, gold leaf.....	Maint. and Govm't P. and P.....	18 00
Seaman, John A., glue pot and paints...	Maint. and Govm't P. and P.....	22 95
Vaux, C., commissions.....	Museum of Art...	276 25

Walton Brothers, spikes, spittoons, &c.. Maint. and Govmt.		
P. and P.	\$36	94
Harlem R. B.,		
Reps, Impt. and		
M	2	90
Mus. of Natl. His-		
tory	58	00
		<hr/>
		97 84
		<hr/>
		\$1,597 43
		<hr/> <hr/>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$236	73
Maintenance, &c., 23d and 24h Wards.....	38	05
Harlem river bridges, repairs, improvement and mainten-		
ance.....	101	40
Museum of Art.....	1,163	25
Museum of Natural History.....	58	00
		<hr/>
		\$1,597 43
		<hr/> <hr/>

Amounting in the aggregate to the sum of fifteen hundred and ninety-seven dollars and forty-three cents.

S. E. LANE, } *Auditing*
 SAM'L CONOVER, } *Committee.*

New York, May 29th, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
 —4.

W. H. Brown, Patrolman.

The PRESIDENT reported verbally that he had investigated the charges against Patrolman W. H. Brown for using disrespectful language towards his superior officers, and that he found him guilty of the charges; that his whole conduct and language were calculated to create insubordination in the force, but in view of his previous good record, he recommended that he be reprimanded and fined fifteen days' pay from the 22d instant, and that he be ordered to report for duty.

(Minutes, May 22, 1878, p. 48.)

Commissioner CONOVER moved that the report of the President be received and the recommendations adopted by the Board.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Riverside Avenue.

The PRESIDENT offered the following resolution.

Resolved, That the penalties for the non-completion of the work of improving and constructing Riverside Avenue on or before the 31st October, 1877, the time stipulated in the contract, be, and hereby are, remitted up to the 1st day of June, 1878.

(Minutes, May 8, 1878, p. 28.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Meteorological Observatory

Commissioner CONOVER offered the following resolution :

Resolved, That a committee of two be appointed to examine and report upon the advisability of abolishing the Meteorological Observatory.

Commissioner LANE moved that said resolution be amended by substituting therein the word "one" in place of the word "two."

The PRESIDENT then put the question, whether the Board would agree to said motion to amend, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

The PRESIDENT then put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

The PRESIDENT then appointed Commissioners Conover and Lane the committee.

Maps of 23d and 24th Wards.

Commissioner LANE offered the following resolution :

Resolved, That Mr. W. C. Dripps, map publisher, be, and he is hereby, allowed to make copies of all adopted and filed maps of the Twenty-third and Twenty-fourth Wards, under the supervision of Mr. E. B. Van Winkle, engineer, &c.

(Minutes, May 22, 1878, p. 45.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

No—Commissioner Wetmore—1.

Frederick Schreiber.

Commissioner LANE offered the following resolution :

Resolved, That skilled laborer Frederick Schreiber be, and he is hereby, appointed and restored to his former position and pay in the Department.

(Minutes, May 22, 1878, p. 52.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

James H. Hart.

Commissioner LANE offered the following resolution :

Resolved, That James H. Hart, Messenger, be, and he is hereby, discharged and removed, from the employment of the Department.

Laid over until the next meeting.

David Groesbeck.

Commissioner LANE offered the following resolution :

Resolved, That David Groesbeck, laborer, be, and he is hereby restored to work.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Carpenters.

Commissioner LANE offered the following resolution :

Resolved, That the following named carpenters be, and they are hereby discharged and removed from the employment of the Department, viz., Charles Boorman, Patrick Garrity and Dennis Miller ; and that the following carpenters be appointed

and restored to their former positions as carpenters in the Department, viz., James Lysaght, Thomas F. Roche and Michael F. McCarthy.

(Minutes, May 1, 1878, p. 14.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Conover, Lane—2.

Noes—Commissioners Wenman, Wetmore—2.

The PRESIDENT then offered the following resolution :

Resolved, That the following named carpenters be, and they are hereby discharged and removed from the employment of the Department, viz., Charles Boorman, Patrick Garrity and Dennis Miller.

Commissioner LANE took the point that said resolution was out of order inasmuch as it was included in the resolution just passed upon and rejected by the Board.

The PRESIDENT decided that the point of order was not well taken, and that the resolution was in order.

Commissioner LANE then appealed to the Board from said ruling, and the President put the question, whether the Board would agree to said ruling, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Wenman—1.

Noes—Commissioners Wetmore, Conover, Lane—3.

On motion of the PRESIDENT, the Board adjourned at 11.20 o'clock A. M., to meet on Wednesday, the 5th day of June, 1878, at 9.15 o'clock A.M.

WM. IRWIN,

Secretary D.P.P.

WEDNESDAY, JUNE 5th, 1878.

REGULAR MEETING—9:15 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 29th day of May, 1878, were read and approved.

The following communications were presented and read :

Third Avenue.

From the Clerk of the Common Council, forwarding a copy of the following resolution, which was approved by his Honor the Mayor on the 4th inst., viz. :

Resolved, That Third Avenue in the Twenty-third Ward, between Harlem River and One Hundred and Forty-seventh street, and also so much of the streets crossing or intersecting said portion of said avenue as may be necessary to preserve and facilitate approach to said avenue by said streets, be regulated and graded in accordance with the grade established by the Commissioners appointed by Chapter 841 of the Laws of 1868, as said grade has been altered and amended by the Commissioners of the Department of Public Parks, under authority of Chapters 329 and 604 of the Laws of 1874; that the pavement, curb and gutter stones, bridge or crossing stones, and the flag-stones of the side walk now laid on said portion of said avenue be taken up and preserved; the said work to be done under the direction of the Department of Public Parks, and that the accompanying ordinance therefor be adopted.

(Minutes, March 27, 1878, p. 693.)

The PRESIDENT moved that said communication be filed, and that Mr. E. B. Van Winkle, Engineer, &c., be directed to prepare and submit plans and specifications for the work directed.

Adopted.

Maps of the 23d and 24th Wards.

From the Comptroller of the City, requesting that permission be given to Mr. Wm. H. McCabe, an employé of the Finance Department, to make copies of the maps of the Twenty-third and Twenty-fourth Wards for the use of the Bureau for the Collection of Assessments.

The PRESIDENT moved the permission be given to Mr. Wm. H. McCabe to make copies of said maps as requested, under the supervision of Mr. E. B. Van Winkle, Engineer, &c.

(Minutes, May 29, 1878, p. 53.)

Adopted.

Drains at Fordham.

From the Counsel to the Corporation, as follows :

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION, }
NEW YORK, May 28, 1878.

Hon. JAMES F. WENMAN,

President of the Department of Public Parks,

Sir,—I duly received your letter of the eighteenth instant, enclosing a copy of a communication from Mr. E. B. Van Winkle, Engineer in charge of the work of constructing drains near Fordham, in the Twenty-fourth Ward, wherein he recommends that a large amount of blind drains be constructed inside the district directed to be drained, in excess of the amount first intended, and which was shown on the plan exhibited to the bidders at the time the work was let, and also recommends that a short blind drain be constructed to a swamp hole which is outside said district. You enclose copy of the contract, containing the ordinance pursuant to which the work is being done, and a sketch showing the drains already built, and those which Mr. Van Winkle recommends shall be constructed. You state that the Commissioners recognise the wisdom of the suggestions made by the engineer, but are in doubt whether they can have the additional work done without risk of vitiating the assessment for the whole, and you request my opinion on this question.

Section 1 of Chapter 566 of the Laws of 1871, as amended by Chapter 549 of the Laws of 1875, provides that whenever it shall appear to be necessary, for the protection of the public health, that any part or parcel of land within the City of New York needs to be drained by other means than by sewers, and it shall be so certified by the City Sanitary Inspector, and said certificate shall be filed among the records of the Board of Health, the said Board shall direct that the same be done by the Department of Public Works, except that in the Twenty-third and Twenty-fourth Wards said Board shall direct that the work provided for in said act to be done shall be done, and the Mayor, Aldermen and Commonalty of the city shall authorize the Department of Public Parks, or the Department of Public Works, to do the work so directed by the Board of Health.

The order made in this matter by the Board of Health is not among the papers transmitted to me with your letter, but from the ordinance of the Common Council adopted pursuant thereto, I infer that said order merely provided that the lands bounded on the north by Fordham and Pelham Avenues, on the east by the Southern Boulevard; on the south by the Kingsbridge Road, and on the west

by Arthur Street, in the Twenty-fourth Ward should be drained by other means than by sewers, such drainage being declared to be necessary for the protection of the public health.

The ordinance of the Common Council, adopted pursuant to such order, *does not limit the amount of work to be done*, but merely authorizes the Department of Public Parks to drain the district bounded by said streets, by other means than by sewers. Under said order and ordinance it is, therefore, discretionary with the Department of Public Parks how much work should be done for the purpose of draining the district in question. It appears that at the time the work was let, a plan was exhibited to the bidders, showing the amount of work intended to be done, and that the bids were made, and the contract entered into, with reference to such plan, and that the work now regarded as desirable is in excess of the amount shown on said plan. If such additional work would involve an expense of more than one thousand dollars, I should be compelled to advise the Department, in accordance with the views contained in other opinions, heretofore given by me, that it would not have authority to make an arrangement with the present contractor to do such additional work. It appears, however, from the letter to the Department of the Engineer in charge, that one item of the extra work will cost five hundred dollars, and the other is estimated at four hundred and fifty, making for the two principal items of additional work a total expense of nine hundred and fifty dollars. The other additional item consists of two hundred feet of blind drain outside the district, and as you state two thousand feet of blind drain is estimated to cost only four hundred and fifty dollars, the two hundred feet outside the district, I presume, will not cost more than fifty dollars. It thus appears that the entire cost of the three items of additional work will not exceed one thousand dollars, and as the Department can make a contract not involving an expenditure of more than one thousand dollars, without a public letting thereof, I see no reason why an agreement cannot be made with the present contractor, or with some other person, to do the work without advertising for bids.

You state that a doubt has also arisen as to the right to construct the two hundred feet of blind drain outside of said district. As it appears, however, that a swamp hole exists just outside of the district, and that the water runs from it upon the land included in the district, making the latter wet and swampy, I think the order of the Board of Health and the ordinance of the Common Council furnish authority for the construction of this small piece of blind drain.

I am sir,

Yours, Respectfully,

W. C. WHITNEY,
Counsel to the Corporation.

(Minutes, May 15th, 1878, p. 83.)

Filed.

Concord Avenue.

From Mr. E. B. Van Winkle, Engineer in charge, stating that the specifications for grading Concord Avenue from Home Street to Westchester Avenue, provide for the building of six receiving basins and one man-hole, of such material and in such a manner as to render them quite unfit for a street as much built upon as Concord Avenue is at the present time; and recommending that they be omitted from the work on condition that the contractor makes a proportionate deduction from the contract price.

Also, from Mr. E. B. Van Winkle, Engineer in charge, stating that the sum of \$371 would be a fair deduction to make if the receiving basins and man-hole were omitted; on which communication the contractor has endorsed his consent to a deduction of said amount upon that condition.

Also from the Counsel to the Corporation, as follows:

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION, }
NEW YORK, May 28th, 1878. }

HON. JAMES F. WENMAN,

President of the Department of Public Parks:

Sir,—With your letter to me is transmitted the original contract for regulating and grading Concord Avenue, in the Twenty-third Ward, by the terms of which the contractor, in performing the work covered thereby, is required to build six receiving basins and one man-hole. You also transmit two communications from Mr. E. B. Van Winkle, the Engineer in charge of the work, in relation to the advisability of permitting the contractor to omit the construction of such basins and man-hole, upon the contractor's assenting to a reduction of the contract price to the amount of three hundred and seventy-one dollars; and a form of a proposed agreement between the contractor and the Department for carrying out this arrangement.

The contract referred to in your letter was entered into April 3d, 1873, by the Trustees of the Town of Morrisania with James Finnegan. Under the provision of Section 14, of Chapter 329, of the Laws of 1874, the work provided for said contract is to be continued and completed under the direction of the Department of Public Parks, under the laws in force in the Town of Morrisania prior to the passage of the Annexation Act. The act passed April 22d, 1864, which created a Board of Trustees for the Town of Morrisania, as amended, required that the regulating and grading of streets should be done by contracts made at public letting, and the contract in question was made in that manner. I am unable to find any provision of law which would have authorized said Trustees to omit any portion of the work covered by the contract in question, on condition that the contract price was reduced. In view of the fact that the statutes relating to this matter did not confer upon the Trustees such power, and in view of the general rule, to which I have had occasion to refer in several opinions heretofore given by me to the Department, that contracts of this character, made at public letting, cannot ordinarily be modified after they have been signed, I think it extremely doubtful whether the Commissioners governing the Department of Parks have authority to enter into the proposed agreement with the contractor, and I, therefore, respectfully recommend that such agreement should not be made.

The papers transmitted with your letter are herewith returned.

I am, sir,

Yours respectfully,

W. C. WHITNEY,
Counsel to the Corporation.

(Minutes, Sept. 12, 1877, p. 265.)

Filed.

Geo. W. Robinson. Samuel H. Barton.

From the Police Department, stating that certificates of

qualification to take charge of steam boilers and engines had been granted to George W. Robinson and Samuel H. Barton.

Filed.

Sewers in 134th Street, 135th Street, &c.

From Mr. E. B. Van Winkle, Engineer, &c., submitting plans and specifications for the construction of sewers in One Hundred and Thirty-fourth Street, One Hundred and Thirty-fifth Street and Third Avenue, with branches in Lincoln Avenue, Alexander Avenue and Willis Avenue.

(Minutes, May 1, 1878, p. 4.)

The PRESIDENT moved that said plans and specifications be approved, and that the Secretary be directed to prepare and publish advertisements for proposals for the work.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Hunt's Point District.

From Mr. E. B. Van Winkle, Engineer, &c., stating that he estimated the cost of laying out on the ground and monumenting the streets in that portion of the Hunt's Point District known as the "Fox estate," at \$2,250.

(Minutes, May 29, 1878, p. 59-)

Commissioner LANE moved that said communication be filed, and that a copy be forwarded to Mr. Lyman Tiffany.

Adopted.

Mill Brook.

From Messrs. Salmon & Burke, Attorneys for Messrs. P. & W. Ebling, stating that the sluiceway constructed by the con-

tractors for Brook Avenue sewer, to carry the water of Mill Brook over said sewer, at One Hundred and Fifty-sixth Street, was not sufficiently large for the purpose; that, consequently, the brook had flowed over Messrs. Ebling's land, and rendered the water in their wells unfit for use, and requesting that the sluiceway be enlarged, or such other steps taken, without delay, as may keep the water off Messrs. Ebling's land.

(Minutes, May 29, 1878, p. 55.)

Referred to Mr. E. B. Van Winkle, Engineer, &c.

Seventh Avenue Grading.

From Mr. John C. Shaw, requesting to be furnished with a statement from the books of the Department of the cost of regulating and grading Seventh Avenue, from One Hundred and Tenth to One Hundred and Fifty-fourth Streets.

The PRESIDENT moved that the Secretary be directed and authorized to furnish to Mr. Shaw the statement required, on his paying the usual fees.

Adopted.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Crombie, Thos. J., lumber.....	Harlem R. B., Reps., Impt. and M.....	\$51 00	
	City Parks Impt. Fund	29 61	
		<hr/>	\$80 61
Draper, Dan'l., sundries.....	Maint. and Govmt. P. and P.....		24 45
Devlin, John B., gravel screenings.....	City Parks Impt. F.....		535 04

June 5, 1878.]

Gold and Stock Telg. Co., rent of line..	Maint. and Govmt.		
	P. and P.....		\$62 50
Irwin, Wm., petty expenses.....	Maint. and Govmt		
	P. and P.....	\$69 00	
	Maint. 23d and		
	24th Wards....	18 86	
	City Parks Impt.		
	F.....	6 45	
		<hr/>	94 31
McNab & Harlin Mfg. Co., plumb'g mat.	Maint. and Govt.		
	P. and P.....		17 63
Mott, J. L., Iron Works, castings, jets,			
pipe, &c.....	Maint. and Govt.		
	P. & P.....	\$86 93	
	City Parks Impt.		
	F.....	141 00	
	Harlem R. B.,		
	Reps., Impt. and		
	M.....	501 00	
	Maint. &c., 23d		
	and 24th Wards	3 00	
		<hr/>	731 93
Murphy & Nesbit, brick, cement,			
plaster, &c.....	City Parks Impt.		
	F.....	\$63 80	
	Maint. and Govmt.		
	P. and P.....	13 80	
		<hr/>	77 60
Roach, John, & Son, materials and labor.	Harlem R. B.,		
	Reps., Impt. and		
	M.....		44 82
Shady, J. & J., fish.....	Maint. and Govmt		
	P. and P.....		11 16
Van Winkle, E. B., petty expenses.....	Survg., Layg. out		
	etc., 23d and		
	24th Wards....		20 29
Walton Bros., twine and emery stones..	Maint. and Govmt.		
	P. and P.....		25 14
		<hr/>	
			<u>\$1,725 48</u>

RECAPITULATION.

Maintenance and Government of Parks and Places	\$310 61
Harlem River Bridges, Repairs, Impt. and Maint.	596 82
Maintenance, &c., 23d and 24th Wards.	21 86
Surveying, Laying-out, etc., 23d and 24th Wards.	20 29
City Parks Improvement Fund.	775 90
	\$1,725 48

Amounting in the aggregate to the sum of seventeen hundred and twenty-five dollars and forty-eight cents.

S. E. LANE, } *Auditing*
SAM. CONOVER, } *Committee.*

New York, June 5, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Commissioner CONOVER, from the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval :

Decker Nicholas H., and Geo. W. Quintard,

labor and materials.	Impt. and Const.	
	Riverside Av-	
	enue.	\$17,007 01

Amounting to the sum of seventeen thousand and seven dollars and one cent.

SAML. CONOVER, } *Auditing*
 } *Committee.*

New York, June 5th, 1878.

The above mentioned bill having been read and passed on, the President moved that the Board do now approve it, and

that the Secretary be directed to transmit it to the Finance Department for payment.

The PRESIDENT then put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Treasurer's Report.

The Treasurer presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks in account with

Smith E. Lane, Treasurer.

CR.

1878.			
May 15.	By balance.....	\$50 21	
May 15 to } June 5. }	" cash received from permits, licenses, grass, &c.....	1,012 65	
		<hr/>	\$1,062 86

DR.

May 15 to } June 5. }	To cash paid into City Treasury.....	\$500 54	
June 5.	" balance.....	562 32	
		<hr/>	\$1,062 86

S. E. LANE,

Treasurer, D. P. P.

New York, Wednesday, June 5, 1878.

9.30 A. M.

Mineral Springs. Carl H. Schultz.

The Treasurer to whom it was referred to report upon the condition of the lease or license to Mr. Carl H. Schultz, of the Mineral Springs in Central Park, presented the following report :

DEPARTMENT OF PUBLIC PARKS, }
36 UNION SQUARE, }
NEW YORK, June 1, 1878. }

To the Commissioners of Public Parks.

The undersigned respectfully reports on the subject of the agreement with Carl H. Schultz, which was referred to him.

That it is within the power of the Department to make new agreements in reference to the rate of rent. That this has heretofore been done by the Department, without objections from any quarter, on 5th November, 1875.

That the accounts of the gross receipts of Mr. Schultz, show that for the years 1873 to 1877, inclusive to 1st November in each year, they were \$14,607.05. That for these five years the reserved rent at \$2,700 per annum, would be \$13,500.

That this is an exorbitant rent, especially as compared with the five per cent. from Mr. Ryan and other licensees, and since Mr. Schultz has no exclusive sale.

For the last year his receipts have been much less than the rent reserved, to wit, 1877, \$1,805 28.

That it would be fair to settle with Mr. Schultz to 1st May, 1878, for the arrears then due, at the rate of twenty per centum on his gross receipts, which were \$4,533.63 for the last two years, to wit, \$906.72, and to make a new license in the form now used by the Department, at the rate of ten per centum on the gross receipts, on condition that he will reduce the price of his mineral waters to five (5) cents a glass.

That this reduction would be a great benefit and service to the public who visit the Central Park.

The undersigned submits herewith for adoption the following resolution:

Resolved, That the settlement with Mr. Schultz, proposed in the foregoing report, be adopted, and that it be referred to the Treasurer with power to carry out the same.

Respectfully submitted.

S. E. LANE,
Treasurer.

(Minutes, April 17, 1878, p. 742.)

The PRESIDENT moved that said report be received, and the resolution therewith submitted adopted, by the Board.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Meteorological Observatory.

Commissioner CONOVER presented the following report:

DEPARTMENT OF PUBLIC PARKS, }
36 UNION SQUARE, }
June 5, 1878. }

To the Board of Commissioners.
of the Department of Public Parks

Your committee appointed by the resolution, passed on the 29th of May, 1878, to report on the advisability of abolishing the Meteorological Observatory, do respectfully report, that we find it of no benefit to this Department, and the amount now paid for sustaining it (\$4,700), is a needless expenditure, and we recommend that it be abolished.

SAML. CONOVER,
S. E. LANE,
Committee.

(Minutes, May 29, 1878, p. 63.)

The PRESIDENT moved that said report be received and laid over until the next meeting.

Adopted.

Shearing Sheep.

Commissioner WETMORE moved that the subject of shearing the sheep, and disposing of the wool, be referred to the President, with power.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Police.

The PRESIDENT presented a sample of a summer hat for the police force, made by Mr. C. Knox, hatter, and he moved that it be adopted by the Department, and that the Treasurer be authorized to issue an order for as many as may be required for the use of the force, at a price not exceeding \$2²⁵/₁₀₀ each.

(Minutes, May 23, 1877, p. 68.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of the President, the Board adjourned at 10:15 o'clock, A. M., to meet on Wednesday, the 12th day of June, 1878, at 9:15 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, JUNE 12th, 1878.

ADJOURNED MEETING, 9:15 O'CLOCK, A.M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 5th instant were read and approved.

The following communications were presented and read :

Assessments for local improvements.

From the Comptroller of the City, requesting that he be furnished with a certified list of all local improvements for which assessments may be imposed, in charge of this Department, which were begun or contracted for and had not been completed prior to June 3, 1878, the date of the passage of Chapter 383, Laws of 1878, and also a separate list of all such improvements as had been completed but had not been confirmed at that date.

Commissioner WETMORE moved that the President be requested to furnish the Comptroller with the information he desires.

Adopted.

Gravel for the Plaza and the Circle.

From the Superintendent of Parks, stating that he requires about 250 cubic yards of gravel for the Plaza at Fifth Avenue and Fifty-ninth Street, and about 600 cubic yards for the Circle at Eighth Avenue and Fifty-ninth Street.

Commissioner LANE moved that the Treasurer be authorized to purchase three boat loads of gravel, to be used on the Plaza and the Circle.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4,

D. S. Dickinson.

From the Superintendent of Parks, stating that D. S. Dickinson, skilled laborer, who had been absent on account of sickness since the 5th instant, desires to be restored.

(Minutes, April 24, 1878, p. 755.)

The PRESIDENT moved that D. S. Dickinson, skilled laborer, be restored.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Natural History.

From the Superintending Architect, submitting plans for fitting up the middle room on the western side of the attic story of the Museum of Natural History building with cases

suitable for a library, and estimating the cost of the work at \$2,000.

Also from Mr. Wm. A. Haines, Chairman of the Committee on Plans of the American Museum of Natural History, approving of said plans. Also requesting that there be placed in the cellar of said Museum building one of Welsh & Lawson's No. 3 pumping engines, with all needed connections, at a cost not exceeding \$350.

(Minutes, April 17, 1878, p. 731.)

The PRESIDENT moved that the Treasurer be authorized to issue orders for the construction of said cases and for a Welsh & Lawson's No. 3 pumping engine, for the Museum of Natural History building.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Bartholomew Francis.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, requesting permission to employ Mr. Bartholomew Francis, as a carpenter, when he requires the services of a carpenter.

The PRESIDENT moved that the Superintendent of the Twenty-third and Twenty-fourth Wards be authorized to employ Mr. Bartholomew Francis, as a carpenter, whenever he requires the services of a carpenter, and to place him upon his time returns, and that his pay be fixed at \$2.50 per day for such time as he may be so employed.

(Minutes, April 24, 1878, p. 750.)

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative,

a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane,
—4.

Bridge over Harlem River.

From Mr. E. B. Van Winkle, Engineer, stating that Mr. Stoughton had applied for permission to make a copy of the drawing showing the general elevation of the proposed bridge over Harlem River at Madison Avenue and One Hundred and Thirty-eighth Street.

Laid over.

Concord Avenue.

From Mr. E. B. Van Winkle, Engineer, submitting three similar maps of Concord Avenue, from Westchester Avenue to Boston Road, in the Twenty-third Ward, designating said avenue as of the first class, and recommending that same be filed, and that application be made for the appointment of commissioners to acquire the title of said Concord Avenue, from Boston Road to the southern side of Denman Place.

(Minutes, June 5, 1878, p. 69.)

Commissioner LANE offered the following preamble and resolutions, viz :

Whereas, In the judgment of the Commissioners of the Department of Public Parks of the City of New York, or a majority of them, Concord Avenue from Westchester Avenue to Boston Road, is or may be needed for the convenience of the general public, as a main route of travel or for drainage, as the same is laid down and indicated by red color and by field notes and explanatory remarks on three similar maps or plans, entitled :

“ Map or plan of Concord Avenue from Westchester Avenue
“ to Boston Road, in the Twenty-third Ward of the City of
“ New York, as established and classified by the Commission-
“ ers of the Department of Public Parks, in pursuance of the
“ provisions of Chapters 329 and 604 of the Laws of 1874, and

“ Chapter 436 of the Laws of 1876,” dated “ New York, June 11th, 1878,” and signed “ E. B. Van Winkle, Engineer and Surveyor, &c., Department of Public Parks.”

Resolved, That under and by virtue of the powers conferred on said Commissioners of the Department of Public Parks of the City of New York, by Chapters 329 and 604 of the Laws of 1874, and Chapter 436 of the Laws of 1876, they do hereby lay out said Concord Avenue from Westchester Avenue to Boston Road, of the width, extent and direction that the same is shown on the aforesaid maps or plans by red color and by field notes and explanatory remarks, and do designate the same and all parts thereof, as a street of the first class.

Resolved, That James F. Wenman, the President of the Board of Commissioners of the Department of Public Parks, be, and he hereby is, designated and directed by the said Board to certify and file, as provided by law, said three similar maps or plans.

The PRESIDENT put the question whether the Board would agree to said preamble and resolutions, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

The PRESIDENT then offered the following resolution :

Resolved, That in the opinion of the Board of Commissioners of the Department of Public Parks, the interests of the public demand the opening of Concord Avenue, in the Twenty-third Ward, from Boston Road to the south side of Denman Place, and that the President be, and he hereby is, authorized and directed to instruct the Counsel to the Corporation to commence and prosecute proceedings to acquire the title, for the use of the public, to said portion of said avenue, wherever the same has not been heretofore legally opened.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Sewer in 140th Street.

From Mr. A. J. Rogers and fifteen other owners of property fronting on One Hundred and Fortieth Street, between Alexander Avenue and Mill Brook, requesting that a sewer be constructed in said street.

Also, from Mr. E. B. Van Winkle, Engineer, reporting upon said communication, and recommending that the sewer be constructed as requested, with short branch sewers in Alexander and Willis Avenues.

The PRESIDENT moved that Mr. E. B. Van Winkle, Engineer, be directed to prepare and submit plans and specifications for said sewer, with branches, as recommended by him.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

DEPARTMENT OF PUBLIC PARKS, {
36 UNION SQUARE (East), }
NEW YORK, June 12, 1878.

The Auditing Committee beg leave to report that they have examined and audited the bill of J. Pierpont Morgan, Treasurer, for expenses Museum of Natural History, as follows :

Auditing items of—

William C. Martin.....	\$18 75
Payroll.....	148 75
Charles Mann.....	10 00
Payroll.....	133 00
Payroll.....	480 00

\$790 50

Rejecting items of—

Thitchener & Glastaeter.....	\$210 00
Samuel B. W. Corell.....	32 22
Corlies & Maey.....	8 65
Samuel B. W. Corell.....	8 95
John J. Bargaen.....	21 18
	\$281 00

The said items are rejected on the ground that they are not necessary for the keeping, preservation and exhibition of the collections of said Museum of Natural History, under Laws of 1873, Chapter 756, Sec. 7.

Respectfully submitted,

S. E. LANE, } Auditing
 SAM'L CONOVER, } Committee.

The PRESIDENT moved that said report be received and adopted, and that the Secretary be directed to return said bill to the American Museum of Natural History, with a copy of said report.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Angell & Blake Manufacturing Company, heating, &c.....	Museum of Art...	\$819 00
Central Gas-Light Company, gas, May, Harlem R. B., Rep., Imp. & M.....		46 67
Crombie, Thomas J., spruce boards and posts.....	Maint. 23d and 24th Wards....	37 80
Devlin, John B., mould and Belgian blocks.....	City Parks Impt. Fund.....	503 00

Gordon, Robert, Acting Treasurer, ex-			
penses Museum of Art.....	Maint. and Govt.		
	P. and P.....		663 12
Harlem Gas-Light Company, gas, May..	Maint. and Govt.		
	P. and P.....	\$58 71	
	Harlem R. B.,		
	Reps., Impt. and		
	Maint.....	33 55	
			92 26
Jones, Charles, and Thomas P. McQuade,			
matls. and labor.....	Brook Ave. Sewer		6,592 15
King, Briggs & Co., files.....	Maint. and Govt.		
	P. and P.....		5 75
McDonald, Jno. T., chimney caps.....	City Parks Impt.		
	Fund.....		10 00
McDermott, P., plumbing matls.....	Maint. 23d and		
	24th Wards....		109 68
Metropolitan Gas-Light Co., gas meter..	Maint. and Govt.		
	P. and P.....		66 15
Metropolitan Gas-Light Co., gas, May...	Maint. and Govt.		
	P. and P.....		133 25
Mounts' Son, H. R., brooms.....	Maint. and Govt.		
	P. and P.....		21 00
Mott, J. L. Iron Works, couplings,			
covers, &c.....	Maint. and Govt.		
	P. and P.....	\$30 00	
	City Parks Impt.		
	Fund.....	12 70	
			42 70
Mullane, John, hay, oats, salt, etc.....	Maint. and Govt.		
	P. and P.....		337 42
Mudholland, P., matls. and labor	Mott Ave., 138th		
	and 144th Sts.		
	Sewers.....		1,263 41
New York Mutual Gas-Light Co., meter			
gas.....	Maint. and Govt.		
	P. and P.....		22 50
New York Mutual Gas-Light Co., gas,			
May.....	Maint. and Govt.		
	P. and P.....		213 95

New York Gas-Light Co., gas, May.....	Maint. and Govt.	
	P. and P.....	\$328 50
Stackpole & Bro., reps. to inst.....	City Parks Impt.	
	Fund.....	5 50
Young, Chas. C., bread.....	Maint. and Govt.	
	P. and P.....	50 19
Wetmore & Co., iron.....	Maint. and Govt.	
	P. and P.....	48 65
		<hr/>
		\$11,412 65
		<hr/> <hr/>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$1,979 19
Harlem River Bridges, Repairs, Impt. and Maint.....	80 22
Maintenance, etc., 23d and 24th Wards.....	147 48
City Parks Improvement Fund.....	531 20
Museum of Art.....	819 00
Brook Avenue Sewer.....	6,592 15
Mott Avenue, 138th and 144th St. Sewers.....	1,263 41
	<hr/>
	\$11,412 65
	<hr/> <hr/>

Amounting in the aggregate to the sum of eleven thousand four hundred and twelve dollars and sixty-five cents.

S. E. LANE, } *Auditing*
 SAML. CONOVER, } *Committee.*

New York, June 12th, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Thomas Wade, Post-keeper.

Commissioner LANE, whom the President had designated to conduct the trial of Post-keeper Thomas Wade, upon the charge preferred against him of neglect of duty in not properly patrolling his post on the 20th May, 1878, reported that he found him guilty of the charge, and he recommended that he be fined one day's pay.

The PRESIDENT moved that said report be received and the recommendation therein adopted by the Board.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

C. H. Schultz.

The Treasurer reported verbally, that he had received the sum of \$906.72 from Mr. Carl H. Schultz, in full for his rent or license fees of the Mineral Springs, up to May 1st, 1878, and that he had deposited the same with the City Chamberlain.

(Minutes, June 5, 1878, p. 75.)

Maintenance of Parks, &c.

Surveying, &c., 23d and 24th Wards, &c.

Commissioner LANE moved that the resolution directing an application to be made to the Board of Estimate and Apportionment to transfer unexpended balances to the appropriations for Maintenance, &c., of Parks and Places, and for Surveying, Laying out, &c., Twenty-third and Twenty-fourth Wards, &c., and which was laid on the table at the meeting held May 22, 1878, be taken from the table.

(Minutes, May 22, 1878, p. 50.)

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

No—Commissioner Wetmore—1.

Commissioner LANE then moved that said resolution be adopted by the Board :

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Conover, Lane—2.

Noes—Commissioners Wenman, Wetmore—2.

Police Force.

Commissioner LANE offered the following resolution :

Resolved, That the recommendations contained in the report of the Special Committee on Police, which were adopted on March 6th, 1878, to take effect on a date thereafter to be determined, hereby are declared to take effect from and after this date.

(Minutes, March 6, 1878, p. 646.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Conover, Lane—2.

Noes—Commissioners Wenman, Wetmore—2.

Drinking Fountain.

Commissioner LANE offered the following resolution :

Resolved, That the Superintendent of Parks be, and he is hereby, directed to report upon a suitable site for a drinking fountain near Mount St. Vincent building, in Central Park.

Adopted.

East River Park.

Commissioner LANE offered the following resolution :

Resolved, That the Superintendent of Parks be, and he is hereby, directed to report upon the cost of erecting a covering over the edges of three sides of the large platform on East River Park.

(Minutes, May 15, 1878, p. 32.)

Adopted.

Carpenters.

Commissioner CONOVER offered the following resolution :

Resolved, That the following named carpenters be, and they are hereby, discharged and removed from the employment of the Department, viz. : Charles Boorman, Patrick Garrity and Benjamin Oakley.

(Minutes, May 29, 1878, p. 64.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Meteorological Observatory.

The PRESIDENT moved that the report of the Special Committee on the Meteorological Observatory, which was presented to the Board at the last meeting, and laid over, be now taken up and considered.

(Minutes, June 5, 1878, p. 76.)

Adopted.

Commissioner CONOVER offered the following resolution :

Resolved, That the report and recommendations of the Special Committee upon abolishing the Meteorological Observatory be adopted by the Board.

The PRESIDENT then offered the following as a substitute for said resolution, viz. :

Resolved, That the Meteorological Observatory be retained,

and continued, as at present conducted, and that the pay of the director and clerk employed therein be fixed as follows :

Daniel Draper, Director, at the rate of \$2,500 per annum.
 Thomas B. Ingram, Clerk, " " 1,000 " "

The PRESIDENT put the question whether the Board would agree to said substitute resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Thomas Clark.

Commissioner CONOVER offered the following resolution :

Resolved, That Thomas Clark be, and he is hereby, appointed a painter on the parks.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Election of Officers.

Commissioner CONOVER offered the following resolution :

Resolved, That the Board do now proceed to elect by ballot a President, for the year, ending May 1, 1879.

(Minutes, January 16, 1878, p. 520.)

Adopted.

The PRESIDENT appointed the Secretary teller.

The ballot for President then proceeding, and the teller announced the result as follows :

For Commissioner JAMES F. WENMAN—4.

Commissioner CONOVER then offered the following resolution :

Resolved, That the Board do now proceed to elect by ballot a Treasurer, for the year ending May 1, 1879.

(Minutes, January 16, 1878, p. 520.)

Adopted.

The PRESIDENT appointed the Secretary teller.

The ballot for Treasurer then proceeded, and the teller announced the result, as follows :

For Commissioner SMITH E. LANE—4.

Standing Committees.

The PRESIDENT then appointed the following Standing Committees :

Commissioner WETMORE,	}	Executive
“ CONOVER,		Committee.
Commissioner LANE,	}	Auditing
“ CONOVER,		Committee.

(Minutes, January 16, 1878, p. 533.)

Reorganization of the Department.

Commissioner CONOVER offered the following resolution :

Resolved, That a Committee of two be appointed to examine and report upon the reorganization of the Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

The PRESIDENT then appointed Commissioners CONOVER and WETMORE such Committee.

On motion of the PRESIDENT, the Board adjourned at 11:30 o'clock A. M., to meet on Wednesday, the 19th day of June, 1878, at 9:15 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, JUNE 19th, 1878.

REGULAR MEETING—9:15 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 12th inst. were read and approved.

The following communications were presented and read :

Assessments for local improvements.

From the COMPTROLLER of the City, requesting that all vouchers for expenditures to be charged to the “Street Improvement Fund” shall have stated upon them whether they are for

1. Works completed prior to June 3, 1878.
2. Works uncompleted on June 3, 1878.
3. Works contracted for or commenced after June 3, 1878.

Also requesting that the pay rolls for engineers and inspectors shall be made separately for each of the above classes of works.

The PRESIDENT stated that he had given directions to have the request of the Comptroller complied with, and moved that his action be approved.

(Minutes, June 12, 1878, p. 79.)

Adopted.

City Parks Improvement Fund.

From the Secretary of the Board of Estimate and Apportionment, forwarding a copy of a resolution of that Board, adopted on the 14th inst., authorizing the issue of \$25,000 of City Parks Improvement Fund Stock.

(Minutes, October 24, 1877, p. 354.)

Filed.

Drinking Fountain.

From the Superintendent of Parks reporting that a suitable site for a drinking fountain near Mt. St. Vincent, in Central Park, would be on the lower plateau of the terrace in the rear of the buildings and about six feet in front of the green houses.

Commissioner LANE moved that the Superintendent of Parks be directed to erect a drinking fountain near Mt. St. Vincent, in Central Park, at the site recommended by him, and at a cost not to exceed \$50.

(Minutes, June 12, 1878, p. 89.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

East River Park.

From Mr. Jacob Seabold, Jr., licensee for the sale of refreshments in East River Park, complaining of the condition of the park, and requesting that the walks be put in proper order, and that a covering be erected over the platform on said park.

Also from Mr. Charles Crary to the same effect.

Also from the Superintendent of Parks, reporting that to erect a board roof, supported on wooden posts, with braces,

about eight feet high, and of the width of the raised platform, on the north, east and south sides of the platform on said park, will cost not less than \$450, including painting; and that should the east side of the covering be enclosed with lattice work, an additional sum of \$150 would be required.

(Minutes, June 12, 1878, p. 90.)

Commissioner LANE moved that the Treasurer be authorized to issue an order for the erection of a suitable covering over said platform in East River Park at a cost not to exceed \$600.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Sarah Campbell.

From the Superintendent of Parks, stating that it is desirable to employ a second ladies' maid for the ladies' room at the Casino, in Central Park, in order that it may be kept open from 9 o'clock A. M. to 10 o'clock P. M.

The PRESIDENT moved that Sarah Campbell be appointed a ladies' maid to assist at the ladies' room in the Casino.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Carpenters.

From the Superintendent of Parks, requesting that three additional carpenters be employed on the parks.

Commissioner LANE moved that James Lysaght, Thos. F.

Roche and Michael F. McCarthy be appointed carpenters on the park force.

(Minutes, June 12, 1878, p. 90.)

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Art.

From Mr. Calvert Vaux, Architect, submitting plans and specifications for the following additional works in connection with the Museum of Art building, and recommending that they be ordered at a cost not exceeding the amount set opposite each item, viz. :

1. Leader connections, &c.....	\$205
2. Flaps to Ventilators.....	192
3. Flooring, &c., in picture galleries.....	300

Endorsed on said communication is the following :

“ Approved for Trustees of Metropolitan Museum of Art.
“ THEODORE WESTON,
“ For Committee.”

Also from the Superintending Architect, reporting upon said communication, and stating that none of the items are included in any of the contracts for said building, and recommending that said additional works be ordered.

The PRESIDENT moved that the Treasurer be authorized to issue orders for said additional works, at prices not to exceed the amounts set opposite each item.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Earth from Brook Avenue Sewer

From the Superintendent of the Twenty-third and Twenty-fourth Wards, stating that he could use some of the earth excavated from Brook Avenue sewer in repairing the roads in the neighborhood, but he is unable to take it without the authority of the Board, as the contract provides that none of the material excavated shall be carried away.

Commissioner WETMORE moved that the Superintendent of the Twenty-third and Twenty-fourth Wards be authorized to take from the work of constructing the sewer in Brook Avenue such earth filling as he may require for repairing the roads, &c., in the neighborhood, provided he first obtains the consent of the contractors therefor.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Firing a salute in Central Park

From Major-General Shaler, requesting permission for Battery B, of the N. G. S. N. Y., to fire a national salute from some elevated point in Central Park at sunrise on the morning of July 4th, 1878.

Referred to the President with power.

Sedgwick Avenue, &c.

From Mr. S. L. M. Barlow and Mr N. P. Bailey, stating that they are anxious to lay out and open at their own expense the road through their property, extending from the present terminus of Sedgwick Avenue, where it crosses the Fordham Landing Road, to the King's Bridge Road, near Farmers' Bridge, and asking that the grade of such road may be established.

Commissioner WETMORE moved that Mr. E. B. Van Winkle, Engineer, be directed to set the monuments and prepare and submit the grade map of said road.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

W. H. Dechert.

From Mr. W. H. Dechert, applying for the position of Superintendent of Parks.

Filed.

W. J. Healy.

From Mr. W. J. Healy, applying for the position of gate-keeper.

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following two reports :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Devlin, John B., gravel.....	Maint. and Gov't	
	P. and P.....	\$1,119 58
Crombie, Thos. J., lumber.....	Maint. and Gov't	
	P. and P.....	125 54
Norris & Williams, plumbing.....	Maint. and Gov't	
	P. and P.....	12 50
Seaman, John A., paints, oil and varnish.....	Maint. and Gov't	
	P. and P.....	92 55
Van Riper, Chas., nails, shares, oil, &c.....	Maint. 23d and 24th Wards.	19 28
		<hr/>
		\$1,369 55
		<hr/> <hr/>

RECAPITULATION

Maintenance and Government of Parks and Places.....	\$1,350 27	
Maintenance, etc., 23d and 24th Wards.....	19 28	
		————— \$1,369 55
		<u> </u>

Amounting in the aggregate to the sum of thirteen hundred and sixty-nine dollars and fifty-five cents.

S. E. LANE, } *Auditing*
 SAML. CONOVER, } *Committee.*

NEW YORK, June 19th, 1878.

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval :

Noonan, Michael, labor and mats.....	Drainage Dist. 24th	
	Ward bounded by	
	Fordham and P.	
	Aves., &c.....	\$856 44
		<u> </u>

Amounting to the sum of eight hundred and fifty-six dollars and forty-four cents.

S. E. LANE, } *Auditing*
 SAML. CONOVER, } *Committee.*

NEW YORK, June 19th, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

THE PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Treasurer's Report.

The Treasurer presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks in account with

Smith E. Lane, Treasurer.

CR.

1878.		
June 5.	By balance.....	\$562 32
June 5 to } 15. }	" cash received from permits, licenses and sheep	1,054 68
		————— \$1,617 00

DR.

1878.		
June 5 to } 15. }	To cash paid into City Treasury.....	1,617 00
		————— \$1,617 00

S. E. LANE,

Treasurer D. P. P.

NEW YORK, Wednesday, June 19, 1878.

9:30 A. M.

Mineral Springs, C. H. Schultz.

Commissioner LANE, submitted a form of agreement cancelling the former agreement with Mr. Carl H. Schultz, dated the 21st day of February, 1873, as of the 1st May, 1878; also a new agreement with Mr. Carl H. Schultz, for the sale of mineral waters, &c., in the building known as the "Springs" in Central Park, for four years from May 1st, 1878; and he offered the following resolution :

Resolved, That the proposed agreement of cancellation of agreement with Mr. Carl H. Schultz, dated 21st February, 1873, and the new proposed agreement with Mr. Schultz to occupy the "Spring House" in Central Park be executed in duplicate on the part of the Department by the President, on the same being executed by Mr. Schultz.

(Minutes, June 12, 1878, p. 88.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

tive a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Owen Carr

The PRESIDENT offered the following resolution :

Resolved, That Owen Carr, laborer, be restored to work.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Croquet on Central Park.

The PRESIDENT offered the following resolution :

Resolved, That until otherwise ordered by the Board, the President be authorized to grant permits for gentlemen to take part in croquet games, in Central Park.

(Minutes, June 9, 1876, p. 97.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

The Pond in Central Park.

The PRESIDENT offered the following resolution :

Resolved, That the Superintendent of Parks be, and he is hereby, directed to report a plan for an additional supply of water to the pond at the southeast portion of Central Park, together with an estimate of the cost of carrying such plan into effect.

(Minutes, April 19, 1876, p. 748.)

Adopted.

Tompkins Square.

The PRESIDENT then presented and read a copy of Chapter 411 of the Laws of 1878, passed on the 12th inst., authorizing the Common Council to direct the Department to restore Tompkins Square as a public park or square.

(Minutes, March 21, 1877, p. 691.)

Commissioner CONOVER thereupon offered the following resolution :

Resolved, That before the plans for restoring Tompkins Square as one of the public parks of the City as provided by Chapter 411, Laws of 1878, are adopted, the citizens of that portion of the City in which it is located, be respectfully requested to attend and present their views upon this subject to the Department, to the end that a practical and permanent improvement may be made which will be regarded by the people, for whose immediate benefit the same is intended, with pride and satisfaction.

Adopted.

Commissioner LANE offered the following resolution :

Resolved, That the President be requested to obtain the opinion of the Counsel to the Corporation whether Chapter 411 of the Laws of 1878 repeals Chapter 593 of the Laws of 1866, or any of the provisions thereof.

Adopted.

Fourth Avenue Parks.

The PRESIDENT then presented and read a copy of Chapter 417 of the Laws of 1878, passed on the 14th inst., authorizing the Board of Estimate and Apportionment to appropriate \$25,000 for the improvement of the parks laid out in Fourth Avenue, from Sixty-seventh street to Ninety-sixth street.

(Minutes, April 8, 1876, p. 739.)

The PRESIDENT then offered the following resolution :

Resolved, That application be, and hereby is, made to the Board of Estimate and Apportionment to appropriate and raise by tax in the year 1878, \$25,000, to be expended by the Department of Public Parks in improving and regulating the several public squares or places laid out and established within the lines of Fourth Avenue, in the City of New York, between Sixty-seventh and Ninety-sixth streets, in said City, as authorized by Chapter 417 of the Laws of 1878.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of the President, the Board adjourned at 12 o'clock M., to meet on Wednesday the 26th inst., at 9.15 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, JUNE 26th, 1878.

ADJOURNED MEETING—9:15 o'clock, A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 19th inst. were read and approved.

The following communications were presented and read :

Tompkins Square.

From the Clerk of the Common Council forwarding a copy of the following resolution, which was approved by his Honor the Mayor on the 24th inst., viz. :

Resolved, That the Commissioners of the Park Department be, and they are hereby, requested to communicate to this Board at an early day such plans as they should adopt relative to restoring Tompkins Square as a public park, pursuant to the act of 1878, in the event of being directed by the Common Council to so restore said square.

(Minutes, June 19, 1878, p. 102.)

Filed.

John Hogan.

From the Comptroller, stating that he is informed by Mr. John Hogan, the claimant, under the provisions of Chapter 398, Laws of 1878, that certain cut granite stone, said to be delivered by said John Hogan for the purpose of constructing a bridge over Spuyten Duyvil Creek, is now in the possession

of the Department of Public Parks ; and asking, if such be the case, that he be furnished with a schedule of the number and sizes of the stone ; and be informed in what manner they have become appropriated and used by the City.

(Minutes, July 17 and November 20, 1872.)

Referred to the President.

Mill Brook.

From the Secretary of the Health Department, forwarding a copy of the following preambles and resolution, which were adopted by that department on the 20th inst., viz. :

Whereas, The contractors engaged under the direction of the Department of Public Parks in the work of constructing Mill Brook sewer, have so obstructed the channel of Mill Brook at and near the junction of Brook Avenue and One Hundred and Fifty-sixth Street, as to cause the overflow of three or more acres of adjacent lands and the accumulation thereon of stagnant and offensive water and sewage, and

Whereas, This obstruction and such overflow and accumulation of offensive water, in the opinion of this Board, constitutes a public nuisance, dangerous to life and detrimental to health, the continuance of which, at this season of the year, is especially dangerous, therefore,

Resolved, That the Department of Parks be respectfully and urgently requested to adopt immediate and peremptory measures to cause such nuisance to be forthwith abated and to prevent the recurrence thereof at this or any other point upon the line of the said sewer.

Also from E. B. Van Winkle, Engineer, reporting upon the communication of Messrs Salomon & Burke, attorneys from Messrs. P. & W. Ebling, in reference to the same subject, in which he states that the difficulty occurs in the manner in which the contractors for Brook Avenue sewer constructed a sluiceway across One Hundred and Fifty-sixth Street, which is off the line of the work of the sewer ; that this sluiceway is neither large nor deep enough ; but that the sluiceway which the contractors constructed under his directions to carry the water over the arch of the new sewer is sufficiently large ; that the contractors are now engaged in enlarging the sluiceway across One Hundred and Fifty-sixth Street, and that he thinks when this is done the trouble complained of will cease.

(Minutes, June 5, 1878, p. 71.)

Filed.

Boat Landing at the Lake.

From the Superintendent of Parks, stating that Mr. Thos. S. Dick, licensee of the boat service, requested permission to erect a new boat landing, in place of the present one, at the north end of the terrace, Central Park.

The PRESIDENT moved that Mr. Thos. S. Dick be authorized to erect a new boat landing, 38 feet long and 10 feet wide, on the Lake, Central Park, at the north of the terrace, provided he covers same with an awning supported on turned wooden posts, and that he makes the whole structure in a substantial and neat manner as directed by the Superintendent of Parks, and that the work be done at his (Mr. Thos. S. Dick's) own expense.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Teams for 23d and 24th Wards.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, requesting that two additional double teams be appointed.

Commissioner WETMORE moved that the President be authorized to appoint two additional double teams in the Twenty-third and Twenty-fourth Wards.

(Minutes, April 10, 1878, p. 718.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Boston Avenue.

S. S. Haight.

From Messrs. M. E. Bronson and J. E. Pierce, complaining of the condition of Boston Avenue.

Also from Mr. E. B. Van Winkle, Engineer, calling the attention of the Board to the need of improvement in said avenue, from Third Avenue to West Farms, and stating that before any improvement can be commenced it will be necessary to acquire title to the avenue, and that this is dependent on the preliminary work of setting street monuments in order to establish exact boundaries. That to do this work he requires the assistance of an assistant engineer and two chainmen, for about a period of three weeks.

(Minutes, May 1, 1878, p. 5.)

Commissioner WETMORE moved that Mr. S. S. Haight be employed as an assistant engineer for said purpose, for a period not to exceed three weeks, and that his pay be fixed at the rate of \$1,500 per annum, during the time he is so employed; and that the President be authorized to appoint two chainmen for said work, for a similar period, and that their pay be fixed at \$2.50 per day, for the time they are so employed.

(Minutes, March 27, 1878, p. 699.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Laborers to Set Monuments.

From Mr. E. B. Van Winkle, Engineer, stating that he requires the services of two laborers to set the monuments recently purchased for the district near Spuyten Duyvil.

Commissioner WETMORE moved that the President be authorized to detail two laborers for said purpose.

Adopted.

Pay of Inspectors on Sewers.

From Mr. E. B. Van Winkle, Engineer, requesting that the Board adopt some fixed rate of pay for inspectors upon the work of constructing sewers.

The PRESIDENT moved that the pay of Inspectors on Sewers, the construction of which shall be hereafter commenced, be, and is hereby, fixed at \$4 per day.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Hunt's Point District.

From Mr. E. B. Van Winkle, Engineer, stating that the maps for filing of the Hunt's Point District, are nearly ready, and requesting to be instructed whether he shall name the streets on the maps.

(Minutes, March 23, 1878, p. 688.)

Commissioner LANE moved that Mr. E. B. Van Winkle, Engineer, be directed to submit to the Board a list of the names by which he proposes to designate the streets in said district.

Adopted.

Woodlawn Road.

From Mr. W. W. Niles, requesting that the monuments designating the boundaries and grades of Woodlawn Road, be set.

(Minutes, January 3, 1877, p. 509.)

Referred to Mr. E. B. Van Winkle, Engineer, for his report.

Tompkins Square.

From Mr. Theodore Louis and three others residents in the

neighborhood of Tompkins Square, making suggestions in relation to the plans for the improvement of the square.

(Minutes, June 26, 1878, p. 105.)

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following two reports :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval.

Am. Dist. Telg. Co., rent and services...Maint. and Govmt.		
	P. & P.....	\$8 36
Bartlett Lamp Mfg. Co., lamp tops.....Harlem R. B.		
	Reps., Impt. & Maint.....	24 00
Crissey, Wm. V. & Co., salts and borax..Maint. and Govmt.		
	P. and P.....	5 00
Dodworth, H. B., music.....Music, Cent. Park.		265 00
Fischer, Geo. & Bro., iron work.....Museum of Art...		2,511 00
Grafulla, C. S., music.....Music, Cent. Park.		265 00
Hazard Powder Co., powder and fuse...Maint. 23d & 24th Wards.....		6 80
Handibode P., coal.....Maint. and Govmt.		
	P. and P.....	\$56 20
	Harlem R. B. Reps., Impt. & Maint.....	2 40
	City Parks Impt. Fund.....	0 90
		<hr/> 59 50
Lawrence, B. H., blacksmithing.....Maint. 23d & 24th Wards....		36 63
Mott, J. L., Iron Works, castings, range, etc.....City Parks Impt. Fund.....		126 74

Walton Bros., twine, bolts, nails, picks, etc.	Maint. 23d & 24th Wards.	\$10 50	
	Maint. and Govmt. P. and P.	89 54	
			100 04
			<u>\$5,408 07</u>

RECAPITULATION.

Maintenance and Government Parks and Places.	\$159 10	
Maintenance 23d and 24th Wards.	53 93	
Harlem River Bridge, Repairs, Impt. and Maint.	26 40	
Music, Central Park.	530 00	
City Parks Improvement Fund.	127 64	
Museum of Art.	2,511 00	
		<u>3,408 07</u>

Amounting in the aggregate to the sum of thirty-four hundred and eight dollars and seven cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, June 26th, 1878.

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval.

Morgan, J. Pierpont, Treasurer, Expenses

Museum N. H.	Maint. and Govmt. P. and P.	\$1,581 50
		<u>\$1,581 50</u>

Amounting to the sum of fifteen hundred and eighty-one dollars and fifty cents.

S. E. LANE,
Auditing Committee.

NEW YORK, June 26, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now ap-

prove them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Concord Avenue—Audit of Certificate.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following certificate of the Engineer in charge of the territory formerly constituting the town of Morrisania, in pursuance of proceedings authorized by the Board of Trustees of said town prior to the first day of January, 1874, and submit the same to the Board for approval.

CONTRACTOR.	IMPROVEMENT.	Number of Certificate.	AMOUNT.
Francis McCabe, Assignee of James Finnegan.	Regulating and grading Concord Ave., from Home St. to Westches- ter Ave.	No. 1.	\$8,277 75

New York, June 26th, 1878.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee*

The PRESIDENT then offered the following preamble and resolution :

Whereas, The certificate of the Engineer in charge of the improvements in the territory formerly constituting the town of Morrisania, in pursuance of proceedings authorized by the Board of Trustees of said town prior to the first day of January, 1874, set forth in the report of the Auditing Committee this day presented to the Board, has been examined and audited by the Commissioners of this Department ;

Resolved, That the said Commissioners approve, and they do hereby approve, the work and amount certified by the said Engineer in said certificate; and that the Secretary be, and hereby is, directed to prepare the certificate to be delivered to the contractors mentioned in said report, in pursuance of the provisions of Section 7, Chapter 329, Laws of 1874, and in accordance with the said certificate of the said Engineer, and submit the same to the Commissioners of this Department for their signatures.

(Minutes, June 12, 1878, p. 82.)

The PRESIDENT put the question, whether the Board would agree to said preamble and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Mass meeting.

Mr. Champion Bissell was then received, and he stated that he requested permission to hold a mass meeting in City Hall Park at an early date.

Mr. Bissell having retired,

Commissioner CONOVER moved that the President be requested to grant permission to hold said proposed meeting on the Plaza, Union Square.

Adopted.

New York Elevated Railroad Co.

The Battery.

The PRESIDENT stated that the New York Elevated Railroad Company had renewed the application to extend its lines over the Battery Park and to erect a platform station on the Park.

Commissioner WETMORE then offered the following resolution :

Resolved, That the President be requested to obtain the opinion of the Counsel to the Corporation whether this Department has the power and legal right to grant permission to

the New York Elevated Railroad Company to extend its lines and erect stations upon the Battery Park.

(Minutes, April 24, 1878, p. 754.)

Adopted.

On motion of the President, the Board adjourned at 11:30 o'clock A. M., to meet on Wednesday, July 3d, 1878, at 9:15 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, JULY 3, 1878.

REGULAR MEETING, 9:15 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.
“ CONOVER.
“ LANE.

The minutes of the previous meeting of the 26th day of June, 1878, were read and approved.

The following communications were presented and read :

Fordham Avenue.

From the Clerk of the Common Council forwarding a copy of the following resolution which had been approved by his Honor the Mayor, on the 1st July, 1878, namely :

Resolved, That a cross-walk be laid across Fordham Avenue, near Eleventh Street, Central Morrisania, under the direction of the Department of Public Parks, and that the accompanying ordinance therefor be adopted.

The PRESIDENT moved that said communication be filed, and that Mr. E. B. Van Winkle, Engineer, be directed to prepare and submit specifications for the work directed.

Adopted.

Tompkins Square.

From the Counsel to the Corporation as follows, viz.:

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION, }
NEW YORK, JUNE 25th, 1878. }

HON. JAMES F. WENMAN,

President of the Department of Public Parks :

SIR,—I duly received your letter of the fourteenth instant, enclosing a copy of Chapter 411, of the Laws of 1878, which authorizes the Common Council to direct the Park Department to restore Tompkins Square, as a public park or square.

You request my opinion whether this act has the effect of repealing Chapter 593, of the Laws of 1866, or any portion of it.

Tompkins Square was established by an act of the Legislature passed April 9th, 1833, being Chapter 130 of the laws of that year. This act declared that all the land bounded by Tenth and Seventh Streets, Avenue A and Avenue B, was thereby laid out, and should be thereafter known on the map or plan of this City as a "Public Square or place," by such name or designation as the Common Council should direct; and authority was given to take proceedings for opening the same under the act of March 3d, 1807. Such proceedings were taken in 1834, and the Common Council subsequently designated the parcel of land as "Tompkins Square."

Section 1 of Chapter 593 of the Laws of 1866, referred to in your letter, declared that Tompkins Square should be a public parade ground for the use of the National Guard of the First Division, State of New York, at such times as commandants of regiments in said division should designate by orders. Section 2 of said act made it the duty of the Street Commissioner, on or before July 1, 1866, to remove all trees and other obstructions from said square, except the necessary lamp-posts and such trees as should stand within a line of ten feet from the fence surrounding said square; and also to remove the fountain or water-tank from said square, and level and grade the surface of said square in such a manner as to render it available as a parade ground. The expense was to be charged against the city, and to be taken from the usual appropriations for public parks.

Section 1 of the Act, transmitted with your letter, is as follows: "The Common Council of the City of New York is hereby authorized to direct the Department of Public Parks of the City of New York to restore Tompkins Square as a "public park or square." Sections 2 and 3 of the Act authorize the issuing of stock of the City to the amount of fifty thousand dollars, to meet the expense to be incurred under the first section, and also authorizes the raising, by taxation, of said amount of fifty thousand dollars during the year 1879.

In the Act of 1833, above referred to, Tompkins Square is not spoken of as a park, but as a public square or place. It is evident, however, from the provisions of the Act of 1866, above referred to, that it was treated not as an open place, but as a square or park. It appears to have been enclosed with a fence, and it would seem that there were trees and a fountain in it, from the fact that the Act directed the Street Commissioner to remove such fountain and trees.

I think that the Act of 1878, transmitted with your letter, was passed with direct reference to said Act of 1866, and that it was the intention of the Legislature that the Park Department, if directed by the Common Council, should in good faith proceed with the improvement, as a park, of the entire parcel of land included in Tompkins Square. The provisions of the second section of the Act of 1866, which require the removal of all trees and other obstructions from the square, except necessary lamp-posts and such trees as should stand within a line of ten feet from the fence that surrounded the square, and which also require the removal of the fountain, and the levelling and grading of the surface, are, therefore, superseded and repealed. As the Act of 1878 merely provides that Tompkins Square shall be restored "as a public park or square," it would seem that the Department has the same discretion in regard to the laying out, regulating, and improvement of this square that they have in reference to other parks and squares in this city.

You do not state in your letter what the plans of the Department are for such restoration, but whatever those plans may be I presume they will cause such changes as to make it impracticable, if not impossible, for the military to hereafter use the Square as a parade ground. I think the Department has the power to make such changes as will have this effect, and if the restoration of the Square as a "public square or place" necessarily or properly involves such changes it is the duty of the Department to make them.

I am, sir,

Yours respectfully,

W. C. WHITNEY,
Counsel to the Corporation.

(Minutes, June 19th, 1878, p. 102.)

Filed.

The Pond in Central Park.

From the Superintendent of Parks, reporting a plan for an additional supply of water to the pond at the southeast portion of Central Park, and recommending that a cascade be formed at the north of the pond by building rock-work, and supplying the water through a four-inch pipe from the Croton water-main; that a stone wall be built about three feet high across the narrow portion of the pond immediately north of the bridge; and that a large spray fountain be placed in the centre of the pond south of the bridge, supplied by a four-inch pipe from the Croton water-main. Accompanying said report is a sketch of the pond showing the proposed works, and also a study of the proposed fountain.

The cost of the work he estimates at \$1,950.

(Minutes, June 19th, 1878, p. 101.)

The PRESIDENT moved that the report of the Superintendent of Parks, the sketch of the pond showing the proposed works and the study of the proposed fountain be approved and adopted, and that the Superintendent of Parks be directed to proceed with the work.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Sewer in Mott Avenue, &c.

From Mr. E. B. Van Winkle, Engineer, stating that he has great trouble in getting Mr. P. Mulholland, contractor for constructing the sewer in Mott Avenue, &c., to clear up the street and remove the surplus earth after he has laid the sewer, and requesting that a small force be employed for the purpose, the

cost of which should be charged to the contractor as provided by section 11 of the specifications for the work.

Commissioner Wetmore moved that said communication and subject be referred to the President, with power.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Woodlawn Road.

From Mr. E. B. Van Winkle, Engineer, reporting upon the request of Mr. W. W. Niles, that the monuments on Woodlawn Road be set, and stating that to do so now would entail a large amount of work, and that the appropriation and force employed are not sufficient to justify him in recommending that the work be ordered at present.

(Minutes, June 26, 1878, p. 109.)

Laid over.

Patrick Sheran.

From the Captain of Police, reporting that Gate-keeper Patrick Sheran died on the 1st inst.

(Minutes, Sept. 19, 1878, p. 304.)

Filed.

Eighty-first Street.

From Mr. James F. Ruggles, stating that application will shortly be made to the Common Council by the owners of property on the north line of Eighty-first Street, between Eighth and Ninth Avenues, to have that portion of said street regulated, graded, curbed and paved ; and requesting that this Department would make a similar application, inasmuch as that portion of the Central Park known as Manhattan Square fronts on the south line of said street.

The PRESIDENT then offered the following resolution :

Resolved, That the Board of Aldermen be, and is hereby, respectfully requested to direct that Eighty-first Street, from Eighth Avenue to Ninth Avenue, be graded, curbed and paved, and that the sidewalk on the north side of said street be flagged.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Samuel Street.

From Mr. R. H. Shannon, requesting that proceedings be taken to acquire the title by the City of the street named "Samuel Street," on the adopted map of the Central District of the Twenty-third and Twenty-fourth Wards.

Filed.

Landing passengers at Third Avenue Bridge steps.

From Mr. Sheldon Bullock, Captain of the steam launch *Wm. H. Hoyt*, asking permission to land and receive passengers at the steps of the Third Avenue Bridge over Harlem River.

The PRESIDENT moved that the request of Mr. Bullock be refused.

Adopted.

Brook Avenue Sewer.

From Messrs. Jones and McQuade, contractors for the construction of Brook Avenue sewer, proposing that the Department make the following changes in the contract, to which they will agree, in order to prevent any nuisance arising from the stoppage of the water in Mill Brook, namely :

I.—That the work progress from but one point instead of several; that is to say, beginning at the outlet, that the sewer be constructed in one continuous line therefrom until the northerly terminus be reached.

- II.—The outlet will be finished in a few days. Let the outlet and sewer proper be then carefully inspected to the point where it first meets the brook, and if found satisfactory, have so much of the work accepted and the contractors directed to turn the water into the sewer at or near such point of contact.
- III.—From that point proceed to the next place where the sewer and brook again meet, have a like inspection, acceptance, and direction; and so continue until the whole is completed.
- IV.—The man-holes, basins, and portions of the work of that character, could be left until the last, and in the meantime the sewer utilized.
- V.—Or, as the disturbing of the soil in such a locality during the summer is likely to prove a nuisance, direct that the work be suspended, say until October, or until the warm weather is over.

(Minutes, June 26, 1878, p. 106.)

The PRESIDENT then offered the following resolution :

Resolved, That the Engineer in charge of Brook Avenue sewer be instructed to inspect each section of the sewer as completed, and that when accepted by him the contractors be allowed to turn the water of Mill Brook into such section, provided that the sewer between such section and the outlet has also been completed and accepted.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Veterans of 1812.

From Mr. J. Gould Warner, Adjutant of the Veterans of the War of 1812, asking that they be permitted to hoist the flags on the old fort in Central Park and on the Battery, on the morning of the 4th July, and also to make a display of fireworks in Madison Square in the evening.

Commissioner WETMORE moved that they be granted permission to hoist the flags as requested, but that they be not granted permission for fireworks in Madison Square.

Adopted.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Arnold, David, P., meat, tallow, etc.	Maint. and Govt.		
	P. and P.	\$271	25
	Harlem R. B. Reps.,		
	Impt. and Maint.		
	&c.	5	36
		<hr/>	\$276 61
Bottger, A., wire guards.	Museum of Art. . .		114 00
Claffin, H. B. & Co., brown duck.	Mott Ave., 138th and 144th St. Sewers		5 37
Crombie, Thos. J., lumber.	Harlem R. B. Reps., Impt., & Maint.		102 00
Coogan, Wm., monuments.	Surveying, laying out, etc., 23d and 24th Wards. . . .		135 00
Colwell, W. H. & Son, lumber.	Maint. etc., 23d and 24th Wards.		78 06
Gatchel, A. S., rubber cloth.	Maint. and Govmt. P. and P.		4 22
Gibb & O'Reilly, mats. and labor.	Museum of Nat. History.		1,633 27
Gold and Stock Telegraph Co., rent of line.	Maint. and Govmt. P. and P.		62 50
Harlem Gas Light Co., meter gas, May.	Maint. and Govt. P. and P.		22 82
Irwin, Wm., petty expenses.	Maint. and Govt. P. and P.	\$102	90
	Maint., etc., 23d and 24th Wards. . .	13	53
	Surveying, laying out, etc., 23d and 24th Wards	18	06
		<hr/>	134 49
Jones, Chas. and T. P. McQuade, mats. and labor.	Brook Ave. Sewer.		8,103 89
Merchant, S. L. & Co., Portland cement.	Maint and Govt. P. and P.		29 00

Mott, J. L., Iron Works, iron pipe.....	Maint. and Govt.		
	P. and P.....	\$527	27
	Maint. 23d and		
	24th Wards...	128	23
		<hr/>	655 50
Mount's Son, H. R., brushes and dusters.	Maint. and Govt.		
	P. and P.....	\$13	02
	City Parks Impt.		
	Fund....	1	42
		<hr/>	14 44
O'Donnell, John, milk.....	Maint. and Govt.		
	P. and P.....		9 92
Rogers, H. A., locks.....	Maint. and Govt.		
	P. and P.....		9 00
Reeves, Robt. C., mower parts.....	Maint. and Govt.		
	P. and P.....		69 22
Ruhe, Louis, bird food.....	Maint. and Govt.		
	P. and P.....		16 00
Shepperd, F., repairs to sprinklers.....	Maint. 23d and		
	24th Wards...		40 10
Slote & Janes, letter boxes.....	Maint. and Govt.		
	P. and P.....		5 25
Tysen, David J., Jr., vegetables.....	Maint. and Govt.		
	P. and P.....		216 50
Walton Bros., nails, waste, and cups....	Maint. and Govt's		
	P. and P.....	\$7	20
	Maint. 23d & 24th		
	Wards.....	10	55
		<hr/>	17 75
			<hr/>
			<u>\$11,764 91</u>

RECAPITULATION.

Maintenance and Government Parks and Places.....	\$1,376	07
Harlem River Bridges, Repairs, Improvement and Maintenance.....	107	36
Maintenance, etc., 23d and 24th Wards.....	270	47
Surveying, Laying-out, etc., 23d and 24th Wards.....	153	06
City Parks Improvement Fund.....	1	42

Museum of Art.....	114 00
Museum Natural History.....	1,633 27
Mott Avenue, 138th and 144th Street Sewers.....	5 37
Brook Avenue Sewer.....	8,103 89
	<u>————— \$11,764 91</u>

Amounting in the aggregate to the sum of eleven thousand seven hundred and sixty-four dollars and ninety-one cents.

S. E. LANE, } *Auditing*
 SAML. CONOVER, } *Committee.*

NEW YORK, July 3, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane —4.

Commissioner CONOVER, from the Auditing Committee, presented the following report.

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval :

Decker, Nicholas H. and } materials and labor.....	Improv't & Const.
George W. Quintard.... }	Riverside Avenue, \$15,006 79
	<u>————— \$15,006 79</u>

Amounting to the sum of fifteen thousand and six dollars and seventy-nine cents.

SAML. CONOVER, } *Auditing*
 } *Committee.*

NEW YORK, July 3d, 1878.

The above mentioned bill having been read and passed on, the President moved that the Board do now approve it, and

that the Secretary be directed to transmit it to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Treasurer's Report.

The TREASURER presented the following report, which was ordered to be printed in the minutes.

Department of Public Parks,

In account with Smith E. Lane, Treasurer.

CR.

1878.			
June 15th	} By cash received from permits.	\$10 00	<u>\$10 00</u>
to			
July 3d.			
			<u>\$10 00</u>

DR.

1878.			
July 3d.	To balance.	\$10 00	10 00
			<u>\$10 00</u>

S. E. LANE,

Treasurer D. P. P.

NEW YORK, Wednesday, July 3d, 1878.

9.30 A. M.

Riverside Avenue

The PRESIDENT offered the following resolution :

Resolved, That the penalties for the non-completion of the work of improving and constructing Riverside Avenue, on or before October 31st, 1877, the time stipulated therefor, be, and hereby are, remitted up to the 1st July, 1878.

(Minutes, May 29, 1878, p. 62.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane—4.

Washington Square.

Commissioner LANE offered the following resolution :

Resolved, That the Superintendent of Parks be directed to report a plan for removing the two roadways through and across Washington Square, west of the Fifth Avenue roadway, and for turfing and laying out walks through the same, together with an estimate of the cost of the same.

(Minutes, May 29, 1878, p. 53.)

Adopted.

New York Elevated Railroad.

Commissioner LANE presented a map, showing the proposed extended lines of the New York Elevated Railroad on the south portion of the Battery Park, and also a license; and he offered the following resolutions :

Resolved, That the license between this Department and the New York Elevated Railroad Company, dated 3d day of July, 1878, be adopted. That the map of the routes of said railway across the Battery be also adopted, and that the President be, and hereby is, authorized and directed to execute and deliver the said license, and to certify the map, and that the map be thereupon filed.

Resolved, That after said license shall have been duly executed and delivered, the same shall be printed, together with the map accompanying the same, as a document of this Board.

(Minutes, June 26th, 1878, p. 113.)

(See Document No. 80.)

The PRESIDENT put the question whether the Board would agree to said resolutions, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

Offices at 36 Union Square.

The PRESIDENT offered the following resolution :

Resolved, That it be referred to Commissioner Lane to take such action as may be necessary to insure the speedy completion of the alterations at present being made in the offices of the Department by the landlord, the New York Mutual Gas-Light Co.

(Minutes, February 27, 1878, p. 630.)

Adopted.

On motion of the PRESIDENT, the Board adjourned at twelve o'clock M., to meet on Wednesday, July 10th, 1878, at 9:15 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, JULY 10th, 1878.

ADJOURNED MEETING—9:15 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 3d inst. were read and approved.

The following communications were presented and read :

Hunt's Point District.

From Mr. E. B. Van Winkle, Engineer, submitting a diagram of the streets, &c., in the Hunt's Point District, with the proposed names for the same.

(Minutes, June 26, 1878, p. 109.)

The PRESIDENT moved that the names for the streets, &c., as proposed by the Engineer, be approved, and that he be directed to so designate them upon the maps to be filed.

Adopted.

Sale of Sheep.

From the Director of the Menagerie, recommending that the following sheep be sold this year, viz., 4 five year old ewes, 1 four year old ewe, 5 yearling ewes, and 27 ram lambs.

The PRESIDENT moved that the sheep recommended by the Director of the Menagerie, be sold at public auction, on Wednesday, the 21st August, 1878.

(Minutes, August 1, 1877, p. 203.)

Adopted.

Drains near Fordham.

From Mr. Michael Noonan, Contractor for the Construction of Drains near Fordham, in the 24th Ward, claiming to be entitled to \$2,122.55 more than is allowed him on his final estimate by the Engineer in charge; and also to be not charged for the overtime of the Inspectors on the work.

(Minutes, June 5, 1878, p. 68.)

Referred to Mr. E. B. Van Winkle, Engineer, for his report.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Briggs, Wm. H. & Dennis Valentine, occupation of offices, stable, &c.....	Maint. 23d and 24th Wards....	\$120 00
Devlin, John B., gravel.....	City Parks Impt. Fund.....	560 00
Fitzsimons, M., putting on tin roof.....	City Parks Impt. Fund.....	36 33
Mullane, John, rock salt, feed, barley, &c.....	Maint. and Govt. P. and P.....	235 91
Shady, J. & J., fish.....	Maint. and Govt. P. and P.....	10 80
Young, Chas. C., bread.....	Maint. and Govt. P. and P.....	39 25
		<hr/>
		\$1,002 29
		<hr/> <hr/>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$285 96	
Maintenance 23d and 24th Wards.....	120 00	
City Parks Improvement Fund.....	596 33	
		\$1,002 29

Amounting in the aggregate to the sum of one thousand and two dollars and twenty-nine cents.

S. E. LANE, } *Auditing*
 SAML. CONOVER, } *Committee.*

NEW YORK, July 10th, 1878.

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
 —4.

John Boyle.

The PRESIDENT presented two complaints against Special Patrolman John Boyle, one preferred by Mr. J. Taylor and the other by Mr. J. M. Flagg, in which they complain of his having subjected them to rough treatment without cause, and of having addressed them with vile language. He also presented the evidence he had taken in the matter of Mr. Taylor's complaint, and a report recommending that the officer be removed from the employment of the Department.

(Minutes, April 17, 1878, p. 740.)

Commissioner CONOVER moved that the report of the President be received and adopted, and that Special Officer John

Boyle be, and hereby is, removed from the employment of the Department.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Reorganization of Department.

By-Laws.

Commissioner CONOVER, Chairman of the Special Committee on the Reorganization of the Department, presented a partial report, recommending that Sections 2 and 5 of Article II. of the By-Laws be repealed, and that other provisions set forth in said report be enacted in their place.

(Minutes June 12, 1878, p. 92.)

Laid over.

City Hall Park. Stands, &c.

The Treasurer, to whom it was referred with power, to have the stands and other encroachments on City Hall Park north of the Post Office removed, presented a report upon the subject, and offered the following resolution, viz. :

Resolved, That this report be accepted, and that it be referred to the Superintendent of Parks, to report upon the kind of pavement for the sidewalk on the north side of the Post Office, south of City Hall Park, regarding durability and economy of expense, together with an estimate of the cost.

(Minutes May 15, 1878, p. 39.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Vacations.

Commissioner CONOVER offered the following resolution :

Resolved, That it be referred to the President, with power, to grant leave of absence to the employés of the Department for summer vacation.

(Minutes, June 27, 1877, p. 137.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Battery Park.
Crook's Cornet Band.

Commissioner CONOVER offered the following resolution :

Resolved, That permission be, and hereby is, granted to Crook's Cornet Band to play twice a month on the Battery Park, without compensation, and that the concerts be conducted under the supervision of the Superintendent of Parks, who shall furnish a stand for the purpose, and a light if necessary.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Michael Whelan.

Commissioner CONOVER offered the following resolution :

Resolved, That Michael Whelan be notified to appear before the Board at its next meeting, preliminary to his appointment, in the place of Special Patrolman John Boyle, removed.

(Minutes July 10, 1878, p. 129.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Closets, &c.

Commissioner WETMORE offered the following resolution :

Resolved, That all urinals be kept open until 10 o'clock P. M. untill further order.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Tree Guards.

Commissioner LANE offered the following resolution :

Resolved, That the permission granted to Mr. D. Rosenberg to place six of Cottman's patent tree-guards around the trees on Madison Square and the Plaza at Fifth Avenue and Fifty-ninth Street be, and hereby is, revoked and rescinded.

(Minutes, May 29, 1878, p. 58.)

Adopted.

On motion of the PRESIDENT, the Board adjourned at 10:40 o'clock A. M., to meet on Wednesday, the 17th inst., at 9:15 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY JULY 17, 1878.

REGULAR MEETING—9:15 O'CLOCK, A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 10th inst. were read and approved.

The following communications were presented and read:

Manhattan Square.

From the Health Department, calling the attention of this Department to the condition of the drainage in Manhattan Square, Central Park.

Filed.

Third Av., Fulton Av., 170th St.

From the Health Department, calling the attention of the Department to the condition of the receiving basin at the north-east corner of Third Avenue and One Hundred and Seventieth Street; also to the condition of the crossing at Fulton Avenue and One Hundred and Seventieth Street.

Referred to the Superintendent of the Twenty-third and Twenty-fourth Wards.

Drains near Fordham.

From Mr. E. B. Van Winkle, Engineer, reporting upon the claim of Mr. Michael Noonan, contractor for the construction of drains near Fordham in the Twenty-fourth Ward.

(Minutes, July 10, 1878, p. 128.)

Filed.

The order of business was then suspended, and Mr. B. N. Harrison, counsel for Mr. Michael Noonan, and Mr. Noonan, were received, and Mr. Harrison was heard in support of Mr. Noonan's claim.

They then retired, and the order of business being resumed, Commissioner Lane moved that the said subject be referred to the President to investigate and report upon.

Adopted.

Road leading from Broadway to Spuyten Duyvil Station.

From Mr. Hiram Barney, stating that he and some other owners of property have had a map of the grades of the road leading from Riverdale Avenue, at or near his land, to Broadway near Mosholu, prepared, and offering to give it to the Department, without cost to the City, if the Department will have it examined by the Engineer of the Department, and if found correct, file it as required by law, to establish the grades.

(Minutes, April 17 and 24, 1878, pp. 735 and 746.)

The PRESIDENT moved that Mr. H. Barney be requested to submit the map he has had prepared for the inspection and examination of the Commissioners.

Adopted.

Museum of Art.

From Mr. Calvert Vaux, Architect, submitting plans and specifications for the following works in connection with the Museum of Art building, namely :

White marble tiling in basement—estimated cost.....	\$4,500
Heating “ “	1,900
Carpenter’s work “ “	650
Gas fitting “ “	400

Endorsed on said communication is the following :

“ Approved for Trustees of Metropolitan Museum of Art.

“ THEODORE WESTON.”

Also from the Superintending Architect, reporting that none of the works shown on the plans and specifications are included in any of the present contracts, and that it is necessary to have said works executed to complete the basement story under the main hall.

(Minutes, June 19, 1878, p. 96.)

The PRESIDENT moved that said plans and specifications be approved ; that the Secretary be directed to prepare and publish advertisements for proposals for the white marble tiling and the heating, at public letting ; and that the Treasurer be authorized to issue orders for the carpenter’s work, and for the gas fitting, at prices not to exceed \$650 for the former, and \$400 for the latter.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

George Quirk. Lawrence Conner.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, recommending that George Quirk and Lawrence Conner, laborers, be restored.

Commissioner WETMORE moved that said George Quirk and Lawrence Conner be restored.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Natural History.

From Messrs. Braunsdorf and Metz, complaining that they did not receive the order for the construction of the cases, &c., for the Museum of Natural History building, although they considered themselves the lowest bidders for the work.

The Treasurer stated that there was another bid lower than that of Messrs. Braunsdorf and Metz, and that he had given the order to the party making the lowest bid.

(Minutes, June 12, 1878, p. 80.)

The PRESIDENT moved that said communication be filed.

Adopted.

Tree on the Battery Park.

New York Elevated Railroad Company.

From the Superintending Gardener reporting that the tree on the Battery Park, which stands in the way of the proposed extension of the New York Elevated Railroad Company's track, is an American elm, with a trunk of twenty inches diameter, measured four feet from the ground, is over sixty feet in height and perfectly sound.

(Minutes July 3, 1878, p. 125.)

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following two reports :

The Auditing Committee beg leave to report that they have

examined and audited the following bills, and submit the same to the Board for approval :

Bell, M., harness repairs.....	Maint. 23d and 24th Wards....	\$4 55
Central Gas-Light Co., gas.....	Harlem R. B., Reps., Impt. and M.....	46 67
Cooper, Hewitt & Co., wire.....	Maint. and Govmt. P. and P.....	1 54
Donaldson, T. & Son, roughing glass, &c.....	Maint. and Govmt. P. and P.....	4 13
Dodworth, H. B., music.....	Music, Central Pk.	495 00
Grafulla, C. S. music.....	Music, Central Pk.	265 00
Gordon, R., Act'g Treas., expenses, Mus. Art.....	Maint. and Govmt. P. and P.....	453 10
Handibode, P., coal.....	Maint. and Govmt. P. and P.....	\$7 80
	Maint. 23d and 24th Wards....	7 13
	Harlem R. B., Reps., Impt. and M.....	1 80
	City Parks Impt. F	1 20
	Museum of Art..	51 20
		<hr/> 69 13
Harmer, Hays, & Co., harness materials.....	Maint. and Govmt. P. and P.....	\$7 00
	Maint. 23d and 24th Wards....	1 75
		<hr/> 8 75
Harlem Gas-Light Co., meter gas.....	Maint. and Govmt. P. and P.....	22 27
Harlem Gas-Light Co., gas, June.....	Maint. and Govmt. P. and P.....	\$58 71
	Harlem R. B., Reps., Impt. and M.....	33 55
		<hr/> 92 26

Lawrence, B. H., blacksmithing	Maint. 23d and 24th Wards.		15 25
Manhattan Gas-Light Co., gas, meter.	Maint. and Govmt. P. and P.		17 29
McNab & Harlin Mfg. Co., plumbing materials.	Maint. and Govmt. P. and P.	\$3 61	
	Maint. 23d and 24th Wards.	2 25	
	City Parks Impt. F.	80	
			6 66
Merchant, S. L. & Co., Portland cement.	Maint. and Govmt. P. and P.		30 00
Metropolitan Gas-Light Co., meter gas.	Maint. and Govmt. P. and P.		49 27
Metropolitan Gas-Light Co., gas, June.	Maint. and Govmt. P. and P.		133 25
Morgan, J. Pierpont, treas., expenses Mus. of Natl. History.	Maint. and Govmt. P. and P.		1,009 75
New York Gas-Light Co., gas, June.	Maint. and Govmt. P. and P.		328 50
New York Mutual Gas-Light Co., gas, June.	Maint. and Govmt. P. and P.		213 95
New York Mutual Gas-Light Co., meter gas.	Maint. and Govmt. P. and P.		19 50
Rogers, H. A., hammer, lock, &c.	Maint. and Govmt. P. & P.	\$8 65	
	Maint. 23d and 24th Wards.	3 00	
			11 65
Reeves, Robt. C., seed.	Maint. and Govmt. P. & P.		7 95
Schwarzwaelder, W., tables and shades.	Museum Natural History.		684 00
Seaman, John A., paints, oil, &c.	Maint. and Govmt. P. & P.		26 65

July 17, 1878.]

Walton Bros., sash, cord, &c.....	Maint. and Govmt. P. & P.....	21 60
Wheatly, R. E., oats and corn.....	Maint. 23d and 24th Wards...	65 05
Wetmore & Co., iron.....	Maint. and Govmt' P. & P.....	7 59
Willis & Dyer, granite platform.....	Museum Natural History.....	248 00
		<hr/>
		<u>\$4,358 31</u>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$2,432 11
Maintenance Twenty-third and Twenty-fourth Wards.....	98 98
Harlem River Bridges, Repairs, Improvement and Maintenance.....	32 02
Music Central Park.....	760 00
City Parks Improvement Fund.....	2 00
Museum of Art.....	51 20
Museum of Natural History.....	932 00
	<hr/>
	\$4,358 31

Amounting in the aggregate to the sum of forty-three hundred and fifty eight dollars and thirty-one cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, July 17th, 1878.

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval :

Devlin, John B., gravel.....	City Parks Imp. Fund.....	\$547 80
		<hr/>
		<u>\$547 80</u>

Amounting to the sum of five hundred and forty-seven dollars and eighty cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, July 17, 1878.

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Treasurer's Report.

The TREASURER presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks in account with

Smith E. Lane, Treasurer.

1878.		CR.	
July 3.	By balance.....		\$10 00
July 3 to } 17. }	" cash received from licenses, grass permits, &c.....		630 27
			————— \$640 27
DR.			
July 3 to } 17. }	To cash paid into City Treasury.....		\$630 27
July 17.	" balance.....		10 00
			————— \$640 27

S. E. LANE,

Treasurer D. P. P.

New York, July 17th, 1878.

9:30 A. M.

S. H. Conklin, Patrolman.

The PRESIDENT presented charges preferred against patrolman S. H. Conklin, by Mr. James A. Britton, for having insulted him and having arrested him without cause, on the 23d and 29th days of June last ; also the evidence taken in the

matter before Commissioner Lane and himself, and they verbally reported and recommended that the charges be dismissed, as Mr. Britton failed to show that the officer had exceeded his duty.

Commissioner WETMORE moved that the report of the President be accepted and that the recommendation therein be adopted by the Board.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Reorganization of Department.

By-Laws.

Commissioner LANE moved that the report of the Special Committee on the reorganization of the Department presented at the last meeting of the Board, and laid over, be now taken up.

(Minutes, July 10, 1878, p. 130.)

Adopted.

Commissioner LANE then offered the following resolution :

Resolved, That so much of the report of the Special Committee on the reorganization of the Department as recommends the repeal of Sections 2 and 5 of Article II of the By-Laws be adopted ; and that said sections be, and hereby are, repealed.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Commissioner LANE then offered the following resolution as

a substitute for the remainder of the recommendations contained in said report, viz. :

Resolved, That the following By-Law be, and hereby is, enacted, adopted and known as Section 2 of Article II of the By-Laws of the Department :

SECTION 2. There shall be a Superintending Architect, who shall have general supervision, control and direction of the plans and works of construction and maintenance.

There shall be an Engineer of Construction and a Topographical Engineer, under the Superintending Architect, who shall be designated by those titles.

The Engineer of Construction shall have charge of the construction works in the Twenty-third and Twenty-fourth Wards, and also of the construction and repair of all works connected with the improvement of the navigation of Harlem River and Spytten Duyvil Creek and the tunnels and bridges connected with the same.

The Topographical Engineer shall have charge of the works relating to the laying out of the streets and avenues and monumenting the same.

There shall be a Superintendent of Parks, who shall supervise all the foremen, mechanics and laborers employed in the parks.

The PRESIDENT moved to amend said resolution, by adding at the end of the first paragraph of said proposed By-Law, and immediately after the word "maintenance" the following :
"Under the control of the Department."

The PRESIDENT put the question whether the Board would agree to said motion to amend, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore—2.

Noes—Commissioners Conover, Lane—2.

The PRESIDENT then moved to amend said resolution by striking out of the second paragraph of said proposed By-Law, the following words : "Under the Superintending Architect."

The PRESIDENT put the question whether the Board would agree to said motion to amend, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore—2.

Noes—Commissioners Conover, Lane—2.

The PRESIDENT then put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Julius Munckwitz.

Commissioner CONOVER offered the following resolution :

Resolved, That Mr. Julius Munckwitz be, and he hereby is, transferred from his present position in the Department, and appointed Superintending Architect, and that his salary be, and hereby is, fixed at the rate of \$3,000 per annum.

(Minutes, Feb. 26 and Mar. 24, 1875, pp. 542 and 600; Jan. 24, 1877, p. 565; Jan. 5, 1878, p. 493.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Eugene E. McLean.

Commissioner CONOVER offered the following resolution :

Resolved, That Mr. Eugene E. McLean be, and he hereby is, transferred from his present position in the Department, and appointed Engineer of Construction, and that his salary be, and hereby is, fixed at the rate of \$2,500 per annum.

The PRESIDENT moved to amend said resolution by substituting \$3,000 in the place of \$2,500 therein.

(Minutes, Mar. 27, 1878, p. 697.)

The PRESIDENT put the question whether the Board would agree to said motion to amend, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore—2.

Noes—Commissioners Conover, Lane—2.

The PRESIDENT then put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Edgar B. Van Winkle.

Commissioner CONOVER offered the following resolution :

Resolved, That Mr. Edgar B. Van Winkle be, and he hereby is, transferred from his present positions in the Department and appointed Topographical Engineer, and that his salary be, and hereby is, fixed at the rate of \$2,200 per annum.

(Minutes, Oct. 8, 1875, p. 317; Mar. 27, 1878, p. 699.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

John F. Dawson.

Commissioner CONOVER offered the following resolution :

Resolved, That Mr. John F. Dawson be, and he hereby is, appointed Superintendent of Parks, and that his salary be, and hereby is, fixed at the rate of \$2,500 per annum.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Edward J. Lewis.

Commissioner CONOVER then offered the following resolution :

Resolved, That Mr. Edward J. Lewis be, and he hereby is,

appointed Superintendent of the Twenty-third and Twenty-fourth Wards, and that his salary be, and hereby is, fixed at the rate of \$2,000 per annum.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

Battery Park.

New York Elevated Railway Co.

Commissioner LANE presented an amended map of the proposed extended lines of the New York Elevated Railroad across the Battery, and offered the following resolution :

Resolved, That the map of the route of the extension of the New York Elevated Railroad Company across the Battery this day presented be adopted in the place and stead of the map adopted on the 3d day of July, 1878, and that said map be certified and filed ; and that the President be, and he is hereby, authorized and directed to annex a copy of this map to the license to the New York Elevated Railroad Company, and to execute the license on the part of the Department.

The PRESIDENT then offered the following resolution as a substitute therefor :

Resolved, That the map of the proposed extended lines of the New York Elevated Railroad Company across the Battery this day presented by Commissioner Lane be referred to Mr. F. A. Calkins, Assistant Engineer of the Department, to examine and report whether same is correct, and to show thereon the platform and stairs as proposed in the agreement.

(Minutes, July 3d, 1878, p. 125.) ¹³⁶

The PRESIDENT put the question whether the Board would agree to said substitute resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover—2.

Noes—Commissioners Wetmore, Lane—2.

The PRESIDENT then put the question whether the Board would agree to said original resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

Tree on Battery Park.

New York Elevated Railroad Company.

Commissioner LANE offered the following resolution :

Resolved, That authority be given to the New York Elevated Railroad Company to remove one tree standing in the way of the proposed extension of the track of said company across the Battery.

The PRESIDENT moved to amend said resolution by adding at the end thereof, the following :

Said tree being an American Elm, with a trunk of about 20 inches diameter, measured 4 feet above ground, 60 feet in height, and perfectly sound.

(Minutes, July 17th, 1878, p. 136.)

The PRESIDENT put the question whether the Board would agree to said motion to amend said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

The PRESIDENT then put the question whether the Board would agree to said resolution as amended, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

Police.

Commissioner LANE offered the following resolution :

Resolved, That the following be adopted as the "regulation standard" for all appointments on the police force :

Height, minimum, five feet seven inches ; weight, minimum,

one hundred and thirty-six pounds; age, twenty-one years to thirty-five years; and that the Surgeon be instructed to reject all applicants who do not come up to the above requirements, and who are not in good physical condition.

(Minutes, March 6th, 1878, p. 147.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Art.

Commissioner LANE offered the following preamble and resolution :

Whereas, the Treasurer has invited and received proposals for the work of flooring, &c., in the Picture Galleries in the Museum of Art building, heretofore authorized by the Board, and the lowest bid which he has been able to obtain is \$348, which is \$48 in excess of the amount authorized by the Board, therefore,

Resolved, That the Treasurer be, and he hereby is, authorized to issue an order for said work, at a cost not to exceed \$348.

(Minutes, June 19, 1878, p. 96.)

The PRESIDENT put the question, whether the Board would agree to said preamble and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follow :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Music Programme.

Commissioner LANE offered the following resolution :

Resolved, That it be referred to the President, with power, to cause the Music Programme, published for the Concerts on the Mall, Central Park, to be remodeled and improved.

(Minutes, Mar, 20, 1878, p, 682,)

Adopted.

Patrick Horan.

Commissioner LANE offered the following resolution :

Resolved, That Patrick Horan, laborer, be, and he is hereby, restored to work.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Police.

Commissioner LANE offered the following resolution :

Resolved, That Thomas Green, James Murphy, John O'Keefe, William Coughlin, Dennis Cremins, Charles F. Ryan, Bernard Butler, Charles F. Kelly, John F. Murphy, William H. Keeler, John Larkin, Maurice Sheehan, and William N. Brown, be notified to appear before the Board, at its next meeting, preliminary to their appointment as Gate Keepers.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows ;

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Thomas Wade. John W. Dusenbury.

The PRESIDENT offered the following resolution :

Resolved, That Post Keepers Thomas Wade and John W. Dusenbury be, and they are hereby, transferred from their present positions of Post Keepers, and appointed Gate Keepers, on the Police force.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

ative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Fourth Av. Parks.

The PRESIDENT offered the following resolution :

Resolved, That the Superintending Architect be, and he hereby is, directed to prepare plans for the improvement of the Parks on Fourth Avenue, between Sixty-seventh Street and Ninety-sixth Street, and to submit the same, with an estimate of the cost of carrying them into effect, to the Board.

(Minutes, June 19, 1878, p. 102.)

Adopted.

Michael Whelan.

Mr. Michael Whelan having appeared before the Board, as directed at the last meeting of the Board,

Commissioner CONOVER offered the following resolution :

Resolved, That Michael Whelan be, and he hereby is, appointed a Special Patrolman on the Police force of the Department, and that his pay be fixed at \$2 per day.

(Minutes, July 10, 1878, p. 131.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane.
—4.

Quarterly Report.

The PRESIDENT then presented the Quarterly Report to his Honor the Mayor, ending June 30, 1878, and after it was read,

Commissioner LANE offered the following resolution :

Resolved, That the Quarterly Report to his Honor the Mayor, this day presented and read, be approved, and that the Presi-

150 [*Wednesday, July 17, 1878.*

dent be authorized to sign and transmit the same to his Honor the Mayor.

(Minutes, May 8, 1878, p. 30.)

Adopted.

On motion of the PRESIDENT the Board adjourned at 2 o'clock P. M., to meet on Wednesday, the 24th inst., at 9:15 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, JULY 24, 1878.

ADJOURNED MEETING—9:15 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 17th inst. were read and approved.

The following communications were presented and read :

Tompkins Square.

From the Clerk of the Common Council, forwarding a copy of the following preamble and resolution, which were approved by his Honor the Mayor, on the 20th inst., viz. :

Whereas, By Chapter 411 of the Laws of 1878, power is conferred upon the Common Council of the City of New York, to restore Tompkins Square as a public park;

Resolved, That the Department of Public Parks be, and the same hereby is, directed to immediately take and adopt all necessary measures to restore said square as a public park; always provided that said work of restoration be done only by days work, and not by contract.

(Minutes, July 3, 1878, p. 115.)

Filed.

Commissioner CONOVER then offered the following preamble and resolution :

Whereas, An Act of the Legislature has been passed in reference to the improvement of Tompkins Square, and resolutions of the Common Council on the same subject have been communicated to the Board,

Resolved, That it be referred to the Superintending Architect to report thereon with plans and recommendations.

The PRESIDENT put the question whether the Board would agree to said preamble and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Commissioner CONOVER then offered the following preamble and resolution ;

Whereas, The Common Council by resolution adopted by the Board of Aldermen, on the 16th July, 1878, and approved by his Honor the Mayor on the 20th July, 1878, has directed this Department to restore Tompkins Square as a public park, as authorized by Chapter 411 of the Laws of 1878,

Resolved, That requisition be, and hereby is made upon the Comptroller of the City of New York, to create and issue in the name, and on behalf of the Mayor, Aldermen and Commonalty of the City of New York, a public fund or stock to the amount of fifty thousand dollars, to be applied to payment for the work so directed by the Common Council, as authorized by Section 2, Chapter 411, Laws of 1878.

The PRESIDENT put the question whether the Board would agree to said preamble and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Christopher Street Park.

From the Clerk of the Common Council, forwarding a copy of the following resolution, which was approved by his Honor the Mayor, on the 18th inst., viz. :

Resolved, That the Department of Public Parks be, and is hereby, requested to cause the sidewalk of the triangular park, bounded by Grove, Christopher and West Fourth Streets, to be repaired and put in good order, as soon as possible.

(Minutes, April 24, 1878, p. 752.)

Filed.

Robbins Avenue.

From the Health Department, calling the attention of this Department to the condition of Robbins Avenue, 200 feet south of One Hundred and Forty-seventh Street.

Referred to the Topographical Engineer for his report.

Roads in Central Park.

From the Superintendent of Parks, reporting upon the condition of the roads in Central Park, and recommending that from 4,000 to 5,000 cubic yards of gravel be purchased for the repair of the roads this summer; also that the six inch drain pipes for carrying off the surface water from the roads, be replaced by twelve inch drain pipes.

Commissioner LANE moved that said communication be filed, and that the Treasurer be authorized to purchase from time to time, gravel for the roads in Central Park, to the extent of three boat loads.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows;

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Third Avenue, Fulton Avenue, 170th Street.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, reporting that the receiving basin at Third Avenue and One Hundred and Seventieth Street was cleared,

before the receipt of the communication from the Board of Health ; also that the crossing at Fulton Avenue and One Hundred and Seventieth Street would be repaired immediately.

(Minutes, July 17, 1878, p. 133.)

Filed.

Jerome Avenue.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, requesting authority to sprinkle Jerome Avenue for a few hours each day.

(Minutes, May 22, 1878, p. 43.)

Filed.

Laborers for 23d and 24th Wards.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, stating that on account of two laborers being detailed to set monuments he now has only a working force of twenty laborers, and requesting that it be increased to twenty-five while the season is favorable for work.

Commissioner CONOVER moved that said communication be filed, and that four additional laborers be employed in the Twenty-third and Twenty-fourth Wards.

(Minutes, June 26, 1878, pp. 107 and 108.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Emil Bleyer.

From the Superintending Engineer of Riverside Avenue Construction, recommending that the pay of Mr. Emil Bleyer, Chainman, be increased to \$78 per month.

Commissioner CONOVER moved that said communication be filed, and that the pay of Mr. Emil Bleyer, Chainman, be increased from \$65 per month, and fixed at \$78 per month.

(Minutes, April 17, 1878, p. 731)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Frederick Greiffenberg.

From Mr. Frederick Greiffenberg, Draughtsman, requesting that his title be changed to that of "Assistant Engineer and Draughtsman," and that his salary be increased to \$1,800 per annum.

(Minutes, March 27, 1878, p. 699.)

Filed.

Also from the Topographical Engineer, stating that should the Commissioners see it right to grant the request of Mr. Frederick Grieffenberg it would be in every way satisfactory and agreeable to him.

Filed.

Road leading from Broadway to Spuyten Duyvil Station.

From Mr. Hiram Barney, forwarding the map of the grades of the Spuyten Duyvil Parkway from Riverdale Avenue to Broadway, which he and other property owners had had prepared.

(Minutes, July 17th, 1878, p. 134.)

Referred to the Topographical Engineer for his report.

Sewer in 141st Street.

From Mr. Wm. R. Beal and eight other owners of lots fronting on One Hundred and Forty-first street, requesting that a

sewer be constructed in said street from Third Avenue to Brook Avenue.

Referred to the Engineer of Construction to report.

Battery Park.

Crook's Cornet Band.

From Mr. C. Theo. Griffith, Secretary of Crook's Cornet Band, inviting the Commissioners to be present at the first concert to be given at the Battery Park on Friday evening the 26th inst., at 8 o'clock.

Commissioner CONOVER moved that said communication be filed, and the invitation accepted.

(Minutes, July 10th, 1878, p. 131.)

Adopted.

Tompkins Square.

From Mr. Robert H. Bartholomee, Mr. Hugh McGregor and Mr. Justus H. Schwab, forwarding copies of certain resolutions with reference to the plans of the proposed changes in Tompkins Square, which had been adopted at a meeting held on the 13th July, 1878, and re-adopted at another meeting held on the 15th July, 1878.

(Minutes, July 24th, 1878, p. 151.)

Filed.

Also from Mr. Robert H. Bartholomee, Mr. Hugh McGregor and Mr. Justus H. Schwab, requesting that they be invited to consult with the Commissioners upon the subject of the plans for the proposed changes in Tompkins Square.

Filed.

Thomas P. Pino.

From Mr. Thomas P. Pino, applying for the position of superintendent or overlooker of the proposed work on Tompkins Square.

Filed.

Patrick McCabe.

From Hon. Wm. R. Roberts and sixteen other members of the Board of Aldermen, requesting that Mr. Patrick McCabe be appointed a foreman on the parks.

Filed.

S. S. Haight.

From Mr. William G. Ackerman, requesting that Mr. Stephen S. Haight, Assistant Engineer, be continued in the employment of the Department.

(Minutes, June 26th, 1878, p. 108.)

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Arnold, David P., meat and vegetables .Maint. and Govmt.		
	P. and P.	\$230 78
Conrad, Joseph, top dressing.....Maint. 23d & 24th		
	Wards.....	125 00
Colwell Lead Co., lead pipes, &c.....Maint. and Govmt.		
	P. and P.	\$23 58
	City Parks Impt.	
	Fund.....	7 88
		<hr/>
		31 46
Coogan, Wm., basins.....Drainage Dist. 24th		
	Ward, bounded by	
	Fordham and P.	
	Aves., &c.....	90 00
Colgate & Company, soap.....Maint. and Govmt.		
	P. and P.	\$5 04
	Harlem R. B.,	
	Reps., Imp. & M.	96
		<hr/>
		6 00

Devlin, John B., Belgian blocks.	Maint., etc., 23d and 24th Wards		\$98 00
Donaldson, T. and Son, globes and tops. .	Maint. and Govmt. P. and P.		21 50
Dodworth, H. B., music.	Music Central P..		265 00
Grafulla, C. S., music.	Music Central P..		260 00
Hazard Powder Co., powder and fuse . .	Maint. 23d and 24th Wards . . .		8 30
Jube, John P. & Co., wagon materials. . .	Maint. and Govmt. P. and P.		10 40
King, Briggs & Co., files and rasps . . .	Maint. and Govmt. P. and P.		13 76
Martin, J. M. C. & Sons, duster.	Maint. and Govmt. P. and P.		3 52
Mott, J. L. C. & Sons Iron Works, set drinking fountains.	Maint. and Govmt. P. and P. City Parks Impt. F.	\$26 25	140 00
			166 25
O'Donnell, John, milk.	Maint. and Govmt. P. and P.		10 64
Taylor, A. S., newspapers	Maint. and Govmt. P. and P.		12 48
			<u>\$1,353 09</u>

RECAPITULATION.

Maintenance and Government of Parks and Places.	\$357 95
Maintenance, etc., 23d and 24th Wards.	231 30
City Parks Improvement Fund.	147 88
Harlem River Bridges, Repairs, Impt. and Maint.	96
Music—Central Park.	525 00
Drainage Dist., 24th Ward, bounded by Fordham Ave., etc.	90 00
	<u>\$1,353 09</u>

Amounting in the aggregate to the sum of thirteen hundred and fifty-three dollars and nine cents.

S. E. LANE, } *Auditing*
SAM. CONOVER, } *Committee.*

NEW YORK, July 24th, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Drains near Fordham.

The PRESIDENT, to whom was referred the claims of Mr. Michael Noonan, contractor for the construction of drains near Fordham, in the Twenty-fourth Ward, presented a report, in which he recommends that none of said claims be allowed.

(Minutes, July 17, 1878, p. 134.)

Commissioner LANE moved that said report be accepted and adopted, and that the claims of Mr. Michael Noonan, contractor, be disallowed.

The PRESIDENT put the question, whether the Board would agree to said motion. and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

American Veterinary Hospital.

The PRESIDENT presented two bills of the American Veterinary Hospital, for attendance upon the horses of the Department—one of \$67, for services rendered in 1877, and the other of \$40, for services rendered in 1878—and both of which bills are certified by the Superintendent of Parks to the effect that

the number of visits charged for is correct, and that they were necessary.

Commissioner CONOVER moved that said bills be approved when audited by the Auditing Committee.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Coal.

The PRESIDENT offered the following resolution :

Resolved, That the Secretary be directed to prepare and insert the necessary advertisements for proposals for furnishing the Department with coal for the current year, not to exceed in all 600 tons, and to be delivered at such times and places, and in such quantities, as may be required during 1878.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Battery Park.

New York Elevated Railroad Co.

Commissioner CONOVER offered the following resolution :

Resolved, That it be referred to Commissioner Lane, with power to see that the terms of the two agreements between this Department and the New York Elevated Railroad Company, one dated the tenth day of February, 1876, and the other dated the third day of July, 1878, are from time to time complied with.

(Minutes, July 17, 1878, p. 145.)

The PRESIDENT put the question, whether the Board would

agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

F. A. Calkins. Otto Sibeth. S. E. Warren. Julius Munckwitz, Jr.

Commissioner CONOVER offered the following resolution :

Resolved, That the duties of Frank A. Calkins, Assistant Engineer, Otto Sibeth, Draughtsman, Samuel E. Warren, Draughtsman, and Julius Munckwitz, Jr., Draughtsman, be performed under the direction of the Superintending Architect.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Employment of Laborers.

Commissioner CONOVER offered the following resolution :

Resolved, That all tickets for mechanics and laborers issued for all work on Manhattan Island, shall be sent by the Secretary, addressed to the Superintendent of Parks; and for all work in the Twenty-third and Twenty-fourth Wards such tickets shall be sent by the Secretary, addressed to the Superintendent of the Twenty-third and Twenty-fourth Wards.

(Minutes, February 28, 1877, p. 644.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

Commissioner WETMORE offered the following resolution :

Resolved, That on the appointment of any mechanic or laborer, the Secretary notify the Disbursing Clerk of such ap-

pointment, and that on the Disbursing Clerk being further notified by the employé under whose supervision such mechanic or laborer is placed, that he has gone to work, he place his name on the pay-roll.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Estimates for work, &c.

The PRESIDENT offered the following resolution :

Resolved, That from and after this date all estimates for material and work, whether through Treasurer's orders or otherwise, shall be opened by the Board at a Board meeting and publicly announced at that time.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

C. B. Trimble.

Commissioner LANE offered the following resolution :

Resolved, That Charles B. Trimble, General Foreman, be discharged from the employment of the Department, on the ground that the diminished appropriation is not sufficient to maintain such position.

(Minutes, Feb. 27, 1878, p. 632.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

T. F. Goodwin.

Commissioner LANE offered the following resolution :

Resolved, That Thos. F. Goodwin, Inspector of Works, be discharged from the employment of the Department on the ground that such position is no longer necessary, and that the diminished appropriation is not sufficient to maintain such position.

(Minutes, March 18, 1878, p. 662.)

Commissioner WETMORE moved that it be referred to the Superintending Architect to report upon the duties of Mr. Thos. F. Goodwin, Inspector of Works, and the necessity of continuing such a position ; and that said resolution be laid over until his report is received.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Horses.

Commissioner LANE offered the following resolution :

Resolved, That it be referred to Commissioner Conover to examine and report upon the horses belonging to the Department, and what disposition should be made of them, and what additional horses are required.

Adopted.

Police.

Commissioner CONOVER offered the following resolution :

Resolved, That the undermentioned members of the police force be, and they hereby are, removed and discharged from the employment of the Department, viz. : William Birk, Richard W. Morgan, George P. Schaaff, Ignatz Scheier, Michael R. Halpin, Phillip Corcoran, James P. Larkins, Michael McGuinness, Michael McLaughlin, James McCarthy, William White, John

Pye, John Stienert, Frederick Vanni, Fritz H. Von Dohlen and Lawrence Moorecroft.

(Minutes, March 6, 1878, p. 646.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

The PRESIDENT offered the following resolution :

Resolved, That Edward L. Parkes, John McCarthy and Edward Darke, gate-keepers, be, and they hereby are, promoted and appointed patrolmen on the police force.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Thomas Green, James Murphy, John O'Keefe, William Coughlin, Denis Cremins, Charles F. Ryan, Bernard Butler, John F. Murphy, William H. Keeler, John Larkin and Maurice Sheehan, having appeared before the Board as directed at the last meeting, and the Police Surgeon having reported favorably on his examination of each of them, Commissioner CONOVER offered the following resolution :

Resolved, That Thomas Green, James Murphy, John O'Keefe, William Coughlin, Denis Cremins, Charles F. Ryan, Bernard Butler, John F. Murphy, William H. Keeler, John Larkin and Maurice Sheehan be, and they hereby are, appointed gate-keepers on the police force of the Department.

(Minutes, July 17, 1878, p. 148.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

July 24, 1878.]

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tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

On motion of the PRESIDENT the Board adjourned at one o'clock P. M., to meet on Wednesday, the 31st inst., at 9:30 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, JULY 31, 1878.

ADJOURNED MEETING—9.30 O'CLOCK. A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 24th inst., were read and approved.

Drains near Fordham.

On motion of the President the order of business was suspended, and Mr. Burton N. Harrison, counsel for Mr. Michael Noonan, was received. He stated that Mr. Noonan was still of the opinion that he was entitled to be allowed the claims he made for extra compensation for the work of constructing drains near Fordham, in the Twenty-fourth Ward, and he requested that the Department would advise the Comptroller to pay the final estimate without requiring Mr. Noonan to sign the usual release. He then presented a draft of a letter which he suggested might be sent to the Comptroller, and withdrew.

(Minutes, July 24, 1878, p. 159.)

Commissioner CONOVER moved that the President be authorized and requested to explain to the Comptroller of the City the nature of Mr. Michael Noonan's claims.

Adopted.

The order of business was then resumed, and the following communications were presented and read :

Tompkins Square.

From the Secretary of the Board of Estimate and Apportionment forwarding a copy of the following resolution, which was adopted by that Board on the 26th inst., namely :

Resolved, That the Comptroller be, and he is hereby, authorized to issue at such rate of interest as he may determine, not exceeding six per cent. per annum, "Consolidated Stock of the City of New York," to the amount of fifty thousand dollars, payable November 1, 1879, as authorized by Chapter 411 of the Laws of 1878, and called for in requisition of the Department of Public Parks, dated July 24, 1878, as the amount required under said act to restore Tompkins Square as a public park or square.

(Minutes, July 24, 1878, p. 152.)

Filed.

Surveying and Laying Out 23d and 24th Wards.

Hunt's Point District.

From the Topographical Engineer, with the three similar maps of the Hunt's Point District prepared for filing.

(Minutes, March 23, 1878, p. 688.)

Commissioner LANE then offered the following resolution :

Resolved, That James F. Wenman, President of the Board of Commissioners of the Department of Public Parks be, and he hereby is, designated and directed to certify and file, in accordance with law, the three similar maps or plans, each comprising a title sheet, index map, field notes and explanatory remarks, and sixteen other sheets, and entitled, "Map with field notes and explanatory remarks, showing the location, width, course, windings and classification of streets, roads and avenues, and public parks or places, within that part of the Twenty-third and adjoining part of the Twenty-fourth Wards of the City of New York, bounded on the west by the westerly line of St. Ann's, Third and Fordham Avenues, on the north by proposed streets, roads and avenues, defining a line distant about 400 to 1,300 feet north of the line of the Twenty-third Ward, on the east by the boundary line of the City of New York, and on the south by Long Island Sound and One Hundred and Forty-first Street, in Morrisania, designated *The Hunt's Point District*, as laid out and classified and discontinued and closed by the Commissioners of

“ the Department of Public Parks of the City of New York, “ in pursuance of the provisions of Chapter 604 of the Laws of “ 1874 and Chapter 436 of the Laws of 1876,” and dated “ New “ York, March 23d, 1878,” the said streets, roads and avenues and classification of the same, and the said public parks and places, and the discontinuing of streets, being such as to the Commissioners of the Department of Public Parks seems most conducive to the public good.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover Lane
—4.

Robbins Avenue.

From the Topographical Engineer reporting upon the complaint of the Health Department concerning the condition of Robbins Avenue, between One Hundred and Forty-fifth and One Hundred and Forty-seventh Streets, and recommending that said avenue be either graded or that the depressions be filled up with earth or gravel and that shallow ditches be made along the curb line with a stone culvert across the roadway.

(Minutes, July 24, 1878, p. 153.)

The PRESIDENT moved that the Superintendent of the Twenty-third and Twenty-fourth Wards be directed to have said avenue repaired by filling up the depressions and making the ditches and culvert as recommended by the Topographical Engineer.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

E. B. Van Winkle.

From the Topographical Engineer making application to have his salary increased.

(Minutes, July 17, 1878, p. 144.)

Commissioner LANE offered the following resolution :

Resolved, That the salary of Mr. Edgar B. Van Winkle, Topographical Engineer, be, and hereby is, fixed at the rate of \$2,500 per annum, to commence on the date of his transfer to his present position.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

No—Commissioner Conover—1.

Road from Spuyten Duyvil Station to Broadway.

From the Topographical Engineer reporting upon the map of the grades of the Spuyten Duyvil Parkway, from Riverdale Avenue to Broadway, presented by Mr. Hiram Barney, and recommending that it be not adopted as an official map, but that he be authorized to use it or any portion of it that may tend to forward the completion of the regular map made by the Department.

(Minutes, July 24, 1878, p. 155.)

The PRESIDENT moved that the recommendations of the Topographical Engineer be adopted by the Board, and that he be authorized to use said map as suggested.

Adopted.

S. S. Haight.

From the Topographical Engineer requesting that the services of Mr. S. S. Haight, Assistant Engineer, and two chainmen be retained long enough to enable him to complete the field work rendered necessary by the orders of the Board on

the 17th April, and 19th June, 1878, in relation to the Spuyten Duyvil Parkway and the road extending from the terminus of Sedgwick Avenue to Kingsbridge Road.

(Minutes, April 17th, June 19th, July 24th, 1878, pp. 735, 97 and 157.)

The PRESIDENT moved that the employment of Mr. S. S. Haight, Assistant Engineer, and the two chainmen, as authorized by the Board on the 26th day of June, 1878, be continued for a period of three weeks in addition to the time for which they were so authorized to be employed.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Thos. F. Goodwin.

From the Superintending Architect reporting that nearly all the work which it was necessary to have inspected by Mr. Thos. F. Goodwin is completed, but that as the masons and stone cutters of the Department are not now in the immediate charge of any foreman, he would recommend that Mr. Goodwin be transferred from his present position, and that the masons and stone cutters be placed in his charge.

(Minutes, July 24, 1878, p. 163.)

Commissioner LANE then offered the following resolution :

Resolved, That Mr. Thomas F. Goodwin be, and he hereby is, transferred from his present position in the Department and appointed stone cutter in charge of masons and stone cutters, and that his pay be, and hereby is, fixed at the rate of \$3 per day.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Natural History.

From Mr. W. A. Haines, Chairman of the Executive Committee of the Trustees of the American Museum of Natural History, requesting that the following additional works in connection with the equipping of the Museum of Natural History building be ordered, viz. :

1. Wire screens on the first, second and gallery stories—six to each.
2. A drinking fountain near the south end of the building, with the needed connections.
3. A window shade on south side of the Curator's room, fourth floor.

From the Superintending Architect, reporting upon said communication, and recommending that said works be ordered.

The PRESIDENT moved that said works be ordered; that the Treasurer be authorized to issue orders therefor, and that the cost thereof be charged to the fund for establishing and equipping said building.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Washington Square.

From Mr. Thos. Egleston, Secretary of the Public Parks Protective Association, calling the attention of the Commissioners to the condition of Washington Square.

(Minutes, April 10, 1873, p. 725.)

Commissioner CONOVER moved that said communication be referred to the President.

Adopted.

Map of Washington Ridge Road.

From Mr. John P. Cumming, requesting permission to make a copy of the profile map of Washington Ridge Road.

The PRESIDENT moved that the permission requested be granted.

Adopted.

New York Elevated Railroad Company.

Maps of the west side.

From the New York Elevated Railroad Company, asking permission to make copies of the maps in the Department, showing the location and topography of the streets and avenues west of Eighth Avenue and north of Fifty-ninth Street.

The PRESIDENT moved that the permission requested be granted.

Adopted.

John Pye.

From Mrs. Elizabeth H. Belcher, requesting that John Pye be restored to his position on the police force.

(Minutes, July 24, 1878, p. 163.)

Filed.

Michael McGuinness.

From Mr. Michael McGuinness, applying to be restored to his position on the police force.

(Minutes, July 24, 1878, p. 163.)

Filed.

John Steinert.

From Mr. John Steinert, applying for a position in the Department.

(Minutes, July 24, 1878, p. 164.)

Filed.

Riverside Avenue.

From Messrs. Decker & Quintard, contractors for Riverside Avenue construction, requesting that the Department would recommend the Comptroller of the City to pay them a portion of the percentage reserved on the amount due them for the work done.

Commissioner CONOVER moved that said communication be referred to the President, with the request that he will consult with the Comptroller of the City in relation thereto.

Adopted.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following two reports :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Am. Veterinary Hospital, medical services	Maint. and Govmt. P. and P., 1877.	\$67 00
Am. Veterinary Hospital, medical services	Maint. & Govmt. P. & P.	40 00
Bartlett Lamp Manfg. Co., globes and tops.....	Maint. & Govmt. P. & P. Harlem R. B., Reps. Impt. and M.	\$38 00 36 00
		74 00
Brennan, Wm., plastering.....	Museum of Art...	1,680 00
Brennan, Wm., plastering.....	Museum of Art...	66 00
Cressey, Wm. V. & Co., sponge	Maint. and Govmt. P. and P.	12 50
Cotter, John, repairing clock.....	Maint. and Govmt. P. and P.	5 00
Colwell, W. H. & Son, lumber.....	Maint. 23d & 24th Wards.....	86 13

Crombie, Thos. J., lumber.....	Maint. and Govmt.		
	P. and P.....		\$60 59
Early & Lane, matches.....	Maint. and Govmt.		
	P. and P.....		2 75
"Journal of Commerce," year's sub....	Maint. and Govmt.		
	P. and P.....		12 00
Lester Oil Co., lubricating oil.....	Maint. and Govmt.		
	P. and P.....	\$30 24	
	Harlem R. B.,		
	Reps., Impt. and		
	M.	10 80	
	City Parks Impt.		
	F.....	1 80	
		<hr/>	42 84
Moffat, Davis & Co., leather... ..	Maint. and Govmt.		
	P. & P.....		20 84
Mount's Son, H. R., brushes, &c.....	Maint. and Govmt.		
	P. and P.....	\$22 39	
	Harlem R. B.,		
	Reps. Impt., and		
	M	1 46	
		<hr/>	23 85
Noonan, Michael, labor and mats.....	Drainage Dist. 24th		
	Ward, bounded		
	by Fordham and		
	P. Avenues, &c.		2,940 49
Page, Kidder & Fletcher, paving tar ...	City Parks Impt.		
	F.....		481 12
Page, Kidder & Fletcher, paving tar ...	Maint. and Govmt.		
	P. and P.....		96 00
Pratt, Chas. & Co., oil.....	Maint. and Govmt.		
	P. and P.....	\$5 72	
	Harlem R. B.		
	Reps., Impt. and		
	M.....	2 42	
	Museum of Art....	13 09	
		<hr/>	21 23
Salamander Works, drain pipe.....	Maint. 23d & 24th		
	Wards.....		114 80
Seaman, John A., paints, oils, &c.....	Maint. and Govmt.		
	P. and P.....		102 85

Sloane, W. J., carpets, &c.....	Maint. and Govmt. P. and P.....	\$302 48
Van Riper, Chas., pails and screws.....	Maint. 23d & 24th Wards.....	3 06
Walton Bros., horse nails and spike....	Maint. and Govmt. P. and P.....	\$6 00
	Harlem R. B., Reps., Impt. and M.....	2 90
		<u>8 90</u>
		<u>\$6,264 45</u>

RECAPITULATION.

Maintenance and Government of Parks and Places, 1877...	\$67 00
Maintenance and Government of Parks and Places.....	757 38
Harlem River Bridges Repairs, Improvement and Maintenance.....	53 58
Maintenance, etc., 23d and 24th Wards.....	203 99
City Parks Improvement Fund.....	482 92
Museum of Art.....	1,759 09
Drainage District 24th Ward, bounded by Fordham and Pelham Aves., &c	2,940 49
	<u>\$6,264 45</u>

Amounting in the aggregate to the sum of sixty-two hundred and sixty-four dollars and forty-five cents.

S. E. LANE, } *Auditing*
SAM'L CONOVER, } *Committee.*

NEW YORK, July 31st, 1878.

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval.

Devlin, John B., gravel.....	Maint. and Govm't P. and P...	\$554 77
		<u>\$554 77</u>

Amounting to the sum of five hundred and fifty-four dollars and seventy seven cents.

S. E. LANE, } *Auditing*
SAM'L CONOVER, } *Committee.*

NEW YORK, July 31st, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Horses.

Commissioner CONOVER presented the following report :

NEW YORK, July 30th, 1878.

To the Commissioners of Public Parks :

The undersigned, to whom it was referred to examine and report upon the horses belonging to the Department, what disposition should be made of them, and what additional horses are required,

RESPECTFULLY REPORTS :

That he has visited the stables at the Central Park, and recommends the sale at once of the following horses as unfit for further service :

1st. The horse usually driven by Captain Corcoran. He is 14 years old, has a splinter of the nigh foreleg, limps badly, is worn out and unfit for work.

2d. A sorrel pony, 16 years old, blind in one eye, spavined in both hind legs, and in a very bad condition and totally unfit for work.

3d. An old horse known as *George*, one of the horses in use by the Superintendent of the Twenty-third and Twenty-fourth Wards, totally unfit for service.

The undersigned recommends as being required for the use of the Department six good horses suitable for wagon use. He also recommends the purchase of one light top wagon.

The undersigned presents this as a partial report, and will at a future day report on the condition of the other horses now in use by the Department.

All of which is respectfully submitted.

SAM'L CONOVER.

(Minutes, July 24, 1878, p. 163.)

Commissioner LANE, then offered the following resolution :

Resolved, That the report of Commissioner Conover be received, and that the Treasurer be authorized to issue orders for the purchase of six horses and one light top wagon for the use of the Department, and that it be referred to Commissioner Conover to make selection of the horses and wagon, and that the horses named in said report be sold.

The PRESIDENT moved to amend said resolution by striking out therefrom the words, "and one light top wagon."

The PRESIDENT put the question, whether the Board would agree to said motion, to amend said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore—2.

Noes—Commissioners Conover, Lane—2.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

Les Promenades de Paris.

Commissioner LANE offered the following resolution :

Resolved, That the Treasurer be, and hereby is, authorized to issue an order for the binding in suitable form of the text and plates of the publication entitled Les Promenades de Paris.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Bridges over Harlem River.

Commissioner LANE offered the following resolution :

Resolved, That it be referred to the President, with power, to prescribe and direct the hours and times at which the Bridge Tenders of the bridges over the Harlem River, shall be required to open the draws of said bridges.

Adopted.

Laborers.

The PRESIDENT offered the following resolution :

Resolved, That four additional laborers be appointed on the Parks.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Julius Munckwitz.

Commissioner LANE offered the following resolution :

Resolved, That the salary of Mr. Julius Munckwitz, Superintending Architect, be, and hereby is, fixed at the rate of \$3,500 per annum, to commence on the date of his transfer to his present position, and that he be paid out of the appropriation for salaries.

(Minutes, July 17, 1878, p. 143.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Lane—2.

Noes—Commissioners Wetmore, Conover—2.

The PRESIDENT then offered the following resolution :

Resolved, That the salary of the Superintending Architect be charged to the appropriation for salaries.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Surplus of \$100 in hands of Disbursing Clerk.

Commissioner LANE offered the following resolution :

Resolved, That the \$100 paid to William Van Valkenburgh, the Disbursing Clerk, on the order of the President, without the order of this Board, be reclaimed by the Department, and that said Van Valkenburgh be directed to pay the same to the

Treasurer, to be by him paid into the City Treasury, according to the claim of the Comptroller, made in his letter to the Department, of May 11th, 1877, and in case of the failure of said Van Valkenburgh to pay said money to the Treasurer, the same shall be deducted from his salary.

The PRESIDENT then offered the following, as a substitute for said resolution, viz. :

Resolved, That the action of the President, in restoring the \$100 to Mr. William Van Valkenburgh, Disbursing Clerk, on April 17th, 1878, be approved by the Board.

(Minutes, May 31, 1877, p. 79.)

The PRESIDENT put the question, whether the Board would agree to said substitute resolution, offered by the President, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Frederick Greiffenberg.

The PRESIDENT offered the following resolution :

Resolved, That the title of Mr. Frederick Greiffenberg be, and hereby is, changed from that of "Draughtsman" to "Assistant Engineer and Draughtsman."

(Minutes, July 24, 1878, p. 155.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Hiram Barber.

E. T. T. Marsh.

Commissioner CONOVER offered the following resolution :

Resolved, That Dr. Hiram Barber be, and he hereby is, removed from the position of Police Surgeon ; and that Dr. E. T. T. Marsh be, and he hereby is, appointed Police Surgeon in

his place, and that his salary be fixed at the rate of \$1,000 per annum.

(Minutes, April 30, 1875, p. 694.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Police.

Commissioner CONOVER offered the following resolution :

Resolved, That Henry Seymour, Patrolman be, and he hereby is, discharged from the employment of the Department, and that Richard W. Morgan be restored to his position as Gate Keeper on the police force.

(Minutes, July 24, 1878, p. 163.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Commissioner CONOVER offered the following resolution :

Resolved, That Gate-keepers John O'Keefe, William Coughlin, Thomas Green, John Dolan, John F. Murphy, John Larkin and Maurice Sheehan be, and they hereby are, promoted and appointed patrolmen on the police force.

(Minutes July 24, 1878, p. 164.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Charles F. Kelly, William N. Brown, Manus Sheehy, William Costello and Robert Kelly having appeared before the Board.

The PRESIDENT offered the following resolution :

Resolved, That Charles F. Kelly, William N. Brown, Manus Sheehy, William Costello and Robert Kelly be, and they hereby are, appointed Gate Keepers on the police force of the Department.

(Minutes July 24, 1878, p. 164.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Battery Park.

Crook's Cornet Band.

Commissioner CONOVER offered the following resolution :

Resolved, That permission be, and hereby is, given to Crook's Cornet Band, to play on the Battery Park each Friday evening during the remainder of the season.

(Minutes July 24, 1878, p. 156..)

Adopted.

Minutes.

The PRESIDENT offered the following resolution :

Resolved, That the Secretary be, and hereby is, directed to send bound copies of the minutes of the Department for the year ending May 1, 1878, to the following persons, namely : His Honor the Mayor, The Comptroller of the City, The City Chamberlain, The Counsel to the Corporation, ex-Commissioner H. G. Stebbins and ex-Commissioner David B. Williamson.

(Minutes, May 8, 1878, p. 29.)

Adopted.

On motion of the President, the Board adjourned at 12 o'clock M., to meet on Wednesday, the 7th day of August, 1878, at 9:30 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, AUGUST 7th, 1878.

REGULAR MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 31st July, 1878, were read and approved.

The following communications were presented and read :

Estimates for 1879.

From the COMPTROLLER of the City, as follows :

CITY OF NEW YORK, DEPARTMENT OF FINANCE, }
COMPTROLLER'S OFFICE, August 5, 1878. }

To the Hon. JAMES F. WENMAN,
President Dept. of Public Parks.

Sir,—At a meeting of the Board of Estimate and Apportionment, created by Chapter 335 of the Laws of 1873, on August 1, 1878, the following preamble and resolutions were adopted, to wit:

“ *Whereas*, Section 112 of Chapter 335 of the Laws of 1873, as amended by Section 20, Chapter 757, Laws of said year, provides as follows:

“ The Mayor, Comptroller, President of the Board of Aldermen and the President of the Department of Taxes and Assessments, shall constitute a Board of Estimate and Apportionment, who shall, annually, between the first day of August and the first day of November, meet and, by the affirmative vote of all the members, make a provisional estimate of the amounts required to pay the expenses of conducting the public business of the City and County in each department and branch thereof, and the Board of Education, for the then next ensuing financial year. * * * * *

“ For the purpose of making said provisional estimate, the heads of departments and the Board of Education shall, at least thirty days before the said provisional estimate is required to be made as herein provided, send to the Board of Apportionment, an estimate in writing, herein called a departmental estimate, of the amount of expenditures, specifying in detail the objects thereof required in their

" respective departments, including a statement of each of the salaries of their officers, clerks, employes and subordinates.

" The same statement as to salaries and expenditure shall be made by all other officers, persons and boards having power to fix or authorize them

" A duplicate of these departmental estimates and statements shall be made at the same time to the Board of Aldermen." Therefore,

" *Resolved,* That the Comptroller be requested to notify the heads of all the City Departments, and the officers of the City and County of New York, to prepare their " Departmental Estimates " for the year 1879, in conformity with the foregoing provisions of law, and send the same to the Board of Estimate and Apportionment prior to the 1st day of September, 1878.

" *Resolved,* That the officers of all institutions which may be entitled by law to allowances of money from the City and County of New York, be also notified by the Comptroller to send their estimates for the year 1879."

In compliance with the foregoing resolutions, I request that you will furnish, prior to the 1st day of September next, an estimate, in writing, conforming to all the requirements of Section 112 of the law referred to in said resolutions.

By excluding every item of expense from the departmental estimates which is not actually necessary, and reducing all expenditures that are admitted to the lowest amount sufficient for the objects and purposes thereof, it is confidently hoped and believed that a material reduction can be made in the aggregate amount of the appropriations and the taxes required for the support of the City Government in the year 1879.

Heads of Departments, Judges of the Courts, Boards and Commissions, officers of charitable institutions, and all others in authority to whom this circular is sent, are, therefore, respectfully and earnestly requested to examine carefully and minutely into every class and kind of expense for which estimates are made, and to admit not a single dollar in them that can possibly be dispensed with and excluded.

The Board of Estimate and Apportionment possess only a limited control over the annual appropriations for which taxes are raised, the principal part of them being provided for and fixed by law; but whatever discretionary power the law confers upon the Board over the appropriations, will be rigorously enforced against every expense which is not deemed absolutely indispensable.

Respectfully,

JOHN KELLY,

Comptroller.

(Minutes, Sept. 13, 1877, p. 283.)

Referred to the President to prepare the draft departmental estimates.

Fourth Avenue Parks.

From the Superintending Architect, submitting plans for the improvement of the parks in Fourth Avenue, from Sixty-seventh Street to Ninety-sixth Street, together with an estimate of the cost of the work, as follows, viz :

Granite coping.....	\$1,300	
Iron railing.....	575	
Foundation wall and digging.....	650	
Earth filling, planting, &c.....	260	
Cost of each park.....		\$2,785 00
Total cost of the 29 parks.....		\$80,765 00

(Minutes, July 17, 1878, p. 149.)

The PRESIDENT moved that the plans for the improvement of said parks submitted by the Superintending Architect, be approved and adopted, and that he be directed to prepare and submit specifications for the work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

E. B. Van Winkle.

From the Topographical Engineer, thanking the Commissioners for their action on the 31st ult., increasing his salary.

(Minutes, July 31, 1878, p. 170.)

Filed.

Sewer in 141st Street.

From the Engineer of Construction, reporting upon the application of Mr. William R. Beal and others, for the construction of a sewer in One Hundred and Forty-first Street, from Third Avenue to Brook Avenue, and recommending that the sewer be constructed when a sufficient number of the owners of property on said street request it. That the total frontage on said street is 3,637 feet, and that the property owned by Mr. Wm. R. Beal and the other applicants has only a frontage of 378 feet.

(Minutes, July 24, 1878, p. 165.)

Filed.

Sewer in 140th Street.

From the Engineer of Construction, submitting plans for the sewer in One Hundred and Fortieth Street from Alexander Avenue to Brook Avenue.

(Minutes, June 12, 1878, p. 84.)

Laid over.

Sewer in 139th Street.

From Mr. William O'Gorman, requesting permission to construct a sewer in One Hundred and Thirty-ninth Street, from Willis Avenue to Brook Avenue in the Twenty-third Ward, at his own expense.

Also from the Engineer of Construction, reporting upon said application, and recommending that it be granted upon the following conditions, viz ;

That the sewer be built in said portion of One Hundred and Thirty-ninth Street, and in a portion of Willis Avenue, in accordance with the plans submitted by him, and with the usual specifications for such works. The pipe to be used to be of the best material, and six-inch spurs to be laid for house connections wherever required. That before the work is commenced Mr. O'Gorman be required to deposit,

For engineering expenses.....	\$200 00
For inspectors ; 120 days at \$4 per day.....	480 00
Total.....	\$680 00

The PRESIDENT moved that the plans for said sewer submitted by the Engineer of Construction be approved, and that permission be given to Mr. William O'Gorman to construct said sewer in One Hundred and Thirty-ninth Street, from Willis Avenue to Brook Avenue, and in a portion of Willis Avenue upon the conditions recommended by the Engineer of Construction.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Art.

From Mr. John Taylor Johnston, President of the Metro-

politan Museum of Art, requesting that certain changes would be made in the arrangements for the office in the basement of the Museum of Art Building.

Laid over.

Third Avenue Grading.

From Mr. George C. Goeller, complaining of the delay in commencing the work of grading Third Avenue from Harlem River to One Hundred and Forty-seventh Street.

(Minutes, June 5, 1878, p. 67.)

Filed.

E. B. Jennings.

From Mr. Edwin B. Jennings, applying for a position in the Engineering force of the Department.

Filed.

James McCarthy.

From Mr. N. Muller, requesting that Mr. James McCarthy be restored to his position on the police force.

(Minutes, July 24, 1878, p. 163.)

Filed.

Audit.

Commissioner LANE, Chariman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Bell, Martin, harness repairs.	Maint., etc., 23d & 24th Wards.	\$5 30
Crombie, Thos. J., lumber.	Maint. and Govm't P. and P.	22 50
Celwell Lead Co., pig lead.	Maint. and Govmt. P. and P.	19 94
Douglass, W. S., rent Mus. Art.	Maint. and Govmt. P, and P.	1,625 00

Dodworth, H. B., music.....	Music, Central Park.....	\$265 00
Early and Lane, water pails....	Maint. and Govt. P. and P.....	8 00
Grafulla, C. S., music.....	Music, Central Park.....	265 00
Gordon, Robt., expenses Museum Art ..	Maint. and Govmt. P. and P....	440 75
Harlem Gas-Light Co., coke and meter gas..	Maint. & Govt. P. & P.....	26 42
Irwin, Wm., petty expenses.....	Maint. and Govmt. P. and P.....	\$81 06
	Maint., 23d and 24th Wards....	25 94
	City Parks Impt. F.....	16 16
		<hr/> 123 18
Lawrence, B. H., wagon repairs, &c....	Maint., &c., 23d & 24th Wards...	44 80
Metropolitan Gas-Light Co., meter gas,..	Maint. and Govmt. P. and P.....	50 40
Mullane, John, oats, corn, &c.....	Maint. and Govmt. P. & P.....	232 63
O'Donnell, John, milk, July.....	Maint. and Govt. P. and P.....	11 28
Shady, J. & J., fish, July.....	Maint. and Govt. P. & P.....	11 16
Sloane, W. & J., labor and mats.....	Maint. and Govmt. P. & P.....	53 54
Tomes' Son, Francis, whistles.....	Maint. and Govmt. P. and P.....	8 00
Van Winkle, E. B., petty expenses....	Surveying, laying out, etc., 23d & 24th Wards....	66 30
Walton Brothers, steel brooms, scythes, &c.....	Maint. and Govmt. P. and P.....	\$63 75
	Harlem River B. Reps., Impt. & Maint	6 40
		<hr/> 70 15

Whitney, A. R., iron	Maint. and Govmt. P. and P....	\$14 76
Young, Chas. C., bread and crackers...	Maint. and Govmt. P. and P.....	52 43
		<hr/>
		<u>\$3,411 32</u>

RECAPITULATION.

Maintenance and Government Parks and Places.....	\$2,716 42
Maintenance 23d and 24th Wards	76 04
Surveying, laying-out, &c., 23d and 24th Wards,.....	66 30
Harlem River Bridges, Repairs, Impt. and Maint.....	6 40
Music—Central Park.....	530 00
City Parks Improvement Fund.....	16 16
	<hr/>
	<u>\$3,411 32</u>

Amounting in the aggregate to the sum of thirty-four hundred and eleven dollars and thirty-two cents.

S. E. LANE, } *Auditing*
 SAM'L CONOVER, } *Committee.*

New York, August 7, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Commissioner CONOVER, from the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have

examined and audited the following bill, and submit the same to the Board for approval :

Decker, Nicholas H. & Geo. W. Quintard, labor and materials.....	Imp. & Const. River- side Av.....	\$18,114 44
		<hr/>
		\$18,114 44
		<hr/> <hr/>

Amounting to eighteen thousand one hundred and fourteen dollars and forty-four cents.

SAM'L. CONOVER,
Auditing Committee.

NEW YORK, August 7th, 1878.

The above mentioned bill having been read and passed on, the President moved that the Board do now approve it, and that the Secretary be directed to transmit it to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

- Ayes*—Commissioners Wenman, Wetmore, Conover—3.
- No*—Commissioner Lane—1.

Treasurer's Report.

The Treasurer presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks,
In account with Smith E. Lane, Treasurer.

		CR.	
1878.			
July 17.	By balance.....	\$10 00	
July 17 } to } August 7. }	By cash received from permits.....	40 00	
		<hr/>	\$50 00

August 7, 1878.]

191

DR.

July 17 } to } August 7. }	To cash paid into City Treasury.....	\$10 00	
Aug 7.	" balance.....	40 00	
		<hr/>	50 00
			<hr/> <hr/>

S. E. LANE,
Treasurer D. P. P.

NEW YORK, Wednesday, August 7, 1878.

9.30 A. M.

Drains near Fordham. Riverside Avenue.

The PRESIDENT reported verbally, that he had consulted with the Comptroller of the City with reference to the claims of Mr. Michael Noonan, and that the Comptroller had promised to consider the matter.

That at the same time he had brought the request of Messrs. Decker and Quintard, to be paid a portion of the amount reserved by the contract for the construction of Riverside Avenue, to the notice of the Comptroller, who had asked him to obtain the opinion of the Counsel to the Corporation on the subject.

(Minutes, July 31st, 1878, pp. 167 and 174.)

Commissioner WETMORE moved that the report of the President be received, and that he be requested to obtain the opinion of the Counsel to the Corporation as desired by the Comptroller of the City.

Adopted.

Riverside Avenue.

The PRESIDENT offered the following resolution :

Resolved, That the penalties for the non-completion of the work of improving and constructing Riverside Avenue on or before the 31st October, 1877, the time stipulated in the contract, be, and hereby are, remitted up to the 1st day of August, 1878.

(Minutes, July 3, 1878, p. 124.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Michael McLaughlin. Daniel W. Bull.

Commissioner LANE offered the following resolution :

Resolved, That Daniel W. Bull, Patrolman be, and he hereby is, discharged from the employment of the Department; and that Michael McLaughlin be restored to his position as Gate-keeper on the police force.

(Minutes, July 24, 1878, p. 163.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Conover, Lane—2.

Noes—Commissioners Wenman, Wetmore—2.

On motion of the President, the Board adjourned at 11 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, AUGUST 21st, 1878.

9:30 O'CLOCK A. M.

Sewers in 134th St., 135th St., &c.

Meeting for the purpose of publicly opening proposals for the construction of sewers in Third Avenue, from the Southern Boulevard to One Hundred and Thirty-fifth Street, and in One Hundred and Thirty-fifth Street and One Hundred and Thirty-fourth Street, from Third Avenue to the summits east of Willis Avenue, with branches in Lincoln, Alexander and Willis Avenues.

(Minutes, June 5, 1878, p. 71.)

Present—Commissioner WENMAN, President.

“ WETMORE.

“ LANE.

At the above mentioned hour, Mr. Henry J. Storrs, General Clerk in the Finance Department, attended on behalf of the Comptroller of the City, who had been duly notified, and the meeting being opened to the public, the President, in the presence of Mr. Storrs and of such of the parties making proposals for said work as were present, opened the estimate box, and then and there publicly opened and read all estimates or proposals which had been received in pursuance of advertisements duly published in the *City Record*.

The following proposals were received :

PROPOSALS for constructing sewers and appurtenances in Third Avenue, from Southern Boulevard to One Hundred and Thirty-fifth Street, and in One Hundred and Thirty-fifth Street and One Hundred and Thirty-fourth Street, from Third Avenue to the summits east of Willis Avenue, with branches in Lincoln, Alexander and Willis Avenues.

NAME.	100 lin. ft. 6 in. pipe.	3,400 lin. ft. 12 in. pipe sewer.	1,175 lin. ft. 16 in. pipe sewer.	740 lin. ft. 18 in. pipe sewer.	1,000 lin. ft. sewer, where old sewer pipe is taken up and relaid.	690 lin. ft. brick sewer, egg shape interior, 2.6'x3.76'.	5 receiving basins, complete.	84 manholes, complete.	550 bbls. Rosendale hydraulic cement.	136 bbls. Portland cement.	Time, calculated at \$4 per day.	TOTALS.
	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	Days.	\$ cts.
1. John W. Manning.....	2 36	2 60	2 80	3 00	No bid	7 00	125 00	23 00	1 25	2 70	No bid	23,027 70
2. James Baird.....	20	2 40	2 60	2 90	2 50	5 60	125 00	35 00	1 20	3 75	100	24,880 00
3. John C. Dowling.....	50	1 60	1 60	1 60	1 10	2 10	95 00	1	1 10	2 90	80	12,898 24
4. John H. McCabe.....	40	1 00	1 00	2 00	1 00	2 20	92 00	15 00	1 00	2 25	No bid	11,189 00
5. John B. Devlin.....	55	95	1 15	1 40	75	1 95	90 00	20 00	1 35	3 35	100	11,495 85
6. Patrick Mulholland.....	30	1 67	1 64	1 98	1 25	3 60	95 00	30 00	1 25	3 50	90	17,352 70
7. James J. Jones.....	25	1 59	1 93	2 00	1 90	4 00	125 00	30 00	1 15	3 25	40	18,218 25
8. John Brady and Thos. Doran.....	45	1 09	1 25	1 55	No bid	3 35	85 00	45 00	95	4 00	40	14,109 75
9. Chas. Devlin and John McKim.....	30	70	1 60	3 00	71	4 10	100 00	30 00	1 00	3 00	90	14,387 00
10. Patrick Farley.....	20	90	1 10	1 37	1 15	4 95	105 60	38 00	1 00	3 00	109	15,062 80
11. Chas. Jones and Thos. P. McQuade..	20	1 00	1 15	1 35	80	1 85	125 00	25 00	1 15	3 20	50	11,839 45

Mr. Storrs, the bidders and others, who were present, then retired.

At 10 o'clock, A. M., the Board met in regular session.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ LANE.

The minutes of the previous meeting of the 7th inst. were read and approved.

The following communications were presented and read :

Walks of the Parks.

From the Clerk of the Common Council, forwarding a copy of the following resolution, which had been approved by his Honor the Mayor on the 9th inst., viz. :

Resolved That the Commissioners of the Department of Public Parks be, and they are hereby, requested to include in their provisional estimate for the year 1879, a sum sufficient to repair and reflag the walks in and around Tompkins Square, the City Hall Park, Reservoir Park, Washington Square, and such other of the public Parks or places as may require to have the walks in and around them repaired or reflagged and put in good order, fit for the use of the public.

(Minutes, Aug. 7, 1878, p. 183.)

Referred to the President.

Fourth Avenue Parks.

From the Secretary of the Board of Estimate and Apportionment, forwarding a copy of the following preambles and resolution, which were adopted by that Board on the 12th day of July 1878, viz. :

Whereas, It appears by the opinion of the Counsel to the Corporation, of July 2, 1878, that the sum of twenty-five thousand dollars should be included in the final estimate for the year 1878, in conformity with the intention of the Legislature authorizing the appropriation of that sum by the provisions of Chapter 417 of the Laws of 1878, for the purpose of “improving and regulating the several public squares and places laid out and established within the lines of Fourth Avenue, in the City of New York, between Sixty-seventh and Ninety-sixth Streets;” and

Whereas, The authority of the Board of Estimate and Apportionment is necessary to make said appropriation in addition to the sum appropriated in the final estimate adopted on December 29, 1877, and which has been, pursuant to law, certified by the Comptroller to the Board of Supervisors; therefore

Resolved, That pursuant to the provisions of Chapter 417 of the Laws of 1878, the sum of twenty-five thousand dollars be, and the same is hereby, appropriated for the purpose of "improving and regulating the several public squares and places laid out and established within the lines of Fourth Avenue, in the City of New York, between Sixty-seventh and Ninety-sixth Streets," and that the said amount be added to and included in the final estimate for the year 1878, to be raised by tax in said year, as by said act provided; and the Comptroller is hereby authorized and directed to certify said appropriation to the Board of Supervisors.

(Minutes, August 7, 1878, p. 184.)

Filed.

Melrose Sewer.

From the Health Department, calling the attention of this Department, to this condition of the public drain or sewer known as Melrose Sewer, near the house situated on the north side of One Hundred and Sixty-first Street, four houses east of Courtland Avenue.

Also from the Engineer of Construction, reporting upon said communication, and recommending that the drain be cleared at the place indicated and repaired by laying planks on the top, according to the original construction.

The PRESIDENT moved that said communications be filed, and that the Superintendent of the Twenty-third and Twenty-fourth Wards be directed to clean and repair said sewer in the manner recommended by the Engineer of Construction.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Tompkins Square.

From the Superintending Architect, submitting a plan for the restoration of Tompkins Square as a public park.

(Minutes, July 31, 1878, p. 168.)

Commissioner LANE offered the following resolution :

Resolved, That the report of the Superintending Architect and the plan for Tompkins Square, submitted by him, be received and laid over ;

That the Mayor and Common Council be, and they are hereby, respectfully invited to inspect the same ; and

That the Superintending Architect be, and he is hereby, directed to engage some suitable and convenient hall near Tompkins Square on some evening during the coming week, and submit and explain said plan to the public, of which due notice shall be given beforehand.

(Minutes, June 19, 1878, p. 102.)

Adopted.

Fourth Avenue Parks.

From the Superintending Architect, submitting specifications for the mason and granite work, and for the iron work for eight of the parks on Fourth Avenue, between Sixty-seventh Street and Seventy-first Street, and between Ninetieth Street and Ninety-fourth Street.

(Minutes, August 21, 1878, p. 196.)

The PRESIDENT moved that said specifications be approved, and that the Secretary be directed to prepare and publish advertisements for proposals for said work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane,—3.

Hunt's Point District.

Fox Estate.

From the Topographical Engineer, requesting that, should the Board direct the monumenting of Fox estate in the Hunt's Point District, the party at present employed at similar work be continued for the purpose.

(Minutes, June 5th and July 31, 1878, pp. 71 and 168.)

Filed.

Third Avenue grading.

From the Engineer of Construction, submitting plans, profiles and specifications for regulating and grading Third Avenue from Harlem River to One Hundred and Forty-seventh Street.

(Minutes, August 7, 1878, p. 187.)

The PRESIDENT offered the following resolution :

Resolved, That the plans, profiles and specifications for regulating and grading Third Avenue from Harlem River to One Hundred and Forty-seventh Street this day submitted, be, and hereby are, approved ; that the Secretary be, and he hereby is, directed to prepare and publish advertisements for proposals for said work ; and that Mr. Eugene E. McLean be, and he hereby is, appointed City Surveyor on said work without any additional compensation.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Sewer in 140th Street.

From the Engineer of Construction, forwarding specifications to accompany the plans and profiles for the construction of a sewer in One Hundred and Fortieth Street, between Alexander Avenue and Brook Avenue, with branches in Alexander and Willis Avenues.

(Minutes, August 7, 1878, p. 185.)

The PRESIDENT offered the following resolution :

Resolved, That the plans, profiles, and specifications, for the construction of a Sewer in One Hundred and Fortieth Street, from Alexander Avenue to Brook Avenue, with branches in Alexander Avenue and Willis Avenue, submitted by the Engineer of Construction, be, and they hereby are, approved ; that the Secretary be, and he hereby is, directed to prepare and publish advertisements for proposals for said works ; and that Mr. Eugene E. McLean be, and he hereby is, appointed City Surveyor on said work without any additional compensation.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative,

a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Fordham Avenue Cross-Walk.

From the Engineer of Construction, forwarding a plan and specifications for laying a cross-walk on Fordham Avenue, near Eleventh Street, in Central Morrisania.

(Minutes, July 3, 1878, p. 115.)

The PRESIDENT offered the following resolution :

Resolved, That the plan and specifications for laying a cross-walk on Fordham Avenue, near Eleventh Street, in Central Morrisania, Twenty-third Ward, this day submitted, be, and hereby are, approved ; that the Secretary be, and he hereby is, directed to invite private proposals for the work ; and that Mr. Eugene E. McLean be, and he hereby is, appointed City Surveyor on said work without any additional compensation.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Museum of Art.

From Mr. Calvert Vaux, Architect, stating that the large extent of glass and the numerous connections in the roof of the Museum of Art Building, necessarily require constant examination and repair to ensure the complete maintenance which is needed to avoid leaks, and recommending that the Superintending Architect be directed to employ skilled mechanics on this work whenever necessary.

The PRESIDENT moved that said communication be filed, and that the Superintending Architect be authorized and directed to employ skilled mechanics for the purpose of repairing the roof of the Museum of Art whenever necessary.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Museum of Art.

From Mr. Calvert Vaux, Architect, submitting plans and specifications for the following additional works in the basement under the main hall of the Museum of Art Building, namely :

Plasterer's work, estimated cost.....	\$4,250
Carpenter's work, " "	650
Plumber's work " "	300

Endorsed on said communication is the following, viz. :

"Approved for Trustees of Met. Mus. of Art.

"THEODORE WESTON,

"*For Committee.*"

(Minutes, August 7, 1878, p. 186.)

The PRESIDENT moved that said communication be filed ; that said plans and specifications be approved ; that the Treasurer be authorized to issue orders for the carpenter's and the plumber's work, and that the Secretary be directed to prepare and publish advertisements for the plasterer's work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Museum of Art.

C. Vaux.

From Mr. Calvert Vaux, Architect, requesting the Department to reconsider its action in not allowing him commissions on the amount of the judgment recovered by Messrs. Moran

and Armstrong against the City for extra work on the Museum of Art Building.

(Minutes, May 22, 1878, p. 48.)

Filed.

John O'Connor.

From Special Patrolman John O'Connor, resigning his position in the Department.

(Minutes, April 17, 1878, p. 740.)

Accepted.

Bernard Butler.

From Gatekeeper Bernard Butler, resigning his position in the Department.

(Minutes, July 24, 1878, p. 164.)

Accepted.

Sewer in 139th Street, &c.

From Mr. William O'Gorman, requesting permission to omit the building of the sewer in Willis Avenue, and in place to build a sewer at the rear of the houses on said avenue, and which would connect with the sewer in One Hundred and Thirty-ninth street.

Also from the Engineer of Construction, reporting upon said application, and stating that as the branch in Willis Avenue was only intended for the accommodation of the houses on the east side of the avenue, which are all owned by Mr. O'Gorman, the granting of Mr. O'Gorman's request would not interfere with the interests of other parties.

(Minutes, August 7, 1878, p. 186.)

Commissioner LANE moved that said application be refused.

Adopted.

Concord Avenue.

From Messrs. Charles W. White and four other owners of property on Boston Road, Concord Avenue and Forrest Avenue,

requesting that the application for the appointment of Commissioners to acquire the title to Concord Avenue, now before the Court, be withdrawn.

(Minutes, June 12, 1878, p. 83.)

The PRESIDENT offered the following resolutions :

Resolved, That the resolution of this Board, adopted on the 12th day of June, 1878, authorizing the President to instruct the Counsel to the Corporation to acquire the title to Concord Avenue, in the Twenty-third Ward, from Boston Road to the south side of Denman Place, be, and hereby is, amended to read as follows, viz. :

“ *Resolved*, That in the opinion of the Board of Commissioners of the Department of Public Parks, the interests of the public demand the opening of Concord Avenue, in the Twenty-third Ward, from the south side of One Hundred and Sixty-seventh street to the south side of Denman Place, and that the President be, and he hereby is, authorized and directed to instruct the Counsel to the Corporation to commence and prosecute proceedings to acquire the title, for the use of the public, wherever the same has not been heretofore legally opened.”

Resolved, That the Counsel to the Corporation be, and he hereby is, requested to discontinue all proceedings to acquire the title to that portion of Concord Avenue north of the south side of One Hundred and Sixty-seventh street, in the Twenty-third Ward.

The PRESIDENT put the question, whether the Board would agree to said resolutions, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Menagerie.

From Mr. Simon Wormser, complaining of the noise made by the seals at the Menagerie in Central Park.

Referred to the Director of the Menagerie for his report.

Skating Chariots.

From Mr. George W. Baker, applying for a license to introduce “Skating Chariots.” in Central Park

Referred to the Superintending Architect for his report.

Frederick Vanni.

From Mr. Frederick Vanni, applying to be reinstated in his position as patrolman.

(Minutes, July 24, 1878, p. 164.)

Laid over.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following two reports :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Am. Dist. Teleg. Co., rent and services....	Maint. and Govmt. P. and P....	\$11 38
Arnold, David P., meat.....	Maint. and Govt. P. & P.....	263 97
Boyd, Edwd. A., glass.....	Maint. 23d and 24th Wards....	4 13
Central Gas Light Co., gas, July.....	Harlem R. B., Reps., Imp. & Maint.....	46 67
Colwell Lead Co., pig lead.....	City Parks Impt. Fund.....	20 63
Colwell, W. H. & Son, lumber.....	Maint. 23d and 24th Wards....	94 46
Devlin, John B., gravel.....	Maint. and Govt. P. and P.....	853 77
Dodworth, H. B., music.....	Music Central Park	265 00
Frith & Tileston, steel.....	Maint. and Govmt. P. and P.....	10 83
Grafulla, C. S., music.....	Music Central Park	230 00
Gold and Stock Telg. Co., rent of line..	Maint. and Govmt. P. and P.....	62 50
Handibode, P., coal.....	Maint. and Govmt. P. and P.....	\$37 80
	Harlem R. B., Reps., Impt. and M.....	2 40
	City Parks Impt. F.....	1 80
		<hr/> 42 00

Harmer, Hays & Co., harness, mat's, &c.	Maint. and Govt.		
	P. and P.		\$23 38
Harlem Gas Light Co., gas, July.	Maint. and Govm't		
	P. and P.	\$58 71	
	Harlem R. B.,		
	Reps., Impt. and		
	M.	33 55	
		<hr/>	92 26
Jones, Chas. and Thos. P. McQuade, labor			
and materials.	Brook Ave. Sewer		6,785 17
McDonald, John T., flagging.	Maint. and Govm't		
	P. and P.		6 00
McNab & Harlin Mfg. Co., plumb'g matls.	Maint. and Govt.		
	P. and P.	\$6 80	
	City Parks Impt.		
	F.	90	
		<hr/>	7 70
Merchant, S. L. & Co., Portland cement.	Maint. and Govm't		
	P. and P.		14 50
Milliken, David, saw dust.	Maint. and Govt.		
	P. and P.		5 00
Metropolitan Gas Light Co., gas, July.	Maint. and Gov't		
	P. & P.		132 60
Mott, J. L., Iron Works, pipe, walk boxes,			
&c.	Maint. and Govt.		
	P. & P.	\$16 80	
	City Parks Impt.		
	Fund	158 24	
		<hr/>	175 04
Murphy & Nesbit, brick, lime and ce-			
ment.	Maint. and Govm't.		
	P. and P.	\$29 90	
	City Parks Impt.		
	F.	3 45	
	Museum Natl. Hist.	2 30	
	Museum of Art.	1 50	
		<hr/>	37 15
New York Gas Light Co., gas, July	Maint. and Govm't.		
	P. and P.		328 50
New York Mutual Gas Light Co., gas,			
July.	Maint. and Govt.		
	P. and P.		218 95

New York Mutual Gas Light Co., meter gas.....	Maint. and Gov't P. and P.....	27 50
New York Mutual Gas Light Co., rent..	Maint. and Govm't P. and P.....	625 00
Reeves, Robert C., mower parts.....	Maint. and Govmt. P. and P.....	54 15
Roach, John & Son, wheel and pinions..	Harlem R. B., Reps., Impt. and M	230 68
Schwarzwaelder, William, furniture and repairs.....	Maint. and Govm't P. & P.....	495 30
Seaman, John A., paints, &c.....	Maint. and Govm't P. and P... ..	29 75
Smith, Elward, labor and materials....	Museum of Art..	348 00
Smith, Elward, labor and materials....	City Parks Impt. F	380 00
Sloane, W. & J., carpets, &c.....	Maint. and Govm't P. and P.....	72 07
Schmidt, John M., binding.....	Maint. and Govt. P. and P.....	14 00
Walton Bros., shovels, rakes, &c.	Maint. and Govt. P. and P.....	\$50 70
	Maint. 23d 'and 24th Wards	2 25
	City Parks Impt. F.....	1 25
		<hr/> 54 20
		<hr/> <hr/> \$12,077 24

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$3,444 86
Maintenance, &c., 23d and 24h Wards.....	100 84
Harlem river bridges, repairs, improvement and mainten- ance.....	694 55
City Parks Parks Improvement Fund.....	185 02
Music, Central Park.....	515 00

[Wednesday,

Museum of Art.....	349 50
Museum of Natural History.....	2 30
Brook Avenue Sewer.....	6,785 17
	\$12,077 24

Amounting in the aggregate to the sum of twelve thousand and seventy-seven dollars and twenty-four cents.

S. E. LANE, } *Auditing*
 } *Committee.*

New York, August 21, 1878.

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval:

P. Mulholland, labor and materials.....	Mott Ave. 138th and 144th Sts., sewers.....	\$1,166 39
		\$1,166 39

Amounting to the sum of eleven hundred and sixty-six dollars and thirty-nine cents.

S. E. LANE, } *Auditing*
 } *Committee.*

New York, August 21, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Treasurer's Report.

The TREASURER presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks in account with

Smith E. Lane, Treasurer.

CR.

1878.			
Aug. 7.	By balance.....	\$40 00	
Aug. 7 } to } Aug. 21. }	" cash received from licenses, grass and permits.....	976 57	
Aug. 17.	" " received from Lyman Tiffany, agent.	2,250 00	
			<u>\$3,266 57</u>

DR.

Aug. 7 } to } Aug. 21. }	To cash paid into City Treasury.....	\$40 00	
Aug. 21.	" balance.....	3,226 57	
			<u>\$3,266 57</u>
	In drawer.....	976 57	
	" Bank of Metropolis.....	2,250 00	
			<u>\$3,226 57</u>

S. E. LANE,

Treasurer D. P. P.

NEW YORK, August 21, 1878.

9.30 A.M.

Hunt's Point District.

Fox Estate.

The TREASURER reported verbally that he had received from Mr. Lyman Tiffany, agent for Mary L. Tiffany, the sum of \$2,250, to be applied to the cost of monumenting that portion of the Hunt's Point District known as the "Fox Estate," and he offered the following resolution :

Resolved, That the Topographical Engineer be, and he hereby is, directed to proceed immediately with the work of monumenting and preparing the grade maps for filing of that portion of the Hunt's Point District known as the "Fox Estate;" that the cost of said work be kept separate, charged to

and paid from the fund of \$2,250 deposited with the Treasurer by Mr. Lyman Tiffany for that purpose ; and that the employment of Mr. S. S. Haight, Assistant Engineer, and the two chainmen, as authorized by the Board on the 26th day of June and 31st day of July, 1878, be continued from the termination of the time for which they were so authorized to be employed, until said work hereby directed is completed, or until the sooner order of the Board.

(Minutes, July 31 and August 21, 1878, pp. 170 and 197.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Suspension of Teams and Mechanics.

George Walker, Patrolman.

The PRESIDENT reported verbally that on account of the great reduction of the appropriation for the maintenance of the parks, he had directed the Superintendent of Parks to suspend a number of teams and mechanics until the further order of the Board.

Also, that he had suspended Patrolman George Walker until further order, on account of his conduct while on duty on the 19th inst., at the concert given by Crook's Cornet Band on the Battery.

On motion of Commissioner Lane, the Board adjourned at 12:30 o'clock, P. M., to meet on Saturday, the 24th inst. at 9:30 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

SATURDAY, AUGUST 24th, 1878.

ADJOURNED MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ CONOVER.

“ LANE.

On motion of the PRESIDENT, the reading of the minutes of the previous meeting of the 21st inst. was laid over.

The following communications were presented and read :

Riverside Avenue.

From the Counsel to the Corporation as follows, viz. :

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION, }
NEW YORK, August 22, 1878.

HON JAMES F. WENMAN,

President of the Department of Public Parks :

SIR,—I duly received your letter of the 6th inst., enclosing a copy of a letter received from Messrs. Decker and Quintard, contractors for the construction of Riverside Avenue, requesting the Park Department to recommend to the Comptroller to pay them a portion of the thirty per cent. reserved under their contract. You also enclose a copy of said contract, and request my opinion as to whether any portion of such reserved thirty per cent. can be lawfully paid to Messrs. Decker and Quintard at the present time.

The contract in question provides for the retention of thirty per cent. until the completion and acceptance of the work. As I have heretofore advised the Department, I do not think that a contract of this description can be changed in any material or important respect after it has been executed.

There is, moreover, another insuperable objection to making the payment requested.

Section 4, of Chapter 580, of the Laws of 1872, among other things expressly provides that on all work contracted for, on behalf of the City, thirty per cent. shall be reserved from the amount or value of work specified and certified, from time to time, to the Comptroller, by the proper officer, to have been done by any contractor, and such reserved thirty per cent. shall be paid to such contractor on or before the expiration of thirty days from the completion and acceptance of the work.

I must, therefore, advise you that the officers of the City cannot, at the present time, legally pay to Messrs. Decker and Quintard any portion of the amount reserved under their contract.

I am, sir,

Yours respectfully,

W. C. WHITNEY,
Counsel to the Corporation.

(Minutes, August 7, 1878, p. 191.)

Filed.

Laborers detailed to set Monuments.

From the Topographical Engineer, requesting that two laborers be detailed to him to assist in setting the monuments on Boston Avenue, from Third Avenue to West Farms; on the extension to the Spuyten Duyvil Parkway; and on Sedgwick and Bailey Avenues.

Commissioner CONOVER moved that the Superintendent of the Twenty-third and Twenty-fourth Wards be directed to detail two laborers to the Topographical Engineer for the purpose mentioned in his communication.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Conover, Lane—3.

Maintenance of Parks, &c.

Harlem River Bridges.

Commissioner LANE then offered the following resolution:

Resolved, That respectful application be, and is hereby,

made to the Board of Estimate and Apportionment to transfer from any unexpended balances of appropriations which are not required for the purposes for which the same were made, to the following appropriations for this Department for 1878, and to the following amounts, viz :

Maintenance and Government of Parks and Places, for all supplies and for wages of foremen, gardeners, mechanics and laborers employed on works of maintenance, and including the maintenance of the Meteorological Observatory.....	\$30,000 00
Harlem River Bridges—Repairs, improvement and maintenance....	3,000 00

(Minutes, May 22, 1878, p. 50.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Sewers in 134th Street, 135th Street, &c.

Commissioner LANE offered the following resolution :

Resolved, That the proposal (No. 4) of Mr. John H. McCabe, for the construction of sewers in Third Avenue, One Hundred and Thirty-fourth and One Hundred and Thirty-fifth Streets, with branches in Lincoln, Alexander and Willis Avenues be, and hereby is, rejected, on the ground that he has omitted to state therein the time required for the completion of the work.

(Minutes, August 21, 1878, p. 193.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Commissioner LANE then offered the following resolution :

Resolved, That the proposal (No. 5) of Mr. John B. Devlin, for the construction of sewers in Third Avenue, One Hundred and Thirty-fourth and One Hundred and Thirty-fifth Streets, with branches in Lincoln, Alexander and Willis Avenues, be

accepted as the lowest bid; that the contract be, and hereby is, awarded to Mr. John B. Devlin, and the President be, and hereby is, authorized to execute the same for and on behalf of this Department.

(Minutes, August 21, 1878, p. 193.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Conover, Lane—3.

Fire Extinguishers.
Concerts at Battery Park.

The PRESIDENT offered the following resolution:

Resolved, That the Treasurer be, and he is hereby, authorized to issue orders for the following, viz:

To replace in all the Babcock Fire Extinguishers in use in the Department the present lead acid holder with a patent glass bottle acid holder, at a cost not to exceed \$5.50 each.

To supply from two to four calcium lights on the Battery Park, on each of the seven nights that concerts are given on the Park by Crook's Cornet Band, commencing August 19th, 1878.

(Minutes, July 31, 1878, p. 182.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Conover, Lane—3.

On motion of the PRESIDENT, the Board adjourned at 10.15 o'clock A. M. to meet on Wednesday, the 28th inst., at 9.30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, AUGUST 28th, 1878.

ADJOURNED MEETING—9:30 o'clock A. M.

Present—Commissioner WENMAN, President.

“ CONOVER.

“ LANE.

The minutes of the previous meetings of the 21st and 24th insts. were read and approved.

At this point Commissioner WETMORE entered and took his seat.

The following communications were presented and read :

Fox Estate.

E. B. Jennings.

From the Topographical Engineer, stating that he requires the services of an additional draughtsman while the work of monumenting the “Fox Estate” is in progress.

(Minutes, August 21, 1878, p. 207.)

Commissioner LANE offered the following resolution :

Resolved, That Mr. Edwin B. Jennings be, and he hereby is, appointed a draughtsman in the office of the Topographical Engineer during the time the work of monumenting, and preparing the grade maps of the Fox Estate is in progress, or until the sooner order of the Board ; and that his salary be fixed at the rate of \$1,000 per annum while he is so employed.

(Minutes, August 7, 1878, p. 187.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative,

a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Philanzo Edick.

Sewers in 134th Street, 135th Street, &c.

From the Engineer of Construction, recommending Mr. Philanzo Edick for the position of inspector on the work of constructing sewers in One Hundred and Thirty-fourth street One Hundred and Thirty-fifth street, &c.

(Minutes, August 24, 1878, p. 211.)

Laid over.

John Curren.

From the Superintendent of Parks, recommending that an additional foreman be appointed on the third division of Central Park.

Commissioner CONOVER offered the following resolution :

Resolved, That John Curren be, and he hereby is, appointed assistant foreman of laborers of the third division in Central Park, and that his pay be fixed at \$3.50 per day.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

William McDonald.

From Mr. Edward Gilon and others, recommending Mr. Wm McDonald for the position of assistant foreman.

Commissioner CONOVER offered the following resolution :

Resolved That William McDonald be, and he hereby is, appointed assistant foreman in the stables in the Central Park, and that his pay be fixed at \$3 per day.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Thomas J. Kelso.

From the Superintendent of Parks, recommending that a keeper be stationed in Mount Morris Park, to act as an assistant foreman.

The PRESIDENT offered the following resolution :

Resolved, That Thomas J. Kelso be, and he hereby is, appointed assistant foreman in Mount Morris Park, and that his pay be fixed at \$3.00 per day.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Jerome Avenue.

James Davis. Lawrence Kehoe.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, stating that it is necessary for him to obtain water while he is repairing Jerome Avenue, and for this purpose requesting that an engineer be appointed to attend the pump.

Commissioner LANE then offered the following resolution :

Resolved, That James Davis be, and he hereby is, appointed steam engineer, to take charge of the large covered engine and pump in the Twenty-third and Twenty-fourth Wards, and to perform such other duty as may be assigned to him, and that his pay be fixed at \$2.50 per day. That Lawrence Kehoe be appointed watchman to protect the engine and pump at night, at the pay of \$1.50 per day.

The **PRESIDENT** put the question, whether the **Board** would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the **Board** voting in favor thereof, as follows :

Ayes—Commissioners **Wenman**, **Wetmore**, **Conover**, **Lane**
—4.

Laborers, &c., for 23d and 24th Wards.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, requesting that four additional laborers and one additional double team be appointed in the Twenty-third and Twenty-fourth Wards.

(Minutes, July 24, 1878, p. 154.)

Commissioner **WETMORE** moved that said communication be referred to the President to report upon at the next meeting of the **Board**.

Adopted.

John Curtis, **Lawrence Connor**.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, stating that **John Curtis** and **Lawrence Connor**, laborers, had been absent for more than three days on account of sickness, and recommending that they be restored.

Commissioner **CONOVER** moved that **John Curtis**, and **Lawrence Connor**, laborers, be restored to work.

The **PRESIDENT** put the question, whether the **Board** would agree to said motion, and it was determined in the affirmative, a majority of all the members of the **Board** voting in favor thereof, as follows :

Ayes—Commissioners **Wenman**, **Wetmore**, **Conover**, **Lane**
—4.

Menagerie.

From the Director of the **Menagerie** reporting upon the complaint of **Mr. Simon Wormser** concerning the noise made by the animals at the **Menagerie**, and stating that he had re-

moved the sea lions, which made the noise complained of, 250 feet further away and to such a position that the Arsenal building intervenes between them and Mr. Wormser's house.

(Minutes, August 21, 1878, p. 202.)

Filed.

Improvement of Harlem River

From Lieutenant-Colonel Bret. Major General John Newton, U. S. A., requesting permission to make copies of the maps and plans in the Department relating to the proposed improvements in Harlem river.

The PRESIDENT moved that the permission requested be granted.

Adopted.

Waldron Young.

From Mr. Waldron Young, skilled laborer, requesting an increase of pay.

(Minutes, February 27, 1878, p. 627.)

Filed.

Charles Becker.

From Mr. Charles Becker, applying for the position of gardener.

Filed.

T ompkins Square.

From Dr. Bernard Hess and other residents in the vicinity of Tompkins Square, requesting the Department to adopt the plan for the restoration of Tompkins Square, submitted by the Superintending Architect, and which had been exhibited on the evening of the 26th inst. at No. 171 Avenue A.

(Minutes, August 21, 1878, p. 196.)

The PRESIDENT then offered the following resolutions :

Resolved, That the plan presented by Mr. Munckwitz, for the restoration of Tompkins Square, as a Public Park, be, and

the same is hereby, approved, and that he be requested to prepare working plans for same forthwith, and that the work be commenced as soon as the working force can be properly organized.

Commissioner LANE then offered the following resolutions, as a substitute for the resolutions offered by the President, viz :

Resolved, That the plan for the improvement of Tompkins Square, submitted by the Superintending Architect, be approved and adopted, and that he be, and he is hereby, placed in charge of said work.

Resolved, That the work be proceeded with immediately.

Resolved, That the Superintending Architect be, and he hereby is, requested to report to the Board how many foremen, mechanics and laborers are required for the work.

Resolved, That the Superintending Architect be requested to examine and report if any, and what portions of the work can be proceeded with advantageously by contract.

The PRESIDENT put the question whether the Board would agree to said substitute resolutions, offered by Commissioner Lane, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

Commissioner LANE then moved to amend said resolutions offered by the President, so that they shall read as follows, viz :

Resolved, That the plan presented by the Superintending Architect for the restoration of Tompkins Square as a Public Park be approved and adopted, and that he be placed in charge of said work. That he be requested to prepare working plans for the same forthwith, and that the work be proceeded with immediately.

Resolved, That the Superintending Architect be, and he hereby is, requested to report to the Board how many foremen, mechanics and laborers are required for the work.

The PRESIDENT accepted the amendments.

The PRESIDENT then put the question, whether the Board would agree to said resolutions as amended, and it was deter-

mined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane—4.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Am. Clock Company, clock.....	Maint. 23d & 24th Wards.....	\$5 50
Crissey, Wm. V. & Co., witchhazel and chamois.....	Maint. and Govmt. P. & P.....	7 88
Devlin, John B., gravel.....	Maint. and Govmt. P. and P.....	321 45
Grafulla, C. S., music.....	Music, Cent. Park.	260 00
Holmes Burglar Alarm T. Co., bell.....	Maint. and Govmt. P. and P.....	30 10
Stackpole & Bro., repairs and plumbobs. Survg. and layg. out, etc., 23d and 24th Wards....		\$48 00
	City Parks Impt. Fund.....	9 00
		57 00
Seaman, John A. paints, candles, &c....	Maint. and Govmt. P. and P.....	23 33
		<u>\$705 26</u>

RECAPITULATION.

Maintenance and Government Parks and Places.....	\$382 76
Maintenance 23d and 24th Wards.....	5 50
Surveying, Laying out, etc., 23d and 24th Wards.....	48 00

City Parks Improvement Fund	9 00	
Music, Central Park	260 00	
		\$705 26

Amounting in the aggregate to the sum of seven hundred and five dollars and twenty-six cents

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, August 23th, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Photographs from Paris.

The PRESIDENT reported, verbally, that he had made several applications to Mr. William R. Martin for the photographs forwarded to this Department by the Prefect of the Seine, France, but that he had not been able to obtain them.

(Minutes, May 22d, 1878, p. 49.)

Buildings on the Park.

Commissioner LANE offered the following resolution :

Resolved, That at the meeting of the Board to be held on Wednesday the 4th day of September, 1878, the President report, in writing, a list of all buildings under the control of the Department other than the Arsenal, Museum of Art, Museum of Natural History and the buildings leased to Columbus Ryan, with the location of the same, names of persons in occupation, how long in such occupation, whether the same are rented, and, if so, for what amount of rent, and what rent, if any, is due and unpaid.

The **PRESIDENT** put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

E. H. Treadwell, Foreman of Carpenters.

Commissioner **WETMORE** offered the following resolution :

Resolved, That the position of Foreman of Carpenters be, and hereby is, abolished ; and that Mr. E. H. Treadwell be, and he hereby is, discharged and removed from the employment of the Department.

(Minutes, February 27, 1878, p. 632.)

The **PRESIDENT** put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

Thos. F. Roche. James Lysaght

Commissioner **LANE** offered the following resolution :

Resolved, That Thomas F. Roche and James Lysaght, carpenters, suspended on the 17th August, 1878, be, and they are hereby, restored to duty, from this date, at the same rate of pay heretofore received.

The **PRESIDENT** offered the following resolution as a substitute for said resolution offered by Commissioner Lane, viz. :

Resolved, That the action of the President in suspending the teams, carpenters and painters, under date of August 17th, for want of funds, be, and the same is hereby, approved ; and that Thomas F. Roche, carpenter, be, and he is hereby, restored to duty, at the same rate of pay as he heretofore received.

(Minutes, June 19 and August 21st, 1878, pp. 95 and 208.)

The **PRESIDENT** put the question, whether the Board would agree to said substitute resolution offered by the President, and

it was determined in the affirmative a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Thomas F. Roche.

Commissioner CONOVER offered the following resolution :

Resolved, That Thomas F. Roche, in addition to his employment as a carpenter, be placed temporarily in charge of the carpenters, and that during such temporary duty his pay be increased fifty cents per day.

(Minutes, June 19, 1878, p. 95.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

James J. McGovern.

Commissioner CONOVER offered the following resolution :

Resolved, That James J. McGovern, in addition to his employment as a painter, be placed temporarily in charge of the painters, and that during such temporary duty his pay be increased fifty cents per day.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Wm. H. Keeler.

The PRESIDENT offered the following preamble and resolution :

Whereas, Gatekeeper William H. Keeler has been absent from duty without leave since the 19th inst.

Resolved, That he be, and he hereby is, discharged and removed from the employment of the Department.

(Minutes, July 24, 1878, p. 164.)

The PRESIDENT put the question whether the Board would agree to said preamble and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

William Cloughan. John Rooney.

Commissioner CONOVER offered the following resolution :

Resolved, That William Cloughan, plumber, be, and he hereby is, discharged from the employment of the Department, and that John Rooney, plumber, be appointed in his place.

The PRESIDENT then put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

John McGuinness. Richard Connell.

Commissioner CONOVER offered the following resolution. :

Resolved, That John McGuinness, laborer, be, and he hereby is, discharged from the employment of the Department, and that Richard Connell be appointed in his place.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

James H. Hart.

Commissioner LANE moved that the following resolution which he had offered on the 29th day of May, 1878, and which was then laid over, be adopted, namely :

Resolved, That James H. Hart, messenger, be, and he is hereby, discharged and removed from the employment of the Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Daniel W. Bull. Michael McLaughlin.

Commissioner LANE offered the following resolution :

Resolved, That Daniel W. Bull, patrolman, be, and he hereby is, discharged from the employment of the Department, and that Michael McLaughlin be, and he hereby is, restored and appointed to his former position as a gate-keeper on the police force.

(Minutes, Aug. 7, 1878, p. 192.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1

John Beckett.

Commissioner LANE offered the following resolution :

Resolved, That the pay of John Beckett, messenger, be, and hereby is, fixed at \$2 per day.

(Minutes, February 27, 1878, p. 633.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane—4.

Frederick Vanni.

The PRESIDENT offered the following resolution :

Resolved, That Frederick Vanni be, and hereby is, appointed a laborer on the parks.

(Minutes, Aug 21, 1878, p 203.)

THE PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Michael Coughlin.

Mr. Michael Coughlin having appeared before the Board, and the Police Surgeon having reported favorably upon his physical condition, the PRESIDENT offered the following resolution :

Resolved, That Michael Coughlin be, and he hereby is, appointed a gate-keeper upon the police force of the Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of Commissioner LANE, the Board adjourned at 12 o'clock M., to meet on Saturday, the 31st inst., at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

SATURDAY, AUGUST 31st, 1878.

ADJOURNED MEETING—9:30 o'clock, A. M.

Present—Commissioner WENMAN, President.
“ LANE.

A quorum not being present, the Board adjourned, to meet at half-past 1 o'clock P. M., this day.

At half-past 1 o'clock P. M., the Board met in adjourned session.

Present—Commissioner WENMAN, President.
“ LANE.

A quorum not being present, the Board adjourned, to meet on Wednesday, the 4th day of September, 1878, at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D.P.P.

WEDNESDAY, SEPTEMBER 4, 1878.

REGULAR MEETING, 9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 28th August, 1878, were read, when Commissioner Lane moved to amend them by striking out the words “ Commissioner Lane offered the following resolution,” on page 221, and inserting in lieu thereof the following, viz. :

“ Commissioner Lane verbally reported that Thomas F. Roche and James Lysaght, carpenters, had been suspended on the 17th instant; that he had ascertained that the suspension had been dictated by Mr. Treadwell, Foreman of carpenters, from his own statements; that Mr. Dawson, Superintendent of Parks, had stated that the suspensions were made by order of the President, and had admitted in presence of the Board that he did not receive the letter of the President directing the suspensions till the 19th instant, the day of its date, and that the suspensions were in violation of the by-laws, and offered the following resolution.”

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

The minutes of the meeting of the 28th ult. were then approved.

The minutes of the previous meeting of the 31st August, were then read, and approved.

The following communications were then presented, and read :

Tompkins Square.

From the Clerk of the Common Council, forwarding a copy of the following resolution, which had been approved by his Honor the Mayor, on the 27th ult., viz. :

Resolved, That his Honor the Mayor be and he is respectfully requested to direct the Department of Public Parks to commence forthwith all necessary measures to restore Tompkins Square, as a public park, in accordance with the resolution passed by the Board of Aldermen, July 16, and approved by the Mayor, July 20, 1878.

(Minutes, August 28, 1878, p. 217.)

Filed.

Tompkins Square.

From his Honor the Mayor, as follows :

EXECUTIVE DEPARTMENT, }
CITY HALL. }

NEW YORK, August 27, 1878.

*To the Board of Commissioners
of Public Parks.*

I herewith transmit a copy of a resolution of the Board of Aldermen in reference to the prosecution of the work for restoration of Tompkins Square.

I respectfully and urgently request your Honorable Board to proceed with said work of restoration with no more delay than is absolutely necessary.

Very respectfully,

SMITH ELY, Jr.,
Mayor.

Filed.

Tompkins Square.

From the COMPTROLLER of the City, requesting that the plan for the restoration of Tompkins Square be forwarded to him for a few days, and that he be furnished with a copy of the estimate of the expense of the work.

(Minutes, August 28, 1878, p. 217.)

Referred to the President.

Tompkins Square.

From the Superintending Architect, submitting the working plan for the restoration of Tompkins Square, recommending the manner in which the work should be proceeded with, and that the following force be employed upon it, viz. :

Two hundred laborers, divided into gangs of twenty-five men.

Thirty horses and carts, divided into two gangs.

Twelve bricklayers.

Ten foremen—one to be appointed to each gang.

(Minutes, August 28, 1878, p. 218.)

Commissioner LANE offered the following resolution :

Resolved, That the report of the Superintending Architect, in relation to the work of restoring Tompkins Square, be received, and that the recommendations therein for the appointment of two hundred laborers, thirty horses and carts, twelve bricklayers and ten foremen be adopted, and that they be appointed for said work; that the pay of foremen appointed on said work be fixed at \$3 per day, and that of horses and carts employed on said work at \$2.75 per day.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Art.

From Mr. John Taylor Johnston, President of the Metropolitan Museum of Art, calling the attention of the Department to the provisions of Chapter 385, of the Laws of 1878, and requesting that the Department would certify by resolution that the sum of \$30,000 was necessary for the purposes mentioned in said act, namely, the equipping of the Museum of Art building during the year 1879.

The PRESIDENT then offered the following resolution :

Resolved, That it be, and hereby is, certified by the Board of Commissioners of the Department of Public Parks to be neces-

sary to include in the tax levy of the City of New York, for the year 1879, the sum of \$30,000, for the equipment and furnishing of the building erected for a Museum of Art on Central Park, as authorized by Chapter 290, of the Laws of 1871, and for the other purposes mentioned in the first section of Chapter 385, of the Laws of 1878.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Meeting on the Plaza, Union Square.

From Mr. George Blair, Chairman of a Committee of Workmen, requesting permission to hold a public meeting on the Plaza, Union Square, on Friday evening, the 6th inst.

The PRESIDENT reported that he had granted the permission requested, and moved that his action be approved.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Frederick W. Brown.

From Mr. Frederick W. Brown, applying for the position of chainman.

(Minutes, March 27, 1878, p. 699.)

Filed.

Robert O'Brien.

From Hon. Abraham S. Hewitt, recommending Mr. Robert O'Brien for employment on the work of restoring Tompkins Square.

Filed.

Audit

Commissioner LANE, Chairman of the Auditing Committee presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Bryant, John, dahlia poles.....	Maint. and Govt.		
	P. and P.....		\$54 00
Cooper, Hewitt & Co., wire.....	Maint. and Govt.		
	P. and P.....		4 71
Devlin, John B., gravel.....	Maint. and Govt.		
	P. and P.....		557 52
Dodworth, H. B., music.....	Music, Cent'l Park		260 00
Fales, Thos. J., grate bars.....	Maint. and Govt.		
	P. and P.....		13 65
Gatchel, A. S., shaft rubbers.....	Maint. and Govt.		
	P. and P.....		1 00
Gold and Stock Telegraph Co., rent of line.....	Maint. and Govt.		
	P. and P.....		62 50
Handibode, P., coal.....	Maint. and Govt.		
	P. and P.....	\$10 00	
	Harlem R. B., Reps., Impt. and Maint.....		50 00
			<hr/> 60 00
Irwin, Wm., petty expenses.....	Maint. and Govt.		
	P. and P.....	\$83 18	
	Maint. 23d and 24th Wards....		18 97
	Surveying, laying out, etc., 23d and 24th Wards		35
	City Parks Impt. Fund.....		9 94
			<hr/> 112 44
Jube, John P. & Co., axles and wheels..	Maint. and Govt.		
	P. and P.....		26 00

Keuffel & Esser, steel tape.....	Maint. and Govt.		
	P. and P.....	\$1 00	
	City Parks Impt.		
	Fund.....	2 80	
			<hr/>
			\$3 80
Knox, C., hats and ornaments, Police....	Maint. and Govt.		
	P. and P.....		212 75
Mott, J. L. Iron Works, steam guage, &c.	Maint. and Govt.		
	P. and P.....	\$17 60	
	Museum of Nat.		
	History.....	52 00	
			<hr/>
			69 60
Mount's Son, H. R., brushes and brooms.	Maint., etc., 23d		
	and 24th Wards.	\$2 00	
	Harlem R.B.Reps.,		
	Impt. and M...	1 17	
	Maint. and Govt.		
	P. and P.....	19 83	
			<hr/>
			23 00
Norris & Williams, leaders, etc.....	Museum of Art...		102 00
Ruhe, Louis, bird food.....	Maint. and Govt.		
	P. and P.....		14 00
Talcott, James C., oats and hay.....	Maint. 23d and		
	24th Wards....		32 91
Vaux, C., commissions.....	Museum of Art...		325 00
Van Winkle, E. B., petty expenses.....	Surveying, laying		
	out, etc., 23d and		
	24th Wards....		39 40
Walton Bros., canvas, hoes, nails, &c....	Maint. and Govt.		
	P. and P.....	\$7 25	
	Maint. 23d and		
	24th Wards....	5 75	
	Harlem R.B.Reps.,		
	Impt. & M....	5 00	
			<hr/>
			18 00
			<hr/>
			\$1,992 28
			<hr/>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$1,084 99	
Music—Central Park.....	260 00	
Harlem River Bridges, Repairs, Impt. and Maint.....	56 17	
Maintenance, 23d and 24th Wards.....	59 63	
Surveying, Laying out, etc., 23d and 24th Wards.....	39 75	
City Parks Improvement Fund.....	12 74	
Museum of Natural History.....	52 00	
Museum of Art.....	427 00	
		\$1,992 28

Amounting in the aggregate to the sum of nineteen hundred and ninety two dollars and twenty-eight cents.

S. E. LANE, } *Auditing*
 SAML. CONOVER, } *Committee.*

New York, September 4, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
 —4.

Commissioner CONOVER, from the Auditing Committee, presented the following report.

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval :

Decker, Nicholas H. and } Improvement and Construc- }	
George W. Quintard.... } tion Riverside Avenue, }	\$20,135 34
	<u>\$20,135 34</u>

Amounting to the sum of twenty thousand one hundred and thirty-five dollars and thirty-four cents.

SAML. CONOVER, } *Auditing*
 } *Committee.*

NEW YORK, September 4, 1878.

The above mentioned bill having been read and passed on, the President moved that the Board do now approve it, and that the Secretary be directed to transmit it to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Treasurer's Report.

The Treasurer presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks,

In account with Smith E. Lane, Treasurer.

CR.

1878.			
Aug. 21.	By balance.....	\$3,226 57	
Aug. 21)	By cash received from permit.....	10 00	\$3,236 57
to)			
Sept. 4.)			

DR.

Aug. 21)	To cash paid into City Treasury.....	\$976 57	
to)			
Sept. 4.)			
Sept. 4.	To balance.....	2,260 00	
			\$3,236 57

In Bank of Metropolis..... \$2,250 00

In drawer..... 10 00

\$2,260 00

S. E. LANE,

Treasurer D. P. P.

NEW YORK, September 4, 1878.

9.30 A. M.

Laborers, &c., for 23d and 24th Wards.

The PRESIDENT, to whom was referred the communication of the Superintendent of the Twenty-third and Twenty-fourth Wards, requesting that some additional laborers and a double team be appointed, verbally reported that it is necessary to increase the force in the Twenty-third and Twenty-fourth Wards, as recommended by the Superintendent, and he offered the following resolution :

Resolved, That four laborers and one double team be appointed in the Twenty-third and Twenty-fourth Wards.

(Minutes, Aug. 28, 1878, p. 216.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

George Walker

The PRESIDENT presented the following report :

36 UNION SQUARE,
NEW YORK, 4th Sept., 1878.

To the Commissioners of the Department of Public Parks :

GENTLEMEN,—I submit herewith charges preferred by Sergeant L. Flock against Patrolman George Walker, for neglect of duty, intoxication, and assault and battery, on the 19th August, 1878.

The occurrence which gave rise to the charges took place at one of the evening concerts on the Battery Park, given by Crooks' Cornet Band, in the presence of a large gathering.

On the examination of the charges on the 31st ult., at which Commissioner Lane was present, I allowed Officer Walker to be represented by counsel, Mr. Edmund E. Price, who certainly brought out the most favorable points in the case for his client.

Sergeant Flock was not represented by counsel,

I annex hereto the evidence taken on the examination, by which it clearly appears :

1st. That Officer Walker neglected his duty on the evening in question by leaving his post without permission.

2d. That Officer Walker assaulted Sergeant Flock without provocation, and not only used disrespectful language to him, but abused him with vile and offensive terms.

It is not, however, clearly proven that Officer Walker was intoxicated on the night in question.

The above being the facts, as it appears evident to me, I have no alternative but to recommend the immediate removal and discharge of Patrolman George Walker from the employment of the Department.

Respectfully submitted.

JAMES F. WENMAN,
President Department of Public Parks.

Commissioner LANE offered the following resolution :

Resolved, That the report of the President be received and adopted, and that Patrolman George Walker be, and he hereby is, discharged and removed from the employment of the Department.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

H. F. Liebenau.

Commissioner LANE, whom the President had designated to conduct the trial of Sergeant H. F. Liebenau, upon charges preferred by the Captain of Police for his having unlawfully detained Mr. James A. Britton as a prisoner on the 29th day of June, 1878, after the charges against Mr. Britton had been dismissed, presented the following report :

DEPARTMENT OF PUBLIC PARKS, }
36 UNION SQUARE. }
Sept. 4, 1878. }

IN THE MATTER
of
THE CHARGES PREFERRED AGAINST SERGEANT
H. F. LIEBENAU.

To the Commissioners of Public Parks :

Sergeant H. F. Liebenau was tried before me on Tuesday, 13th August, 1878. He was present and pleaded not guilty to the charges preferred against him. He was examined on his own behalf and the testimony of all the witnesses present was taken.

From which testimony I find the following facts :

That on the 29th of June, 1878, at 5.45 o'clock P. M. James A. Britton was brought to the Station House at the Arsenal building in the Park, upon a charge preferred against him by Officer Conklin. A lady accompanied him. Sergeant Liebenau took the charge and the statements of the witnesses, when, about 6 o'clock and 20 minutes P. M., Sergeant Liebenau said to Mr. Britton: "I will discharge you, but I will detain you until the Captain comes."

Mr. Britton was at this time locked up with his lady in the Sergeant's room.

Sergeant Liebenau then waited until the return of the Captain, which was about half past seven o'clock, and had an interview with him outside. He then, at about 10 minutes of 8 o'clock said to Mr. Britton: "I will discharge you."

On the trial Mr. Britton was called as a witness on behalf of Sergeant Liebenau, and declined to give any testimony except to refer to his statement of complaint and his testimony given on the trial of Officer Conklin upon the complaint made by Mr. Britton.

In his statement of complaint Mr. Britton says: "My lady friend and I were detained from 6 o'clock until 8 o'clock P. M."

Again in his testimony he says: "I was detained at the Station House from 6 o'clock to 8 o'clock P. M.; I was detained until he would see the Captain."

Officer Conklin in his testimony says: "After all statements were made, the Sergeant dismissed the case, but said to Mr. Britton: 'I will detain you until 'the Captain comes.'"

Here is proof that at 6.20 o'clock Sergeant Liebenau decided to discharge Mr. Britton, and so notified him, and then immediately detained him in custody for more than an hour, until he could find the Captain, that he might consult with him as to whether he was right or wrong in his decision.

The liberty of a citizen is too important to be at the mercy of a Sergeant who is incompetent to perform the duties of his office.

The questions and the statement presented to Sergeant Liebenau were simple, and he should have been able to render a decision at once, to which he should have adhered.

The vacillating course pursued by him showed that he lacked knowledge of the duties of his office, decision of character and ability to discharge his duties. If Sergeant Liebenau is to be allowed to wait the arrival of the Captain whenever a charge is preferred before him, to be told how to discharge his duties, the rights and liberties of unoffending citizens might be unwarrantably interfered with.

The duties of a Sergeant sitting at the Station House require a person of good judgment, good temper, decision of character, and some judgment of character to distinguish between accidental violations of rules and wilful and malicious mischief.

Sergeant Liebenau is, in my opinion, guilty of the charge preferred.

Having first discharged Mr. Britton, he had no right further to detain him.

I do therefore report as my opinion that Sergeant Liebenau should be reduced from his present rank to that of a gate-keeper on the police force.

And I do recommend for adoption the following resolution:

Resolved, That the report of the trial be accepted, and that Sergeant Liebenau be reduced from his present rank to that of a gate-keeper on the police force.

Respectfully submitted,

S. E. LANE.

The PRESIDENT moved that said report be received and that action on the recommendation therein be laid over.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Buildings on the Parks.

The PRESIDENT presented a list of all the buildings under the control of the Department, with certain exceptions, as directed by the Board, on the 28th August, 1878.

Commissioner WETMORE moved that said list be received and filed.

(Minutes, August 28, 1878, p. 220.)

Adopted.

Re-organization.

By-Laws.

Commissioner CONOVER, Chairman of the Special Committee on the Re-organization of the Department, presented the following report:

36 UNION SQUARE,
NEW YORK, 4th September, 1878.

*To the Commissioners of the
Department of Public Parks:*

GENTLEMEN,—The undersigned, the committee appointed on the re-organization of the Department, beg leave to report and recommend the following alterations in the By-Laws, viz.:

Insert after the word "Employes," on the fourth line of Section 2, Art. III, the following: "other than foremen, mechanics and laborers."

Insert after the word "Employe," on the first line of Section 3, Art. III, the following, viz.: "other than foremen, mechanics and laborers."

Insert at end of Section 3, Art. III, the following, viz.: "The President of the Board shall have the authority to suspend, at any time, any foreman, mechanic or laborer, and shall report his action at the next meeting of the Board there-
" after."

Respectfully submitted,

SAM'L CONOVER, }
W. C. WETMORE, } *Commissioners.*

(Minutes, July 17, 1878, p. 191.)

Laid over, under the rules, until the next meeting of the Board.

Riverside Avenue.

The PRESIDENT offered the following resolution:

Resolved, That the penalties for the non-completion of the work of improving and constructing Riverside Avenue, on or before October 31st, 1877, the time stipulated therefor, be, and hereby are, remitted up to the first day of September, 1878.

(Minutes, Aug. 7, 1878, p. 191.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Samuel E. Warren. Edward A. Miller
Henry E. Kanski. John Morrissey.

The PRESIDENT offered the following resolution :

Resolved, That the salaries and pay of the following employés be charged, from September 1, 1878, until further order, to the appropriation for salaries, viz. : Samuel E. Warren, Draughtsman ; Edward A. Miller, Rodman ; Henry E. Kanski, Chainman ; and John Morrissey, Axeman.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

D. Cremins. Jas. P. Larkins.

Commissioner CONOVER offered the following resolution :

Resolved, That James P. Larkins be restored, and appointed a Gate-keeper on the Police force, and that Denis Cremins be promoted from Gate-keeper to Patrolman.

(Minutes, July 24, 1878, pp. 163-164.)

Commissioner LANE moved that said resolution be divided, so that the vote shall be taken separately on the question of restoring James P. Larkins, and on the question of promoting Denis Cremins.

Adopted.

Commissioner LANE then moved that so much of said resolution as refers to the restoration and appointment of James P. Larkins be laid over.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Lane—2.

Noes—Commissioners Wenman, Conover—2.

The PRESIDENT then put the question whether the Board would agree to so much of said resolution as refers to the

restoration and appointment of James P. Larkins, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

The PRESIDENT then put the question whether the Board would agree to so much of said resolution as refers to the promotion of Denis Cremins, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

John Johnson. Michael J. O'Connor.
Michael Doran. Thomas Fallon.

The PRESIDENT offered the following resolution :

Resolved, That John Johnson and Michael J. O'Connor, masons, be and they are hereby discharged, and that Michael Doran and Thomas Fallon, be and they are hereby appointed masons, at the pay of \$3 per day.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane—4.

Coal.

Commissioner LANE offered the following resolution :

Resolved, That the resolution adopted at the meeting held on the 24th July, 1878, directing the Secretary to prepare and insert advertisements for proposals for furnishing the Department with coal for the current year, be, and the same hereby is, rescinded and revoked.

(Minutes, July 24, 1878, p. 160.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Joseph Lenz. Hugh Downey.

Commissioner CONOVER offered the following resolution :

Resolved, That Joseph Lenz, Sergeant, be transferred to the position of patrolman, and that Hugh Downey, Patrolman, be promoted to the position of sergeant.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Robert Hunter. Peter McGinn.

Commissioner CONOVER offered the following resolution :

Resolved, That Robert Hunter, laborer on the parks, be discharged, and that Peter McGinn be appointed a laborer in his place.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Hugh Dunphy.

Mr. Hugh Dunphy having appeared before the Board, and the Police Surgeon having reported favorably upon his physical condition,

The PRESIDENT offered the following resolution :

Resolved, That Hugh Dunphy be, and he hereby is, appointed a gate-keeper upon the police force of the Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Fordham Avenue Crosswalk.

The PRESIDENT presented, opened and read the following five proposals which had been received for laying a crosswalk on Fordham Avenue near Eleventh Street, Central Morrisania, viz. :

BIDDERS.	AMOUNT.	TIME CAL- CULATED AT \$3 PER DAY.	TOTAL.
Wm. R. Holder.....	\$75	.....	\$75
John B. Devlin.....	85	.....	85
William Coogan.....	65	.....	65
John Underwood.....	81	.....	81
David V. P. Hotaling.....	64	3 days	73

The PRESIDENT then offered the following resolution :

Resolved, That the proposal of Mr. William Coogan, for laying a crosswalk on Fordham Avenue near Eleventh Street, be accepted as the lowest bid ; that the contract be and hereby is, awarded to said William Coogan therefor ; and that the President be, and he hereby is, authorized to execute the same for and on behalf of this Department.

(Minutea, August 21, 1878, p. 199.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

On motion of the PRESIDENT, the Board adjourned at 12 o'clock M., to meet on Wednesday, the 11th inst., at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

Wednesday, Sept. 11, 1878.] 245

WEDNESDAY, SEPTEMBER 11th, 1878.

ADJOURNED MEETING, 9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 4th instant were read and approved.

The following communications were presented and read :

Sewers in 3d Avenue, 134th Street, 135th Street, &c.

From the Comptroller of the City, as follows :

CITY OF NEW YORK—FINANCE DEPARTMENT, }
COMPTROLLER'S OFFICE, }
September 3, 1878. }

Hon. JAMES F. WENMAN,

President of the Park Department.

SIR,—Herewith I return the proposal of John B. Devlin, for constructing sewers in Third Avenue, One Hundred and Thirty-fourth Street and One Hundred and Thirty-fifth Street, for your action on the proposed substitution by Mr. Devlin of Edward C. Sheehy as a surety thereon, for Patrick Sheehy, originally offered.

Very respectfully,

JOHN KELLY,
Comptroller.

The PRESIDENT then offered the following resolution :

Resolved, That the Commissioners of the Department of Public Parks hereby consent to the substitution of Mr. Edward C. Sheehy in the place of Mr. Patrick Sheehy, as a

surety for the faithful performance of the contract for constructing sewers in Third Avenue, One Hundred and Thirty-fourth Street and One Hundred and Thirty-fifth Street, with branches in Lincoln, Alexander and Willis Avenues, heretofore awarded to Mr. John B. Devlin.

(Minutes, August 28, 1878, p. 214.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Tompkins Square.

From the Comptroller of the City, as follows :

CITY OF NEW YORK—FINANCE DEPARTMENT, }
COMPTROLLER'S OFFICE, }
September 10, 1878. }

Hon. JAMES F. WENMAN,

President Department of Public Parks :

SIR,—Herewith I return the plan adopted by your Department for the restoration of Tompkins Square, together with an estimate of the cost of the work, prepared by the Superintending Architect of the Department of Public Parks, which you kindly submitted for my examination.

The estimate amounts to \$51,000, not including the expense of paving the walks, while the appropriation made for the work by the law is \$50,000. I do not see how more than the appropriation authorized by law can be legally expended, nor how the money can be obtained for any excess. If the cost should exceed the appropriation, the Park Commissioners may have the same difficulty in completing the work as their predecessors had with the last attempt to improve Tompkins Square.

The expense of fountains, or other costly ornamental items, should not, in my judgment, be incurred at this time, and I hardly think that the cost of paving the walks inside the square should be provided for in the Departmental Estimate for 1879, as that expense would appear to be properly a part of the work of restoring the square, provided for by the law authorizing its execution.

Very respectfully,

JOHN KELLY,
Comptroller.

(Minutes, September 4, 1878, p. 230.)

Filed.

Bridge over Mill Brook at 145th Street.

From the Health Department, calling the attention of the Department to the condition of the bridge over Mill Brook at One Hundred and Forty-fifth Street.

Also from the Superintendent of the Twenty-third and Twenty-fourth Wards, reporting that he has had said bridge repaired.

Filed.

Skating Chariots,

From the Superintending Architect, reporting that if Mr. George W. Baker were granted permission to place skating chariots on Central Park, he would require a space 50 feet by 100 feet to build a platform, and also an additional space round the platform for visitors. That there is no place in Central Park where the space required can be given without destroying the surrounding lawns and plantations; and recommending that the permission requested be not granted.

(Minutes, Aug. 21, 1878, p. 202.)

The PRESIDENT moved that said report be received, and that the permission requested by Mr. George W. Baker to place skating chariots on Central Park be refused.

Adopted.

Road leading from Broadway to Spuyten Duyvil Station.

From the Topographical Engineer, submitting three similar maps for filing, of the grades of the road leading from Riverdale Avenue at the land of Mr. Hiram Barney, to Broadway, near Mosholu.

(Minutes, April 17, 1878, p. 735.)

Commissioner WETMORE then offered the following resolution :

Resolved, That James F. Wenman, the President, and who is also one of the members of the Board of Commissioners of the Department of Public Parks, be, and he is hereby, designated and directed to certify and file, as provided by law, the three similar maps or plans, each comprising two sheets, and entitled "Plan and Profiles showing a street connecting the "Spuyten Duyvil Parkway with Broadway, from a point on "said Parkway, 23,600 feet, and a point on Broadway 24,450 feet "north of One hundred and fifty-fifth Street, in the Twenty-"fourth Ward of the City of New York, as laid out and estab-

“lished and classified by the Commissioners of the Department of Public Parks, in pursuance of the provisions of Chapter 604 of the Laws of 1874, and Chapter 436 of the Laws of 1876,” dated “New York, September 6, 1878,” and signed “Julius Munckwitz, Superintending Architect Department of Public Parks,” and “E. B. Van Winkle, Topographical Engineer, Department of Public Parks.”

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Central Bridge.

From the Engineer of Construction, reporting that Central Bridge is in need of immediate repairs, the estimated cost of which is \$777.12.

(Minutes, August 24, 1878, p. 210.)

Filed.

W. N. Jackson.

From the Engineer of Construction, stating that he requires an additional assistant, and requesting that Mr. W. N. Jackson, skilled laborer, be detailed to him from time to time as he may require his services, that he be authorized to return his time during the periods he may be so employed, and that while he is so employed his pay be fixed at \$2.50 per day.

The PRESIDENT offered the following resolution :

Resolved, That W. N. Jackson, skilled laborer, be detailed to the Engineer of Construction whenever he may require his services ; that the Engineer of Construction be authorized to return his time for such periods, and that while he is so detailed his pay be fixed at \$2.50 per day.

(Minutes, April 24, 1878, p. 749.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Riverside Park and Avenue.

From the Superintending Engineer of Riverside Avenue improvement recommending that the Superintending Gardener be authorized to do what in his judgment is required, from time to time, during the construction of the Avenue, in the way of labor and planting seed on Riverside Park and Avenue, to prevent trouble from weeds in the future, and have the plantings in better condition than they would otherwise be, when the work on the Avenue is completed.

Commissioner LANE moved that said communication be filed, and that the Superintending Gardener be directed to examine Riverside Park and report thereon, and upon the condition of the trees and plantings.

Adopted.

Sheep.

From the Director of the Menagerie, stating that one of the lambs sold at the recent auction to Dr. Alexander Hadden, had died the night of the day of the sale, and recommending that he be authorized to give Dr. Hadden another lamb, on his giving in exchange such animals, of an equal value, as are required in the Menagerie.

The PRESIDENT moved that the Director of the Menagerie be authorized to give Dr. Alexander Hadden a lamb, on his giving in exchange such birds or animals as are required in the Menagerie, to the value of \$4.50.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative,

a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Woodlawn Bridge, Bronx River.

From Mr. Frederick H. Decker, Town Clerk of Eastchester, requesting that a meeting be arranged between the Commissioners of this Department and the Supervisor, Town Clerk, and Commissioners of Highways of Eastchester, for the purpose of taking into consideration the feasibility of erecting a new bridge over the Bronx River at Woodlawn Station.

The PRESIDENT moved that Commissioners Wetmore and Lane, the committee on Bronx River Bridges, be requested to meet and confer with the Supervisor, Town Clerk, and Commissioners of Highways of Eastchester, in relation to said subject.

(Minutes, April 3, 1878, p. 712.)

Adopted.

Bronx River.

From Mr. L. C. DeWillers, manager of the French Leather and Kid Glove Manufacturing Company, making enquiries as to the intention of the Department to convert the Bronx River into a sewer.

Filed.

William Cauldwell.

From Mr. Wm. Cauldwell, complaining that the Superintendent of the Twenty-third and Twenty-fourth Wards had taken from three hundred to four hundred loads of material from his property for the purpose of repairing Jerome Avenue without his permission.

Referred to the President to report.

John B. Loughman.

From Mr. John B. Loughman, notifying the Department that his horse broke through the bridge over Millbrook, at

One Hundred and Sixty-second Street and Washington Avenue, and was badly damaged.

Referred to the Superintendent of the Twenty-third and Twenty-fourth Wards for his report.

Meeting in Tompkins Square.

From Mr. William A. A. Carsey, Secretary of the General Committee of the National Greenback Labor Party, requesting permission to hold a meeting in Tompkins Square.

The PRESIDENT stated that he had granted the permission asked, for Tuesday the 10th inst., and he moved that his action be approved.

Adopted.

Meetings on the Parks

From Mr. Wm. A. A. Carsey, Secretary of the General Committee of the National Greenback Labor Party, requesting permission to hold public meetings once a week until November 8th, 1878, on the Plaza, Union Square, and on the Circle, at Eighth Avenue and Fifty-ninth Street.

Filed.

John H. Smith.

From Mr. John McQuade and others, requesting that John H. Smith, painter, be restored to work.

Filed.

Edward Egan.

From Hon. Fernando Wood, requesting that Edward Egan be given employment.

Filed.

Frank Mason.

From the Disbursing Clerk, requesting that a skilled laborer be appointed to act in place of James H. Hart, removed.

(Minutes, August 28, 1878, p. 223.)

The PRESIDENT offered the following resolution :

Resolved, That Mr. Frank Mason be, and he hereby is, appointed a skilled laborer ; that his pay be fixed at \$2 per day, and that he be detailed to the office of the Disbursing Clerk.

Commissioner LANE moved that said resolution be laid over until the next meeting.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

The PRESIDENT then put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Fireworks in Central Park.

From Messrs. Koster and Greene, requesting permission to make a display of fireworks in Central Park.

Filed.

Dennis Keenan.

From the Superintendent of the Twenty-third and Twenty-fourth Wards recommending that Dennis Keenan, laborer, be restored to work.

The PRESIDENT moved that said Dennis Keenan, laborer, be restored to work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Museum of Art.

From Mr. Michael Smith, to whom the order for gas-fitting in the basement of the Museum of Art was given, stating that on account of certain changes made in the plans by the Architects he has been put to an additional expense of \$33.50.

(Minutes, July 17, 1878, p. 134.)

Referred to the Superintending Architect for his report.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval.

Bell, Martin, harness repairs.....	Maint. etc., 23d & 24th Wards....	\$8 90
Coogan, Wm., monuments.....	Survey., Laying- out, etc., 23d & 24th Wards ...	276 00
Central Gas Light Co., gas.....	Harlem R. B. Reps. Impt. & M.....	46 67
Devlin, John B., gravel.....	Main. & Govmt. P. & P.....	323 36
Grafulla, C. S., music.....	Music Central Park.....	260 00
Gordon, Robt., Actg. Treas., expenses		
Mus. Art.....	Maint. & Govmt. P. and P.....	443 37
Harlem Gas Light Co., gas-meter	Maint. & Govmt. P. and P.....	26 95
Harlem Gas Light Co., gas, August.....	Maint. & Govmt. P. and P.....	\$58 71
	Harlem R. B. Reps Impt. & M.....	33 55
		<hr/> 92 70

Handibode, P, coal.....	Harlem R. B., Reps., Impt. and M.....	\$0 90
	Maint. & Govmt. P. & P.....	9 60
	City Parks Impt. Fund.....	1 50
		<hr/>
		\$12 00
Holbrook, E. F. & Bros., glass.....	Maint. & Govmt. P. and P.....	16 20
Jones, Chas. and Thomas P. McQuade, materials and labor.....	Brook Ave. sewer,	7,899 82
Lawrence, B. H., blacksmithing.....	Maint., etc., 23d & 24th Wards...	22 30
Metropolitan Gas Light Co., gas, Aug...	Maint. & Govmt. P. & P.....	180 00
Metropolitan Gas Light Co., meter gas.	Maint. & Govmt P. & P.....	54 90
Mullane, John, hay, oats, straw, &c....	Maint. & Govmt. P. & P.....	292 95
New York Gas-Light Co., gas, Aug.....	Maint. & Govmt. P. & P.....	328 50
N. Y. Mutual Gas Light Co., meter gas.	Maint. and Govt. P. and P.....	20 00
N. Y. Mutual Gas Light Co., gas, August.	Maint. and Govt. P. and P.....	213 95
O'Donnell, John, milk, August.....	Maint. and Govt. P. and P.....	10 85
Pollock & Van Wagenen, oil, paint, &c..	Maint. 23d and 24th Wards...	14 60
Shady, Jas. H., fish, August.....	Maint. and Govt. P. and P.....	11 52
Seaman, John A., paints and putty....	Maint. and Govt. P. and P.....	\$33 21
	Museum of Art..	2 73
		<hr/>
		35 94
Young, Chas. C., bread, August.....	Maint. and Govt. P. and P.....	47 32
Van Winkle, E. B., petty cash.....	Monumenting Fox Estate.....	7 52
Walton Bros., rakes and nails.....	Maint. and Govm't P and P.....	16 00
Welch & Lawson, pumping engine....	Museum Natural History.....	350 00
		<hr/>
		<u>\$10,959 88</u>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$2,070 94
Surveying, Laying-out, etc., 23d and 24th Wards.....	276 00
Maintenance Twenty-third and Twenty-fourth Wards.....	43 80
Harlem River Bridges, Repairs, Improvement and Maintenance.....	47 57
Music in Central Park.....	260 00
City Parks Improvement Fund.....	1 50
Monumenting Fox Estate.....	7 52
Museum Natural History.....	350 00
Museum of Art.....	2 73
Brook Avenue Sewer.....	7,899 82
	————— \$10,959 88

Amounting in the aggregate to the sum of ten thousand nine hundred and fifty-nine dollars and eighty-eight cents.

S. E. LANE, } *Auditing*
 SAML. CONOVER, } *Committee.*

New York, September 11th, 1878.

The above-mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
 —4.

Photographs from Paris.

The PRESIDENT reported verbally that he had received from Mr. William R. Martin the photographs of the public works in Paris, which had been forwarded to the Department by the Prefect of the Seine, and he offered the following resolution :

Resolved, That the Treasurer be authorized to issue an order for the purpose of having the various photographs of the public works in Paris properly mounted to preserve them.

(Minutes, Aug. 28, 1878, p. 220.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Reorganization.

By-Laws.

The PRESIDENT moved that the report of the Committee on Reorganization, recommending certain changes in the By-Laws, and which was laid over at the last meeting, be taken up.

(Minutes, September 4, 1878, p. 240.)

Adopted.

The PRESIDENT then offered the following resolution :

Resolved. That the first recommendation of said committee, viz. : To insert after the word "Employes," on the fourth line of Section 2, Art. III of the By-Laws, the following : "other than foremen, mechanics, and laborers," be, and hereby is adopted.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

The PRESIDENT then offered the following resolution :

Resolved, That the third recommendation of said committee, viz., To insert at the end of Section 3, Article III, of the By-Laws, the following : "The President of the Board shall have the authority to suspend, at any time, any foreman, mechanic or laborer ; and shall report his action at the next meeting of the Board thereafter."

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

H. F. Liebenau.

The PRESIDENT moved that the report of Commissioner Lane, upon the trial of Sergeant H. F. Liebenau, and which was presented and laid over at the last meeting of the Board, be taken up.

(Minutes, September 4, 1878. p. 238.)

Adopted.

The PRESIDENT then offered the following resolution :

Resolved, That said report be accepted, the recommendations therein adopted, and that Sergeant H. F. Liebenau be, and hereby is, reduced from the position of sergeant to that of gate-keeper on the police force.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.*No*—Commissioner Conover—1.

Tompkins Square

Commissioner LANE presented the following report, and moved the adoption of the resolution submitted therein, namely :

DEPARTMENT OF PUBLIC PARKS. }
36 Union Square (East). }
NEW YORK, September 10, 1878. }

To the Commissioners of Public Parks :

The undersigned respectfully submits the following report on the plan for reconstructing Tompkins Square :

The plan submitted by the Superintending Architect for reconstructing Tompkins Square is undoubtedly the result of a careful study and accurate surveys and reflects credit on its author, Mr. Munckwitz.

The estimates of the cost submitted by him at very low figures, show that they will exceed the appropriation of \$50,000 by over \$20,000. As usual, with all like work heretofore done by day's work for the City, the cost of completion will be more nearly \$100,000 than any lesser sum. The appropriation of \$50,000 by the Legislature was intended to complete the work.

The existing condition of affairs in Tompkins Square was the result of an expenditure of \$79,000 upon a plan prepared by Mr. Frederick Law Olmsted. The work was then stopped and the public have ever since had good cause of complaint with the unfinished condition of the square. The new plan submitted by Mr. Munckwitz, if proceeded with, will involve the entire reconstruction of the work in the square, and after an expenditure of the \$50,000 appropriated, the Board will find itself in the position of having to face the public with the charge

of having spent that large amount of money without achieving any greater result than a park as incomplete as it now is, only that it will be in a different form of design than the present. Then the Board will again be obliged to appeal to the Legislature for more funds with which to go on and complete the work. The undersigned therefore suggests that it be referred to the Superintending Architect to take the old plans for the present square, and present a plan on the basis of the finished work and reconstructing all of the centre part which was arranged as a parade ground, and laying it out as a park with walks and turf. The mound in the southwest corner could be reduced and the sunken portions in the corners could be completed on the original plan at some future day. As much of the existing work has progressed nearly to completion, the whole could be completed, including the construction of all the walks inside the park and the sidewalk around it, for a sum within the appropriation of \$50,000. Thus a large sum can be saved by the modification of the old plans now partially completed.

It appears to the undersigned to be the duty of the Board to adopt a plan that can be completed within the appropriation of \$50,000. What more feasible than to adopt some plan on the basis of the existing completed work? The first item of estimate submitted by the Superintending Architect is \$18,500 for undoing existing work, a large portion of which can be saved.

Work which has already cost the public \$79,000 is, by this plan, to be entirely obliterated and destroyed.

The undersigned submits for adoption the following resolution:

Resolved, That it be referred to the Superintending Architect to modify his plan, and present a plan on the basis of adopting the finished work in Tompkins Square by which the whole work can be completed in all respects within the appropriation of \$50,000.

All which is respectfully submitted.

S. E. LANE,
Commissioner.

(Minutes, Sept. 11, 1878, p. 246.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows:

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

Tompkins Square.

Commissioner CONOVER offered the following resolution:

Resolved, That the work of the restoration of Tompkins Square as a public park, be commenced on Monday, the 16th, September, 1878.

(Minutes, Sept. 4, 1878, p. 230.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

John W. England.

The PRESIDENT offered the following resolution :

Resolved, That John W. England, Patrolman, be, and he hereby is, promoted and appointed to the position of Sergeant on the Police force of this Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Daniel Mahoney—Wm. B. Love.

Mr. Daniel Mahoney having appeared before the Board, and the Police Surgeon having reported favorably upon his physical condition,

Commissioner CONOVER offered the following resolution :

Resolved, That William B. Love, Gate-keeper, be, and he hereby is, removed and discharged from the employment of the Department, and that Daniel Mahoney be, and he hereby is, appointed a gate-keeper upon the police force of the Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of the President, the Board adjourned at 11:30 o'clock A. M., to meet on Wednesday, the 18th instant, at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

Wednesday, Sept. 18, 1878.] 261

WEDNESDAY, SEPTEMBER 18th, 1878.

REGULAR MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 11th inst. were read and approved.

The following communications were presented and read :

Riverside Avenue.

From the Commissioner of Public Works, as follows :

DEPARTMENT OF PUBLIC WORKS,
COMMISSIONER'S OFFICE, ROOM 19, CITY HALL, }
NEW YORK, September 17, 1878.

Hon JAMES F. WENMAN,
President Department Public Parks.

Sir,—Application has been made to this Department for sewers in Seventy-seventh, Seventy-eighth and Seventy-ninth Streets, between Eleventh and Riverside Avenues, and to obtain an outlet for them it is necessary to build a sewer in Riverside Avenue from Seventy-seventh to Eightieth Street, there to connect with the main outlet sewer.

In order to obtain the necessary information and to arrange for a harmonious prosecution of the whole work, Mr. Stevenson Towle, our Engineer in charge of sewers, will meet and consult with such Engineer or person as you may designate.

Very respectfully,

ALLAN CAMPBELL,
Commissioner of Public Works.

Referred to the President.

Drain at Woodlawn Cemetery.

From the Health Department, calling the attention of this Department to the condition of a public drain at the west entrance to Woodlawn Cemetery.

Referred to the Superintendent of the Twenty-third and Twenty-fourth Wards for his report.

James Davis.

From the Police Department, notifying the Department that a certificate of qualification to take charge of the portable steam engine on Jerome Avenue, had been granted to James Davis.

(Minutes, Aug. 28, 1878, p. 215.)

Filed.

Museum of Art.

From the Superintending Architect, reporting that the extra gas-fitting work for which Mr. Michael Smith claims additional compensation, was caused by changes in the plan of the basement of the building which were made at the request of the Trustees of the Metropolitan Museum of Art; that the amount asked by Mr. Smith, viz.: \$33.50, is a reasonable charge for the extra work.

(Minutes, September 11, 1878, p. 253.)

The PRESIDENT moved that Mr. Michael Smith be allowed the sum of \$33.50 for said extra work in addition to the amount originally agreed upon by him for said gas-fitting work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Tompkins Square.
C. Smith. P. Logan.

From the Superintendent of Parks, reporting that it is necessary to appoint two general foremen for the work on Tompkins Square.

The PRESIDENT then offered the following resolution :

Resolved, That Christopher Smith and Patrick Logan be, and they are hereby, appointed general foremen upon the work of improving Tompkins Square, and that their pay be, and hereby is, fixed at \$3.50 per day, each.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Riverside Park and Avenue.

From the Superintending Gardener, reporting upon the advisability of sowing grass, &c., upon Riverside Park and Avenue, and also reporting upon the trees and plantings on said park and avenue.

(Minutes, September 11, 1878, p. 249.)

The PRESIDENT moved that said communication be filed, and that such portions of Riverside Park and Avenue as have been completed, and prepared for turf, be sown with grass seed.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

John B. Loughman.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, reporting upon the accident to the horse of Mr.

John B. Loughman, which was occasioned by his breaking through the bridge over Millbrook at One Hundred and Sixty-second Street.

(Minutes, September 11, 1878, p. 250.)

Filed.

John McLaughlin.

From Mr. John McLaughlin, messenger, applying for an increase of pay.

Filed.

Museum of Natural History.

From Mr. Wm. A. Haines, Chairman of the Executive Committee of the American Museum of Natural History, requesting that the roof of the Museum of Natural History building be repaired; that it and the wood work in the openings of the gable ends, the small extension at the north end, and the iron pillars in the second story windows be painted; and that the border of tiling around two new cases on the lower floor be laid.

Also from the Superintending Architect recommending that the repairs requested be made by the force in the employment of the Department, and that an order be given to the same firm that laid the tiling on the floor to complete the border round the two new cases.

The PRESIDENT moved that the repairs to said building be made, as requested, and that the Treasurer be authorized to issue an order for the laying of the tiling round said two cases.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Crook's Amateur Cornet Band.

From Mr. C. F. Griffith, Secretary of Crook's Amateur Cornet Band, requesting permission for said band to give one concert on Central Park.

(Minutes, July 31, 1878, p. 182.)

Commissioner CONOVER moved that said subject be referred to the President with power.

Adopted.

Spuyten Duyvil Hill Road.

From Mr. Hiram Barney, calling the attention of the Department to the dangerous condition of the Spuyten Duyvil Hill Road, which was caused by the washing of the late rains.

The PRESIDENT moved that said communication be referred to the Superintendent Twenty-third and Twenty-fourth Wards, with instructions to have said road repaired.

Adopted.

Stand on the Battery Park.

From Mr. Joseph Cronin, asking permission to place a refreshment stand on the Battery Park.

(Minutes May 8, 1878, p. 24.)

Refused.

Fourth Avenue Parks.

From Mr. Cornelius O'Reilly, Chairman of the Tax-payers' Association of the Nineteenth Ward, requesting that the improvement of the Fourth Avenue Parks be prosecuted without delay.

(Minutes, Aug. 21, 1878, p. 197.)

Filed.

John Brady.

From Mr. F. Byrne, requesting that Mr. John Brady be given employment.

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Devlin, John B., gravel.....	Maint. and Govmt.	
	P. and P.....	\$535 36
Dodworth, H. B., music.....	.. Music, Central Pk.	265 00
		<hr/>
		\$800 36
		<hr/> <hr/>

Amounting in the aggregate to the sum of eight hundred dollars and thirty-six cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, September 18, 1878.

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Joseph Lenz.

Patrolman Joseph Lenz, having been directed by the President to attend, was received, and admitted that he was the author of the statements published in a newspaper issued on Sunday, the 15th instant, reflecting upon the Commissioners and the administration of the Department. He then retired, and the PRESIDENT offered the following preambles and resolution :

Whereas, An article appeared in one of the newspapers issued on Sunday, the 15th September, 1878, reflecting upon this Department ;

And whereas, Patrolman Joseph Lenz has, in presence of the Board of Commissioners, admitted that he supplied the statements in said article alleged to have been furnished by him ;

Therefore resolved, That he, the said Joseph Lenz, be, and he hereby is, removed and discharged from the employment of the Department.

(Minutes, Sept. 4, 1878, p. 243.)

The PRESIDENT put the question, whether the Board would agree to said preambles and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

H. F. Liebenau.

The PRESIDENT offered the following preamble and resolution :

Whereas, Gate-keeper H. F. Liebenau has been absent from duty without leave since the 11th day of September, 1878 ;

Resolved, That he, the said H. F. Liebenau, be, and he hereby is, removed and discharged from the employment of the Department.

(Minutes, Sept. 11, 1878, p. 257.)

The PRESIDENT put the question, whether the Board would agree to said preamble and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4

Henry Seymour.

Commissioner CONOVER offered the following resolution :

Resolved, That Henry Seymour be, and he hereby is, restored and appointed a patrolman on the police force of the Department.

(Minutes, July 31, 1878, p. 181.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

James McKiever.

Commissioner CONOVER offered the following resolution :

Resolved, That James McKiever be, and he hereby is, appointed an assistant foreman on the second division of the Central Park, and that his pay be, and hereby is, fixed at \$3 per day.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Tompkins Square.

George Walker. John Boyle.

The PRESIDENT offered the following resolution :

Resolved, That George Walker and John Boyle be, and they hereby are, appointed night-watchmen on Tompkins Square, and that their pay be fixed at \$1.60 per day.

(Minutes, July 10 and Sept. 4, 1878, pp. 129 and 237.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Central Bridge.

Commissioner LANE offered the following resolution :

Resolved, That the work of repairing the planking on Central Bridge over Harlem River, be proceeded with whenever the Comptroller of the City informs the President that the cost

thereof will be provided for in the appropriations for this year by a transfer of a sufficient amount thereto.

(Minutes, Sept. 11, 1878, p. 248.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Tompkins Square.
Laborers.

Commissioner CONOVER offered the following resolution :

Resolved, That one foreman, twenty-four laborers, and seven horses and carts be appointed on the work of improving Tompkins Square, in addition to those heretofore authorized.

(Minutes, Sept. 4, 1878, p. 231.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Estimates for Work, &c.

Commissioner LANE offered the following resolution :

Resolved, That the resolution adopted at the meeting of the Board held on the 24th day of July, 1878, and entered on page 162 of the Minutes, directing that all estimates for material and work be opened by the Board at a Board meeting, and publicly announced at that time, be, and hereby is, rescinded.

(Minutes, July 24, 1878, p. 162.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Conover, Lane—2.

Noes—Commissioners Wenman, Wetmore—2.

Bridge over Harlem River.

The PRESIDENT offered the following preambles and resolution :

Whereas, This Department, on the 20th day of February, 1875, made requisition on the Comptroller of the City of New York to issue bonds to the amount of one hundred thousand (\$100,000) dollars, in pursuance of the provisions of Section 3, Chapter 534, Laws of 1871, and Section 16, Chapter 329, Laws of 1874, for the construction of a bridge over Harlem River ;

And whereas, The Board of Estimate and Apportionment, on the 21st day of March, 1876, authorized the said Comptroller to issue said bonds to the amount of ten thousand (\$10,000) dollars ;

And whereas, No further action has been taken in the matter by the Board of Estimate and Apportionment, and the building of the said bridge cannot be proceeded with until a sufficient amount of said bonds has been authorized to be issued by said Board of Estimate and Apportionment ; therefore,

Resolved, That the Board of Estimate and Apportionment be, and hereby is, respectfully and urgently requested to authorize the Comptroller of said City to issue the residue of said bonds, namely bonds to the amount of ninety thousand (\$90,000) dollars, as mentioned in the aforesaid requisition of this Department, of February 20th, 1875.

(Minutes, Feb. 14, and Sept. 19, 1877, pp. 617 and 293.)

The PRESIDENT put the question, whether the Board would agree to said preambles and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of the PRESIDENT the Board adjourned at 11:45 o'clock A. M. to meet at 9:30 o'clock A. M., on Wednesday, the 2d day of October, 1878.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, OCTOBER 2, 1878.

REGULAR MEETING—9:30 O’CLOCK A. M.

Present—Commissioner WENMAN, President.

- “ WETMORE.
- “ CONOVER.
- “ LANE.

The minutes of the previous meeting of the 18th September, 1878, were read and approved.

The following communications were presented and read :

Harlem River Bridges.

From the Secretary of the Board of Estimate and Apportionment forwarding a copy of the following resolution, which had been adopted by that Board on September 23, 1878, viz.:

Resolved, That the sum of three thousand dollars be, and the same is hereby, transferred from the following appropriations, which are in excess of the amount required for the purposes and objects thereof, viz.:

“ Disbursements and Fees of County Officers and Witnesses,” 1877..	\$1,500 00
“ Election Expenses,” 1877.....	1,500 00
Total.....	\$3,000 00

to the appropriation for “Harlem River Bridges, Repairs, Improvement and Maintenance” for 1878, which is insufficient.

(Minutes August 24 and September 18, 1878, p. 210 and 268)

Filed.

Bridge over Tibbits Brook.

From the Health Department calling the attention of this Department to the condition of the bridge over Tibbits brook at Kingsbridge.

Filed.

Also from the Superintendent of the Twenty-third and Twenty-fourth Wards reporting that he had had said bridge repaired.

Filed.

Sedgwick Avenue, Bailey Avenue.

From the Topographical Engineer submitting three similar maps for filing, of the grades of portions of Sedgwick Avenue and Bailey Avenue.

(Minutes June 19, 1878, p. 97).

Commissioner WETMORE then offered the following resolution:

“Resolved, That James F. Wenman, the President of, and who is also one of the members of the Board of Commissioners of the Department of Public Parks, be, and he is hereby, designated and directed to certify and file, as provided by law, the three similar maps or plans entitled “Plan and Profiles showing Sedgwick Avenue, from about 500 feet south of Fordham Landing Road to Bailey Avenue, and Bailey Avenue, from Sedgwick Avenue to the Kingsbridge Road in the Twenty-fourth Ward of the City of New York, as laid out and altered established and classified by the Commissioners of the Department of Public Parks, in pursuance of the provisions of Chapter 604 of the Laws of 1874, and Chapter 436 of the Laws of 1876,” dated “New York, October 1st, 1878,” and signed “Julius Munckwitz, Superintending Architect Department of Public Parks,” and “E. B. Van Winkle, Topographical Engineer Department of Public Parks.”

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—

Sheep.

From the Director of the Menagerie stating that Mr. James Swann offers to give an Agouti in exchange for one of the lambs ; and also stating that there is no specimen of the Agouti in the Menagerie.

The PRESIDENT reported that he had authorized the exchange to be made, and moved that his action be approved.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Wm. H. Bertholf.

From the Superintending Architect, stating that the work in his office has accumulated so much that it is necessary to engage another assistant.

Commissioner WETMORE then offered the following resolution :

Resolved, That William H. Bertholf be, and he is hereby, appointed a skilled laborer ; that his pay be, and hereby is, fixed at \$2.50 per day, and that he be detailed to the office at 36 Union Square, until further order.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Museum of Art.

From Mr. Calvert Vaux, Architect, forwarding a plan showing where an asphalt pavement is required at the Museum of Art building, the cost of which he estimates at \$300,000,

Endorsed thereon is the following :

“ SEPTEMBER 30th, 1878.

“ Approved for the Trustees of the Metropolitan Museum of
“ Art.

“ THEODORE WESTON,
“ *Com.*”

The PRESIDENT moved that said plan be approved, and that the pavement be laid by the force in the employment of the Department.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Harlem River Improvement.

From Lieutenant-Colonel Brevet Major-General John Newton, U. S. A., thanking the Commissioners for the information furnished to him by the Department in relation to Harlem River, and offering to inform the Department from time to time of the progress made in forwarding the contemplated improvements of said river.

(Minutes, Aug. 28, 1878, p. 217.)

Filed.

Bridge over Harlem River.

From Lieutenant-Colonel Brevet Major General John Newton, U. S. A., suggesting that if the contemplated improvements of Harlem River increase the business on the river, as it is expected that they will, it would be advisable to construct the intended bridge at Madison Avenue, at such a height that the smaller class of tugs could pass under it without the necessity of opening the draw.

(Minutes, Sept. 18, 1878, p. 270.)

Filed.

Review in Central Park.

From Colonel Frederick Unbekant, 11th Regiment N. G., S. N. Y., asking permission for his regiment to review in Central Park on the 11th October, 1878.

The PRESIDENT reported that he had refused said application and moved that his action be approved.

Adopted.

Also, from Colonel Richard Vose, 71st Regiment N. G., S. N. Y., asking for the same privilege for his regiment on the 16th October, 1878.

Laid over.

Riverside Avenue.

From Mr. Richard L. Schieffelin, complaining of the careless manner in which the contractors for the Riverside Avenue construction make the rock blasts on said work.

The PRESIDENT stated that on the receipt of said letter he had sent a copy of the City ordinances in relation to rock blasting to the Superintending Engineer on said work, with instructions to him to see that they were strictly complied with, and he moved that his action be approved.

Adopted.

Drain in College Street, 24th Ward.

From Mr. James Hyland, asking compensation for building a drain in College Street, near Hoffman Street, in the Twenty-fourth Ward, about three years ago.

Filed.

Trees, &c.

From Mr. F. P. Hosp, forwarding a list of trees and shrubs, &c., which he has for sale.

Referred to the Superintending Gardener for his report.

Names of Streets in 23d and 24th. Wards.

From Mr. Hiram Barney, calling the attention of the Department to the necessity of naming the streets laid out in the

Twenty-third and Twenty-fourth Wards, upon the maps filed by the Department.

The PRESIDENT moved that said communication be referred to Commissioner Lane to report upon.

Adopted.

Tompkins Square. Police.

From Mr. Theodore Louis and seventy-five residents in the neighborhood of Tompkins Square, asking that an additional police force be stationed on said square.

Filed.

John J. Killian.

From Mr. Thomas W. Byrnes and others, recommending Mr. John J. Killian for an appointment on the police force.

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following two reports :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Ackerman, Wm. G. & Co., spikes	.....	Maint. 23d & 24th Wards.....		\$14 50
Arnold, David P., meat.....		Maint. and Govmt. P. and P.....		258 50
Crombie, Thoms. J., lumber.....		City Parks Impt. F.....	\$31 20	
		Tompkins Square.	79 20	
			<hr/>	110 40
Crombie, Thos. J., lumber.....		Maint. and Govmt. P. and P.....	\$74 51	
		Maint., &c., 23d and 24th Wards....	6 25	
		Harlem R. B., Reps., Imp. & M.	6 25	
			<hr/>	87 01

Colwell, W. H. & Son, lumber.....	Maint., &c., 23d and 24th Wards.....	\$166 97
Colgate & Company, castile soap.....	Maint. and Govmt. P. and P.....	3 33
Donaldson, T. & Son, globes.....	Maint. and Govmt. P. and P.....	1 85
Early & Lane, matches.....	Maint. and Govmt. P. and P.....	2 50
Gold & Stock Tel. Co., rent of line.....	Maint. and Govmt. P. and P.....	62 50
Harmer, Hays & Co., collars and curry combs.....	Maint. and Govmt. P. and P.....	41 75
Jube, John P. & Co., wagon materials...	Maint. and Govmt. P. and P.....	13 75
Keuffel & Esser, tapes.....	Surveying, laying out, etc., 23d and 24th Wards	\$18 80
	City Parks Impt. F.....	1 80
		<hr/> 20 60
King, Briggs & Co., files.....	Maint and Govmt. P. and P.....	9 40
Le Baron, J. F., mat.....	Maint. and Govmt. P. and P.....	9 45
Martin & Sons, J. M. C., dusters.....	Maint. and Govmt. P. and P.....	11 62
Miller & Coates, labor and materials...	Museum Natural History.....	518 00
Schwarzwaelder, Wm., furniture repairs.	Maint. and Govmt. P. and P.....	18 00
Seaman, John A., marline, varnish, &c.	Maint. and Govmt. P. & P.....	9 02
Seaman, John A., pails, wheelbarrows, &c.....	Tompkins Square.	52 00
Shea, A. A., repairs to wagon.....	Maint. and Govmt. P. and P.....	72 00
Valentine, B. C. & Co., repairs to cottage.	Maint. and Govmt. P. and P.....	76 60

Walton Bros., horse nails, pails, trowels, &c.....	Maint. and Govmt. P. and P.	\$27 55
	Maint. 23d & 24th Wards.....	1 00
		<hr/> 28 55
Walton Bros., nails and shovels.....	Tompkins Square.	179 80
Whitney, A. R., iron.....	Maint. and Govmt. P. and P.	10 88
		<hr/> <hr/> \$1,778 98

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$703 21
Maintenance, etc., 23d and 24th Wards.....	188 72
City Parks Improvement Fund.....	33 00
Harlem River Bridges, Repairs, Impt. and Maint.....	6 25
Surveying, laying out, etc., 23d and 24th Wards.....	18 80
Museum Natural History.....	518 00
Tompkins Square.....	311 00
	<hr/> <hr/> \$1,778 98

Amounting in the aggregate to the sum of seventeen hundred and seventy-eight dollars and ninety-eight cents.

S. E. LANE, } *Auditing*
SAM. CONOVER, } *Committee.*

NEW YORK, July 24th, 1878.

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval:

Devlin, John B., labor and materials....	Sewers, 3d avenue, 143d and 146th Streets.....	\$173 84
		<hr/> <hr/> \$173 84

Amounting to the sum of one hundred and seventy-three dollars and eighty-four cents.

S. E. LANE, } *Auditing*
SAM. CONOVER, } *Committee.*

NEW YORK, October 3d, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Commissioner CONOVER, from the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval :

Decker, Nicholas H. & Geo. W. Quintard, labor and materials.....	Imp. & Const. River- side Av.....	\$18,170 09
		<hr/>
		\$18,170 09
		<hr/> <hr/>

Amounting to the sum of eighteen thousand one hundred and seventy dollars and nine cents.

SAM'L. CONOVER,
Auditing Committee.

NEW YORK, October 2d, 1878.

The above mentioned bill having been read and passed on, the President moved that the Board do now approve it, and that the Secretary be directed to transmit it to the Finance Department for payment.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative,

a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Treasurer's Report.

The TREASURER presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks in account with

Smith E. Lane, Treasurer.

1878.		CR	
Sept. 4.	By balance		\$2,260 00
Sept. 4 to } Oct. 2. }	" cash received from licenses, sheep, grass, &c.....		551 26
			\$2,811 26
		DR.	
Sept. 11.	To cash paid into City Treasury.....		\$399 76
Sept. 4 & 20.	" " for monumenting Fox Estate...		114 74
October 2.	" balance.....		2,296 76
			\$2,811 26
	In Bank of Metropolis.....		\$2,135 26
	" drawer.....		161 50
			2,296 76
			2,296 76

S. E. LANE,

Treasurer D. P. P.

NEW YORK, Wednesday, October 2, 1878.

9:30 A. M.

Woodlawn Bridge, Bronx River.

Commissioners WETMORE and LANE, the Committee on Bronx River Bridges, presented the following report :

DEPARTMENT OF PUBLIC PARKS,
36 Union Square (East),
New York, 2d October, 1878. }

To the Commissioners of Public Parks:

The undersigned, Committee on Bridges over the Bronx river, to whom it was referred to confer with the Supervisors of the County of Westchester relative to the bridge over the Bronx river at Woodlawn, respectfully report :

That on the 14th of September, 1878, they visited the place, and were met there by Mr. David Cromwell, the Supervisor of the County of Westchester rep-

representing the town of Eastchester, in which the bridge is located; the three Road Commissioners of said town, Messrs. William Leroy, Andrew George, Jr., and Robert J. Bellew, and Mr. F. H. Decker, the Town Clerk of Eastchester, also Mr. C. B. Knevals, representing the Trustees of Woodlawn Cemetery, and after a full consultation, the following was informally agreed upon:

The bridge to be rebuilt of iron at the earliest day, as the existing one is in an unsafe condition. To be of fifty feet span and twenty-five feet in width, being seven feet wider than the existing one, and the width to be added on the north-erly side thereof. To be from five to six feet higher than the existing one, as shall be determined upon by the engineer. Plans and specifications to be prepared by this Department, to be submitted to the Supervisors of the County of Westchester.

The said Supervisors to build the abutment on their side and the Department of Public Parks the abutment on their side.

The roadbed on Westchester side to be raised and levelled to conform to the new grade. The Trustees of Woodlawn Cemetery to fill in with earth all that part now under water between the Harlem Railroad embankment and the new abutment to be erected on the west side up to the proposed new grade at their own expense.

The Department of Public Parks and the Supervisors of Westchester County jointly to advertise for proposals for an iron bridge, each party to pay one half of the price to the contractor; the work to be done under the direction of this Department.

After the plans and specifications are prepared, a tripartite agreement to be entered into between this Department, the Supervisors of Westchester County and the Trustees of Woodlawn Cemetery for the prosecution of the work.

As the Trustees of Woodlawn Cemetery will do all the filling necessary to dispense with the construction of a wooden approach, and to raise the roadbed up to the proposed new grade, this Department will be only at the expense of building the western abutment, for which there is material at hand, and one half of the expense of the iron bridge.

The undersigned submit for adoption the following resolution:

Resolved, That it be referred to the Topographical Engineer to survey and report upon the size, elevation and location for the bridge, and also that it be referred to the Engineer of Construction to report plans and specifications for the bridge, the abutments and the approaches. That the Supervisors of Westchester County and the Trustees of Woodlawn Cemetery be invited to confer with the Department as to the location, plans, &c., of the bridge as above ordered. That the Committee on Bronx river Bridges be requested to report an agreement with the said Supervisors and said Trustees for the construction of the work and the division of the expense thereof.

All of which is respectfully submitted.

W. C. WETMORE,
S. E. LANE,

Committee on Bronx River Bridges.

(Minutes, Sept. 11, 1878, p. 250.)

The PRESIDENT moved that said report be accepted, and that the resolution therein submitted be adopted by the Board.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Departmental Estimates.

The PRESIDENT, to whom it was referred to prepare the Departmental estimates for the year 1879, presented the following report :

(Minutes, August 7, 1878, p. 183.)

DEPARTMENT OF PUBLIC PARKS.

DEPARTMENTAL ESTIMATES FOR 1879.

Salaries--Maintenance and Government Parks and Places.

To pay entirely the salaries of the President, clerks, engineers, architects, and all other employees of the Department, excepting mechanics, gardeners, laborers and their foremen employed in the work of maintaining the parks and places, also excepting the Topographical Engineer and his assistants in charge of surveying, monumenting, &c., Twenty-third and Twenty-fourth Wards, and also excepting the Superintendent and Engineer in charge of public places, roads, avenues and bridges, Twenty-third and Twenty-fourth Wards \$35,000

(Secs. 83 and 112, Chap. 335, Laws 1873.)

Police.

Salaries of captain, surgeon, sergeants, patrolmen, gate-keepers, and police tailors 110,000

(Sec. 6, Chap. 290, Laws 1871.)

This includes all the expenses connected with the police department for protecting the Central Park and the other parks and squares of the city. The necessity for an increase in the allowance for the previous year is caused by the parks and places being patrolled at night by the regular park keepers instead of by watchmen as heretofore.

Maintenance Parks and Places.

For all supplies and for wages of foremen, gardeners, mechanics and laborers employed on works of maintenance, excepting those employed in the zoological department, and including the maintenance of the meteorological observatory. 230,000

(Sec. 2, Chap. 595, Laws 1869.)

(Sec. 83, Chap. 335, Laws 1873.)

Note.—This amount is asked for the following reasons, viz.:

1st. For cost of gas, gravel, horse feed, rent, fuel for buildings and materials will amount to \$50,000

2d. The balance \$180,000 is to maintain besides the Central Park, thirty (30) other parks, squares and places, most of which require at the present time repairs and improvements.

The architectural structures in the Central Park are very much in need of repairs, and many are badly in want of painting.

The expenditure of money for these necessary items will be an economical measure in view of the expense of rebuilding in the future should they be now allowed to decay.

3d. The main work of the Central Park and City parks consists of

- Repairs to roads, bridle roads and walks.
- Drainage, irrigation.
- Skating ponds and ice.
- Plantations and turf.
- Transverse roads.
- Planting trees and shrubs.

The above works will cost at least \$180,000.

Zoological Department.

For the keeping, preservation and exhibition of the collection in the Zoological Department of the Central Park.....	\$18,000
(Sec. 5, Chap. 26, Laws 1865.)	

Note.—We would respectfully suggest a separate appropriation for the Zoological Department, so that hereafter there will be no necessity of closing the doors to the public, as was the case in 1876, when the maintenance funds were exhausted.

This Department is valuable in an educational sense, and is visited by a large number of people.

The collection is constantly increasing, and as the amount of money asked for to support this Department will be applied to perfecting the collection and keeping the same in good order, there will be no reason for the establishing of any other collection by private individuals, to which an admission fee would be required.

Museums.

For the keeping, preservation and exhibition of the collections in the Museum of Natural History and the Metropolitan Museum of Art.....	\$30,000
(Sec. 7, Chap. 756, Laws 1873.)	

Music.

Music for the Central Park.....	\$5,000
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Harlem River Bridges.

For the repairs, improvement and maintenance of existing bridges over Harlem River.

Third Avenue Bridge,	
Central Bridge,	
Farmers' Bridge,	
Kings Bridge.....	\$15,000

(Sec. 3, Chap. 534, Laws 1871.)

Note.—If the Central Bridge is to be permanently repaired with iron spans, it will cost at least \$20,000 additional to this amount.

We ask for this amount.

Maintenance of Streets, &c., in Twenty-third and Twenty-fourth Wards, and Bronx River Bridges.

For the maintenance and government of public places, roads, avenues and bridges in the Twenty-third and Twenty-fourth Wards, including the salaries and wages of all persons employed in the work.

For repairing, rebuilding and maintaining the bridges over the Bronx River in the Twenty-third and Twenty-fourth Wards.....	\$40,000
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(Sec. 14, Chap. 329, Laws 1874.)

Note.—These items comprise 136 miles of streets and roads to be kept in order, and for the repairs to the various bridges over Bronx River.

Surveying, &c., Twenty-third and Twenty-fourth Wards, and north end of the Island.

For surveying, laying out and monumenting the Twenty-third and Twenty-fourth Wards and the north end of the Island (north of One Hundred and Fifty-fifth street) including the salaries and wages of all persons employed on the work....	\$25,000
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(Sec. 14, Chap. 329 and Chap. 604, Laws 1874.)

Note.—This work should be progressed as rapidly as possible to comply with the demands of this section, and is very essential to persons owning property in order that they may define their property lines, and the street lines affecting them.

To Repair and Reflag the Walks of City Parks.

To repair and reflag the walks in and around Tompkins Square, the City Hall Park, Reservoir Park, Washington Square, and such other of the Public Parks or Places as may require to have the walks in and around them repaired or reflagged and put in good order, fit for the uses of the public, and for re-arrangement of roadways in Washington Square, west of main drive. Estimated cost.....

\$129,920

Note.—This is pursuant to a resolution passed by the Board of Aldermen August 6th, 1878, and approved by the Mayor on the 9th of August, 1878, requiring this Department to make a separate estimate for a sum sufficient to repair and reflag the walks in and around the City Parks and Places.

Chap. 385, Laws of 1878, passed June 3, 1878.

“Sec. 2. The Board of Estimate and Apportionment of the City of New York is hereby authorized to include in the tax levy of the said City for the years 1879 and 1880, such an amount, not exceeding the sum of thirty thousand dollars in each year, as shall be certified by resolution of the said Board of Commissioners of the Department of Public Parks, to be necessary for the equipment and furnishing of the building of the Metropolitan Museum of Art, and for the other purposes mentioned in the first section of this Act.”

Resolution adopted September 4th, 1878.

“Resolved, That it be, and hereby is, certified by the Board of Commissioners of the Department of Public Parks to be necessary to include in the tax levy of the City of New York for the year 1879, the sum of \$30,000, for the equipment and furnishing of the building erected for a Museum of Art on Central Park, as authorized by Chapter 290 of the Laws of 1871, and for the other purposes mentioned in the first section of Chapter 385 of the Laws of 1878”.....

\$30,000 00

RECAPITULATION.

Maintenance and Government of Parks and Places	\$35,000 00
Police Salaries, Captain, Surgeon, Sergeants, &c..	110,000 00
Supplies, Wages, Firemen, Gardeners, Mechanics, &c	230,000 00
Zoological Department.....	18,000 00
Music.....	5,000 00
Museums—Amer. Museum, N. H., and Metropolitan Museum of Art.....	30,000 00

Surveying, Laying out, &c., Twenty-third and Twenty-fourth Wards	25,000 00
Harlem River bridges	15,000 00
Maintenance, &c., Public Places, Roads, and Bronx River Bridges	40,000 00
Repair and Reflag the Walks in and around the City Parks, &c.	129,920 00
For the Equipment and Furnishing the building of the Metropolitan Museum of Art.	30,000 00
Total	\$667,920 00

DEPARTMENT OF PUBLIC PARKS, }
NEW YORK, October 2d, 1878. }

Hon. SMITH ELY, Jr., *Mayor,*

Chairman of the Board of Estimate and Apportionment :

Sir,—I have the honor to transmit herewith the Departmental Estimate of the Department of Public Parks for the year 1879.

In connection therewith, I beg leave to submit a general statement in regard to the condition and requirements of the works with which this Department is specifically charged.

It is not unknown to the Board of Estimate and Apportionment that the present administration of this Department has been conducted in the interest of severe economy in expenditure, in accordance not only with the best judgment of the Commission, but made necessary as well by the limited amount placed at their disposal.

In furtherance of this economical management, it has been found necessary to reduce the administrative force of the Department to the minimum limit of efficiency, by the discharge of a large number of employes, resulting in a very great reduction in expenditures for salaries, these expenditures being still further diminished by a reduction in the amounts paid to those employes that were retained.

It must, however, be borne in mind that the supervision and responsibilities of this Department embrace a wide area of territory, and a very large amount of public property.

The embellishment of the metropolis by the improvement and adornment of its public parks, has been accomplished in accordance with a unanimous public sentiment, and has been a wise measure of public policy, both as regards the health of the population as well as their rational enjoyment; while it has seemed to render the city an object of attraction and resort for the people of the entire country, of which it is the commercial and financial centre.

These improvements have not been achieved without the expenditure of enormous sums of money; whether this expenditure has been at all times judicious or economical, it is not at this moment necessary to discuss; but one of the results has been the erection of a large number of artificial constructions, which being of perishable materials and in some instances of imperfect design, are liable to and have undergone a considerable amount of dilapidation, necessitating renewal and repairs.

To allow these structures to fall into decay would be to surround ourselves with ruins, and to give to the entire city an air of decadence inconsistent with its general prosperity and private wealth.

Hence, it is absolutely essential that a sufficient sum should be appropriated for the maintenance of the works as constructed, or their entire removal.

Several of the bridges have been materially injured by the percolation of water, which, from being frozen in the winter season, has caused the displacement of

the masonry to such an extent as to render their immediate repair an absolute necessity.

The architectural structure, known as The Terrace, the most costly one in the park, has become so much dilapidated that much of the stone work will have to be replaced, and other portions of it reset.

The present condition of these structures, as well as of the roads and walks in nearly all the public parks, is the result of circumstances preceding the present administration of this Department, and so far has the dilapidation and destruction progressed, for want of proper maintenance, that the matter of walks and roads has, in many instances, become a question of construction and not of maintenance, as a complete reconstruction is now a matter of necessity.

More especially is this the case with a large portion of the walks in the public ground surrounding the City Hall, Reservoir and Washington Squares, and East River Park; the maintenance of the drives in Central Park is a matter of the very first necessity, that cannot possibly be avoided. Two millions of vehicles pass over these roads annually, and together with the bridle paths, require a constant supply of gravel to keep them in a proper condition.

Much has been accomplished during the past year to remedy serious, and in some cases dangerous defects in the plan and construction of Central Park; the two most prominent evils that had to be met by the present administration were the malarious atmosphere engendered by the mal-arrangement of the several artificial bodies of water within the park, and the injudicious laying out of some of the drives.

The one producing a wide-spread malarious influence, resulting in much sickness; the other productive of numerous and sometimes fatal accidents.

Both of these defects have been happily and entirely removed by a proper arrangement of the water-flow, and by an artistic and skillful re-arrangement of roads and planting, by which blind curves have been avoided at the places where accidents were the most frequent.

Many other minor defects have been remedied, while many yet remain for want of adequate means to remove them.

While the appropriations asked for are confined entirely to the purpose of maintenance, it is proper that the fact should not be overlooked, that, notwithstanding the expenditure under previous administrations of this Department of over \$10,000,000 in works of construction, a very large area of the park remains in an utterly crude and unfinished condition, which gives to certain portions of the grounds, notwithstanding the utmost care bestowed upon their maintenance, an air of ruin and desolation.

In the present condition of affairs, it is not deemed proper to suggest any expenditures for purposes of construction in connection with these uncompleted portions of the Park.

Another subject of importance to the proper administration of this Department, is that of the police force. The large increase of crime and violence in the neighborhood of the Park, especially in and near the dark and sunken transverse roads seems to demand an immediate increase of the police force for the protection of the public. Idleness, which is the parent of vice and crime, is unfortunately at the present time, the condition of a very large class of the community, and it is not a matter of surprise that the large free domain in and around the Central Park should be the resort of evil disposed persons.

The peaceful enjoyment of the natural beauties of the Park, as well as the security of life within its limits, is of the first necessity, but with the present insufficient number of patrolmen, this cannot be assured.

Public attention has become seriously aroused on this subject, and the Department feels that it cannot express itself too strongly in the matter.

In this connection it is proper to refer to the subject of lighting the Central Park. There is no doubt that the utter darkness in which the Park is shrouded at night is a very great temptation to crime, while it is at the same time a shield against its detection. Experiments are proposed for the purpose of determining the effect within the Park, and capacity for illumination, of the electric light, which has been recently brought to a high degree of perfection. If this light proves to

be as adequate and as economical as is now claimed for it, the entire Park can be lighted for a comparatively small sum, and it is recommended that a sufficient amount be appropriated for conducting these experiments.

A separate estimate for the amount required to repair the walks in and around the Central and other Parks and public places, is herewith submitted, in accordance with a resolution of the Board of Aldermen, approved by the Mayor.

The maintenance of the bridge over the Harlem river at MacComb's Dam, in a proper state of repair, has been for years, and is still, a constant source of expense.

The inferior character of this structure, and the very perishable nature of the material of which it is composed, renders it almost impossible, even with a larger expenditure of money, to keep it in such a state of repair as insures its perfect safety.

Within a very short period it will become a matter of necessity to replace this bridge with a more substantial one, or by a tunnel under the bed of the river, which last will have the additional advantage of facilitating the navigation of the river, a question of no little moment when it is considered that the general government in pursuance of a wise liberality is taking measures for the permanent improvement of this navigation.

It is earnestly hoped that the Board of Estimate and Apportionment will recognize the importance of the subjects, which have thus been briefly brought to its notice in connection with the administration of this Department, and will deem it proper to make the full amount of appropriations asked, as they have been already reduced to the minimum demanded by the necessities of the Department.

Respectfully submitted,

JAS. F. WENMAN,

President Department of Public Parks.

Commissioner WETMORE then offered the following resolution :

Resolved, That the Departmental Estimates for 1879, and also the letter to his Honor the Mayor, as submitted by the President, be, and they are hereby, approved and adopted by the Board.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

William Cauldwell.

The PRESIDENT, to whom the complaint of Mr. William Cauldwell concerning the taking of material from his property was referred, verbally reported that on the Superintendent of the Twenty-third and Twenty-fourth Wards explaining the matter to Mr. Cauldwell, that gentleman was satisfied and withdrew

his complaint. He then presented a communication from Mr. Cauldwell to the above effect, and moved that it be filed.

(Minutes, September 11, 1878, p. 250.)

Adopted.

Offices.

The PRESIDENT presented a lease in duplicate from the New York Mutual Gas Light Company to the Department, of the offices now occupied by the Department at 36 Union Square, and offered the following resolution :

Resolved, That the lease of the three upper floors of No. 36 Union Square, made by the New York Mutual Gas Light Company to the Mayor, Aldermen and Commonalty, by this Department, for eight months, from May 1st, 1878, at the rent of \$2,500 per annum, be, and hereby is, approved, and that the President of the Department be, and hereby is, authorized to execute the same, in duplicate, for and on behalf of this Department.

(Minutes, February 27, 1878, p. 630.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Carpenters, &c.

The PRESIDENT verbally reported that since the last meeting of the Board, he had appointed three carpenters, who were required for the repair of Central Bridge, and one laborer ; and he moved that his action be approved.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Riverside Avenue.

The PRESIDENT offered the following resolution :

Resolved, That the penalties for the non-completion of the work of improving and constructing Riverside Avenue, on or before the 31st October, 1877, the time stipulated in the contract, be, and hereby are, remitted up to the 1st day of October, 1878.

(Minutes, Sept. 4, 1878, p. 240.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

George McArdle. Philanzo Edick.

The PRESIDENT offered the following resolution :

Resolved, That George McArdle and Philanzo Edick be, and are hereby, appointed inspectors upon the work of constructing sewers in Third Avenue, One Hundred and Thirty-fourth Street and One Hundred and Thirty fifth Street, with branches in Lincoln, Alexander and Willis Avenues.

(Minutes, Sept. 11, 1878, p. 246.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Mowers.

The PRESIDENT offered the following resolution :

Resolved, That all the mowers employed on the Parks be discharged from and after Saturday, October 5, 1878.

(Minutes, May 15, 1878, p. 39.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Peter J. Masterson.

Commissioner CONOVER offered the following resolution :

Resolved, That Peter J. Masterson be, and he hereby is, appointed an assistant foreman on the City parks, south of Fifty-ninth street, and that his pay be fixed at \$3 per day.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Bernard Carolin.

The PRESIDENT offered the following resolution :

Resolved, That Bernard Carolin be, and he hereby is, appointed a foreman of masons and bricklayers on Tompkins Square, and that his pay be fixed at \$3 per day.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Patrick Horan.

Commissioner LANE offered the following resolution :

Resolved, That Patrick Horan, laborer, be, and he is hereby, restored to work.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Lamp at Farmers' Gate, Central Park.

The PRESIDENT offered the following resolution :

Resolved, That one gas-lamp be lighted at the Farmers' Gate, Central Park, situate at Sixth Avenue and One Hundred and Tenth Street.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Jerome Avenue.

Commissioner LANE offered the following resolution :

Resolved, That Jerome Avenue be watered each day during the coming race meeting at Jerome Park, from Central Bridge to the entrance to said park, and that eight double teams be employed for that purpose.

(Minutes, May 22, 1878, p. 43.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

By-Laws.

Commissioner WETMORE offered the following resolution, and moved that it be referred to the Special Committee on the re-organization of the Department, to report upon at the next meeting of the Board, namely :

Resolved, That Section 2, Article I of the By-Laws, be

amended and altered so that the first sentence thereof shall read as follows :

“ Stated meetings shall be held the first Wednesday of each month.”

(Minutes, Sept. 11, 1878, p. 256.)

The PRESIDENT put the question whether the Board would agree to said motion to refer said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

John O'Neil.

Mr. John O'Neil, an applicant for appointment on the police force, having appeared before the Board, and the Police Surgeon having reported favorably upon his examination,

The PRESIDENT offered the following resolution :

Resolved, That John O'Neil be, and he hereby is, appointed a gate-keeper upon the police force of the Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Wm. N. Brown. Michael Hackett.

Commissioner WETMORE offered the following resolution :

Resolved, That William N. Brown, gate-keeper, be, and he hereby is, promoted and appointed a patrolman on the police force ; and that Michael Hackett, who has been reported upon favorably by the Police Surgeon, be appointed a gate-keeper on the police force, his appointment to take effect when he appears before the Board.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

ative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of the PRESIDENT the Board adjourned at 12:15 o'clock P. M., to meet on Wednesday, the 9th inst., at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, OCTOBER 9th, 1878.

ADJOURNED MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meetings of the 2d inst. were read and approved.

The following communications were presented and read :

Riverside Avenue.

From the Comptroller of the City of New York, as follows :

CITY OF NEW YORK—FINANCE DEPARTMENT, }
COMPTROLLER'S OFFICE, }

October 5, 1878.

HON. JAMES F. WENMAN,
Pres. Dept. of Public Parks :

Sir,—Herewith I transmit for your information copies of a communication from Mr. Leopold Eidlitz, architect, and accompanying memorandum, showing the differences between the provisions of the contract for the completion of the Riverside Drive and the manner in which the work is actually done.

Very respectfully,

JOHN KELLY,
Comptroller.

Office of LEOPOLD EIDLITZ, Architect, }
128 Broadway. }

NEW YORK, October 4, 1878.

HON. JOHN KELLY,
Comptroller of the City of New York.

Dear Sir,—Permit me to call your attention to the enclosed memorandum, showing the differences between the provisions of the contract, for the completion

of the Riverside drive, and the manner in which the work is actually done. There are other deviations from the contract which I have not here specified.

I deem it proper to submit this to your consideration, in order to enable you to enforce compliance with the terms of the contract, before the work is finally accepted of, as these defects in the performance of the contract become a valid defence against the assessment.

Most respectfully,
(Signed) LEOPOLD EIDLITZ.

BONDING RETAINING WALL.

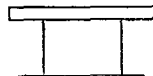
Page 7, Parag. A.—The stones in the wall are to contain generally from six to twenty cubic feet each, so disposed as to make firm and compact work. No stone in the wall to contain less than two cubic feet, except those permitted to be used for filling the interstices between the larger pieces in the heart and back of the wall. At least one-fifth of the face shall be composed of headers, extending through, or not less than four feet into the wall, and headers shall also be laid from the back of the wall alternately with those in the face and with the same dimensions.

This has not been done in a large portion of the work done since commencement in the spring of 1878.

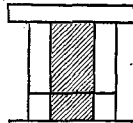
PARAPET WALL.

Page 7, Parag. C.—The parapet wall will consist of stone with rock faces, both front and back. It may be either one or two courses in its height. If of one course the stone must be of the full dimension of the parapet, in each direction, no centre vertical joint being allowed. If of two courses in height one of the courses must be of the full width of the wall, and the other may have a centre vertical joint, this joint not to exceed one inch in thickness, neither of the courses to be less than 7 inches in height.

The parapet wall should be built either in one stone, or in two courses of stone.



Whereof one is to go through the wall, and the other course is to be set back to back, not more than one inch apart. Instead of this, it is built in two courses, neither of which goes through the wall, and these stones are so thin, that a space of six inches or more is left between them, filled with chips as per diagram.



ROAD BED.

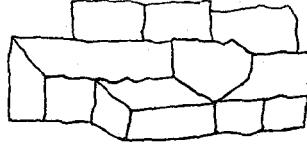
Page 17, Sec. A.—The road bed shall then wherever directed, be rolled with rollers weighing not less than two tons, sufficiently to compact the material to the satisfaction of the Engineer.

The road bed has not been rolled at all.

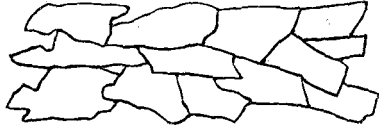
Sec. B.—The stone for foundation is to be sound and durable quarry stone from seven to ten inches in depth, not to exceed 15 inches in length, and generally from 3 to 8 inches in width.

These stones are to be deposited upon the roadway, and evenly adjusted so as to form a pavement, in which the stones are well and compactly brought together to the satisfaction of the Engineer.

Instead of a pavement evenly adjusted, and compactly brought together as per diagram



the stones are dropped flatways upon the road bed as they happen



to be spread loosely after being dumped from the cart.

FOUNDATION SURFACING.

Page 17, Sec. C.—Upon the top of these stones are to be spread finer rubble and quarry chips, sufficient to fill and smooth over the interstices of the surface; but care must be taken not to fill up the cavities of the lower portion of the rubble bottom which must have a cellular character to facilitate drainage.

With this material is to be intermixed a quantity of gravelly earth or hard pan, to the extent that shall be directed, and the whole being moistened by sprinkling, is to be rolled with rollers of a weight that shall be directed. The rolling shall be thorough and continued so as to close all interstices of the surface of the rubble foundation.

This is *not* done at all, nor has any rolling been done.

GRAVEL.

Page 17, Sec. F.—Upon the surface thus prepared is to be spread the first layer of gravel. This shall be sufficient to make a depth of 2 inches, when rolled. It shall be well moistened and rolled.

There shall then be applied a second layer of gravel, also sufficient to make a depth of 2 inches when rolled. This layer shall also be well moistened and rolled.

The gravel for the two layers above described, shall be clean and free from loam and dirt. The particles of which it is composed, shall be of sound, hard

A quantity of bank sand of a depth of from four to six inches is dumped upon the stone at this time.

and durable stone, and it must, in all respects, be approved by the Engineer before being used.

The rolling of both layers shall be done with rollers of a weight to be approved, and to the extent that shall be directed.

Page 18, Sec. D.—All the gravel used for the drive shall be composed of stones, generally measuring from one to one and one half inches in diameter, with only such admixture of fine particles, as shall be approved.

There are no stones of this description, and the admixture of fine particles is the bank sand above mentioned, containing a few large pebbles accidentally forming part of the sand.

No rolling has been done.

GUTTERS.

Page 19, Sec. 51.—Where so required, gutters shall be laid of quarry stone of gneiss trap or granite.

These stones are to be from eight to twelve inches deep, from three to five inches wide, and not less than eight inches long. They are to be roughly shaped, sufficiently to fit compactly together. They are to be bedded upon a well rammed layer of gravel, sand, fine quarry chips or coal ashes, not less than one foot in depth.

They are to be laid by hand, truly and evenly, and rammed to a firm bed, so that their surface shall conform to the lines and curves directed. All interstices are to be filled with fine stone chips, sand or gravel.

These stones are not shaped at all, they are put in roughly as they happen to come out of the quarry, they are not well laid together, and will not as a whole perform the functions of a gutter.

Material has been removed from the Park grounds.

Referred to the Superintending Engineer of Riverside Avenue Construction, for his report.

Metropolitan Museum of Art.

American Museum of Natural History.

From the Secretary of the Board of Estimate and Apportionment, forwarding a copy of the following resolution, which had been adopted by that Board on the 3d October, 1878, viz. :

Resolved, That the sum of five thousand dollars be, and the same is hereby, transferred from the appropriation made to the Department of Public Works for

the year 1878, entitled "Lamps and Gas," which is in excess of the amount required for the purposes and objects thereof, to the appropriation made to the Department of Public Parks for the year 1878, entitled "Maintenance and Government of Parks and Places—For the keeping, preservation, and exhibition of the collection in the American Museum of Natural History, and the Metropolitan Museum of Art," which is insufficient.

Filed.

Bridge over Harlem River.

From the Secretary of the Board of Estimate and Apportionment, forwarding a copy of the following resolution, which had been adopted by that Board on the 23d September, 1878, viz. :

Resolved, That the Comptroller be, and he is hereby, authorized to issue, from time to time, as may be required, and at such rate of interest as he may determine, not exceeding seven per cent. per annum, "Stock of the City of New York," to the amount of ninety thousand dollars, for the purpose of providing for the expense of constructing a bridge and the approaches over the Harlem River, as authorized by Chapter 534, Laws of 1871, and Section 16, Chapter 329, Laws of 1874, and in full of requisition of the Department of Public Parks of February 20, 1875, and in compliance with request of said Department of September 18, 1878.

(Minutes, September 18, 1878, p. 270.)

Filed.

The PRESIDENT then offered the following resolution :

Resolved, That the Secretary be, and he hereby is, directed to publish advertisements for proposals for building a bridge over Harlem River, from the junction of One Hundred and Thirty-ninth street, with the bulkhead on the west side of the river, to the junction of One Hundred and Thirty-eighth street, with the bulkhead on the east side of the river ; the centre line of said bridge to be on the line extending from the junction of the centre lines of One Hundred and Thirty-ninth street and Madison Avenue, on the west side, to the junction of the centre line of One Hundred and Thirty-eighth street, with the bulkhead line on the east side.

The bridge to have two fixed spans of 107 feet 6 inches each, and a draw of 200 feet in length. Width of roadway to be 22 feet between the guards, and the sidewalks to be 5 feet in the clear each.

The bridge to be built of iron, of the quality and kind best suited for the purpose, and to be proportioned to carry, in addition to its own weight, 80 lbs. per square foot of moving load, with a factor of safety, referred to ultimate strength, of five.

The draw to be worked by a double cylinder engine of fifteen horse power, with link motion, and with locomotive boiler of same power, and the construction to be such that it will be capable of being opened to its fullest extent in one minute, without jar or injury to the machinery or bridge.

The piers and abutments to be constructed in accordance with plans to be approved by the Department.

The height of the top floor of the draw to be 15 feet above mean high tide, and the floor of the fixed spans to slope from the above height at the draw, to 11 feet above mean high tide, at the abutments.

The amount of security required to be \$20,000.

The time required for the completion of the work to be eight calendar months, to commence from the date of the contract, under a penalty of \$20 for each day in excess of the period above named.

Parties making proposals to furnish their specifications and plans, and to bid a gross sum for the whole work.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Boston Road. Westchester Avenue.

From the Topographical Engineer, submitting three similar maps prepared for filing of Boston Road and Westchester Avenue, extending from Third Avenue, in the Twenty-third Ward to the Bronx River in West Farms.

(Minutes, February 27, 1878, p. 624.)

Commissioner WETMORE then offered the following resolution:

“*Resolved*, That James F. Wenman, the President of, and who is also one of the members of the Board of Commissioners of the Department of Public Parks, be, and he is hereby, designated and directed to certify and file, as provided by law, the three similar maps or plans entitled “Plan and Profiles showing Boston Road from Third Avenue, to Westchester Avenue and Westchester Avenue (in West Farms), from Boston Road to the Bronx River, in the Twenty-third and Twenty-fourth Wards of the City of New York, as laid out, established, and classified by the Commissioners of the Department of Public Parks, in pursuance of the provisions of Chapter 604 of the

"Laws of 1874, and Chapter 436 of the Laws of 1876," dated "New York, October 8th, 1878," and signed, "Julius Munckwitz, Superintending Architect, Department of Public Parks," and "E. B. Van Winkle, Topographical Engineer, Department of Public Parks."

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Woodlawn Bridge, Bronx River.

From the Topographical Engineer, reporting upon the elevation and location of the proposed new bridge over the Bronx River, and recommending as follows, viz. :

That the span of the bridge be 50 feet ; roadway 20 feet wide ; sidewalks 5 feet wide.

That, if the bridge be constructed of masonry, the above widths be increased.

That the elevation of the top of the floor of the bridge is fixed by the map of Grand Avenue, filed in 1877.

That the location be $80\frac{3}{10}$ feet above mean high tide, and that the centre of the bridge coincide with the centre of the stream.

(Minutes, October 2, 1878, p. 280.)

Referred to Commissioners Wetmore and Lane, the special committee on Bronx River bridges.

Jerome Avenue.

From Mr. Leonard Jerome, calling the attention of the Department to the condition of the trees on Jerome Avenue.

Referred to the Superintending Gardener for his report

Entrance and Roadway in Central Park.

From Mr. A. C. Allen and others, requesting that an entrance be constructed to Central Park, at the northeast corner

thereof, and that a carriageway be constructed from said entrance along the east side of the park to One Hundred and Second Street.

(Minutes, March 29, 1876, p. 707.)

Referred to the Superintending Architect for his report.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Berrian, H. M., agt., oats.....	Maint., etc., 23d & 24th Wards.....		\$17 60
Crombie, Thos. J., lumber.....	Tompkins Square,		74 71
Colwell Lead Co., lead pipe.....	Tompkins Square,		35 78
Frith & Tileston, steel.....	Maint. and Govmt. P. and P.....		5 62
Handibode, P., coal.....	Maint. and Govmt. P. and P.....	\$27 10	
	Maint., 23d and 24th Wards....		5 00
	Harlem R. B., Reps., Impt. and Maint.....		0 90
	Tompkins Square,	3 00	
			<hr/> 36 00
Irwin, Wm., petty expenses.....	Maint. and Govmt. P. and P.....	\$86 83	
	Maint. 23d and 24th Wards....	17 09	
			<hr/> 103 92
Jones, Charles and Thos., P. McQuade, labor and matls.....	Brook Avenue Sewer....		11,740 06
Independent Calcium Light Co, Calcium light.....	Maint. and Govmt. P. and P.....		70 00
Lawrence, B. H., blacksmithing.....	Maint., &c., 23d & 24th Wards...		23 20

October 9, 1878.]

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McNab & Harlin, manufacturing com- pany, plumbing matls.	Maint. and Govmt. P. and P.		2 00
Mott, J. L., Iron Works, grate and boxes.	Maint. and Govt. P. and P.		\$12 92
Mount's, H. R., Son, brushes & brooms.	Maint. and Govmt' P. and P.	\$25 59	
	Harlem R. B., Reps., Impt. and M.	1 16	
			<hr/> 26 75
Morgan J., Pierpont, Treasurer, expenses			
Museum Natural History	Maint. and Govmt. P. and P.		2,731 75
O'Donnell, John, milk.	Maint. and Govt. P. & P.		11 62
Reeves, Robert C., seeds.	Museum Natural History.		29 40
Schwarzwaelder, William, wire screens.	Museum Natural History		117 90
Shady, Jas. H., fish.	Maint. and Govt. P. and P.		10 44
Seaman, John A., paints, & spikes.	Maint. and Govmt' P. and P.	\$6 03	
	Harlem R. B., Reps., Impt. and M.	25 65	
	City Parks Impt. Fund	6 50	
			<hr/> 38 18
Seaman, John A., can and cups.	Tompkins Square,		20 05
Smith, Michael, gas fitting.	Museum of Art. ...		186 48
Sloane, W. & J., carpet.	Maint. and Govmt' P. and P.		26 07
Taylor, A. J., newspapers.	Maint. and Govmt P. & P.		12 64
Van Winkle, E. B., petty expenses.	Surveying, laying out, etc., 23d & 24th Wards.		26 99
Van Winkle, E. B., petty expenses.	Monumenting Fox Estate.		35 61

Walton Bros., waste and shovels.....	Maint. and Govt. P. and P.....	\$21 20
Young, Chas. C., bread.....	Maint. and Govmt. P. & P.....	47 04
		<hr/>
		<u>\$15,463 98</u>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$3,126 25
Maintenance, &c., 23d and 24h Wards.....	45 80
Harlem river bridges, repairs, improvement and maintenance.....	44 80
Surveying, Laying-out, etc., 23d and 24th Wards.....	26 99
City Parks Improvement Fund.....	6 50
Museum of Art.....	186 48
Museum of Natural History.....	117 90
Tompkins Square, Chap. 411, Laws 1878.....	133 54
Brook Avenue Sewer.....	11,740 06
Monumenting Fox Estate.....	35 61
<hr/>	
\$15,463 93	

Amounting in the aggregate to the sum of fifteen thousand four hundred and sixty-three dollars and ninety-three cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, October 8, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Special Patrolmen.

The PRESIDENT offered the following resolution :

Resolved, That all the special patrolmen on the police force be discharged from and after Saturday the 12th October, 1878.

(Minutes, April 17, 1878, p. 740.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Michael C. Meaney.

The PRESIDENT offered the following resolution :

Resolved, That patrolman Michael C. Meaney be detailed to act as sergeant until further order, without any increase of pay.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Riverside Avenue.

Commissioner LANE offered the following preambles and resolutions :

Whereas, The irregularities and defects in the execution of the work under the Riverside contract have long been known to the Commissioners and to other persons, and are now forced upon the attention of the Board by the letter of the Comptroller enclosing the letter and specifications of Mr. Eidlitz ;

And whereas the questions presented affect seriously the integrity of officers of the Department, as well as the public interests ;

Resolved, That for the purpose of a thorough investigation an examination be had by the full Board, and that the Comp-

troller, Mr. Eidlitz, and the Engineers of the Department, the Contractors and their Engineers, and all other persons interested, be invited to be present.

Resolved, That a special meeting of the Board for this purpose be held the 11th October instant, at 9.30 o'clock A. M.

(Minutes, Oct. 9, 1878, p. 295.)

The PRESIDENT moved that said preambles and resolutions be laid on the table.

The PRESIDENT put the question, whether the Board would agree to said motion to lay said preambles and resolutions on the table, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Tompkins Square.

Commissioner LANE offered the following resolution :

Resolved, That the Superintending Architect be requested to report the present condition of the work on Tompkins Square ; how much money has been expended ; and what he recommends as the best plan of proceeding so as to complete the whole work including the paths and sidewalks within the present appropriation of \$50,000.

(Minutes, Sept. 11, 1878, p. 257.)

The PRESIDENT moved that said resolution be laid on the table.

The PRESIDENT put the question, whether the Board would agree to said motion to lay said resolution on the table, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Maintenance of the Parks.

Commissioner LANE offered the following preambles and resolution :

Whereas, The statement from the book-keeper shows the

amount at this date to the credit of maintenance account after deducting the pay roll due October 5th, is \$4,578.89, from which is yet to be deducted bills outstanding, showing that the maintenance fund is nearly exhausted.

And whereas no funds are remaining for the feed of the animals, the care of the property and the maintenance of the parks from now until the end of the current year ;

Resolved, That the President be requested to report to the Board immediately, for what reasons the whole fund has been expended, and what plan he proposes for continuing the maintenance and work, or for saving the Board from the consequences of exceeding the appropriations.

(Minutes August 24, 1878, p. 210.)

The PRESIDENT moved that said preambles and resolution be laid on the table.

The PRESIDENT put the question, whether the Board would agree to said motion to lay said preambles and resolution on the table, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Michael Hackett.

Michael Hackett, who was appointed a gate-keeper at the last meeting to take effect when he appeared before the Board, was admitted and instructed in the manner of discharging his duties.

(Minutes, Oct. 2, 1878, p. 293.)

On motion of the PRESIDENT, the Board adjourned at 11.30 o'clock A. M. to meet on Wednesday, the 16th inst., at 9.30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, OCTOBER 16th, 1878.

REGULAR MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 9th inst. were read and approved.

The following communications were presented and read :

Lighting Central Park.

From the Clerk of the Common Council forwarding a copy of the following preamble and resolution, which had been approved by his Honor the Mayor on the 14th October, 1878, viz. :

Whereas, A due regard for the comfort and safety of those who visit Central Park in the night time, whether in vehicles or as pedestrians, and a proper respect for public decency, would seem to require that that great thoroughfare should be well lighted during the time of the night when it is accessible to the public; be it therefore

Resolved, That the Commissioners of the Department of Public Parks be, and they are hereby, respectfully requested, and so far as this Common Council have the power, directed to cause the public drives and walks within the limits of the Central Park to be well and thoroughly lighted with gas during the hours in the evening when it is accessible to the public.

Filed.

Ames' Steel Shovels,

From the Comptroller of the City as follows :

CITY OF NEW YORK—FINANCE DEPARTMENT, }
 COMPTROLLER'S OFFICE, }
 October 9th, 1878. }

HON. JAS. F. WENMAN,

President Department of Parks :

SIR,—A voucher in favor of Walton Bros. for Ames' shovels, &c., amounting to \$179.80 has been received from your Department. The shovels are charged at \$14 per dozen. The following are the quotations in this Department for Ames' Polished Steel Shovels, No. 2.

H. A. Rogers & Co., 19 John street.....	\$12 00 per doz.
L. G. Tillotson & Co., 8 Dey street.....	11 00 "
Bogardus & Pierce, 177 West street.....	10 80 "

Respectfully,

JOHN KELLY,
 Comptroller.

Filed.

CITY OF NEW YORK—FINANCE DEPARTMENT, }
 COMPTROLLER'S OFFICE, }
 October 10, 1878. }

HON. JAS. F. WENMAN,

President Department of Parks :

SIR,—Referring to my letter of yesterday, relative to the price of shovels charged in the bill of Walton Bros., I have to inform you that a deduction of \$2 per dozen has been agreed to by Mr. Walton, and the voucher will be paid at the reduced amount of \$155.80.

Respectfully,

JOHN KELLY,
 Comptroller.

Filed.

Maintenance, &c., of the Parks.

From the Secretary of the Board of Estimate and Apportionment forwarding a copy of the following resolution adopted by that Board on the 9th October, 1878, viz. :

Resolved, That the sum of seventeen thousand five hundred and twenty-four dollars and ninety-nine cents be, and the same is hereby, transferred from the following appropriations, made for the year 1877, which are in excess of the amounts required for the purposes and objects thereof, viz. :

"Rents—Leases in Force".....	\$5,024 99
"Interest on the City Debt".....	12,500 00
Total.....	\$17,524 99

—to the following appropriations made for the year 1878, which are insufficient or require the same, viz. :

"Incumbrances in Harbor—Removal of".....	\$197 00
"Juror's Fees, including expenses of Jurors in Criminal Trials".....	4,827 99
"Maintenance and Government of Parks and Places, for all Supplies and for Wages of Foremen, etc.".....	12,500 00
Total.....	\$17,524 99

(Minutes, October 9, 1878, p. 307.)

Filed.

Christopher Smith.

From the Superintending Architect recommending that the pay of general foreman, Christopher Smith, be increased.

The PRESIDENT then offered the following resolution :

Resolved, That the pay of General Foreman, Christopher Smith, be, and hereby is, increased from \$3.50 per day to \$4 per day.

(Minutes, Sept. 18, 1878, p. 263.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Riverside Avenue.

From the Superintending Engineer of Riverside Avenue improvement and construction as follows :

RIVERSIDE AVENUE,
NEW YORK, October 11, 1878. }

HON. JAMES F. WENMAN,

President.

SIR,—I have received from the Secretary a copy of communication from Leopold Eidlitz to the Comptroller, on which you have directed me to make a report. I will take up and reply to his various statements in the order in which he has written them down.

1st. He says the retaining wall has not been properly built. This I deny, and affirm that the wall is as good as is called for by the contract.

2d. He states that the parapet wall is not well built, and illustrates it by a diagram which gives a totally false impression. When I took charge of the work I found that the wall as projected was too low, that it would be unsafe and unsightly, and directed that it be built one foot higher than was intended. It is now a much better piece of work than it would have been if I had not made the change, and it is very much safer.

3d. He says the road-bed has not been rolled. That is true; but the intention, of course, has always been to have it rolled. We have not yet reached that stage of progress.

4th. He states that stone have not been properly placed for the road-bed, and furnishes a drawing to show how they should be placed. There is nothing whatever in the specifications calling for the arrangement he thus describes, but the stone have been arranged as the contract provides.

5th. He quotes from the specifications and tries to show that the foundation of stone has not been well arranged on top. The smaller stone have been placed on top, as required, and on this has been deposited a quantity of "gravelly earth," as called for by the specifications. He repeats that no rolling has been done, which I admit, as we are not yet ready for it.

6th. Under the head of "gravel," he quotes from the specifications. We have not yet placed any gravel. What he seems to have mistaken for that is the

"gravelly earth" required by the specifications and which has been deposited on the stone,

7th. He again quotes from the specifications in regard to gravel, which we have not yet used, but intend to use, and again states that no rolling has been done.

8th. He speaks of gutters. These are still unfinished but have so far been done in accordance with the specifications.

9th. "Material has been removed from the Park Grounds." He may mean by this excavation, outside of the limits of the Drive. Where there has been any excavation it has resulted in a great improvement, particularly near One Hundred and Twenty-second street, where old roads have been cut, top soil deposited, &c., the whole having presented an unsightly appearance.

In conclusion, I maintain that the work has been well done. In its present unfinished condition opinions cannot correctly be formed by persons unacquainted with the details of the work.

All of which is respectfully submitted.

THOMAS FRANKLIN,

Superintending Engineer.

(Minutes, October 9, 1878, p. 295.)

The PRESIDENT moved that said communication be printed in the minutes and that a copy be sent to the Comptroller of the City.

Adopted.

Battery Park.

New York Elevated Railroad Company.

From Mr. Walter Kattè, Chief Engineer of the New York Elevated Railroad Company, submitting plans showing the location of the foundations and details of construction of the road of said company over the extended right of way on the Battery Park, granted by this Department on the 17th July, 1878.

(Minutes, July 24, 1878, p. 160.)

Referred to Commissioner Lane.

Gravel.

From Mrs. Catherine E. Van Cortlandt, offering to deliver clean Road Hook Gravel on the parks, up to the close of navigation this year, for \$1.40 per yard.

Referred to the Treasurer.

Park Avenue Parks.

From Mr. A. S. Hatch and twenty-eight other residents, on

Park Avenue, requesting that the gas lamps on the railing around the parks in Park Avenue, be lighted.

(Minutes, July 11, 1877, p. 157.)

Filed.

LaCrosse.

From Mr. E. L. Swaine, President of the LaCrosse Club of the University of the City of New York, requesting permission for said club to play LaCrosse in Central Park.

(Minutes, May 29, 1878, p. 59.)

Referred to the President with power.

Daniel Foley

From Daniel Foley, laborer on Tompkins Square, stating that while at work on the 5th inst. he was injured by a portion of a bank of earth falling upon him, and asking to be allowed pay for the time he has been unable to work on account of his injuries.

Commissioner LANE moved that said Daniel Foley be allowed pay during the time he has been absent since October 5th, 1878, and that he be restored as soon as he is able to resume work.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Boston Road. Westchester Avenue.

From Mr. W. B. Clark and Mr. James Butler, requesting that proceedings be taken to acquire the title by the City to Boston Road.

The PRESIDENT then offered the following resolution :

Resolved, That the Counsel to the Corporation be, and he hereby is, authorized and requested to commence and prose-

cute proceedings on behalf of the Mayor, Aldermen and Commonalty of the City of New York, for the purpose of acquiring the title to Boston Road from Third Avenue to Westchester Avenue, and to Westchester Avenue (in West Farms) from Boston Road to the Bronx River, in the Twenty-third and Twenty-fourth Wards of the City of New York, wherever the title to the same has not been heretofore acquired (said road and avenue having been heretofore laid out by this Department as first-class streets); and that the President be, and hereby is, authorized to sign the petition to the Supreme Court for that propose, for and on behalf of this Department.

(Minutes, March 27 and Oct. 9, 1878, pp. 693 and 300.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Thomas F. Thompson.

From Messrs. J. and J. Farrington and others, requesting that Mr. Thomas F. Thompson, late a special patrolman, be retained as keeper on Madison Square.

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Bartlett Lamp Mfg. Co., globes.....	Maint. and Govm't	
	P. and P.....	\$50 00
Bell, Martin, harness repairs.....	Maint. 23d and	
	24th Wards...	4 15
Central Gas-Light Co., gas, Sept.....	Harlem R. B.,	
	Reps., Inept. and	
	M.....	46 67

Crombie, Thos. J., lumber.....	Harlem R. B., Reps., Impt. and M.....	\$822 39
Gibbs & O'Reilly, carpenter work....	Museum Natl. Hist.	2,385 10
Harlem Gas-Light Co., meter gas.....	Maint. and Govmt. P. and P.....	25 02
Harlem Gas-Light Co., gas, Sept.....	Maint. and Govmt. P. and P.....	\$58 71
	Harlem R. B., Reps., Impt. and M.....	33 55
		<hr/> 92 26
Hoyt, J. B. & Co., lace leather.....	Maint. and Govmt' P. and P.....	3 90
Independent Cal'm Light Co., calcium light.....	Music, Cent. Park.	20 00
Manhattan Gas Light Co., meter gas....	Maint. and Govt. P. and P.....	10 64
Metropolitan Gas Light Co., meter gas..	Maint. and Gov't P. and P.....	61 43
Metropolitan Gas Light Co., gas, Sept..	Maint. and Govt. P. and P.....	130 00
Milliken, David, saw dust.....	Maint. and Govt. P. and P.....	15 00
Moffat, David & Co., leather.....	Maint. and Govmt' P. and P.....	16 70
Mullane, John, salt, hay, oats, &c.....	Maint. and Govmt. P. and P.....	326 10
New York Gas Light Co., gas, Sept....	Maint. and Govmt. P. and P.....	328 50
New York Mutual Gas Light Co., meter gas.....	Maint. and Govt., P. and P.....	30 25
New York Mutual Gas Light Co., gas, Sept.....	Maint. and Govt. P. and P.....	213 95
Oakley, Fred. C., coal.....	Maint. and Govt. P. and P.....	52 00
Reeves, Robt. C., seed.....	City Parks Impt. F.....	12 75

Rhineland, F. W., expenses Mus. Art., Maint. and Govmt. P. and P.	\$438 05
Salamander Works, drain pipe. Tompkins Sq.	205 00
Salamander Works, drain pipe. Maint. 23d and 24th Wards.	9 00
Schmidt, John M., binding. Drainage Dist. 24th Ward, bounded by Fordham and Pelham Aves., &c.	3 50
Tomes' Son, Francis, whistles. Maint. and Govmt. P. and P.	16 00
	<hr/> <hr/>
	\$5,318 36

RECAPITULATION.

Maintenance and Government of Parks and Places.	\$1,776 25
Maintenance, etc., Twenty-third and Twenty-fourth Wards.	13 15
Harlem River Bridges, Repairs, Improvement and Maintenance.	902 61
Music Central Park.	20 00
Museum of Natural History.	2,385 10
City Parks Improvement Fund.	12 75
Drainage District, Twenty-fourth Ward, bounded by Fordham and Pelham Avenues.	3 50
Tompkins Park, Chap. 411, Laws 1878.	205 00
	<hr/> <hr/>
	5,318 36

Amounting in the aggregate to the sum of fifty-three hundred and eighteen dollars and thirty-six cents.

S. E. LANE. } *Auditing*
SAML. CONOVER, } *Committee.*

New York, October 16, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

James Feeley. Patrick Burns.

The PRESIDENT offered the following resolution :

Resolved, That James Feeley and Patrick Burns, laborers on Tompkins Square, who have been absent from work on account of sickness, be, and they are hereby, restored to work.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of the PRESIDENT, the Board adjourned at 10:45 o'clock A. M., to meet on Wednesday, the 23d October, 1878, at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, OCTOBER 23d, 1878.

ADJOURNED MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ CONOVER.

“ LANE.

At the hour of half past nine o'clock A. M., Mr. Henry J. Storrs, General Clerk in the Finance Department, attended on behalf of the Comptroller of the City, who had been duly notified, and the meeting being opened to the public, the President of the Department, in the presence of Mr. Storrs and of such of the parties making proposals for the several works hereafter mentioned as were present, opened the estimate box, and then and there publicly opened and read all estimates or proposals which had been received in pursuance of advertisements duly published in the *City Record* for the following works, namely :

Regulating and grading Third Avenue, in the Twenty-third Ward, and for additional work in said avenue and in and upon the cross streets intersecting said avenue, between One Hundred and Forty-seventh Street and Harlem River.

FOR WHICH THE FOLLOWING PROPOSALS WERE RECEIVED :

NAMES OF BIDDERS.	Excavation. Estimated Quantity 200 Cubic Yards.	Filling. Estimated Quantity 23,000 Cubic Yards.	Pavement, bridge or cross- ing stones and flag stones of sidewalk taken up, &c. Estimated Quantity 116,000 Square Feet.	Curb and gutter stones taken up, &c. Estimated Quantity 3,000 Lineal Feet.	Time, calculated at \$4 per day.	TOTALS.
	Per Cubic Yard.	Per Cubic Yard.	Per Square Foot.	Per Lineal Foot.	No. of Days	
1 Green Wright.....	\$00 25	\$00 25	\$00 00½	\$00 04	100	\$7,190 00
2 John F. Broderick.....	00 25	00 45	00 05	00 10	200	17,300 00
3 Peter T. Masterson.....	00 11	00 39	00 03	00 03	135	13,102 00
4 Charles M. Harris.....	00 25	00 65	00 01½	00 05	40	17,050 00
5 John Slattery.....	00 60	00 65	00 03	00 04	250	19,670 00
6 James J. Jones.....	00 20	00 32	00 01½	00 01½	50	9,095 00
7 Patrick Mulholland.....	noth'g.	00 32	nothing.	nothing.	100	7,760 00
8 Joseph A. Devlin.....	00 50	00 50	00 06	00 12	270	20,000 00
9 George A. Treacy.....			Irregular			
10 Montgomery A. Kellogg.....	00 25	00 34	00 01½	00 03	150	10,300 00
11 John B. Devlin.....	00 05	00 35	00 01	00 01	70	9,530 00
12 Patrick Farley.....	00 01	00 41	00 01	00 01	99	11,018 00
13 John B. Healy.....	00 25	00 50	00 07	no bid	150	20,270 00
14 John Brady.....	00 20	00 29	00 01	00 03	90	8,320 00
15 James Howe.....	00 23	00 19	00 01	00 03	100	6,066 00

(Minutes, Aug. 21, 1878, p. 198.)

Sewer and appurtenances in One Hundred and Fortieth Street, from Alexander Avenue to Brook Avenue, with branches in Alexander and Willis Avenues.

FOR WHICH THE FOLLOWING PROPOSALS WERE RECEIVED :

NAMES OF BIDDERS.	12-inch Pipe Sewer. Estimated Quantity 1,512 Linear Feet.	15-inch Pipe Sewer. Estimated Quantity 1,028 Linear Feet.	Receiving Basins. Estimated Number, 3.	Man Holes. Estimated Number, 27.	Time calculated at \$4 per day.	TOTALS.
	Per Linear Foot.	Per Linear Foot.	For each Receiving Basin.	For each Man Hole.	No. of Days.	
1 John H. McCabe.....	\$1 13	\$1 13	\$93 00	\$30 00	20	\$4,039 20
2 William E. Dean.....	1 10	1 27	110 00	55 00	40	4,943 76
3 John F. Broderick.....	2 50	2 57	100 00	1 00	400	8,348 96
4 Patrick Farley.....	0 27	0 29	75 00	25 00	71	1,890 36
5 John B. Healy.....	0 85	1 15	125 00	31 00	75	3,979 40
6 John B. Devlin.....	0 64	0 75	85 00	18 00	50	2,679 68
7 John Mulholland.....	1 63	1 79	125 00	37 00	60	5,918 68
8 Samuel Ruth, Jr.....	0 90	0 90	100 00	0 01	50	2,786 27
9 John Brady.....	0 90	0 98	90 00	24 00	60	3,526 24
10 John Slattery.....	3 50	3 75	100 00	17 00	No bid	9,906 00
11 George A. Treacy.....			Irregular			
12 John McKim & Jos. A. Devlin	2 00	2 00	175 00	30 00	40	6,575 00
13 Patrick Mulholland.....	0 68	0 70	Nothing.	Nothing.	1	1,751 76
14 James J. Jones.....	1 10	1 44	100 00	00 01	10	3,483 79
15 Charles M. Harris.....	0 55	0 75	75 00	50 00	60	3,417 60
16 Green Wright.....	1 14	1 34	111 00	53 00	120	5,345 20

Mason and Granite Work for eight parks in Fourth Avenue.

FOR WHICH THE FOLLOWING PROPOSALS WERE RECEIVED :

1.	John Underwood.....	\$18,944 00
2.	Nolan & McGrath.....	8,100 00
3.	John Mulholland.....	10,700 00
4.	Joseph Ross.....	20,300 00
5.	D. C. Weeks.....	8,784 00
6.	Robert L. Darragh.....	13,200 00
7.	Charles B. Trimble.....	10,998 00
8.	Wills & Dyer.....	14,227 00
9.	Barr & McEntee.....	8,650 00
10.	Charles Guidet.....	11,195 00
11.	John Hogan.....	11,780 00

(Minutes, August 21, 1878, p. 197.)

Iron Work for eight parks in Fourth Avenue.

FOR WHICH THE FOLLOWING PROPOSALS WERE RECEIVED :

1.	William H. Browne.....	\$5,282 00
2.	Francis Cook.....	4,945 00
3.	Alfred P. Boller.....	4,950 00
4.	Johnson Brothers.....	5,920 00
5.	Post & McCord.....	6,285 00
6.	Andrew J. Campbell.....	5,299 00
7.	J. B. & J. M. Cornell.....	5,272 00
8.	Lindsay & Graff.....	5,645 00
9.	The Composite Iron Works Co.....	4,940 00

(Minutes, August 21, 1878, p. 197.)

Marble Tile Work in basement story of Museum of Art.

FOR WHICH THE FOLLOWING PROPOSALS WERE RECEIVED :

1.	Michael Giblin.....	\$4,199 36
2.	Robert Logan.....	3,436 00
3.	Fisher & Bird.....	3,475 00
4.	Adolph Klaber.....	3,630 00
5.	A. L. Fauchere & Co.....	4,449 00
6.	Charles R. Hayward.....	4,875 00
7.	John Slattery.....	3,995 00
8.	S. Klaber & Co.....	3,812 50
9.	Thomas Smith.....	5,750 00

(Minutes, July 17, 1878, p. 135.)

Plasterers Work in basement under the main hall of the Museum of Art.

FOR WHICH THE FOLLOWING PROPOSALS WERE RECEIVED :

1. William Brennan.....	\$3,450 00
2. Robert McChristie	4,374 00
3. Charles B. Trimble.....	3,644 00
4. Gibb & O'Reilly.....	4,890 00
5. John Power.....	3,870 00
6. John Sheehy.....	3,350 00
7. D. C. Weeks.....	3,382 00

(Minutes, August 21, 1878, p. 200.)

Heating Apparatus Work in basement of Museum of Art.

FOR WHICH THE FOLLOWING PROPOSAL WAS RECEIVED :

1. The Angell and Blake Manufacturing Company.....	\$1,751 00
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(Minutes, July 17, 1878, p. 135.)

Mr. Storrs, the bidders and others who were present then retired.

Minutes.

The minutes of the previous meeting of the 16th inst. were then read and approved.

The following communications, were then presented and read :

Receiving basin at College Avenue.

From the Health Department calling the attention of the Department to the condition of the receiving basin at the junction of College Avenue and One Hundred and Forty-fourth Street.

Referred to the Superintendent of the Twenty-third and Twenty-fourth Wards.

Manhattan Square.

From Mr. Cyrus Clark, suggesting that the Department make Manhattan Square a free dump under proper restrictions, for

the purpose of having it filled up as soon as possible and at the least expense.

Referred to the Superintending Architect for his report.

Foot-ball on Central Park.

From Mr. John M. Forbes, Principal of Grammar School No. 35, requesting permission for a club of the members of said school to play foot-ball on Central Park.

Refused.

Arsenal.

From the Police Surgeon, calling the attention of the Commissioners to the unhealthy condition of the "Arsenal" in Central Park, caused by the odors emanating from the meat room on the ground floor, and the sewer gas consequent upon defective sewerage.

(Minutes, January 23, 1878, p. 540.)

Commissioner CONOVER moved that said communication and subject be referred to the President with power.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

A. L. Clapp, Carriage Service.

From Mr. A. L. Clapp, licensee of the Carriage service in Central Park, requesting that his license fee for the year 1878 be remitted for the present.

(Minutes, August 29, 1877, p. 254.)

Referred to the Treasurer to report.

John J. Moran.

From Mr. George W. Morton recommending Mr. John J. Moran for the position of inspector or foreman,

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report.

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval.

Arnold, David P., meat and tallow.	Maint. and Govmt.		
	P. and P.	\$229	70
	Harlem R. B.,		
	Reps., Impt. and		
	M.	6	00
		<hr/>	\$235 70
Coogan, Wm., labor and mats.	Crosswalk Ford-		
	ham Ave. near		
	11th Street.		65 00
Cooper, Hewitt & Co., iron wire.	Maint. & Govmt.		
	P. & P.		12 59
Handibode, P., coal	Maint. and Govmt.		
	P. and P.		23 75
Hitchings & Co., grate bars.	Maint. and Gov't		
	P. and P.		5 50
Holbrook, E. F. & Bros., glass.	Maint. & Govmt.		
	P. and P.		26 46
Pratt, Chas. & Co., oil.	Museum of Art.		9 60
Seaman, John A., shovels and wheelbar-			
rows.	Tompkins Sq.		60 00
Seaman, John A., spikes, putty and oil.	Maint. and Govt.		
	P. and P.	\$7	53
	Harlem R. B.		
	Reps., Impt. and		
	M.	8	55
		<hr/>	16 08
Van Tassell & Kearney, horses.	Maint. & Govmt.		
	P. & P.		750 00
Whitney, A. R., iron.	Maint. & Govmt.		
	P. and P.	\$24	04
	Museum Natural		
	History.	3	30
		<hr/>	27 34
		<hr/>	\$1,232 02
		<hr/>	

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$1,079 57
Harlem River Bridges, Repairs, Impt. and Maint.....	14 55
Museum of Art.....	9 60
Museum Natural History.....	3 30
Tompkins Square.....	60 00
Crosswalk Fordham Avenue near 11th Street.....	65 00
	————— \$1,232 02
	<u> </u>

Amounting in the aggregate to the sum of twelve hundred and thirty two dollars and two cents

S. E. LANE, } *Auditing*
SAM. CONOVER, } *Committee.*

NEW YORK, October 23d, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Treasurer's Report.

The TREASURER presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks in account with

Smith E. Lane, Treasurer.

1878.	CR	
Oct. 2.	By balance	\$2,296 76
Oct. 2 to }	“ cash received from licenses, permits and	
Oct. 23. }	sundries.....	1,308 93
		————— \$3,605 69

October 23, 1878.]

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DR.

Oct. 2 & 23. To cash paid into City Treasury.....	\$1,368 34	
“ “ “ “ “ for monumenting Fox Estate...	412 54	
“ balance.....	1,824 81	
		<hr/>
		\$3,605 69
In Bank of Metropolis.....	\$1,722 72	
“ drawer... ..	102 09	
		<hr/>
		1,824 81
		<hr/> <hr/>

S. E. LANE,

Treasurer D. P. P.

NEW YORK, Wednesday, October 23, 1878.

9:30 A. M.

W. H. Rhodaback,

Commissioner LANE presented a bill of Mr. W. H. Rhodaback, for cement barrels, furnished for use in Twenty-third and Twenty-fourth Wards, during 1877, and which was certified by the late superintendent of those wards, and he offered the following resolution :

Resolved, That the bill of Mr. W. H. Rhodaback for thirty-five cement barrels, used by the Superintendent of the Twenty-third and Twenty-fourth Wards, during 1877, and amounting to the sum of \$3.50, be, and hereby is, approved and allowed.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Henry Donohue. John Sutton.

The PRESIDENT offered the following resolution :

Resolved, That Henry Donohue and John Sutton, laborers on Tompkins Square, who have been absent for more than three days on account of sickness, be, and they are hereby, restored to work.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative,

a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

On motion of the PRESIDENT, the Board adjourned at 11 o'clock A. M., to meet on Wednesday, the 30th inst., at 9:30 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, OCTOBER 30th, 1878.

ADJOURNED MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 23d inst, were read and approved.

The following communications were presented and read :

Meetings of the Board.

From the Clerk of the Common Council, forwarding a copy of the following ordinance, which had been approved by his Honor the Mayor on the 28th inst., namely :

Be it ordained by the Mayor, Aldermen, and Commonalty of the City of New York, in Common Council convened, as follows :

Section 1. All meetings of the Boards or Commissions constituting Departments of the City Government of the City of New York, for the transaction of public business, shall be held openly, and shall, in all cases, be accessible to the public. Such meetings shall be held at such times and places as may be determined upon by each of such Departments, and due notice thereof shall be published daily in the *City Record*.

Sec. 2. This ordinance shall take effect immediately.

The PRESIDENT moved that said communication be referred to the Counsel to the Corporation for his opinion as to the authority of the Common Council to enact said ordinance.

Adopted.

Bridge over Harlem River.

From the Clerk of the Common Council, forwarding a copy of the following preambles and resolution, which had been approved by his Honor the Mayor on the 24th inst., namely :

Whereas, The Government of the United States has undertaken the work of improving the Harlem River and Spuyten Duyvil Creek, so that the same may be rendered freely navigable for vessels from the Hudson River to the East River and Long Island Sound, saving in the passage not less than twenty-four miles of intricate navigation around the Battery, a work in which the transportation interests of the country are so largely concerned as to place it among those of national importance; and

Whereas, The completion of this work is not less important to the City of New York, in the midst of which these waters lie, and the want of conveniences for crossing them has become a source of great inconvenience and annoyance to the population on either side; and

Whereas, It is evident that the work of improving the navigation of these waters and the providing of tunnels and bridges for crossing them should proceed upon one settled plan, so that the expenditure to facilitate one object may not prove an obstacle to the other equally important object; therefore

Resolved, That General John Newton, under whose enlightened management and direction the improvements of the river are placed by the United States authorities, be respectfully requested to inform this Board whether in his judgment it is consistent with the plans of the Government of the United States or with the most favorable and convenient navigation of these waters that bridges or other structures be built across them on or at slight elevations above their surface, and in order that any wasteful expenditure of money may be avoided, the Departments of the City Government which have jurisdiction in the matter of building bridges or other structures over these waters are requested to refrain from proceeding with or building any low bridges or other structure calculated to obstruct the free use and navigation of these water ways until the plans thereof are brought in harmonious agreement with those of the United States Government.

(Minutes, Oct. 9, 1878, p. 299.)

Filed.

Bridge over Harlem River.

From Mr. Charles Stoughton, urging the Department to proceed with the construction of the proposed bridge over Harlem River at the junction of Madison Avenue and One Hundred and Thirty-ninth Street.

Filed.

Sewer in 140th Street.

From the Counsel to the Corporation, as follows :

LAW DEPARTMENT,
Office of the Counsel to the Corporation, }
NEW YORK, October 29th, 1878.

HON. JAMES F. WENMAN,

President of the Department of Public Parks :

From your letter to me of the twenty-fifth instant, and the papers therewith submitted, the following facts appear :

On the fifth instant the Department advertised for proposals for constructing a sewer and appurtenances in the Twenty-third Ward. The advertisement, among other things, contains the following:

"The Engineer's estimate of work and materials, by which the bids will be tested, is as follows, to wit:

" 1,512 lineal feet of 12-inch pipe sewer.

" 1,028 " " " 15 " " "

" 3 receiving basins complete.

" 27 manholes complete.

"No proposal will be received which contains prices for other items than those above mentioned, or which does not contain prices for all of said items."

You state that Mr. Patrick Mulholland was one of the bidders, and if his bid is regular, he is the lowest; that he has, however, "bid the sum of nothing for two of the items for which prices are called." You request my opinion whether the bid is regular, and whether Mr. Mulholland is entitled to the award of the contract, and you ask that my reply may be sent before Wednesday morning.

The law requires that contracts of the description referred to in your letter should be given to the lowest bidder, and the ordinances of the Common Council also provide that the advertisement for bids should state the quantity and quality of supplies, and the nature and extent, as near as possible, of the work required. In determining who is the highest bidder, the bids must be tested in a case like this, by the Engineer's estimate of the work and materials, that will be required to perform the contract. Under this system of course no bid can be received which contains prices for items not included in the Engineer's estimate, because if such bids were received it would be impossible to determine who was the lowest bidder. Moreover, it is indispensable, for the same reason, that every bid should indicate what sum, *if any*, the contractor is to receive for each item included in the Engineer's estimate. A bidder cannot be permitted, by omitting to bid for any particular item, to have the question kept open as to how much he is to receive for such item. There is no provision of law or ordinance, however, which requires that each bidder should state a price for each item included in the Engineer's estimate, nor is there any substantial reason, under the present system of letting contracts, why he should do so. He must, however, indicate a price for each item, or clearly indicate that, where *no* price is named for any item it is to be done for nothing. It is not necessary to decide in the present case what the effect would be if the bid had contained no reference whatever to receiving basins or manholes. Mr. Mulholland states in effect, that he will construct such basins and manholes for nothing. I have no doubt that his bid is entirely regular, and that he is entitled to the award of the contract. The papers transmitted with your letter are herewith returned.

I am, Sir,

Yours, respectfully,

WM. C. WHITNEY,

Counsel to the Corporation.

(Minutes, October 23, 1878, p. 321.)

Filed.

Third Avenue sidewalks. Third Avenue bridge.

From the Health Department, calling the attention of the Department to the condition of the sidewalks on that portion of Third Avenue which constitutes the approach to the Third Avenue bridge over Harlem River, namely, from One Hundred and Thirtieth Street to the bridge.

Filed.

Also from the Superintendent of Parks, reporting upon the condition of said sidewalks, and giving a list of persons who have stands on same.

The PRESIDENT moved that said communication be filed, and that the Superintendent of Parks be directed to report the estimated cost of repairing said sidewalks.

Adopted.

Entrance and Roadway in Central Park.

From the Superintending Architect, reporting upon the request of Mr. A. C. Allen and others, that an entrance be constructed to Central Park at the northeast corner thereof, and also a carriage-way from said entrance to One Hundred and Second Street, and stating that to do so would destroy the portion of the Park set aside for a nursery and botanical garden, and that the construction of the proposed carriage-way would cost at least \$60,000.

(Minutes, October 9, 1878, p. 301.)

The PRESIDENT moved that said report be filed, and that the request for the construction of said entrance and a carriage-way be refused.

Adopted.

W. J. McGovern. Painters.

From the Superintendent of Parks, requesting that some additional painters be appointed, as the number at present in the employment of the Department is not sufficient.

Commissioner CONOVER moved that Mr. W. J. McGovern be appointed a painter on the Parks.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Henry Bouten. J O'Connor. J. Comer.

From the Superintendent of Parks, forwarding the applications of Henry Bouten, Jerry O'Connor, and John Comer, laborers, who had been absent for more than three days on account of sickness, to be restored.

The PRESIDENT moved that said Henry Bouten, Jerry O'Connor, and John Comer, laborers, be restored to work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Inspector of Sewer Openings.

John Curren.

From the Engineer of Construction, recommending that an inspector of sewer openings be appointed, whose duty it shall be to personally inspect and supervise all sewer connections in the Twenty-third and Twenty-fourth Wards.

The PRESIDENT offered the following resolution :

Resolved, That John Curren be, and he is hereby, transferred from the position of Assistant Foreman and appointed "Inspector of Sewer Openings" in the Twenty-third and Twenty-fourth Wards, and that his pay be, and hereby is, fixed at the rate of \$4 per day.

(Minutes, August 23, 1878, p. 214.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Receiving Basin at College Avenue.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, reporting that the receiving basin at the junction of College Avenue and One Hundred and Forty-fourth Street, which the Health Department had complained of, had been cleared.

(Minutes, October 23, 1878, p. 323.)

Filed.

Laborers, &c., for 23d and 24th Wards.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, applying for an increase in the force employed in those Wards.

Commissioner CONOVER moved that twenty additional laborers and one double team be appointed in the Twenty-third and Twenty-fourth Wards.

(Minutes, Sept. 4, 1878, p. 237.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Houdan Fowl. Menagerie.

From the Director of the Menagerie, requesting permission to exchange two owls for three Houdan fowls.

The PRESIDENT moved that the permission requested be granted.

Adopted.

Doe and Fawn. Menagerie.

From Mr. R. Seidenberg, presenting the Department with a Doe and Fawn for the Menagerie.

The PRESIDENT moved that the donation be accepted with the thanks of the Commissioners.

Adopted.

Denman Place. Tinton Avenue.

From Mr. Adam Munck and others, requesting that the culvert at the junction of Denman Place and Tinton Avenue be enlarged.

Referred to the Engineer of Construction for his report.

Regulating, &c., 3d Ave. Clark Vandewater.

From Hon. John Kelly, recommending Mr. Clark Vandewater for appointment as an inspector.

The PRESIDENT offered the following resolution :

Resolved, That Mr. Clark Vandewater be, and he hereby is, appointed an inspector upon the work of regulating and grading Third Avenue, from One Hundred and Forty-seventh Street to Harlem River, and that his pay be fixed at \$4 per day.

(Minutes, Oct. 23, 1878, p. 320.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Weuman, Wetmore, Conover, Lane—4.

James Carroll.

From Mr. John McQuade, and others, recommending the appointment of Mr. James Carroll as a Gate-keeper.

Filed.

Michael Connolly. John McDonald.

From Mr. Bernard Reilly, requesting that Michael Connolly be appointed a laborer in place of John McDonald, who had left work.

Commissioner LANE moved that said Michael Connolly be appointed a laborer on Tompkins Square in place of said John McDonald.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Peter Lynch.

From Hon. Fernando Wood, requesting that Peter Lynch be appointed a Gate-keeper.

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee presented the following report:

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval:

Briggs, W. H., and Dennis Valentine, rent.....	Maint., etc., 23d & 24th Wards...	\$120 00
Colwell Lead Co., lead pipe.....	Tompkins Square.	265 73
Draper, Danl., sundries	Maint. & Govmt P. & P.....	25 24
Handibode, P., coal.....	Maint. & Govmt. P. & P.....	161 50
Handibode, P., coal.....	Museum of Art...	356 25
McNab & Harlin Mfg. Co., solder and stop cock.....	Tompkins Square.	11 40
Merchant, S. L. & Co., Portland cement	Maint. and Govt. P. and P.....	17 40
Mulholland, P., labor and materials.....	Mott Ave., 138th and 144th Sta. Sewers.....	1,060 64

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Rhodaback, W. H., cement barrels.....	Maint 23d and 24th Wards, 1877.....	3 50
Shepperd, F., leaders and stoves.....	Maint. 23d and 24th Wards....	32 40
Van Tassell & Kearney, horses.....	Maint. and Govt. P. and P.....	725 00
		<hr/>
		\$2,779 06
		<hr/> <hr/>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$929 14
Maintenance, &c., 23d and 24h Wards.....	155 90
Tompkins Square.....	277 13
Museum of Art.....	356 25
Mott Avenue, 138th and 144th Street Sewers.....	1,060 64
	<hr/>
	\$2,779 06
	<hr/> <hr/>

Amounting in the aggregate to the sum of twenty-seven hundred and seventy-nine dollars and six cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, October 30th, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Commissioner CONOVER, from the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval :

Decker, Nich. H., and Geo. W. Quintard,

materials and labor.....Impt. and Cont.		
	Riverside Ave.	\$15,125 09
		<hr/>
		\$15,125 09
		<hr/> <hr/>

Amounting in the aggregate to the sum of fifteen thousand one hundred and twenty-five dollars and nine cents.

SAML. CONOVER, } *Auditing*
 } *Committee.*

I refuse to audit the foregoing estimate of Decker and Quintard for \$15,125.09 for the reason that my personal examination of the work satisfies me that it has not been performed according to the contract, and that the certificate of the Engineer Franklin, that it has been so performed, is incorrect.

S. E. LANE, } *Auditing*
 } *Committee.*

NEW YORK, October 30, 1878.

The above mentioned bill having been read and passed on, the President moved that that the Board do now approve it, and that the Secretary be directed to transmit it to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Thomas Ryan.

Commissioner LANE, whom the President had designated to conduct the trial of Patrolman Thomas Ryan on certain charges of neglect of duty, presented the following report :

DEPARTMENT OF PUBLIC PARKS, }
 36 Union Square (East), }
 NEW YORK, 29th October, 1878. }

Patrolman Thomas Ryan was tried before me on the 26th October, 1878, on a charge of neglect of duty, in that he lost his shield on 13th September, 1878, but it was afterwards found next day.

The testimony of Officer Ryan shows that, although he lost his shield, off his own beat, yet it was in the performance of his duty, while chasing some boys who had come into Central Park and were doing mischief. That the shield was found next day.

I report in favor of dismissing the complaint, and recommend the adoption of the following resolution :

Resolved, That the charge preferred against Patrolman Thomas Ryan be, and the same is hereby, dismissed.

All which is respectfully submitted.

S. E. LANE,
Commissioner.

Commissioner WETMORE moved that said report be accepted and that the resolution therein recommended be adopted.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
 —4.

John Russell.

Commissioner LANE, whom the President had designated to conduct the trial of Patrolman John Russell, on certain charges of neglect of duty, presented the following report :

DEPARTMENT OF PUBLIC PARKS, }
 36 Union Square (East), }
 NEW YORK, 29th October, 1878. }

Patrolman John Russell was tried before me on the 18th October, 1878. He was charged with neglect of duty and not properly patrolling his post. That he could not be found on his post from 7:50 to 8:23 p.m. on the night of October 3d, 1878.

Patrolman Russell's testimony shows that he was patrolling within the limits of his post during the time he was charged with being absent.

He is corroborated by officer James Higgins and a citizen, James A. McKinley.

The evidence of Sergeant Flock is not sufficient to convict officer Russell. I therefore report him not guilty, and recommend the adoption of the following resolution :

Resolved, That the charges preferred against Patrolman John Russell be, and the same are hereby, dismissed.

All which is respectfully submitted.

S. E. LANE,
Commissioner.

The PRESIDENT moved that said report be accepted, and that the resolution therein recommended be adopted.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Patrick Burns.

Commissioner LANE, whom the President had designated to conduct the trial of Gate-keeper Patrick Burns on charges of smoking while on duty, presented the following report :

DEPARTMENT OF PUBLIC PARKS, }
36 Union Square (East), }
NEW YORK, 29th October, 1878. }

Patrick Burns, Gate-keeper, was tried before me on the 26th October, 1878, on a charge of smoking a pipe while on duty on 16th October, 1878.

Officer Burns admitted that he took a few draws of a pipe, but pleaded in extenuation of his offense that it was not his own pipe, but one that belonged to a workman, who had left it in his coat near officer Burns' gate. That the workman showed it to him, and said it was "*a raal Irish pipe*, one that he had brought over from the *auld* country. That this attracted officer Burns' attention, and with his great love for the *auld* country, and knowing the *swateness* of that pipe, he just took one or two draws of that same *auld* pipe from the Emerald Isle, and just in time to be caught by the sergeant."

I report that officer Burns is guilty of the charge, and I do recommend for adoption the following resolution :

Resolved, That Patrick Burns, Gate-keeper, be fined one day's pay for the offense.

All which is respectfully submitted.

S. E. LANE,
Commissioner.

The PRESIDENT moved that said report be accepted, and that the resolution therein recommended be adopted.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Patrick Burns.

Commissioner LANE, whom the President had designated to conduct the trial of Gate-keeper Patrick Burns on charges of using unbecoming language to his superior officer, presented the following report :

DEPARTMENT OF PUBLIC PARKS, }
36 Union Square (East), }
NEW YORK, 29th October, 1878. }

Patrick Burns, Gate-keeper, was tried before me on the 26th October, 1878, on a charge of using rough and unbecoming language to Sergeant England, on the 17th October, 1878.

I find the charge proved, and recommend for adoption the following resolution :

Resolved, That Patrick Burns, Gate-keeper, be summoned before the President and reprimanded by him for the offense.

All which is respectfully submitted.

S. E. LANE,
Commissioner.

The PRESIDENT moved that said report be accepted, and that the resolution therein recommended be adopted.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Battery Park.

New York Elevated Railroad Co.

Commissioner LANE, to whom was referred the communication of Mr. W. Katté, Chief Engineer of the New York Elevated Railroad Company, with the plans of said company for the foundations and construction of the extension of its road on the Battery Park, presented the following Report :

DEPARTMENT OF PUBLIC PARKS, }
36 UNION SQUARE (East), }
NEW YORK, 30th October, 1878. }

To the Commissioners of Public Parks:

The undersigned, to whom was referred the communication from Mr. Walter Katté, Chief Engineer of the New York Elevated Railroad Company, enclosing plans showing location of the foundations, and details of construction of said Railroad, over the south end of the Battery, in accordance with the license to said company, dated 3d day of July, 1878.

Reports favorably on said plans, and recommends for adoption the following resolution:

Resolved, That the plans for the extension of the New York Elevated Railroad Company across the Battery, this day presented, be adopted, and that said plans be certified and filed.

All which is respectfully submitted.

S. E. LANE,
Commissioner

(Minutes, October 16, 1878, p. 312.)

Commissioner CONOVER moved that said report be accepted, and the resolution therein recommended be adopted.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Riverside Avenue.

The PRESIDENT offered the following resolution:

Resolved, That the penalties for the non-completion of the work of improving and constructing Riverside Avenue, on or before the 31st October, 1877, the time stipulated in the contract, be, and hereby are, remitted up to the first day of November, 1878.

(Minutes, Oct. 2, 1878, p. 290.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Regulating, &c., Third Ave.

The PRESIDENT offered the following resolution:

Resolved, That the proposal (No. 15) of Mr. James Howe, for regulating and grading Third Avenue, in the Twenty-third Ward, and for additional work in said avenue, and in and upon the cross streets intersecting said avenue, between One Hundred and Forty-seventh Street and Harlem River, be accepted as the lowest bid; that the contract therefor be, and hereby is,

awarded to said James Howe, and that the President be, and hereby is, authorized to execute the same for and on behalf of this Department.

(Minutes, October 30, 1878, p. 335.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Sewer in 140th Street.

The PRESIDENT offered the following resolution :

Resolved, That the proposal (No. 13) of Mr. Patrick Mulholland, for the construction of a sewer and appurtenances in One Hundred and Fortieth Street, from Alexander Avenue to Brook Avenue, with branches in Alexander and Willis Avenues, be accepted as the lowest bid ; that the contract therefor be, and hereby is, awarded to the said Patrick Mulholland, and that the President be, and hereby is, authorized to execute the same, for and on behalf of this Department.

(Minutes, October 30, 1878, p. 330.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Fourth Ave. Parks.

Mason and Granite Work.

The PRESIDENT offered the following resolution :

Resolved, That the proposal (No. 2) of Messrs. Nolan and McGrath for the mason and granite work for eight parks in Fourth Avenue, be accepted as the lowest bid, that the contract therefore be, and hereby is, awarded to said Nolan and McGrath, and that the President be, and hereby is, authorized to execute the same for and in behalf of this Department.

(Minutes, Oct. 23, 1878, p. 322.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Fourth Avenue Parks.
Iron Work.

The PRESIDENT offered the following resolution :

Resolved, That the proposal (No. 9) of the Composite Iron Works Company, for the iron work for eight parks in Fourth Avenue, be accepted as the lowest bid ; that the contract therefor be, and hereby is, awarded to said Composite Iron Works Company, and that the President be, and hereby is, authorized to execute the same for and on behalf of this Department.

(Minutes, Oct. 23, 1878, p. 322.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Museum of Art.
Marble Tile Work.

The PRESIDENT offered the following resolution :

Resolved, That the proposal (No. 2) of Mr. Robert Logan for the marble tile work in the basement story of the Museum of Art building, be accepted as the lowest bid ; that the contract therefor be, and hereby is, awarded to said Robert Logan, and that the President be, and hereby is, authorized to execute the same for and on behalf of this Department.

(Minutes, Oct. 23, 1878, p. 322.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Art.
Plasterers' Work.

The PRESIDENT offered the following resolution :

Resolved, That the proposal (No. 7) of Mr. D. C. Weeks for the plasterers' work in the basement under the main hall of the Museum of Art building, be accepted as the lowest bid ; that the contract therefor be, and hereby is, awarded to said D. C. Weeks, and that the President be, and hereby is, authorized to execute the same for and on behalf of this Department.

(Minutes, Oct. 23, 1878, p. 323.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Art.
Heating Apparatus.

The PRESIDENT offered the following resolution :

Resolved, That the proposal (No. 1) of the Angell & Blake Manufacturing Company for the heating apparatus work in the basement of the Museum of Art building be accepted as the lowest bid ; that the contract therefore be, and hereby is, awarded to the said Angell & Blake Manufacturing Company, and that the President be, and hereby is authorized to execute the same for and on behalf of this Department.

(Minutes, October 23, 1878, p. 323.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

John F. Dawson.

Commissioner LANE offered the following preambles and resolution :

Whereas, Commissioner Lane charges that John F. Dawson, Superintendent of Parks, took one of the horses of the Department on Saturday morning, the 5th of October, 1878, and went to the races at Jerome Park, and did not return himself, or bring the horse to the stables in Central Park until Sunday, the 6th of October, 1878, at 12:30 o'clock P. M., in violation of his duty and of the rules of the Department.

And whereas, said Commissioner Lane charges that on the 12th day of October, 1878, the said John F. Dawson grossly insulted him by shaking his fist in his face, and using insulting language to him.

And whereas, said Commissioner Lane charges that the said John F. Dawson constantly and wilfully neglects his duties as Superintendent of Parks.

Resolved, That it is hereby proposed to remove him from office for the causes aforesaid, and that he be informed thereof, and that he will be allowed an opportunity of making an explanation at the next meeting of the Board at ten o'clock in the forenoon.

The PRESIDENT moved that said resolution be amended so as to read as follows ;

Resolved, That the Superintendent of Parks be notified to appear before this Board at its next meeting to answer said charges, and that if he be found guilty thereof it is proposed to remove him from his position.

(Minutes, July 17, 1878, p. 144.)

The PRESIDENT put the question, whether the Board would agree to said motion to amend said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

The PRESIDENT then put the question, whether the Board would agree to said preambles and resolution, as amended, and

it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

James Murphy.

Commissioner LANE presented the resignation of Gate-keeper James Murphy, and moved that it be accepted.

(Minutes, July 24, 1878, p. 164.)

Adopted.

Edward G. Tully.

Edward G. Tully, an applicant for appointment on the police force, was then received, and, the Police Surgeon having reported favorably upon his examination,

Commissioner LANE offered the following resolution :

Resolved, That Edward G. Tully be, and he is hereby, appointed a Gate-keeper on the police force in the place of James Murphy retired.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Matthew Lyons. Thos. Burns.

The PRESIDENT offered the following resolution :

Resolved, That Matthew Lyons and Thomas Burns be, and they are hereby, appointed Special Patrolmen ; that they be detailed for duty on Reservoir Square ; and that their pay be fixed at \$2 per day each.

(Minutes, October 9, 1878, p. 305.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

On motion of the President, the Board adjourned, at 11:45 o'clock A. M., to meet on Wednesday, the 6th November, 1878, at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, NOVEMBER 6, 1878.

REGULAR MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of October 30th, 1878, were read and approved.

The following communications were presented and read :

Daniel Mapes.

From the Clerk of the Common Council, forwarding a copy of the following resolution, which had been approved by his Honor, the Mayor, on the 30th ultimo, namely :

Resolved, That permission be, and the same is hereby, given to Daniel Mapes to remove the hay scales now on the east side of Main Street, near Cross Street, Twenty-fourth Ward, and replace the same in front of his feed store, opposite Cross Street, the work to be done at his own expense, under the direction of the Commissioners of Public Parks ; such permission to continue only during the pleasure of the Common Council.

Referred to the Superintendent of the Twenty-third and Twenty-fourth Wards.

Third Avenue Sidewalks. Third Avenue Bridge.

From the Superintendent of Parks, stating that it will cost about \$150 to repair the sidewalks of Third Avenue from One Hundred and Thirtieth Street to Harlem River Bridge.

(Minutes, Oct. 30, 1878, p. 331.)

The PRESIDENT moved that the Superintendent of Parks be directed to have said sidewalks repaired.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Gravel.

From the Superintendent of Parks, stating that he requires at least two boatloads of gravel to repair the drives of the Parks during the winter.

(Minutes, Oct. 16, 1878, p. 312.)

Filed.

Bridge over Harlem River.

From the Engineer of Construction, stating that it is necessary to make soundings of the bed of Harlem River between Madison Avenue and One Hundred and Thirty-eighth Street, before advertising for proposals for the bridge to be constructed there, and requesting that an Assistant Engineer and two assistants be appointed for that purpose.

(Minutes, Oct. 9, 1878, p. 299.)

Laid over.

Foster House. Riverside Park.

From the Superintending Engineer of Riverside Avenue Construction, stating that the house on Riverside Park known as the "Foster House," is in very bad condition, and should be repaired at once, to keep it from further deterioration.

(Minutes, Nov. 21, 1877, p. 397.)

Referred to the Superintendent of Parks, for his report.

Blacksmiths' Helper.

From the Mechanical Engineer, requesting that a blacksmiths' helper be appointed.

Filed.

Popcorn on Central Park.

From Mr. A. G. Ferguson, asking permission to make and sell popcorn balls on Central Park.

Refused.

Henry Dowling.

From Mr. William Joyce, and others, recommending Mr. Henry Dowling for the position of messenger.

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Berrian, H. M., Agt., hay and oats, &c..	Maint. 23d & 24th	
	Wards.....	\$40 37
Devlin, John B., labor and materials....	Third ave., 134th	
	and 135th Sts.	
	Sewer	1,185 21
Devlin, John B., curbing, &c.....	Tompkins Square.	640 44
Douglas, W. P., rent of Museum of Art..	Maint. and Govmt.	
	P. and P.....	1,625 00
Gold & Stock Tel. Co., rent of line....	Maint. and Govmt.	
	P. and P.....	62 50
Gordon, Robt., Actg. Treas., expenses		
	Mus. Art.....	
	Maint. & Govmt.	
	P. and P.....	471 73
Harlem Gas Light Co., meter gas	Maint. & Govmt.	
	P. and P.....	19 40

Handibode, P., coal.....	Maint. and Govmt.		
	P. and P.....	\$6 60	
	Harlem R. B.,		
	Reps., Imp. & M.	3 00	
	Tompkins Square.	2 40	
		<hr/>	\$12 00
Harmer, Hays & Co., ticking and carpet,	Maint. and Govmt.		
	P. and P.....		10 40
Irwin, Wm., petty expenses.....	Maint. and Govmt.		
	P. and P.....	\$82 35	
	Surveying, laying		
	out, etc., 23d		
	and 24th Wards	30	
	Maint., &c., 23d and		
	24th Wards....	28 16	
	Tompkins Square.	6 00	
		<hr/>	117 11
Mount's, H. R., Son, brooms....	Harlem R. B. Reps		
	Impt. & M.....	\$1 18	
	Maint. and Govmt.		
	P. and P.....	19 82	
		<hr/>	21 00
New York Mutual Gas Light Co., rent..	Maint. and Govmt.		
	P. and P.....		625 00
Pollock & VanWagenen, spikes and oil..	Maint. 23d & 24th		
	Wards.....		88 83
Telfair & Snedeker, sperm oil.....	Maint. and Govmt.		
	P. and P.....	\$25 50	
	Harlem R. B.		
	Reps. Impt. &		
	M.....	17 00	
	Maint., &c., 23d and		
	24th Wards....	1 70	
		<hr/>	44 20
Van Winkle, E. B., petty expenses....	Surveying, Laying-		
	out, etc., 23d &		
	24th Wards....		3 80
Walton Bros., rubber hose.....	Maint., etc., 23d &		
	24th Wards....		16 75
Wheatly, R. R., hay, oats, &c.....	Maint., etc., 23d &		
	24th Wards....		39 89
			<hr/>
			<u>\$4,973 63</u>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$2,948 60
Maintenance 23d and 24th Wards.....	165 70
Harlem River Bridges, Repairs, Impt. and Maint.....	21 18
Surveying, Laying-out, etc., 23d and 24th Wards.....	4 10
Tompkins Square.....	648 84
Third Avenue, 134th and 135th streets, etc., Sewer.....	1,185 21
	\$4,973 63

Amounting in the aggregate to the sum of forty-nine hundred and seventy-three dollars and sixty-three cents.

S. E. LANE, } *Auditing*
 SAML. CONOVER, } *Committee.*

NEW YORK, November 6, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
 —4.

Treasurer's Report.

The Treasurer presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks,

In account with Smith E. Lane, Treasurer.

CR.

1878.		
Oct. 23.	By balance.....	\$1,824 81
Oct. 23 }	By cash received from permits and licenses....	40 73
to		
Nov. 6. }		\$1,865 54

Dr.

Oct 23	}	To cash paid into City Treasury.....	\$102 09	
to				
Nov. 6.	}	To balance.....	1,763 45	
Nov. 6.				
				\$1,865 54
				<hr/>
		In Bank of Metropolis.....	\$1,722 72	
		" drawer.....	40 73	
				<hr/>
				\$1,763 45
				<hr/>

S. E. LANE,
Treasurer D. P. P.

NEW YORK, November 6, 1878.
9.30 A.M.

John F. Dawson.

Commissioner WETMORE offered the following resolution :

Resolved, That the charges preferred at the last meeting of the Board against Mr. John F. Dawson, Superintendent of Parks, be, and hereby are, referred to Commissioner Conover to take testimony and report thereon to this Board.

(Minutes, October 30, 1878, p. 346.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

—4.

On motion of the PRESIDENT the Board adjourned at 10:30 o'clock A. M., to meet on Wednesday, November 13, 1878, at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, NOVEMBER 13, 1878.

ADJOURNED MEETING—9.30 O'CLOCK. A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of November 6th, 1878, were read and approved.

The following communications were presented and read :

Maintenance, &c., of Parks and Places.

From the Secretary of the Board of Estimate and Apportionment, forwarding a copy of the following resolution, which had been adopted by that Board, on the 6th November, 1878, namely :

Resolved, That the sum of twelve thousand five hundred dollars be, and the same is hereby, transferred from the appropriation for the year 1877, entitled “Interest on the City Debt,” which is in excess of the amount required for the purposes and objects thereof, to the appropriation made for the Department of Public Parks for the year 1878, entitled “Maintenance and Government of Parks and Places,” for all supplies and for wages, &c., which is insufficient.

(Minutes, Oct. 16, 1878, p. 310.)

Filed.

Manhattan Square.

From the Superintending Architect, reporting upon the communication of Mr. Cyrus Clark, suggesting that Manhattan Square be made a free dump, and stating that before the square

is filled to any extent it will be necessary to construct two new sewers, one from the northwest corner and the other from the northeast corner of the square, both to connect with the sewer at present existing. That the cost to construct these sewers and the necessary man-holes will be about \$3,000. Also recommending that said square be made a free dump for earth, rock and ashes, under certain restrictions.

(Minutes, Oct. 23, 1878, p. 323.)

Commissioner CONOVER moved that said communication and subject be referred to the President, with power.

Adopted.

Peter R. Buckelew.

From the Topographical Engineer, stating that he had begun the setting of the monuments on the "Fox Estate," and that he required the services of an additional assistant until the completion of the field work on said property.

(Minutes, August 21, 1878, p. 207.)

The PRESIDENT then offered the following resolution :

Resolved, That Mr. Peter R. Buckelew be, and he hereby is, appointed an assistant in the office of the Topographical Engineer until the completion of the field work on the Fox Estate, and that his pay be fixed at the rate of \$2 per day.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

James Davis. L. Kehoe.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, recommending that James Davis, Steam Engineer, and Lawrence Kehoe, Night Watchman, be discharged, as he has discontinued using the steam engine and pump for this season.

The PRESIDENT stated that on the receipt of said communication on the 9th inst. he had suspended the said James Davis and Lawrence Kehoe.

(Minutes, Aug. 28, 1878, p. 215.)

Commissioner CONOVER moved that the action of the President be approved, and that said James Davis and Lawrence Kehoe be discharged.

Adopted.

Museum of Natural History.

From the Mechanical Engineer, reporting upon the condition of the steam engines, elevator and pump in the Museum of Natural History building, and the manner in which they are cared for by the Trustees of the American Museum of Natural History.

Referred to the President.

Museum of Natural History.

From Mr. William A. Haines, Chairman of the Executive Committee of the Trustees of the American Museum of Natural History, requesting that the following items of work on the Museum of Natural History building be ordered, at a cost not exceeding the amounts set opposite each item, viz. :

- | | |
|--|---------|
| 1. Enlarging coal bin and four outside windows to northern extension .. | \$62 00 |
| 2. Iron guard, basement window, and gate for upper stairs..... | 33 00 |
| 3. Filling out openings, and securing stop-bead in all windows, and filling angles in circular head windows..... | 61 00 |

The PRESIDENT moved that said items of work be ordered, and that the Treasurer be authorized to issue orders therefor at prices not to exceed the amounts above stated.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Thomas Clark.

From Mr. Thomas Clark, a painter in the employment of the Department, stating that while at work, on the 26th of October, 1878, he met with an accident which rendered him unable to work, and asking to be allowed pay for the time he so lost.

The PRESIDENT moved that Mr. Thomas Clark be restored to work, and that he be allowed pay for such time as he has been absent since the 26th day of October, 1878

(Minutes, June 12, 1878, p. 91.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Ponies on Central Park.

From Mr. E. A. Hopkins, asking permission to place ponies for hire on Central Park.

(Minutes, April 18, 1877, p. 766.)

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Boote, Edw'd., tiling.....	Museum Natural History.....	\$30 00
Crissey, Wm. V., chamois.....	Maint. and Govmt. P. and P.....	3 12
Colwell Lead Co., lead and pipe.....	Tompkins Square	21 79
Crombie, Thos. J., pine timber.....	Maint. and Govt. P. and P.....	22 50
Devlin, John B., blue stone edging.....	Tompkins Square.	522 75
Devlin, John, coke.....	Tompkins Square.	2 50

Handibode, P., coal.....	Maint. and Govt. P. and P.....	\$23 75
Holbrook, E. F. & Bros., glass.....	Maint. and Govt. P. and P.....	16 47
Hunter, Keeler & Co., water pipe.....	Tompkins Square.	159 41
Jones, Chas. and Thos. P. McQuade, labor and materials.....	Brook Av. Sewer.	9,362 79
Kreischer, B. & Son, fire clay.....	Maint. and Govt. P. and P.....	2 25
McNab & Harlin Mfg. Co., plumbing materials.....	Tompkins Square.	45 53
Merchant, S. L. & Co., Portland cement,	City Parks Impt. Fund.....	8 70
Mott, J. L. Iron Works, walk boxes, &c.	City Parks Impt. Fund.....	\$4 01
	Tompkins Square.	184 24
		<hr/> 188 25
Mount's Son, H. R., brushes.....	Museum Natural History.....	12 00
Mullane, John, hay, oats, feed, &c.....	Maint. and Govmt. P. and P....	350 29
New., T., roofing felt.....	Maint. and Govmt. P. and P.....	6 00
O'Brien, W. K. & Bro., mounting photo- graphs.....	Maint. and Govmt. P. and P.....	14 80
O'Donnell, John, milk.....	Maint. and Govmt. P. and P.....	12 40
Reeves, Robt. C., motor hoes.....	Tompkins Square.	1 50
Reeves, Robt. C., seed and rakes.....	Maint. and Govmt. P. & P.....	16 10
Stackpole & Bro., repairs and plumbobs,	Surveying, laying out, etc., 23d and 24th W's..	81 00
Shady, James H., fish.....	Maint. and Govmt. P. and P.....	11 16
Seaman, John A., paints, oils and turpen- tine.....	Maint. and Govmt. P. and P.....	38 70

Van Winkle, E. B., petty expenses	Monumenting Fox Estate	\$32 31
Whitney, A. R., iron	Maint. and Govmt. P. and P.	18 88
		<hr/>
		<u>\$11,004 95</u>

RECAPITULATION.

Maintenance and Government of Parks and Places	\$536 42
Surveying, laying out, &c., 23d and 24th Wards	81 00
City Parks Improvement Fund	12 71
Museum Natural History	42 00
Tompkins Square	937 72
Monumenting Fox Estate	32 31
Brook Avenue Sewer	9,362 79
	<hr/>
	<u>\$11,004 95</u>

Amounting in the aggregate to the sum of eleven thousand and four dollars and ninety-five cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, November 13, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

P. J. Masterson. James McKiever. Wm. McDonald.

The PRESIDENT reported verbally that on the 11th inst. he

had suspended the following assistant foremen, namely, Peter J. Masterson, James McKiever, and William McDonald.

(Minutes, Aug. 28, Sept. 18, Oct. 2, 1878, pp. 214, 268 and 291.)

Commissioner CONOVER then offered the following resolution :

Resolved, That the action of the President in suspending assistant foremen Peter J. Masterson, James McKiever, and William McDonald be approved; that said Peter J. Masterson and James McKiever be, and hereby are, discharged and removed from the employment of the Department; and that William McDonald be, and hereby is, restored to his position as assistant foreman.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Tompkins Square. Laborers, &c.

The PRESIDENT reported verbally that, in consequence of the work on Tompkins Square having progressed to such a state of completion that the whole force employed could not be worked to advantage, he had, on the 12th inst., suspended four foremen, sixteen laborers with horses and carts, four masons, and about one hundred and ten laborers.

(Minutes, Sept. 18, 1878, p. 269.)

Commissioner CONOVER moved that the action of the President be approved, and that said foremen, laborers with horses and carts, masons and laborers be discharged.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Gravel.

Commissioner LANE presented the following report :

DEPARTMENT OF PUBLIC PARKS, }
36 Union Square (East), }
NEW YORK, 12th November, 1878. }

To the Commissioners of Public Parks :

The undersigned, to whom it was referred to report upon the communication of Mrs. Catharine E. Van Cortlandt, offering to furnish Roa Hook gravel to the Department at \$1.40 per cubic yard, delivered on the Park, up to the close of navigation, 1878, respectfully reports :

That in January, 1878, he found at the Sheepfold yard two boat loads of gravel, then recently delivered from the beds, of Mrs. Van Cortlandt, by Mr. F. A. Rida-
bock, at the price of \$1.65 per cubic yard. That the same was of a very inferior quality, and full of loam and dirt. That in February, 1878, he purchased three boat loads of gravel from John B. Devlin, at the price of \$1.64 per cubic yard. And in April, 1878, said Devlin reduced his price to \$1.60 per cubic yard, and has since delivered eighteen boat loads at that price. That all of the gravel delivered by said Devlin has been of the best quality and free from loam and dirt.

Mrs. Van Cortlandt now offers to deliver on the Parks, up to the close of navigation, 1878, clean Roa Hook gravel at \$1.40 per cubic yard. Mr. Devlin declines to furnish gravel for a price less than \$1.60 per cubic yard, and there being no other bidder, I report in favor of purchasing gravel from Mrs. Van Cortlandt, and offer the following resolution :

Resolved, That the Treasurer issue orders to Mrs. Catharine E. Van Cortlandt, upon the requisition issued for two boat loads of gravel, at the price of \$1.40 per cubic yard.

All of which is respectfully submitted.

S. E. LANE,
Treasurer D. P. P.

(Minutes, Nov. 6, 1878, p. 350.)

The PRESIDENT moved that said report be accepted, and that the resolution therein offered be adopted.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Covover, Lane—4.

Maintenance, &c., of Parks and Places.

Commissioner WETMORE offered the following resolution :

Resolved, That the Superintendent of Parks be, and hereby is, directed to place all men employed on the laboring force of the Maintenance of Parks and Places, including mechanics, on half time until further order, excepting Foreman, men employed in the Menagerie, in the stables, in the Museums and other buildings.

(Minutes, Oct. 31, 1877, p. 375.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Bridge over Harlem River.

Daniel Bontecou; Daniel Campbell; C. P. Bonnett.

The PRESIDENT offered the following resolution :

Resolved, That the under-mentioned persons be, and hereby are, appointed to the positions and at the rates of pay set opposite their names, respectively, and that they be assigned to duty under the Engineer of Construction, upon the construction of the bridge over Harlem River, from Madison Avenue to One Hundred and Thirty-eighth Street, namely :

Daniel Bontecou, Assistant Engineer.....	\$150 per month.
Daniel Campbell, Assistant.....	100 " "
Charles P. Bonnett, Assistant.....	65 " "

(Minutes, Nov. 6, 1878, p. 350.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Fourth Av. Parks.

The PRESIDENT offered the following resolution :

Resolved, That the Secretary be, and he hereby is, directed to prepare and publish advertisements for proposals for the following works, namely :

1. Mason and granite work for four parks in Fourth Avenue, situate between Seventy-first and Seventy-third Streets and between Eighty-eighth and Ninetieth Streets.
2. Iron work for four parks in Fourth Avenue, situate between Seventy-first and Seventy-third Streets and between Eighty-eighth and Ninetieth Streets.

That the specifications heretofore approved for similar works on other parks in Fourth Avenue be used for said works,

and that the amount of security required be fixed as follows : for the mason and granite work, \$3,000 ; for the iron work, \$2,000.

(Minutes, Oct. 30, 1878, p. 343.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of the President, the Board adjourned at 11 o'clock A. M., to meet on Wednesday, the 20th inst., at 9.30 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, NOVEMBER 20th, 1878.

REGULAR MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 13th inst. were read and approved.

The following communications were presented and read :

Regulating, &c., Third Av.

From the Comptroller of the City, as follows :

CITY OF NEW YORK—FINANCE DEPARTMENT, }
COMPTROLLER'S OFFICE, }
November 15, 1878. }

Hon. JAMES F. WENMAN,
Pres. Dept. Public Parks :

Sir,—The proposal of James Howe, No. 876 Eighth Avenue, for regulating, grading, &c., Third Avenue, between One Hundred and Forty-seventh street and Harlem River, is herewith returned without my approval of the sureties:

Upon examination it is ascertained that Mr. Howe does not reside at No. 876 Eighth Avenue, and he is not known in that neighborhood.

J. B. Ayres, one of the sureties, whose address is stated on the said proposal to be 316 West Thirty-ninth street, cannot be found at that place, and inquiry in the neighborhood reveals no knowledge of him.

M. Johnes, the other surety, whose address is given as No. 678 Eighth Avenue, cannot be found there, and he is not known in the neighborhood.

The affidavits are certified by W. John Obryen as Notary Public, residing at No. 424 West Fifty-first Street.

Upon inquiry at the County Clerk's Office, it is ascertained that there is no such Notary Public as W. John Obryen, or any one of the name whose handwriting corresponds with the alleged signatures to the affidavit.

Mr. W. John O'Bryon, who resides at 424 West Fifty-first street, the address above given, states that the signatures upon the proposal are forgeries of his name, which is wrongly spelt, as *Obryen* instead of O'Bryon.

Very respectfully,

JOHN KELLY,
Comptroller.

Filed,

The PRESIDENT then offered the following resolution :

Resolved, That the resolution adopted by this Board at its meeting held on the 30th day of October, 1878, awarding the contract for regulating and grading Third Avenue, from One Hundred and Forty-seventh Street to Harlem River, to Mr. James Howe, be, and hereby is, rescinded; and that the proposal of said James Howe for said work be, and hereby is, rejected for the reasons stated in the communication of the Comptroller of the City, dated November 15, 1878.

(Minutes, Oct. 30, 1878, p. 342.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Regulating, &c., Third Avenue.

The PRESIDENT then offered the following resolution :

Resolved, That the proposal (No. 1) of Mr. Green Wright, for regulating and grading Third Avenue, in the Twenty-third Ward, and for additional work in said Avenue, and in and upon the cross streets intersecting said Avenue, between One Hundred and Forty-seventh street and Harlem River, be accepted as the lowest bid; that the contract therefor be, and hereby is, awarded to said Green Wright, and that the President be, and hereby is, authorized to execute the same for and on behalf of this Department.

(Minutes, October 30, 1878, p. 342.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Five Points Park.

J. J. Schillinger.

From the Counsel to the Corporation as follows :

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION,
NEW YORK, November 12th, 1878. }

HON. JAMES F. WENMAN,

President Department of Parks.

Sir,—An action was commenced in May, 1877, by John J. Schillinger against the Mayor, Aldermen and Commonalty, to recover \$2,014¹⁴/₁₀₀, the amount claimed to be due under a contract for laying a cement flagging on the Five Points Park in 1874.

This action was defended upon the ground that the work, though performed by the plaintiff in all respects according to the instructions of the engineer in charge, did not in several respects conform to the specifications.

Upon the trial before Hon. A. R. Lawrence, about two weeks ago, the complaint was dismissed on the ground that it appeared from the plaintiff's own showing that there had been in the performance of the work a variance from the specifications.

The facts brought out on the trial are substantially these :

The engineer in charge of the work, Mr. Bogart, I believe, finding that part of the Park, to be covered by the flagging, consisted (at the depth of four inches below the surface) of a bed of ashes, which in his judgment would form as good a foundation for the cement as the broken stone and sand provided for in the specifications, directed the plaintiff, wherever the ashes occurred, not to excavate to the required depth of twelve inches and then put in the foundation filling, but instead, to lay the cement directly on top of the ashes.

Under at least one-third of the surface, ashes were found ; and only four inches of earth instead of twelve were taken out, and of course no broken stones and sand were required for filling.

Plaintiff's bill was never audited by the Park Commissioners, though I believe some reduction was made by the engineer on account of the alterations directed by him.

The evidence further showed that the condition of the flagging was still good, and the engineers testified that in their opinion the portion of the cement laid on the ashes would last as well as that laid on the bed of broken stones and sand.

The law is at present, I think, in our favor, but it is always hard to sustain permanently injustice, and courts always endeavor to find some loophole to prevent an inequitable and unjust result from being successfully worked out, and in that way they establish law against us to our permanent injury. The old rule that "hard cases make bad law," is a true one, and it is not for the interest of the City to perpetrate injustice through the courts.

There may be good reasons why the Department should not settle with this plaintiff upon a fair basis, and if there are I shall take your instructions in the premises ; but if it is true that he has substantially performed the work, and no considerations exist against a fair settlement, I recommend examination of the work be made by your Department, and if the flagging is found to be in a good condition, and, if in your opinion, the specifications were substantially complied with, then plaintiff's bill should be audited at such a sum as would allow him compensation for the material actually furnished, and the work actually done under the contract, without interest or costs.

I am sir, yours respectfully,

WM. C. WHITNEY,

Counsel to the Corporation.

(Minutes, February 10, 1876, p. 622.)

Commissioner LANE moved that said communication be received and referred to the Comptroller of the City.

Adopted.

Fourth Avenue Parks.

Thomas F. Goodwin.

From the Superintending Architect, stating that it is necessary that a competent man be detailed to inspect the work of construction of the Parks on Fourth Avenue.

The PRESIDENT then offered the following resolution :

Resolved, That Thomas F. Goodwin, stonecutter in charge, be, and he hereby is, transferred from his present position and appointed Inspector upon the work of constructing the Fourth Avenue Parks, and that his pay be, and hereby is, fixed at the rate of \$4 per day.

(Minutes, July 31, 1878, p. 171.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Laborers in 23d and 24th Wards.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, recommending that the force of laborers employed in the Twenty-third and Twenty-fourth Wards be reduced by the discharge of eight laborers, as he cannot use the number employed to advantage at this season of the year.

The PRESIDENT moved that the following named eight laborers in the Twenty-third and Twenty-fourth Wards be discharged, namely : Michael Connelly, Keyron Delaney, John Curtis, David Gregg, James Nolan, George Quirk, Michael Cavanagh and John Muckleman.

(Minutes, Oct. 30, 1878, p. 334.)

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Bridge at 165th Street; Cedar Street bridge.
Alexander Brennan.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, stating that it would be advisable to appoint a man to watch and take care of the bridge at One hundred and Sixty-fifth Street, near Jerome Avenue, and also the bridge at Cedar Street, both over Cromwell's Creek.

The PRESIDENT moved that Alexander Brennan be appointed care taker of said two bridges and that his pay be fixed at the rate of \$3 per day.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Michael Halloran.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, recommending that Michael Halloran, laborer, who had been absent for three days, be restored.

The PRESIDENT moved that said Michael Halloran be restored to work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Jerome Avenue ; Trees.

From the Superintending Gardener, reporting upon the condition of the trees on Jerome Avenue, the number missing and the cost to replace them.

(Minutes, Oct. 9, 1878, p. 301.)

The PRESIDENT moved that said communication be filed, and that the Superintending Gardener be directed to have the trees on Jerome Avenue properly pruned.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Boston Road.

From Mr. James R. Marvin and Mr. William Cauldwell, requesting that the proceedings to acquire the title to Boston Road be discontinued.

(Minutes, Oct. 16, 1878, p. 313.)

Referred to the President.

135th Street.

From Mr. Jordan L. Mott and eleven other owners of property and taxpayers on the line of One hundred and Thirty-fifth Street, from Third Avenue west to Railroad Avenue, in the Twenty-third Ward, requesting that the lines of said portion of One hundred and Thirty-fifth Street be altered from those at present established to those established prior to the filing of the map prepared by the commissioners appointed by Chapter 841 of the Laws of 1868.

Referred to the Civil and Topographical Engineer for his report.

Skating Houses on Central Park.

From Mr. Columbus Ryan, licensee for the sale of refreshments in Central Park, offering to put up the large skating house and gentleman's water-closet at the Lake in Central

Park for the sum of \$975, if the Department will haul all the lumber, &c., to the ground and will put down the platforms.

(Minutes, Dec. 5, 1877, p. 426.)

Referred to the President, with power.

Battery Park.

New York Elevated Railroad Co.

From Mr. Walter Katté, Chief Engineer of the New York Elevated Railroad Company, informing the Department that the work of constructing the extension of the road of said company on the south portion of the Battery Park will be commenced on the 19th November, 1878.

(Minutes, Oct. 30, 1878, p. 341.)

Filed.

Audit

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Arnold, David P., meat and vegetables	Maint. and Gov't P. and P.	\$255 00
Bell, M., repairs to harness	Maint. 23d and 24th Wards	1 00
Benoit, A. V., leveling rod	City Parks Impt. Fund	14 50
Central Gas Light Co., gas, Oct.	Harlem R. B. Reps., Impt. and Maint.	46 67
Crissey, Wm. V. & Co., witch hazel extr.	Maint. and Gov't P. and P.	4 00
Colgate & Co., laundry soap	Harlem R. B. Reps., Impt. and Maint.	\$1 20
	Maint. and Gov't P. and P.	4 80
		<hr style="width: 10%; margin-left: auto; margin-right: 0;"/> 6 00

Devlin, John B., blue stone edging.....	Tompkins Sq...		660 00
Early & Lane, blacking.....	Maint. and Gov't		
	P. and P.....		2 25
Gardam, W. & Son, sun-shade and holder.	Maint. and Gov't		
	P. and P.....		13 50
Harlem Gas Light Co., gas, Oct.....	Maint. and Gov't		
	P. and P.....	\$60 89	
	Harlem R. B.		
	Reps., - Impt.		
	and Maint....	33 55	
		<hr/>	93 94
Handibode, P., coal.....	City Parks Impt.		
	Fund.....		19 00
Holbrook, E. F. & Bros., glass.....	Maint. and Gov't		
	P. and P.....		23 30
Hunter, Keller & Co., pipe and plugs....	Museum of Art..	\$6 90	
	Tompkins Sq...	5 60	
		<hr/>	12 50
Knickerboker Ice Co., ice.....	Maint. and Gov't		
	P. and P.....	\$17 40	
	Surveying, laying		
	out, etc., 23d		
	and 24th Wards	2 40	
		<hr/>	19 80
Lawrence, B. H., blacksmithing.....	Maint. 23 and		
	24th Wards....		15 55
Metropolitan Gas Light Co., gas. Oct....	Maint. and Gov't		
	P. and P.....		130 00
Metropolitan Gas Light Co., gas-meter...	Maint. and Gov't		
	P. and P.....		61 00
Mott, J. L., Iron Works, stove parts.....	Maint. and Gov't		
	P. and P.....		22 35
Murphy & Nesbit, brick and cement.....	City Parks Impt.		
	Fund.....		45 75
Murphy & Nesbit, brick and cement.....	Tompkins Sq..		268 50
Murphy and Nesbit, brick, sand, &c.....	City Parks Impt.		
	Fund.....	\$5 25	
	Museum of Art.	1 05	
	Maint. and Gov't		
	P. and P.....	207 60	
		<hr/>	213 80

New York Mutual Gas Light Co., gas, Oct. Maint. and Gov't		
P. and P.....		213 95
New York Gas Light Co., gas, Oct..... Maint. and Gov't		
P. and P.....		328 50
Page, Kidder & Fletcher, paving cement.. City Parks Impt.		
Fund.....		79 80
Reeves, Robert C., plough shares..... Maint. 23d and		
24th Wards...	\$12 65	
Maint. and Gov't		
P. and P.....	8 10	
	<hr/>	20 75
Rogers, H. A., bolts..... Maint. and Gov't		
P. and P.....		4 04
Ruhe, Louis, bird food..... Maint. and Gov't		
P. and P.....		16 00
Seaman, John A., oil, paints, &c..... Museum Natural		
History.....		66 30
Seaman, John A., nails, scoop, and putty.. Maint. and Gov't		
P. and P.....	\$4 23	
Harlem R. B.		
Reps., Impt. and		
Maint....	2 40	
	<hr/>	6 63
Van Tassell and Kearney, robe..... Maint. 23d and		
24th Wards...		20 00
Walwork & Co., repairs to stamp..... Maint. and Gov't		
P. and P.....		3 75
Young, Chas. C., bread..... Maint. and Gov't		
P. and P.....		43 92
		<hr/>
		<u>\$2,732 05</u>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$1,423 98
Maintenance, etc., 23d and 24th Wards.....	49 20
Harlem River Bridges, Repairs, Impt. and Maint.....	83 82
Surveying, laying-out, &c., 23d and 24th Wards.....	2 40

City Parks Improvement Fund.....	164 30
Museum of Art.....	7 95
Museum of Natural History.....	66 30
Tompkins Square	934 10
	----- \$2,732 05
	<u> </u>

Amounting in the aggregate to the sum of twenty-seven hundred and thirty-two dollars and five cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, November 20th, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Treasurer's Report.

The TREASURER presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks in account with

Smith E. Lane, Treasurer.

CR.

1878.

Nov. 6.	By balance	\$1,763 45
Nov. 6 } to Nov. 20. }	" cash received from permits and licenses..	1,667 51
		<u> </u> \$3,430 96
		<u> </u>

DR.

Nov. 6 } to Nov. 20. } " " }	To cash paid into City Treasury..... \$1,708 23 " " " expenses monumenting Fox Estate..... 505 52 " balance..... 1,217 21 <hr style="width: 100px; margin-left: auto; margin-right: 0;"/> \$3,430 96 <hr style="width: 100px; margin-left: auto; margin-right: 0;"/>
Cash in Bank of Metropolis.....	\$1,217 21 <hr style="width: 100px; margin-left: auto; margin-right: 0;"/>

S. E. LANE,
Treasurer.

NEW YORK, Wednesday, November 20, 1878, 9:30 A. M.

Manhattan Square.

The PRESIDENT presented the following report:

36 UNION SQUARE. }
November 20, 1878. }

To the Commissioners of the Department of Public Parks:

Gentlemen,—On the 26th and 31st December, 1877, Mr. Samuel B. Ruggles, with the permission of this Department, entered into two contracts with Mr. John Mulholland for the filling and shaping of a portion of the northern end of Manhattan Square. The price for the first contract was \$175, and for the second, \$400. Mr. Ruggles at the time deposited his checks with the Secretary of the Department for the above amounts.

Mr. F. A. Calkins, Assistant Engineer of the Department, who has supervised the work, has reported that Mr. Mulholland has completed his two contracts, and Mr. S. B. Ruggles has authorized the payment of the checks to Mr. Mulholland.

Under these circumstances, I directed the Secretary to pay said checks to Mr. Mulholland and take his receipts therefor.

Annexed hereto are the estimates for the work, Mr. Mulholland's two contracts with his receipts endorsed thereon, Mr. Calkins' certificate that the work is completed, and Mr. S. B. Ruggles' authorization for the payment of the checks to Mr. Mulholland.

All which is respectfully submitted.

JAMES F. WENMAN,
President Department Public Parks.

(Minutes, Nov. 21, 1877, p. 409.)

Commissioner CONOVER moved that said report be accepted and the action of the President approved.

Adopted.

Laborers, &c., on Tompkins Square.

The PRESIDENT reported verbally that he had suspended

eight laborers, with horses and carts, on Tompkins Square, for the reason that there was no further work for them.

(Minutes, Nov. 13, 1878, p. 361.)

Commissioner CONOVER moved that the President's action be approved, and that said eight laborers, with horses and carts, be discharged.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Clark Vandewater.

The PRESIDENT offered the following resolution :

Resolved, That Mr. Clark Vandewater be, and he is hereby, transferred from the position of Inspector upon the work of regulating and grading Third Avenue, and appointed to the position of Inspector upon the work of constructing a sewer in One Hundred and Fortieth Street, from Alexander Avenue to Brook Avenue, and that his pay be fixed at the rate of \$4 per day.

(Minutes, October 30, 1878, p. 335.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Michael McQuillan. Michael O'Donnell. Patrick Horan.

The PRESIDENT offered the following resolution :

Resolved, That Michael McQuillan be appointed a laborer in the Twenty-third and Twenty-fourth Wards, and Michael O'Donnell a laborer on the Parks ; and that Patrick Horan, a laborer on the Parks, be restored.

(Minutes, Nov. 20, 1878, p. 368.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Battery Park.

New York Elevated Railroad Co.

Commissioner LANE offered the following resolution :

Resolved, That the New York Elevated Railroad Company be permitted to change the location of the receiving basin at the corner of the Battery, opposite Pier No. 1, East River, to a place ten feet north, on the edge of the sidewalk, and that the receiving basin, on the said sidewalk, midway between said corner and State Street, be moved twenty feet to the north, and the drinking fountain also be removed ten feet north. Such removals to be made, and the said basins and fountain to be rebuilt and replaced, in all respects as they now are, and that proper connections be made with the sewer, at the expense of the said railroad company, and under the supervision of this Department, and that the Secretary be directed to prepare a written contract with the said railroad company to that effect. The said railroad company first to obtain the proper permits for the aforesaid removals from the Department of Public Works.

(Minutes, Nov. 20, 1878, p. 371.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Riverside Avenue.

Commissioner CONOVER offered the following resolution :

Resolved, That the matter of the Riverside Avenue contract be referred to Montgomery A. Kellogg, Esq., Civil Engineer, to

examine the work done under the contract between this Department and Messrs. Decker and Quintard, the contractors, and report the present condition of the work, and in what respects it is done in conformity with the contract, and in what respects it is not so done; and that the said civil engineer be, and he is hereby, directed to act in said examination, in conjunction with two other civil engineers, to be appointed, one by the Mayor, and one by the Comptroller, if those officers shall so elect. Notice of such appointments, if made by the Mayor and Comptroller, to be given to this Department.

Resolved, That the contractors shall pay the expenses of the said Commission, and that their assent thereto be requested.

Resolved, That a copy of these resolutions be transmitted to the Mayor and Comptroller.

(Minutes, Oct. 16th and 30th, 1878, p. 311 and 338.)

The PRESIDENT put the question, whether the Board would agree to said resolutions, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

On motion of the President, the Board adjourned at 11 o'clock A. M., to meet on Wednesday, the 27th inst., at 9.30 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, NOVEMBER 27, 1878.

ADJOURNED MEETING—9:30 O'CLOCK, A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 20th inst. were read and approved.

The following communications were presented and read :

Bridge over Harlem River.

From the Department of Docks, in reply to a request from the President, offering to lend to the Department a Boring Machine, for the purpose of making soundings in the bed of Harlem River, at the site of the proposed bridge, from the termination of Madison Avenue to One Hundred and Thirty-eighth Street, on condition that the Department pays all the expenses connected with the machine, and returns it in about three weeks, in as good condition as when received.

(Minutes, Nov. 13, 1878, p. 363.)

Filed.

The PRESIDENT then offered the following resolution :

Resolved, That the following force be employed on the Steam Boring Machine at the following rates of pay, namely: F. D. Smith, steam engineer, at 35 cts. per hour; Charles Wolf,

John Olsen, Jeremiah Collins, Samuel Watson and Patrick Harvey, laborers, at 20 cts. per hour, each ; Lawrence Kehoe, night watchman, at \$1.60 per day ; and that this resolution take effect from the 20th inst.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Riverside Park. 96th Street.

From the Commissioner of Public Works, stating that the established grade of Ninety-sixth Street, which is at present under contract to be regulated and graded, is about four feet higher than the present surface of Twelfth Avenue and the dock on the North River. That it is not likely that Twelfth Avenue will be raised to its established grade for some years, and recommending that the grade of Ninety-sixth Street, where it passes through Riverside Park, be lowered about four feet.

Referred to the President, with power.

Michael O'Donnell. Terence Lynch.

From the Superintendent of Parks, recommending that Terence Lynch, a laborer on the Parks, who had been absent on account of sickness for more than three days, be restored ; and stating that Michael O'Donnell, who was appointed a laborer at the last meeting of the Board had not reported for work.

(Minutes. Nov. 20, 1878, p. 376.)

The PRESIDENT moved that the action of the Board, appointing said Michael O'Donnell a laborer be rescinded, and that Terence Lynch be restored to work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :—

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

135th Street.

From the Topographical Engineer, reporting upon the application of Mr. Jordan L. Mott and others, to have the lines of One Hundred and Thirty-fifth Street, between Third and Railroad Avenues, changed, and recommending that their requests be granted, but stating that to do so would require the resetting of some monuments, and that the appropriation is so far exhausted that it will be necessary to defer the work until next year.

(Minutes, November 20, 1878, p. 370.)

Laid over.

Map of Sewerage District in 23d Ward.

From the Topographical Engineer, submitting a map of the proposed plan of Sewerage District No. 34, in the Twenty-third Ward.

The PRESIDENT then offered the following resolution :

Resolved, That the map or plan for the sewerage and drainage district in the Twenty-third Ward, lying east of Trinity and Eagle Avenues, west of Dawson Street and Stebbins Avenue, south of One Hundred and Sixty-Eighth Street, and north of Edgewater Road, entitled, "Plan of drainage for "Sewerage District No. 34, in the Twenty-third Ward of the "City of New York," dated "New York, Nov. 26, 1878," and signed, "Julius Munckwitz, Superintending Architect, D. P. P.," and "E. B. Van Winkle, Topographical Engineer, D. P. P.," be, and hereby is, approved; that it be filed, and that similar maps or plans be filed in the following offices, viz.: the office of the Common Council, the office of the Comptroller of the City, the Health Department, and the Department of Public Works.

(Minutes, March 6, 1878, p. 630.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

B. R. Guion.

From Mr. B. R. Guion, Assistant Engineer on Brook Avenue sewer, requesting that his pay be increased from \$1,500 to \$1,800 per annum.

Also from the Engineer of Construction and the Topographical Engineer, recommending that Mr. Guion's request be granted.

(Minutes, Dec. 20, 1876, p. 487.)

Laid over.

Riverside Avenue.

From Messrs. Decker & Quintard, contractors for the construction and improvement of Riverside Avenue, as follows :

NEW YORK, 20th Nov., 1878.

To the Commissioners Department of Public Parks :

GENTLEMEN.—We hereby agree to pay the expenses and charges of Mr. M. A. Kellogg, Civil Engineer, this day appointed by you to examine the work on Riverside Avenue, and also of any other two civil engineers, one to be appointed by the Mayor, and one by the Comptroller of the City, for the same purpose. The payment of said expenses and charges to be made as soon as said engineers shall respectively make their report.

Yours respectfully,

DECKER & QUINTARD.

By N. H. DECKER,

Attorney.

(Minutes, Nov. 20, 1878, p. 377.)

Filed.

Alley-way in 23d Ward.

Henry Lewis Morris.

From Mr. Henry Lewis Morris, asking the Department to lay out an alley-way upon his property in the Twenty-third Ward, bounded by Mott Avenue, One Hundred and Fiftieth Street, Walton Avenue and the Harlem River and Spuyten Duyvil Railroad.

Referred to the President.

Battery Park.

New York Elevated Railroad Co.

From Mr. Walter Katté, Chief Engineer of the New York Elevated Railroad Co., forwarding a copy of a permit granted by the Department of Public Works for the contemplated change of the positions of the receiving basins on the Battery Park.

(Minutes, Nov. 20, 1878, p. 377.)

The PRESIDENT moved that said communication be filed, and that the New York Elevated Railroad Co. be requested to submit the original of said permit to this Department.

Adopted.

Concord Avenue.

From Mr. F. G. Salmon, notifying the Department that he had been appointed Receiver of James Finnegan and Peter Zink, judgment debtors, and demanding the delivery to him of all moneys, &c., due to them, and especially a certificate of the amount alleged due to said James Finnegan for work on Concord Avenue.

(Minutes, June 26, 1878, p. 112.)

Filed.

E. L. Heusner.

From Mr. E. L. Heusner, applying for employment upon the work of constructing the bridge over Harlem River.

Filed.

G. Kosmak.

From Mr. G. Kosmak, laborer, resigning his employment.

Accepted.

Crossing at Kingsbridge Road, Thomas and Berrian Avenues.

From Mr. R. R. Wheatley, requesting that a crossing be laid at the junction of Kingsbridge Road, Thomas and Berrian Avenues, in the Twenty-fourth Ward.

Referred to the Board of Aldermen.

Elephant.

From Mr. John H. Starin of Niblo's Garden Theatre, asking the Department to lend an elephant to said theatre, for the purpose of a representation which was about to be produced there.

Commissioner LANE moved that the request be refused.

Adopted.

Wm. Griffin.

From Mr. Edward Gilon and others, recommending Mr. William Griffin for an appointment on the police force.

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Beeber, M. & Co., gloves.	Maint. and Govmt. P and P.	\$93 75
Coogan, Wm., monuments.	Surveying, Lay- ing out, etc., 23d and 24th Wards.	3 00
Coogan, Wm., monuments.	Monumenting Fox Estate.	411 00
Devlin, John B., edging and labor.	Tompkins Square.	671 76
Hurmer, Hays & Co., drill and felts	Maint. and Govmt P. and P.	12 50
Handibode, P., coal.	Maint. and Govmt. P. and P.	\$166 25
	Surveying, Lay'g. out, etc., 23d and 24th Wards.	9 50
		<hr/> 175 75
Mooney, Thos., sand.	Tompkins Square.	105 00

Murphy & Nesbit, brick and cement. Tompkins Square.	\$357 50	
City Parks Impt.		
F.	5 70	
	<hr/>	363 20
Seaman, John A., bolts, locks, &c. Museum of Art.		7 13
		<hr/>
		<u>\$1,843 09</u>

RECAPITULATION.

Maintenance and Government Parks and Places.	\$272 50
Surveying, laying out, etc., 23d and 24th Wards.	12 50
Monumenting Fox Estate.	411 00
Museum of Art.	7 13
City Parks Improvement Fund.	5 70
Tompkins Square.	1,134 26
	<hr/>
	<u>\$1,843 09</u>

Amounting in the aggregate to the sum of eighteen hundred and forty-three dollars and nine cents.

S. E. LANE, } *Auditing*
SAM'L CONOVER, } *Committee.*

NEW YORK, November 27, 1878

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

John F. Dawson,

Commissioner CONOVER, to whom it was referred to take testimony in the matter of the charges preferred against the

Superintendent of Parks, Mr. John F. Dawson, by Commissioner Lane, presented the following report :

NEW YORK, November 20, 1878.

To the Board of Commissioners of the Department of Public Parks :

Gentlemen,—Pursuant to resolution of Board, bearing date November 6, 1878, I have taken testimony in matter of charges preferred by Hon. Smith E. Lane, Commissioner of Parks, against John F. Dawson, Superintendent of Parks, as follows, to wit :

“ *Whereas*, Commissioner Lane charges that John F. Dawson, Superintendent of Parks, took one of the horses of the Department on Saturday morning, the 5th of October, 1878, and went to the races at Jerome Park, and did not return himself, or bring the horse to the stables in Central Park, until Sunday, the 6th of October, 1878, at 12.30 o'clock p. m., in violation of his duty and of the rules of the Department ;

“ *And whereas*, Said Commissioner Lane charges that on the 12th day of October, 1878, the said John F. Dawson grossly insulted him by shaking his fist in his face and using insulting language to him ;

“ *And whereas*, Said Commissioner Lane charges that the said John F. Dawson constantly and wilfully neglects his duties as Superintendent of Parks ;

“ *Resolved*, That the Superintendent of Parks be notified to appear before this Board at its next meeting to answer said charges, and that if he be found guilty thereof, it is proposed to remove him from his position.”

As will be observed by reference to them, the charges are of a serious character, which, if true, would injuriously involve Mr. Dawson as an officer in this Department ; in consequence, I have given great care to the matter :

1st. That justice be dealt out to the party against whom charges had been preferred.

2d. That justification, if possible, should be shown for making the charges on the part of Mr. Lane.

It will doubtless occur to this Board, as it did to the undersigned, that it is a duty of peculiar delicacy to set in judgment, so to speak, for when an associate is so directly concerned, especially when to determine in a certain way reflects censure upon him, but the labor is imposed and was unsought.

I carefully weighed all the testimony presented by the complainant and the accused, gave the utmost latitude to the prosecution, and find :

That the several charges against John F. Dawson are without any foundation whatever, each and every specification being disproved, not only by witnesses of the defense, but also by witnesses of the prosecution ; that the only issue regarding which there was a serious discrepancy in the testimony was, as to whether Superintendent Dawson insulted Commissioner Lane by shaking his fists in the face and using insulting language to him, and as to this difference, in view of the fact that Commissioner Lane, according to the testimony, has entertained hostile feelings towards the Superintendent, that other charges were disproved, I deemed it my duty to ignore the testimony of both parties, and rely upon that given by a disinterested witness whose statement completely vindicates the Superintendent.

It is a subject of regret that charges so thoughtlessly made should occasion injury to the accused, even temporarily, and it makes my duty the more imperative to declare with emphasis that they are wholly without justification, and further, that Superintendent John F. Dawson is entitled to the confidence of the Board.

All of which is respectfully submitted.

SAMUEL CONOVER,
Comm'r.

(Minutes, Nov. 6, 1878, p. 354.)

The PRESIDENT offered the following resolution

Resolved, That said report be accepted and adopted; that the charges against the Superintendent of Parks be dismissed, and that the report and testimony be printed as a document of the Board.

(See Document No. 81.)

Commissioner LANE offered the following resolution as a substitute therefor :

Resolved, That said report be received and laid over.

The PRESIDENT put the question, whether the Board would agree to said substitute resolution offered by Commissioner Lane, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

The PRESIDENT then put the question, whether the Board would agree to said original resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Menagerie; Sheep.

Commissioner LANE offered the following resolution :

Resolved, That the Director of the Menagerie be, and he is hereby, authorized to exchange with Mr. Arthur Leary, three ewe lambs for such animals or birds as are required in the Menagerie, of the value of eighteen dollars.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane—4.

Thomas Higginson ; Robert Wynn.

The PRESIDENT offered the following resolution :

Resolved, That Thomas Higginson be appointed a laborer on Tompkins Square in place of Robert Wynn, who has left work.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioner Wenman, Wetmore, Conover, Lane—4.

Quarterly Report.

The PRESIDENT presented the report to his Honor the Mayor for the three months ending September 30th, 1878, which was read.

Commissioner WETMORE moved that said report be approved and that the President be authorized to sign and transmit it to his Honor the Mayor.

(Minutes, July 17, 1878, p. 149.)

Adopted.

Museum of Art.

The following estimates for work in the Museum of Art building were received and opened :

FOR CARPENTER WORK IN THE BASEMENT OF THE MUSEUM
OF ART.

1. E. H. Treadwell.....	\$895 00
2. Elward Smith.....	643 00

FOR PLUMBING WORK IN THE BASEMENT OF THE MUSEUM
OF ART.

1. Michael Smith.....	\$864 00
2. Butler & Co.....	425 00

(Minutes, August 21, 1878, p. 200.)

On motion of the President the Board adjourned at 12 o'clock M., to meet on Wednesday, the 4th day of December, 1878, at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, DECEMBER 4th, 1878.

REGULAR MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ LANE.

At the hour of half-past nine o'clock A. M. the Comptroller of the City attended, and the meeting being opened to the public, the President of the Department, in the presence of the Comptroller and of such of the parties making proposals as were present, opened the estimate box, and then and there publicly opened and read all estimates or proposals which had been received in pursuance of advertisements duly published in the *City Record* for the following works, namely :

MASON AND GRANITE WORK FOR FOUR PARKS IN FOURTH AVENUE.

For which the following proposals were received :

1. M. C. Barr	\$4,491 00
2. Wills & Dyer.....	4,266 00
3. D. C. Weeks.....	4,476 00
4. Montgomery A. Kellogg.....	6,200 00
5. John Hogan.....	4,485 00
6. Nolan & McGrath.....	4,611 00
7. John Mulholland.....	5,800 00
8. Robert McChristie.....	5,148 64

(Minutes, Nov. 13, 1878, p. 363.)

IRON WORK FOR FOUR PARKS IN FOURTH AVENUE.

For which the following proposals were received :

1. Francis Cook	\$2,374 00
2. Drinkhouse & Weaver	2,395 00
3. The Composite Iron Works Company	2,345 00
4. Cook & Radley	2,458 00
5. George Douglass	2,409 00
6. John J. Bowes & Brother	2,142 00
7. Joseph Marren	3,112 00

(Minutes, Nov. 13, 1878, p. 363.)

The **COMPTROLLER** of the City, the bidders and others who were present, then retired.

Minutes.

The minutes of the previous meeting of the 27th November, 1878, were then read and approved.

The following communications were then presented and read.

Riverside Avenue.

From his Honor the Mayor, notifying the Department that he had appointed Mr. W. E. Worthen, Civil Engineer, to act upon the Commission to examine Riverside Avenue.

Filed.

From the **COMPTROLLER** of the City, notifying the Department, that he had appointed Mr. Charles H. Haswell, Civil Engineer, to act upon said Commission.

Filed.

From Mr. Charles H. Haswell, accepting his appointment upon said Commission.

Filed.

From Mr. Montgomery A. Kellogg, stating that on account of other engagements, he is unable to accept the appointment

on the Commission of Civil Engineers, to examine the construction of Riverside Avenue.

Filed.

The PRESIDENT then offered the following preamble and resolution :

Whereas, Mr. Montgomery A. Kellogg, has declined to accept his appointment upon the Commission of Civil Engineers to examine and report upon the construction of Riverside Avenue.

Resolved, That Mr. John Bogart, Civil Engineer, be, and he hereby is, appointed in his place and stead.

(Minutes, Nov. 27, 1878, p. 382.)

The PRESIDENT put the question whether the Board would agree to said preamble and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Five Points Park.

J. J. Schillinger.

From the COMPTROLLER of the City, as follows :

CITY OF NEW YORK,
FINANCE DEPARTMENT, COMPTROLLER'S OFFICE, }
December 3, 1878.

To the Department of Public Parks :

Gentlemen,—In pursuance of the communication from the Department of Public Parks, and the letter inclosed from the Law Department advising a settlement of the claim of John J. Schillinger, I have caused the facts connected with the case to be examined, and after a full investigation, and with the concurrence of the Counsel to the Corporation, have fixed upon the sum of \$2,015.40 as the proper amount to be paid in full settlement of such claim, and upon a requisition by the Department of Public Parks for such amount, payment will be made by this office to Mr. Schillinger, whose attorney agrees to discontinue on receiving the money.

Will you draw a requisition therefor and oblige,

Yours respectfully,

JOHN KELLY,
Comptroller.

(Minutes, Nov. 20, 1878, p. 367.)

The PRESIDENT moved that said communication be referred to the Auditing Committee.

Adopted.

Drain in College street, 24th Ward.

From the Counsel to the Corporation in answer to a communication from the President, as follows :

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION, }
NEW YORK, November 25. 1878.

Hon. JAMES F. WENMAN,

President of the Department of Public Parks :

Sir,—I duly received your communication of the eighteenth instant, with its inclosures, from which the following facts appear.

On November, 1876, the Mayor approved a resolution of the Board of Aldermen directing the Park Department to drain certain lands near Fordham, in the Twenty-fourth Ward, by other means than sewers, as authorized by Chapter 566, Laws of 1871, and Chapter 594, Laws of 1875. This work was let on contract, and has been completed, but the assessment list has not yet been sent to the Board of Assessors. Prior to such direction of the Common Council, Mr. James Hyland, who resides in the district to be drained, obtained from the President of the Park Department permission to lay a drain for the purpose of taking the water off his own land. This drain is now connected with, and forms part of, a system of drains constructed by the Department, and Mr. Hyland now applies to the Department to be repaid the cost he was put to in building the drain which he constructed. You request to be advised whether the Park Department has any power or authority to comply with Mr. Hyland's request.

I am of the opinion that under existing laws the moneys expended by Mr. Hyland cannot be included in the assessment which is to be laid to cover the expense of draining said lands. The papers transmitted with your letter are herewith returned.

I am, sir, yours respectfully,

W. C. WHITNEY,
Counsel to the Corporation.

(Minutes, Oct. 2, 1878, p. 275.)

Filed.

Inspection of Steam Boiler.

From the Police Department, certifying to the inspection of the steam boiler in the workshops in Transverse Road No. 3.

Filed.

Ferrets.

From the Superintendent of Parks, recommending that three pair of ferrets be purchased for the purpose of hunting the rats from the Arsenal building, Central Park.

The PRESIDENT moved that three pair of ferrets, to be selected by the Director of the Menagerie, be purchased for the purpose recommended by the Superintendent of Parks.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative,

a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Wm. Hart.

John Gibbons.

From the Superintendent of Parks, recommending that William Hart, painter, and John Gibbons, laborer, who have been absent for more than three days, be restored.

The PRESIDENT moved that said William Hart, painter, and John Gibbons, laborer, be restored to work.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane.—3.

Riverside Avenue.

From the Superintending Engineer of Riverside Avenue, recommending the Department to authorize masonry, &c., on said work to be continued after the first of December, if in his judgment, the weather should be suitable for doing so.

Laid over.

Battery Park.

New York Elevated Railroad Co.

From Mr. Walter Katté, Chief Engineer of the New York Elevated Railroad Company, submitting the original permit granted by the Department of Public Works, for the removal of the two receiving basins on the Battery Park.

(Minutes, Nov. 27, 1878, p. 383.)

The PRESIDENT moved that said communication be filed, and

that said permit be returned to the New York Elevated Railroad Company.

Adopted.

City Hall Park.

From Mr. E. H. Wootton, as follows :

NEW YORK MASTIC WORKS,
E. H. WOOTTON, *Proprietor.*

Genuine Neuchatel Asphalt.

31 BROAD STREET,
NEW YORK, 30 November, 1878. }

JAMES F. WENMAN, Esq.,

*President, and the Commissioners of the
Department of Public Parks, New York :*

Gentlemen:—I would respectfully make the following proposal for paving a certain piece of sidewalk in City Hall Park, on the north side of the Post Office building.

I will put down my genuine Neuchatel Rock Mastic, half of one inch in thickness, on a four-inch concrete base, and will do the work in a manner equal in every respect to that of the sidewalks of the same material in Paris, Vienna, Brussels, London, and other European cities. I will undertake this at my own expense, and should it not prove entirely satisfactory to you, I will take it up again and will make no charge of any kind.

In case it does prove satisfactory, and an appropriation should be made which would cover the expense of the work, I would deem it proper, in justice to myself, to submit a bill for the same, not to exceed fifteen cents per square foot.

Yours respectfully,

E. H. WOOTTON.

The PRESIDENT stated that he had accepted Mr. Wootton's proposal and authorized him to proceed with the work, on condition that the Department should not be called upon to decide whether the pavement is satisfactory until three months after the same is completed.

Commissioner WETMORE moved that the President's action in the matter be approved and adopted by the Board.

(Minutes, July 10, 1878, p. 130.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, and Lane—3.

Menagerie—Bridle Road.

From Dr. Lewis A. Sayre, recommending that the sea lions in the Menagerie be removed from their present position in the Menagerie, Central Park, for the reason that they are so near the bridle road leading from Fifth Avenue and Fifty-ninth Street, that they frighten the horses. Also recommending that the light wire fence on the side of the bridle road at that place be replaced by a more substantial fence which horses would see.

Also from the Director of the Menagerie reporting upon said communication.

(Minutes, Aug. 28, 1878, p. 216.)

Referred to the President, with power.

Skates, &c., on Central Park.

From Mr. August Braun, applying for permission to supply skates and skating chairs upon the Central Park during the coming season.

(Minutes, Dec. 12, 1877, p. 436.)

Referred to the President, with power.

Thomas Clark.

From Mr. Thomas Clark, painter, who was injured while at work on the Museum of Natural History building, asking to be allowed full time.

The PRESIDENT moved that said Thomas Clark, be allowed half-time and pay, until the further order of the Board.

(Minutes, Nov. 13, 1878, p. 358.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore and Lane—3.

E. L. Heusner.

From Mr. John Weber and others, recommending that Mr.

E. L. Heusner be employed in the Department as an engineer.

(Minutes, Nov. 27, 1878, p. 383.)

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following two reports.

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

American District Telegraph Company,		
rent and services	Maint. and Govmt.	
	P. and P.	\$29 82
Bartlett Lamp Manufacturing Company,		
lamp tops	Maint. and Govmt.	
	P. and P.	50 00
Clafin, H. B. & Co., towels	Maint. and Govmt.	
	P. and P.	2 60
Cheever, John H., wharfage	Const. Bridges over	
	H. R.	16 00
Crombie, Thos. J., timber	Museum of Art.	\$19 40
	City Parks Impt.	
	F.	4 00
		<hr/> 23 40
Colwell, W. H. & Son, lumber, &c.	Maint., &c., 23d	
	and 24th Wards	144 41
Devlin, John B., moving stone	Const. Bridges over	
	H. R.	298 85
Gonig, J. A. Prof., veterinary services	Maint. and Govmt.	
	P. and P.	75 55
Handibode, P., Coal	Maint. and Govmt.	
	P. and P.	\$199 50
	Surveying, laying	
	out, etc., 23d	
	and 24th Wards	14 25
	Harlem R. B.	
	Reps., Impts.	
	and Maint.	57 00
		<hr/> 270 75

Irwin, Wm., petty expenses.....	Maint. and Govmt.		
	P. and P....	\$76	20
	Maint., &c., 23d		
	and 24th Wards	16	64
			<hr/>
			92 84
Keuffel & Esser, engineer's supplies....	Tompkins Square		11 52
McNab & Harlin Manufacturing Com-			
pany, plumbing materials.....	Tompkins Square		11 93
Mott, J. L., Iron Works, covers and			
frames.....	Tompkins Square		47 52
Mott, J. L., Iron Works, jet, stove and			
zinc.....	Maint. and Govmt.		
	P. and P....		195 32
Murphy & Nesbit, brick and cement....	Tompkins Square	\$232	50
	Museum of Art..	52	95
	City Parks Imp.		
	F.....	23	50
			<hr/>
			308 95
New York Mutual Gas Light Co., meter			
gas.....	Maint. and Govmt.		
	P. and P.....		30 00
Pratt, Chas., & Co., oil.....	Tompkins Square.	\$10	60
	Museum of Art..	10	30
			<hr/>
			30 90
Salamander Works, drain pipe.....	Tompkins Square.		7 81
Talcott, James C., hay and oats.....	Maint. 23d and		
	24th Wards....		67 22
Van Tassel & Kearney, blankets.....	Maint. 23d and		
	24th Wards....		7 50
			<hr/>
			<hr/>
			\$1,712 89

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$803	40
Harlem River Bridges Repairs, Improvement and Mainte-		
nance.....	57	00
Maintenance Twenty-third and Twenty-fourth Wards.....	91	36
Surveying, Laying out, etc., Twenty-third and Twenty-fourth		
Wards.....	14	25

Museum of Art.....	72 35
City Parks Improvement Fund.....	37 80
Tompkins Square.....	321 88
Construction Bridges over Harlem river.....	314 85
	\$1,712 89

Amounting in the aggregate to the sum of seventeen hundred and twelve dollars and eighty-nine cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, December 4th, 1878.

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval :

Jones, Chas., and Thos. P. McQuade, labor and materials.....Brook Ave. Sewer.	\$6,585 53
	\$6,585 53

Amounting to the sum of sixty-five hundred and eighty-five dollars and fifty three cents.

S. E. LANE, } *Auditing*
 } *Committee.*

NEW YORK, December 4th, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Treasurer's Report.

The TREASURER presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks in account with

Smith E. Lane, Treasurer.

1878.	CR.	
Nov. 20.	By balance.....	\$1,217 20
Nov. 20 to } Dec. 4. }	" cash received from licenses and permits.....	21 19
		\$1,238 39
	DR.	
Nov. 20 to } Dec. 4. }	To cash paid, expenses monumenting Fox estate.	\$438 00
Dec. 4.	" balance.....	800 39
		\$1,238 39
	Cash in drawer.....	\$21 19
	" " Bank of Metropolis.....	779 20
		\$800 39

S. E. LANE,

Treasurer D. P. P.

NEW YORK, Wednesday, December 4, 1878, 9.30 A. M.

Morris Doyle; Michael Cavanagh

The PRESIDENT reported verbally that he had appointed Morris Doyle as a laborer with a horse and cart on Central Park, in place of Martin Doyle, who had been injured while at work; also that he had appointed Michael Cavanagh as night watchman on the boring machine for the bridge over Harlem River, in place of Lawrence Kehoe, who left work; and he moved that his action be approved.

(Minutes, Nov. 27, 1878, p. 380.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Wm. Florence.

The PRESIDENT offered the following resolution :

Resolved, That William Florence be appointed a laborer in the Twenty-third and Twenty-fourth Wards, in place of John Halloran, who has left work.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

Battery Park.

New York Elevated Railroad Co.

As directed by the Board on the 20th day of November, 1878, the Secretary presented and read a draft of an agreement with the New York Elevated Railroad Company for the removal and rebuilding of the two receiving basins and one drinking fountain on the Battery Park.

(Minutes, Nov. 20, 1878, p. 377.)

Commissioner LANE then offered the following resolution :

Resolved, That the draft agreement with the New York Elevated Railroad Company, for the removal and rebuilding of two receiving basins and one drinking fountain on the Battery Park, this day presented to the Board, be, and hereby is, approved, and that the President be, and he hereby is, authorized to sign the same in duplicate, for and on behalf of this Department.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Lane.—3.

Riverside Avenue.

Commissioner LANE, offered the following resolution :

Resolved, That the contract, plans and specifications, opinions of the Corporation Counsel, proceedings of the Board,

and all other documents relating to the Riverside Drive contract, be placed at the disposal of the Commission of Engineers, appointed to examine the work, and that a room be assigned for their use by the President, and that the officers of the Department be, and they are hereby, directed to comply with this resolution, and to further its object.

(Minutes, Dec. 4, 1878, p. 390.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Lane—3.

On motion of the PRESIDENT, the Board adjourned at 11.15 o'clock A. M., to meet on Wednesday, the 11th inst., at 9.30 o'clock A.M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, DECEMBER 11th, 1878.

ADJOURNED MEETING—9:30 O'CLOCK, A. M.

Present—Commissioner WENMAN, President.

“ CONOVER.

“ LANE.

Suspension Bridge.

On motion of the President the reading of the minutes was suspended, and the following gentlemen were received, namely, Hon. Henry G. Stebbins, Messrs. Lewis G. Morris, Andrew H. Green, Franklin Edson, Gustav Schwab and Frederick W. Devoe. They presented a petition urging the immediate completion of the suspension bridge over Harlem River, north of the High Bridge, which was received and filed. They addressed the Board in support of the object of the petition, and then retired.

(Minutes, Nov. 29, 1875, p. 438, and March 30, 1876, p. 714.)

Minutes.

The minutes of the previous meeting, of the 4th inst., were then read and approved.

The following communications were then presented and read:

Battery Park,
New York Elevated Railroad Company.

From the Clerk of the Common Council, forwarding a copy

of the following resolution, which had been approved by his Honor the Mayor on the 5th December, 1878, namely :

Resolved, That the Department of Public Parks be, and they are hereby, directed to inform this Board, at its next meeting, whether they have given any authority to the New York Elevated Railroad Company to occupy any portion of the Battery Park other than that granted in the year 1876; and if so, by what authority.

The PRESIDENT stated that he had replied to said resolution by forwarding a copy of the document of the Board, No. 80, and the proceedings of the Department in relation thereto.

Commissioner CONOVER. moved that the action of the President be approved.

(Minutes, Nov. 20, 1878, p. 371.)

Adopted.

Lighting the Parks.

From his Honor the Mayor, in reply to a communication from the President, requesting that the Gas Commission should assume the lighting of the public lamps on the parks, &c., for the year 1879, and inclosing a communication from the Commissioner of Public Works, of which the following is a copy, namely :

DEPARTMENT OF PUBLIC WORKS,
NEW YORK, December 7th, 1878. }

Hon. SMITH ELY, Jr., Mayor :

Sir,—In regard to the communication from the Department of Public Parks under date of December 5th, and which is addressed to the Mayor, Comptroller and Commissioner of Public Works, requesting that the Gas Commission assume the lighting of the public parks and places from January 1st next. I have the honor to state,

First.—That the estimate made up by the Department of Public Works for the year 1879 did not include any amount for lighting the parks. However, I am willing to assume such lighting from and after May 1st next (except the Central Park).

Second.—It seems to me that there is a question of doubt whether we can compel the several gas companies to light the park lamps for the four months commencing January 1st at the rates fixed in existing contracts. The price of the New York Gas Company for park lamps is \$12 for eight months, while our contract price is \$12 for twelve months. The Manhattan Gas Company has a contract for the district between Grand and Thirty-fourth Streets at \$12 per annum, but this company failed to send any proposal to the Departments of Parks for the lamps in parks in said district; and such lamps are now lighted by Mutual Gas Company.

In order to avoid any complications, it appears to me that it would be best for the Departments of Parks to keep control of the park lamps until May 1st next, and then these lamps can be included in the call for proposals by the Gas Commission for the year commencing May 1st, 1879.

Yours very respectfully,

ALLAN CAMPBELL,
Commissioner of Public Works.

Filed.

The PRESIDENT then offered the following resolution :

Resolved, That the Treasurer be, and he hereby is, authorized to issue orders to the several gas companies who have contracts with the Department for 1878, for the lighting of the same number of lamps during the month of January, 1879, as they light at present, and upon the terms mentioned in their contract.

(Minutes, April 26, 1878, p. 757.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Surveying, laying out, &c., 1877.

Transfer.

From the Comptroller of the City, stating that there are certain bills chargeable to the appropriation for Surveying, Laying out, &c., of the Twenty-third and Twenty-fourth Wards, for 1877, and that said appropriation has been all expended except the sum of \$8.13, and requesting the Department to make application to the Board of Estimate and Apportionment for a transfer to that appropriation of a sum sufficient to pay said bills.

The PRESIDENT then offered the following resolution :

Resolved, That the Board of Estimate and Apportionment be, and hereby is, requested to transfer the sum of \$172.18 from the appropriation for "Maintenance and Government of Parks and Places" for 1877, for the purpose of which it is not required, to the appropriation for "Surveying, Laying out and Monumenting Twenty-third and Twenty-fourth Wards, including north end of this island," for 1877, which is insufficient.

(Minutes, January 30, 1878, p. 569.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows.

Ayes—Commissioners Wenman, Conover, Lane—3.

Ninety-sixth Street.

Riverside Park.

From the Commissioner of Public Works, as follows :

DEPARTMENT OF PUBLIC WORKS,
NEW YORK, Dec. 5, 1878.

HON. JAMES F. WENMAN,

President Dep't Public Parks :

Sir,—I beg to acknowledge the receipt of your letter of 30th ult., in reply to mine of 26th ult., in reference to a proposed change in the grade of Ninety-sixth Street, between the Riverside Drive and Twelfth Avenue.

Upon further examination of the laws relating to this matter, I find that by Sec. 5, Chap. 697, Laws of 1867, the Commissioners of the Central Park were authorized, upon the written consent of the owners of two-thirds of the property fronting on any street, or part of a street, to change the grade of such street or part thereof; and this power was transferred to the Department of Public Works by Chap. 872 of the Laws of 1872. The property on each side of the desired change of grade is the Riverside Park, owned by the City and under the control of your Department.

I, therefore, respectfully submit for your action and signature the inclosed written consent to the proposed change of grade; and as soon as it is duly signed and returned to this Department, I will proceed to make and establish the change of grade in the manner prescribed by Sec. 5, Chap. 697, Laws of 1867.

Very respectfully,

ALLAN CAMPBELL,
Commissioner of Public Works.

Commissioner CONOVER offered the following resolution :

Resolved, That the Department of Public Parks, for and on behalf of the Mayor, Aldermen, and Commonalty of the City of New York, hereby consents to the change of the grade of Ninety-sixth Street, between Riverside Avenue and Twelfth Avenue, so that said street shall be four feet lower at Twelfth Avenue than its established grade is at present; and that the President of the Department be, and he hereby is, authorized to sign a consent for said purpose, for and on behalf of this Department.

(Minutes, Nov. 27, 1878, p. 380.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows.:

Ayes—Commissioners Wenman, Conover, Lane—3.

Abingdon Square. Cooper Union Park.

Bridge at Mill Brook, One Hundred and Seventy-fifth Street.

From the Health Department, forwarding a complaint to this Department concerning the condition of the public urinal

in Cooper Union Park; concerning dead trees on the east sidewalk of Abingdon Square; and concerning the condition of the bridge across Mill Brook at One Hundred and Seventy-fifth Street, in the Twenty-fourth Ward.

The PRESIDENT moved that the complaint with reference to the public urinal in Cooper Union Park be referred to the Superintendent of Parks for his report; that the dead trees on the east sidewalk of Abingdon Square be removed; and that the complaint concerning the bridge across Mill Brook be referred to the Superintendent of the Twenty-third and Twenty-fourth Wards for his report.

Adopted.

Riverside Avenue

From Mr. John Bogart, Civil Engineer, accepting his appointment on the Commission to examine the work of the construction of Riverside Avenue.

(Minutes, Dec. 4, 1878, p. 301.)

Filed.

From Mr. John Bogart, Civil Engineer, Secretary of the Commission appointed to examine the work of the construction of Riverside Avenue, inclosing a copy of a letter said Commission had received from Commissioner Lane, asking the Commission to appoint a time to hear him in relation to the matters submitted to their consideration, and stating that, in accordance with said request, the Commission had appointed three o'clock P. M., December 9th, for that purpose, and had invited the other Commissioners to be present at the same time.

The PRESIDENT stated that on receipt of said communication he had replied, in writing, to Mr. Bogart, declining the invitation to be present on behalf of himself and Commissioners Wetmore and Conover; and he moved that said correspondence be entered at length on the minutes.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the negative, a majority of the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover—2.

No—Commissioner Lane—1.

Manhattan Square.

From the Superintending Architect, submitting a design for the improvement of Manhattan Square.

Laid over.

Tompkins Square.

From the Superintendent of Parks, stating that he requires immediately, for the purpose of planting trees on Tompkins Square, 600 cubic yards of garden mould, for which he made requisition last month.

Filed.

Anthony Matthews.

From the Superintendent of Parks, recommending that Anthony Matthews, laborer on Tompkins Square, who had been absent for more than three days, on account of sickness, be restored to work.

The PRESIDENT moved that Anthony Mathews, laborer, be restored to work.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

William Hart.

From Mr. William Hart, painter, resigning his position in the Department.

(Minutes Dec. 4, 1878, p. 393.)

Accepted.

City Hall Park.

From Mr. E. H. Wootton, accepting the arrangement made with him by the President for laying a pavement on the walk of the City Hall Park immediately north of the Post Office.

(Minutes, Dec. 4, 1878, p. 394.)

Filed.

Mott Avenue Sewer.

From Mr. William E. Rider, protesting against building of receiving basins in connection with the sewer in Mott Avenue.

(Minutes, Oct. 24, 1877, p. 363.)

Referred to the Engineer of Construction for his report.

Spuyten Duyvil Parkway.

From Mrs. H. N. Kellogg, protesting against the acquiring of the title to and the opening of Spuyten Duyvil Parkway.

(Minutes, April 17, p. 735.)

Filed.

Museum of Natural History.

From Mr. William A. Haines, Chairman of the Committee on Plans of the American Museum of Natural History, requesting that Valentine's felt weather strips be placed in all the windows of the Museum of Natural History building above the basement, and of two of the windows of the basement, at a cost not to exceed \$175.

The PRESIDENT moved that the Treasurer be authorized to issue an order to have said weather strips placed in the windows of the Museum of Natural History building, as requested by Mr. Haines, and at a cost not to exceed \$175.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Conover, Lane—3.

Jerome Avenue. Trees.

From Mr. Leonard Jerome, forwarding a communication from Mr. Charles N. Bathgate, in which he states that Mr. Horace B. Clafin has some fine elm trees, which he is willing to present to the Department if they are planted at once on Jerome Avenue.

Commissioner LANE moved that said offer be accepted, with the thanks of the Commissioners, that the Superintending Gardener be directed to have said trees planted on Jerome Avenue, and that the Superintendent of the Twenty-third and Twenty-fourth Wards be directed to furnish him with such assistance as he may need for that purpose.

(Minutes, Nov. 20, 1878, p. 369.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Bell, Martin, harness repairs.....	Maint. 23d & 24th Wards.....	\$13 25
Croes, J. James R., petty expenses.....	Surveying, laying out, etc., 23d & 24th Wards, '77	72 52
Crouch & Fitzgerald, mail bag.....	Maint. 23d & 24th Wards.....	5 00
Devlin, John B., edging.....	Tompkins Square	675 12
Devlin, John B, labor and material....	Third Avenue bet. 134th & 135th Sts. and 134th & 135th Streets sewers.....	1,536 52

Gordon, Robt., Acting Treasurer, ex- penses Museum of Art	Maint. and Govmt. P. and P.	119 00
Gunther, C. G. Sons, buffalo robe	Maint. and Govmt. P. and P.	25 00
Harlem Gas Light Company, meter, gas, Maint. and Govmt.	P. and P.	20 80
Handibode, P., coal	Maint. and Govmt. P. and P.	\$10 15
	Harlem R. B., Reps., Impt. & M.	1 05
	Tompkins Square	2 80
		<hr/>
		14 00
Keuffel & Esser, repairs to compass.	Maint. and Govmt. P. and P.	1 12
Keuffel & Esser steel tapes	City Parks Impt. Fund	36 00
Lawrence, B. H., blacksmithing	Maint. 23d & 24th Wards	24 05
Moffat, David & Co., leather	Maint. and Govmt. P. and P.	6 48
Mullane, John, feed, hay, oats and corn	Maint. and Govmt. P. and P.	290 97
Oakley, Fred. C., coal	Maint. and Govmt. P. and P.	14 25
O'Donnell, John, milk	Maint. and Govmt. P. and P.	12 00
Shady, Jas. H., fish	Maint. and Govmt. P. and P.	11 16
Schillinger, John J., pavement	Maint. and Govmt. P. and P., 1874	2,015 40
Van Winkle, E. B., petty expenses	Monumenting Fox Est.	34 60
Van Winkle, E. B., petty expenses	Surveying, laying out, etc., 23d & 24th Wards	3 83
Young, Chas. C., bread and crackers	Maint. and Govmt. P. and P.	48 45
		<hr/>
		\$4,979 53

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$559 39
Maintenance Twenty-third and Twenty-fourth Wards.....	42 30
Surveying, Laying-out, etc., 23d and 24th Wards.....	3 83
Tompkins Square.....	677 92
City Parks Improvement Fund.....	36 00
Harlem River Bridges, Repairs, Improvement and Maintenance	1 05
Surveying, Laying out, etc., Twenty-third and Twenty-fourth Wards, 1877.....	72 52
Maintenance and Government of Parks and Places, 1874.-.	2,015 40
Third Avenue Sewer between Southern Boulevard and One Hundred and Thirty-fifth Street, and One Hundred and Thirty-fourth and One Hundred and Thirty-fifth Streets Sewers.....	1,536 52
Monumenting Fox Estate.....	34 60
	————— \$4,979 53

Amounting in the aggregate to the sum of forty-nine hundred and seventy-nine dollars and fifty-three cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

New York, December 11th, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

E. B. Jennings, S. S. Haight, J. H. Clabby,
P. R. Buckelew, Thomas Fox.

The PRESIDENT reported, verbally, that on account of the ex-

haustion of the appropriation he had been obliged to suspend the following employés :

S. S. Haight, *Assistant Engineer.*
E. B. Jennings, *Draughtsman,*
Jas. H. Clabby, *Chairman,*
P. R. Buckelew, *Assistant.*

And that he had transferred Thomas Fox, Assistant, to the work on Brook Avenue sewer, from which work he had been temporarily taken to assist in monumenting the "Fox Estate."

(Minutes, Aug 21, 28, and November 13, 1878, p. 208, 213 and 356.)

Commissioner CONOVER moved that the action of the President, as reported by him, be approved, and that said employés who had been suspended, be discharged from the employment of the Department.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Third Avenue,

The PRESIDENT offered the following resolution :

Resolved, That, in the opinion of the Board of Commissioners of the Department of Public Parks, the interests of the public demand the opening of Third Avenue in the Twenty-third Ward, from the Harlem River to One Hundred and Forty-seventh Street, wherever the same has not been heretofore legally opened, and that the President be, and he hereby is, authorized and directed to instruct the Counsel to the Corporation to commence and prosecute proceedings to acquire the title for the use of the public thereto, wherever the same has not been heretofore legally opened ; and that the President be, and hereby is, authorized to sign the petition to the Supreme Court for that purpose, for and on behalf of this Department.

(Minutes, November 20, 1878, p. 366.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Fourth Avenue Parks.

The PRESIDENT offered the following resolution :

Resolved, That the proposal (No. 2) of Messrs. Wills and Dyer for the mason and granite work for four parks in Fourth Avenue be accepted as the lowest bid ; that the contract therefor be, and hereby is, awarded to said Wills and Dyer, and that the President be, and hereby is, authorized to execute the same for and on behalf of this Department.

(Minutes, December 4, 1878, p. 389.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

The PRESIDENT offered the following resolution :

Resolved, That the proposal (No. 6) of Messrs. John J. Bowes and Brother for the iron work for four parks in Fourth Avenue be accepted as the lowest bid ; that the contract therefor be, and hereby is, awarded to said John J. Bowes and Brother, and that the President be, and hereby is, authorized to execute the same for and on behalf of this Department.

(Minutes, December 4, 1878, p. 390.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Battery Park.

New York Elevated Railroad Company.

Commissioner LANE presented a sketch showing the position of two trees near the road of the New York Elevated Railroad Company on the Battery Park, and stated that in

December 11, 1878.]

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consequence of the company being about to place wider cars on their road, it would be necessary to move said trees, and he moved that said subject be referred to the President to examine, and report.

(Minutes, December 4, 1878, p. 400.)

Adopted.

On motion of the PRESIDENT, the Board adjourned at 12 o'clock M., to meet on Wednesday, the 18th inst., 9.30 A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, DECEMBER 18, 1878.

REGULAR MEETING, 9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 11th inst. were read and approved.

The following communications were presented and read :

Surveying, Laying-out, &c., 1877. Transfer.

From the Secretary of the Board of Estimate and Apportionment, forwarding a copy of the following resolution, which had been adopted by that Board on the 13th inst., namely :

Resolved, That the sum of one hundred and seventy-two dollars and eighteen cents be, and the same is hereby, transferred from the appropriation made to the Department of Public Parks for the year 1877, entitled “ Maintenance and Government of Parks and Places,” which is in excess of the amount required for the purposes and objects thereof, to the appropriation made to the same Department for the year 1877, entitled “ Surveying, Laying-out and Monumenting Twenty-third and Twenty-fourth Wards, &c., which is insufficient.

(Minutes, Dec. 11th, 1878, p. 405.)

Filed.

Estimates for 1879.

From the Secretary of the Board of Estimate and Apportionment, informing the Department that an opportunity would

be afforded to be heard in relation to the estimates of 1879, at a meeting to be held on the 16th inst.

(Minutes, Oct. 2, 1878, p. 282.)

The PRESIDENT stated that he had attended before the Board of Estimate and Apportionment at the meeting of that Board held on the 16th inst., and urged the necessity of granting the amounts asked for in the Departmental Estimates for 1879, and he moved that said communication be filed.

Adopted.

Mott Avenue Sewer.

From the Engineer of Construction, reporting upon the communication of Mr. Wm. E. Rider, who requested that no receiving basins be built in connection with the sewer in Mott avenue, in which he says: "I think it would be better to have more rather than less of these basins built."

(Minutes, December 11, 1878, p. 409.)

Filed.

Dennis Eagan.

From the Engineer of Construction, recommending that Dennis Eagan be employed to take charge of the crew on the boring machine, and stating that he was employed in that capacity by the Department of Docks, and that his pay was 35 cents per hour.

The PRESIDENT moved that said Dennis Eagan be employed on said boring machine as a laborer, and that his pay be fixed at 35 cents per hour.

(Minutes, Nov. 27, 1878, p. 379.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Bridge at Mill Brook and 175th St.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, reporting that the bridge over Mill Brook, at One Hundred and Seventy-fifth street, concerning which a complaint had been received from the Health Department, was repaired.

(Minutes, December 11, 1878, p. 406.)

Filed.

Keyron Delaney.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, stating that Martin Dorney, laborer, had left work, and requesting that Keyron Delaney be appointed in his place.

(Minutes, November 20th, 1878, p. 368.)

Filed.

John Morgan.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, stating that John Morgan, laborer, was absent from work for more than three days on account of sickness, and recommending that he be restored.

The PRESIDENT moved that said John Morgan, laborer, be restored to work.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Owen Carr.

From Foreman Patrick Flanagan, stating that Owen Carr, laborer, had been absent for more than three days, on account of sickness, and now desires to return to work.

The PRESIDENT moved that said Owen Carr, laborer, be restored to work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Thomas Clark.

From Mr. Thomas Clark, painter, asking to be allowed the sum of \$23.25, which had been deducted from his pay for time lost on account of the injuries he met with while at work on the Museum of Natural History building.

(Minutes, Dec. 4, 1878, p. 395.)

Referred to the Superintendent of Parks for his report.

Manhattan Square.

From Mr. Samuel B. Ruggles and other owners of property in the neighborhood of Manhattan Square, requesting the Department to apply to the Board of Estimate and Apportionment to include in the estimates for 1879 a sum of \$50,000 for the improvement and regulation of Manhattan Square.

Commissioner LANE offered the following resolutions :

Resolved, That a respectful application be, and is hereby, made to the Board of Estimate and Apportionment to appropriate and include in the estimates of the Department of Public Parks for the year 1879 the sum of fifty thousand dollars for the improvement of Manhattan Square.

Resolved, That a copy of the memorial of property owners, requesting this Board to make such application be transmitted to the Board of Estimate and Apportionment.

(Minutes, Dec. 11, 1878, p. 408.)

The PRESIDENT put the question, whether the Board would agree to said resolutions, and it was determined in the affirm-

ative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

H. Barber.

From Hiram Barber, M. D., requesting that he be reinstated in his former position of "Surgeon of Police."

(Minutes, July 31, 1878, p. 180.)

Filed.

Museum of Natural History.

From Messrs. Braunsdorf & Metz, calling attention to their former complaint concerning the giving of the order for the construction of cases for the Museum of Natural History building to another party, and asking that the matter be investigated.

(Minutes, July 17, 1878, p. 136.)

Commissioner Wetmore then offered the following resolution :

Resolved, That it be referred to Commissioner Conover to examine and report at the next meeting of the Board all facts in relation to the bids received for the construction of cases for the Museum of Natural History building, the order for which was given to Mr. William Schwarzwaelder.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have

examined and audited the following bills, and submit the same to the Board for approval :

Central Gas Light Co., gas, Nov.....	Harlem R.B.,Reps. Impt. and M...	\$46 67
Crombie, Thos. J., lumber.....	Harlem R.B.,Reps. Impt. and M... Maint. and Govmt. P. & P.....	\$5 80 135 00
		<hr/> 140 80
Donaldson, Thos., & Son, wicks.....	Maint. and Govmt. P. & P.....	1 50
Gold and Stock Telg. Co., rent of line...	Maint. and Govmt. P. & P.....	62 50
Harlem Gas Light Co., Gas, Oct.....	Maint. and Govmt. P. & P..... Harlem R.B.,Reps. Impt. and M...	\$57 02 33 55
		<hr/> 90 57
Handren & Ripley, clutch.....	Const. B. over H. R.....	13 56
Harmer, Hays & Co., thread.....	Maint. and Govmt. P. & P.....	1 46
Keuffel & Esser, plumets and tapes	Const. B. over H. R.....	23 60
King, Briggs & Co., files.....	Maint. and Govmt. P. & P.....	9 53
Merchant, S. L. & Co., Portland cement.	City Parks Impt. Fund	11 60
Metropolitan Gas Light Co., gas, Oct....	Maint. and Govmt. P. & P.....	130 00
Metropolitan Gas Light Co., meter gas..	Maint. and Govmt. P. & P.....	71 80
Mott, J. L., Iron Works, iron and rivets.	Maint. and Govmt. P. & P.....	13 02
Mott, J. L., Iron Works, stove and fix tures.....	City Parks Impt. Fund	23 50
Murphy & Nesbit, brick.....	Maint. and Govmt. P. & P.....	5 60

New York Gas Light Co., gas, Nov.	Maint. and Govmt	
	P. & P.	328 50
N. Y. Mutual Gas Light Co., gas, Nov.	Maint. and Govmt.	
	P. & P.	213 95
N. Y. Mutual Gas Light Co., meter gas.	Maint. and Govmt.	
	P. & P.	45 00
Schwarzwaelder, W., cases.	Museum of Natural	
	History	1,538 00
Seaman, John A., nails, brooms, &c	Maint. and Govmt.	
	P. & P.	\$45 04
	Harlem R. B., Reps.	
	Impt. and M.	5 00
		<hr/> 50 04
Seaman, John A., axe and handle.	Const. B. over	
	H. R.	1 75
Whitney, A. R., iron.	Maint. and Govmt.	
	P. & P.	7 91
		<hr/> \$2,830 86

RECAPITULATION.

Maintenance and Government of Parks and Places.	\$1,127 83
Harlem River Bridges, repairs, Impt. and Maint.	91 02
Museum Natural History.	1,538 00
Construction of Bridges over Harlem River.	38 91
City Parks Improvement Fund.	35 10
	<hr/> \$2,830 86

Amounting in the aggregate to the sum of twenty-eight hundred and thirty dollars and eighty-six cents.

S. E. LANE,

Auditing Committee.

New York, December 18, 1878.

Audited, except bill of W. Schwarzwaelder for \$1,538.

SAMUEL CONOVER,

Auditing Committee.

The PRESIDENT moved that the bill of Mr. Wm. Schwarzwaelder for \$1,538, mentioned in the report of the Auditing Committee, be laid over.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

The above mentioned bills, with the exception of said bill of Wm. Schwarzwaelder for \$1,538, having been read and passed on separately, the President moved that the Board do now approve of said bills, with the exception of said bill of Wm. Schwarzwaelder, and that the Secretary he directed to transmit all said bills so approved to the Finance Department for payment.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Treasurer's Report.

The Treasurer presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks in account with

Smith E. Lane, Treasurer.

1878.		CR.	
Dec. 4.	By balance.....		\$800 39
Dec. 4 to 18.	“ Cash received from sheep, grass, pound, licenses and permits.....		60 73
			<hr/>
			\$861 12

Dr.

Dec. 5 to 12. To cash paid expenses monumenting Fox		
Estate.....	\$579	87
" " into City Treasury.....	66	54
" " balance	214	71
	<hr/>	\$861 12
		<hr/> <hr/>
Cash in drawer.....	\$15	38
" " Bank of Metropolis.....	199	33
	<hr/>	\$214 71
		<hr/> <hr/>

S. E. LANE,
Treasurer, D. P. P.

NEW YORK, Wednesday, December 18, 1878,
9:30 A. M.

Bernard Carlin. M. Barry. S. Rivers.
Foremen, laborers, &c., on Tompkins Square.

The PRESIDENT reported verbally that he had made the following appointments, transfer and suspensions, and moved that his action be approved, namely :

Michael Barry, appointed night-watchman on the boring machine in place of Michael Cavanagh, who left work, at \$1.60 per day.

Samuel Rivers, appointed night-watchman on the boring machine in place of Michael Barry, who left work, at \$1.60 per day.

Bernard Carlin, foreman of masons and bricklayers on Tompkins Square, transferred to the Central and other parks.

One general foreman, two foremen, seven laborers with horses and carts, and forty-four laborers suspended, all of whom had been employed on Tompkins Square.

(Minutes, October 2, November 20 and December 4, pp. 291, 375 and 399.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Battery Park.
New York Elevated Railroad Company

The PRESIDENT reported verbally that the two trees on the

Battery Park, near the road of the New York Elevated Railroad Company, can be moved further from the road without injury to the trees, and he moved that permission be given to said New York Elevated Railroad Company to move said trees at its expense and under the supervision of the Superintendent of Parks.

(Minutes, December 11, 1878, p. 414.)

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.
Riverside Avenue.

The PRESIDENT offered the following resolution:

Resolved, That the correspondence between the Commissioners of this Department and the Commission of Civil Engineers appointed to examine the work of constructing Riverside Avenue, relative to the Commissioners of this Department expressing their views to said commission, be printed as a document of the Board.

(Minutes, Dec. 11, 1878, p. 407.)

See Document No. 82.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover—3.
No—Commissioner Lane—1.

Alexander Brennan.

The PRESIDENT offered the following resolution:

Resolved, That Alexander Brennan, caretaker of the bridges over Cromwell's Creek, at One Hundred and Sixty-fifth Street, and at Cedar Street, be, and he hereby is, discharged from the employment of the Department.

(Minutes, November 20, 1878 p. 369.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Riverside Avenue.

Commissioner WETMORE offered the following resolution :

Resolved, That the Superintending Engineer of Riverside Avenue be, and he hereby is, directed to examine and report the condition of said avenue between One Hundred and Twenty-ninth and One Hundred and Thirtieth Streets, and also the sewer in said portion of the avenue.

Adopted.

Suspension Bridge.

Commisisoner LANE offered the following resolutions :

Resolved, That a copy of the memorial of Mr. Lewis G. Morris and others for the construction of a suspension bridge across the Harlem River at One Hundred and Eighty-first Street, at the point where the said bridge was located by this Department, and where the title to the land on which to construct it was acquired by the City for that purpose, be communicated to the Comptroller of the City of New York, and that he be requested to take proper measures for the issue of bonds on account of the construction of such bridge to an amount not exceeding five thousand dollars, pursuant to Section third of Chapter five hundred and thirty-four of the Laws of 1871, to be applied in making soundings and surveys for the locations of the piers and determining the plan of such bridge.

Resolved, That the subject be laid over until such bonds are issued, and that said Lewis G. Morris and his associates be notified of this action of the Board.

(Minutes, Dec. 11, 1878, p. 403.)

The PRESIDENT put the question, whether the Board would agree to said resolutions, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

The PRESIDENT then offered the following resolution :

Resolved, That the memorial of Mr. Lewis G. Morris and others, in relation to the construction of the suspension bridge over Harlem River, presented at the last meeting of the Board, be printed as a document of the Board.

(Minutes, Dec. 11, 1878, p. 403.)

See Document No. 83.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Tax Maps of the 23d and 24th Wards.

Commissioner LANE stated that President Wheeler, of the Department of Taxes and Assessments, had called his attention to the provisions of Chapter 411 of the Laws of 1876, and had requested him to offer resolutions requesting the Board of Estimate and Apportionment to include in the estimates for the year 1879 the sum of ten thousand dollars for the purposes of that act, and thereupon offered the following resolutions :

Resolved, That the Board of Estimate and Apportionment be, and is hereby, requested to appropriate and include in the estimates of the Department of Public Parks, for the year 1879, the sum of ten thousand dollars for the work of making maps of the territory constituting the Twenty-third and Twenty-fourth Wards, for the use of the Department of Taxes and Assessments, as provided by Chapter four hundred and eleven of the Laws of eighteen hundred and seventy-six.

Resolved, That in the judgment and discretion of this Board, the said sum of ten thousand dollars is necessary to carry on the work authorized by the said act during the year 1879.

(Minutes, Sept. 13, 1877, p. 287.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Document No. 81.

Commissioner LANE offered the following resolution :

Resolved, That Document No. 81 of the Board, being the report written by Commissioner Conover on the investigation of the charges against Superintendent Dawson, and printed by order of the Board, be, and the same is hereby, called in and cancelled; its faulty English, bad grammar, illogical reasoning and lame conclusions being a reflection on the intelligence and official capacity of the Commission.

(Minutes, Nov. 27, 1878, p. 387.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

Metropolitan Museum of Art.

Mr. John Taylor Johnston, the President of the Metropolitan Museum of Art, was then received, and submitted to the Commissioners a printed draft of an agreement with said Museum for its occupation of the Museum of Art building, as provided by Chapter 139, Laws of 1876.

It was mutually agreed that said draft-agreement be amended by substituting the words "Wednesday, Thursday, Friday, and Saturday" in place of "four days" in the fourth provision and also that the words "or before" be struck out of the eighth provision.

Mr. Johnston then retired.

Commissioner LANE then moved that said draft-agreement be further amended by adding in the fourth provision, after the

word "prescribe," the words "and as shall be approved by the party of the first part."

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wetmore and Lane—2.

Noes—Commissioners Wenman and Conover—2.

The PRESIDENT then offered the following resolution :

Resolved, That the draft-contract or agreement with the Metropolitan Museum of Art, this day submitted to the Board, be approved as amended ; that the President and Secretary of the Department be, and hereby are, authorized to execute said contract or agreement, in duplicate, for and on behalf of this Department, and that when it is so executed and completed it be printed as a document of the Board.

(Minutes, January 30, 1878, p. 570.)

See Document No. 84.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

On motion of the PRESIDENT, the Board adjourned at 12:30 o'clock P. M., to meet on Friday, the 27th inst., at 9:30 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

FRIDAY, DECEMBER 27th, 1878.

ADJOURNED MEETING, 9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 18th instant were read and approved.

The following communications were presented and read :

146th Street.

From the Health Department, recommending that this Department request the adoption of an ordinance by the Common Council, requiring that the sidewalks of One Hundred and Forty-sixth Street, between Third Avenue and St. Ann's Avenue, be flagged, and that the curb and gutter stones be set thereat.

Laid over.

Bridge over Harlem River.

Pile Driver.

From the Department of Docks in reply to a request from the President, offering to lend this Department a pile-driver for use at the site of the bridge to be built over Harlem River, from Madison Avenue to One Hundred and Thirty-eighth Street.

(Minutes, November 27, 1878, p. 379.)

Filed.

James H. Van Riper.

From the Police Department, stating that a certificate of qualification as engineer to take charge of a steam boiler had been granted to Mr. James H. Van Riper, Mechanical Engineer.

Filed.

Farmer's Bridge.

From the Engineer of Construction, reporting upon the condition of Farmer's Bridge, over the Harlem River, and what repairs are required.

Laid over.

Wm. Leslie.

From the Engineer of Construction, reporting that Mr. William Leslie, licensed plumber, to whom a permit had been issued to make a house connection with the Mott Avenue sewer, had made said connection, and covered up the work before the hour appointed with the Inspector of Sewer Openings, and had refused to uncover the work again.

That he also discovered Mr. Leslie on the 16th inst., making what appeared to be a sewer connection, on Third Avenue near One Hundred and Forty-third street, without a permit therefor, but that Mr. Leslie afterwards produced a permit issued by the Department of Public Works on the 18th inst., for a connection with the Croton water pipe.

The President stated that he had sent a copy of said communication to the Commissioner of Public Works, with the request that he would revoke the license of Mr. Leslie, and also that he would require all permits for Croton water connections to be registered in this Department before the connections are made, and he moved that his action be approved, and that no permits for sewer connections be issued to Mr. William Leslie, plumber, until the further order of the Board.

Adopted.

Metropolitan Museum of Art.

From Mr. L. B. Cesnola, Secretary of the Metropolitan Museum of Art, certifying that at a meeting of the Trustees of said Museum, held on the 23d December, 1878, the following preamble and resolution were adopted, viz.:

The proposed agreement of lease between the Department of Public Parks of the City of New York, and the Metropolitan Museum of Art, being submitted and read, was approved.

Resolved, unanimously, That the President be directed to execute the same, and to cause the official seal of the Metropolitan Museum of Art to be affixed thereto, and to deliver the same on receiving the counterpart from the Department of Public Parks.

(Minutes, Dec. 18, 1878, p. 429.)

Filed.

City Hall Park.

From Mr. E. H. Wootton, stating that he had completed the pavement of the sidewalk on City Hall Park, immediately north of the Post-office, on the 20th inst.

(Minutes, December 11, 1878, p. 409.)

Filed.

Mott Avenue Sewer.

From Mr. Patrick Mulholland, contractor for the construction of the sewers in Mott Avenue, One Hundred and Thirty-eighth Street and One Hundred and Forty-fourth Street, stating that the work is now all completed, except mason work, which cannot be done until spring, and asking that the inspector be suspended until the work can be resumed.

(Minutes, December 18, 1878, p. 418.)

The PRESIDENT moved that Mr. Josiah A. Briggs, Inspector on the work of constructing the sewers in Mott Avenue, One Hundred and Thirty-eighth Street and One Hundred and Forty-fourth Street, be suspended until further order, and that the work on said sewers be also suspended until further order.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Filling for Manhattan Square, &c.

From Mr. John W. Manning, offering to deliver filling on Manhattan Square, and on the Central Park at One Hundred and Tenth Street, for twenty cents per cubic yard.

Referred to the Superintendent of Parks for his report.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Arnold, David P., meat and vegetables..	Maint. and Govmt.	
	P. and P.....	\$244 25
Crombie, Thos. J., lumber.....	Maint. and Govmt.	
	P. and P.....	65 00
Devlin, John B., blue stone edging.....	Tompkins Square.	746 05
Hayward, S. F., Genl. Mang., reps. to ex-		
tinguisher	Maint. and Govmt.	
	P. and P.....	61 00
Kreischer, B. & Sons, fire brick and clay.	Maint. and Govmt.	
	P. and P.....	18 76
Kirby, Richd., Mang., ferrets.....	Maint. and Govmt.	
	P. and P	45 00
McDonald, John T., edging.....	Tompkins Square.	75 00
Mott, J. L., Iron Works, iron pipe.....	Museum of Art..	21 00
Murphy & Nesbit, Portland cement.....	City Parks Impt.	
	Fund.....	78 75
New, T., roofing felt.....	Maint. and Govmt.	
	P. and P.....	15 00
Nolan & McGrath, granite.....	Tompkins Square.	110 00
Stackpole & Bro., transit instrument....	Const. Bridges	
	over Harlem	
	River.....	260 00
Shepperd, F., stoves, &c.....	Maint. 23d and	
	24th Wards...	6 85
Seaman, John A., horse nails, waste, &c.	Maint. and Govmt.	
	P. and P.....	\$15 05

	Harlem R. B. Rep.,		
	I. and M.	5 00	
		<hr/>	20 05
Van Cortland, Cath. E. Mrs., gravel. . . .	Maint. and Govmt.		
	P. and P.		580 00
Van Winkle, E. & B., petty expenses. . . .	Monumenting Fox		
	Estate.		11 62
		<hr/>	
			<u>\$2,368 33</u>

RECAPITULATION.

Maintenance and Government of Parks and Places.	\$1,054 06	
Harlem River Bridges Repairs, Impt. and Maint.	5 00	
Maintenance, Twenty-third and Twenty-fourth Wards.	6 85	
City Parks Improvement Fund.	78 75	
Tompkins Square, Chap. 411, Laws of 1878.	931 05	
Construction, Bridges over Harlem River.	260 00	
Monumenting Fox Estate.	11 62	
Museum of Art.	21 00	
	<hr/>	2,368 33
		<hr/>

Amounting in the aggregate to the sum of twenty-three hundred and sixty-eight dollars and thirty-three cents.

S. E. LANE, } *Auditing*
 SAML. CONOVER, } *Committee.*

New York, December 27, 1878.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

City Hall Park.

Commissioner LANE offered the following resolution :

Resolved, That the Superintendent of Parks be directed to notify the owners of the two stands or wooden houses at present

on the sidewalk of the City Hall Park, immediately north of the Post Office, to remove them on or before Monday, the 30th December, 1878, and that if said owners shall not do so, that he be directed to remove them to the yard of the Department in Central Park.

(Minutes, July 10, 1878, p. 130.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Fordham Ave. Cross-walk.

The PRESIDENT presented the assessment list for, and the statement of the amount and cost of, the work of laying a cross-walk across Fordham Avenue, near Eleventh Street, in the Twenty-fourth Ward, and offered the following resolution :

Resolved, That the assesement list for the work of laying a cross-walk across Fordham Avenue, near Eleventh Street, in the Twenty-fourth Ward, and also the statement of the amount and cost of the work, be approved, signed by the Commissioners and transmitted to the Board of Assessors.

(Minutes, September 4, 1878, p. 244.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

On motion of the PRESIDENT, the Board adjourned at 10:45 o'clock A. M., to meet on Friday, the 3d day of January, 1879, at the hour of 9:30 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

FRIDAY, JANUARY 3d, 1879.

ADJOURNED MEETING—9:30 O'CLOCK A. M.

Present Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of December 27th, 1878, were read and approved.

The following communications were presented and read :

81st Street.

From the Clerk of the Common Council, forwarding a copy of the following resolution which had been approved by his Honor the Mayor, on the 23d day of December, 1878, viz. :

Resolved, That Eighty-first Street, from Eight to Ninth Avenue, be graded, curbed, and be paved with Belgian or trap-block pavement, and that at the several intersecting streets and avenues crosswalks be laid where not now laid, and relaid where those now laid are, in the opinion of the Commissioner of Public Works, not in good repair, or are not upon a grade adapted to the grade of the proposed new pavement, under the direction of the Commissioners of Public Parks; and that the accompanying ordinance therefor be adopted.

(Minutes, July 3, 1878, p. 118.)

The PRESIDENT moved that said copy resolution be returned to his Honor the Mayor, and that his attention be called to the fact that the work ordered to be executed therein, is directed by law to be done by the Department of Public Works and not by this Department.

Adopted.

Riverside Avenue.

From Messrs. Charles H. Haswell, William E. Worthen and John Bogart, the Commission appointed to examine the work on Riverside Avenue improvement, reporting upon the present condition of the work, in what respects it is done in accordance with the contract, and in what respects it is not so done, as follows :

The Commission of Civil Engineers appointed in accordance with a resolution of the Department of Public Parks of 20th ultimo, to examine the work done under a contract between the Department of Public Parks and Messrs. Decker and Quintard, contractors, for the improvement and construction of Riverside Avenue, herewith report :

That it has examined the materials furnished and work done upon the Riverside Avenue as thoroughly as was practicable in the time at its disposal, and without material injury by tearing down portions of the mechanical work.

It has been furnished with copies of the contract and with the original drawings, maps, plans, profiles, &c., which were exhibited at the letting, and are referred to in the contract.

It has received from the Superintending Engineer of the work, Mr. Thomas Franklin, and his assistants, detailed information in reference to it.

It has examined the former engineers and other persons cognizant of the work during its progress.

In making a report upon the subject, it has been thought best to follow the order of the contract and specifications and to consider each item in that order.

The resolution under which the Commission acts asks for a statement of "the present condition of the work, and in what respects it is done in accordance with the contract, and in what respects it is not so done."

The opinion of the Commission is herewith given upon each of the various items of work.

1st. The preliminary clause and the sections (A) and (1) of the contract describe the area embraced in it as being the avenue known as Riverside Avenue, in the City of New York, as laid out under the second Section, Chapter 850 of the Laws of 1873, and shown upon a certain certain map, filed February 23d, 1875.

This Commission finds that certain work has been done outside of the limits of the avenue above described, namely, excavation of material from the Riverside Park, which material has been brought therefrom and used in the filling of the avenue.

The amount of this material is estimated as 25,500 cubic yards. It has been included in the monthly estimates of work done as excavation of earth. In the opinion of this Commission, this amount should have been paid for only as embankment under this contract.

2d. Most of the trees have been cut down within the lines of the avenue and upon the slopes and areas inclosed between the drive lines, which areas are designed to be grass-surfaced.

The Superintending Engineer states that none have been cut which he has directed to be saved.

3d. DISPOSITION OF TOP SOIL.—A large portion of the top soil seems to have been disposed of already in some manner, although very few of the slopes are properly finished. Section 4 of the specifications makes special provision for the preservation of this top soil for the future use upon the slopes, and this should be done to preserve their park-like character. Section 83 also provides that spaces for trees and planting shall be filled to the established grades with good soil.

That which has been done, however, the Superintending Engineer states has been in accordance with his directions.

4th. EXCAVATION OF EARTH.—The largest part of the earth to be excavated has been removed and estimated, but the slopes have not been shaped, and, as this final shaping of slopes will be more expensive to the contractors than the previous earth excavation, the approximate estimates should have been made with reference to this point.

5th. EXCAVATION OF ROCK.—Nearly all of this has been finished.

6th. EMBANKMENT.—This has been at many points, as stated by the Superintending Engineer, made of "large stone;" at the points where this was in progress when examined by the Commission, proper attention was not being given to that clause of the contract (sec. 7) providing for filling the interstices of stone with earth; at several other points the upper surfaces have settled; water has carried with it, at some places, the surface filling into the lower parts of the embankments forming holes, and into these the edging, gutter and walk areas have settled.

The larger part of the embankment is made. The Commission reports that its present condition is such that before further proceeding to the construction of the walks, drives, etc., upon it, special measures should be taken to prevent their future subsidence, which will certainly occur unless this precaution is taken.

7th. DRY WALL.—The total of dry wall now estimated as done, and to be done is much less than that of the original estimate. This is due to changes in exterior lines, and the substitution in places of earth and rock slope, for retaining walls by the direction of the present Superintending Engineer. Of this total, almost the entire amount is composed of retaining walls, and their foundation walls, and they substantially in dimensions and character comply with the terms of the contract, and the faces are even better than shown in the original drawings exhibited by the Department at the time of the letting.

8th. PARAPET WALL.—The totals of parapet wall estimated and to be estimated would also have been less than the original, but by the direction of the present Superintending Engineer, one foot has been added to its height making it 2 feet 6 inches instead of 1 foot 6 inches, as first designed and exhibited on the original drawings. By the terms of the contract.

"It may be one or two courses in its height, if of one course the stone must be of full dimensions of the parapet in each direction, no center vertical joints being allowed. If, of two courses in height, one of the courses to be of the full width of the wall, and the other may have a center vertical joint, this joint not to exceed one inch in thickness, neither of the courses to be less than seven inches in height. To be laid full in cement, with well pointed joints, joints not to exceed $\frac{1}{2}$ of one inch."

None of this work is built of a single course of stone. There are generally two courses, and in some cases three. No course fell below 7 inches in height. When in two courses neither of them are of the full width of the wall, both are almost invariably stretchers with very few headers, and the center vertical joints much exceed the limit of one inch in thickness. We have measured some of 6 inches, and no care has been taken to keep this joint in any way uniform. At the ends the stones are usually slack, and the face joints have but little depth. The vertical joints are filled in with spawls with the interstices imperfectly filled with cement. In its character this wall is so different from that expressed by the contract that the commission considers it a direct and entire violation of it.

9th. COPING.—The coping is good and complies substantially with the contract, except that "the chisel drafts of not less than one-half inch along the top and bottom of each stone on the inside face" have been omitted except for lengths about 1,000 feet. The total length, like that of the dry masonry, is less than that of the original estimate and for the same reason.

10th. RUBBLE MASONRY LAID IN CEMENT complies substantially with the contract. Most of it coped the dry retaining wall, and its face is of the same character. Under the same heading is included the masonry of the abutments of the

bridge at Eighty-sixth Street, the face in this masonry is superior to that under which it is classed, and much better than called for by the contract.

11th. STONE FILLED IN REAR OF WALL.—This has in cases not been done where in the judgment of this Commission it would have been proper to relieve the wall from embankment thrust. The Superintending Engineer, however, states that it has not been directed to be done by him, and the contract only requires it to be done, if so directed. This omission is not, therefore, a violation of the contract.

12th. CONCRETE.—This cannot be examined, as it is far below the surface. The Superintending Engineer states that it is in accordance with the contract.

13th. DRAINAGE.—(a) In refilling over the drain pipes laid, the Superintending Engineer states, that there may have been some deviations in the manner of ramming the filling; but the contract expressly provides that “the filling shall be by layers in no case exceeding nine inches in thickness, and that the earth or sand shall be faithfully rammed as the work progresses, in no case the number of men backfilling being more than twice the number of those ramming.”

As no ramming has been done on recent work, this Commission is of opinion that in that respect it is not in accordance with the specifications.

(b.) QUALITY OF PIPE.—No pipe was being laid during the examination of the work by this Commission; that which had been previously laid was covered, and its examination was consequently omitted.

14th. BRICK MASONRY.—This was also nearly all covered.

15th. CEMENT.—None was being used at the times of the examination of the work. The tests as stated by the Superintending Engineer are not such as are usual on public works.

16th. PAVEMENT OF WHEELWAY OF DRIVE.—(a) The contract provides for “the road beds to be shaped to the lines and grades directed, and then wherever directed rolled with rollers weighing not less than two tons, sufficiently to compact the material to the satisfaction of the Engineer.”

A large amount of road bed has been prepared, and upon a large portion of it stone has been placed. No roller has been used at any place.

This Commission, in reporting “the condition of the work,” reports that the road bed has not been in any case rolled, although it is in some places upon high embankments, and in others in cuts, through earth of such a character as would, in its opinion, be better compacted and fitted for road construction by rolling.

The Superintending Engineer states that he has not directed that the road bed should be rolled at any point. As the contract provides that it should be rolled wherever directed, and as it has not been directed anywhere, this Commission reports that in this respect the work is not done in violation of the contract.

(b.) FOUNDATION STONE.—The provisions of the contract, as to the next point in road construction, are that the “stone for foundation is to be sound and durable quarry stone from seven to ten inches in depth, not to exceed fifteen inches in length, and generally from three to eighth inches in width.”

“These stones are to be deposited upon the roadway and evenly adjusted, so as to form a pavement in which the stones are well and compactly brought together to the satisfaction of the Engineer.”

A large amount of stone has been placed upon the road bed. They are generally sound, but there are among them many of an inferior quality which ought to be separated and used only for general embankment. The size of the stones approximates that mentioned in the contract. They have been deposited upon the roadway and have been somewhat adjusted, but care has not been taken to keep the depth of the stones from seven to ten inches, nor has the limit of fifteen inches for length been observed.

It is the opinion of this Commission that in its present condition a pavement is not formed in which the stones are well and compactly brought together; but the Superintending Engineer states that they are to his satisfaction, and in this respect that is the measure of compliance with the specifications.

(c.) The contract provides that "upon the top of these stones are to be spread "FINER RUBBLE and QUARRY CHIPS sufficient to fill and smooth over the interstices of the surface, but care must be taken not to fill up the cavities of the lower portion of the rubble bottom, which must have a cellular character to facilitate "drainage."

"With this material is to be intermixed a quantity of gravelly earth or hard pan to the extent that shall be directed, and the whole being moistened by "sprinkling is to be rolled with rollers of a weight that shall be directed. The "rolling shall be thorough and continued so as to close all interstices of the "surface of the rubble foundation."

Some finer rubble and quarry chips have been placed on top of the stones, and over a large area of roadway gravel and sand have been placed, but no rolling done at all. The present condition of the work shows that care has not been taken to prevent the filling of the cavities of the lower portion of the bottom, nor to preserve its cellular character. In fact, the intermixture of the gravelly earth or hard pan, the moistening by sprinkling and the rolling are provided for in the specifications as one operation, are mentioned together, without separation, and to secure what the specification calls for, the gravelly earth or hard pan should be sprinkled and rolled when put on. Then, by the compacting result of rolling there would be, as specified, a closure of the interstices of the surface of the rubble foundation.

The result of what has been done is that the gravelly material has been filtered down through and between the bottom stones, and in the opinion of this Commission the present roadway is in no wise in accordance with the specifications.

No gravel has been delivered on the work.

17th. PAVEMENT OF RIDE.—Considerable road-bed has been prepared for the Ride, but in no place rolled, and the remarks heretofore made as to bed for Drive are alike applicable in this case.

Some material has been placed upon this road-bed, but it has in no part been rolled, and is therefore unfinished.

18th. PAVEMENT OF WALKS.—A large amount of walk surface has been brought to sub-grade, but none of it rolled; over considerable portions of it quarry stone have been filled in.

As the larger part of these walk surfaces are over embankments close to the wall, and therefore specially liable to settlement, and as the surfaces have in some cases already settled, this Commission reports that the omission of rolling the sub-grade in such places is, in its opinion, injudicious; but the Superintending Engineer states that he has not directed it, and in this respect the Commission reports that the work is not in violation of the contract.

19th. GUTTERS.—Some two miles in length of gutters have been laid. This commission reports that the present condition of these gutters is unfinished in nearly every detail. They are not rammed to a firm bed, and their surface does not yet conform to any regular lines or curves, and, to conform to the specifications, must be relaid.

20th. GRANITE CURB.—None has been used.

21st. GRANITE CURB ANGLE STONES.—Sec. 53 of the contract provides that "at the end of tree plots, and at such other points as shall be directed, the granite curb will be provided and set in special lengths, with joints cut to the angles "shown on plan, and with faces dressed as directed."

The drawings exhibited at the letting include plans for such granite curb angle stone. None have been delivered or set, and in their stead have been substituted curved blue stone curbing. The Superintending Engineer states that it escaped his attention that granite was required in these cases, and that he directed the blue stone to be set. This has been estimated at the price for circular corners. The substitution of blue stone for granite was not warranted by the specifications.

22d. BLUE STONE CURB.—Over 8,000 lineal feet of blue stone curb have been put in place, and more have been delivered. This curb is generally of the specified thickness and depth. Many stones, however, have not fair end joints, as

specified, but are slack from the bottom to within a few inches of the top. Quite a number of stones are cracked through. The joints, in many cases, are much wider than the $\frac{3}{8}$ inch specified. A large portion of the curb has been set in such a way that it is already out of line, both horizontally and vertically. The backing up does not seem to be in many cases free from clay or loam, nor does it appear to have been well rammed, as specified. This, therefore, is not finished in accordance with specifications, but will require resetting and relining before it should be finally accepted or fully estimated.

Very many of the curb stones are in lengths of less than three feet, but the Superintending Engineer states that these in many instances are, in accordance with his directions, special lengths which can be ordered under the contract.

23rd. BLUE STONE EDGINGS.—More than 19,000 lineal feet of this material is delivered and put in place. The end joints in many instances are not squared and dressed from top to bottom in accordance with the contract, but are slack for part of the height. As in the case of the curb, very much of the edging has been set in such a way that it is now out of line, both horizontally and vertically. The backing is often not free from clay or loam, nor has it been rammed as specified. This, therefore, is not finished in accordance with specifications. It will require resetting and re-lining before it should be finally accepted or fully estimated.

24th. FLAGGING.—Over 20,000 square feet of flagging have been delivered and laid in place. Much of this flagging shows a fair upper surface. A number of pieces were observed less than the specified thickness of two and one-half inches. Quite a number of pieces were cracked through. The Commission during its examinations, saw flagging actually being laid in loam and in some other places where the flagging was already laid the material at the sides of and which seemed to run under the flagging, was not free from clay or loam. At other parts of the work the natural material was gravel or gravelly earth, conforming with the specifications which require the flagging "to be bedded in four inches of clean "gritty earth or coal ashes free from clay or loam."

The Commission therefore reports that the flagging which is already laid is not in all respects and at all points finished in compliance with the specifications, but will require careful re-inspection, the rejection and removal of part, and the re-laying of part before it will be fully finished in accordance with the contract.

25th. CROSS WALKS.—But a small amount of these have been laid, and they are substantially in conformity with the contract.

26th. TRESTLE WORK.—This is well constructed, framed and of good material.

In view of the elements herewith submitted, we further report.

That from the above details it appears that the contractors for the improvement and construction of Riverside Avenue have complied with the requirements of the contract in the dimensions of some of the material and in the character of the work thereon, yet they have materially failed in other details and requirements; that the present Superintending Engineer has received such material and permitted such work to be performed, and constructively approved of such by embracing them in his monthly estimates of material and work, and certifying to their correctness. That the boundary of the avenue, the dimensions, location and arrangement of walks, grass surfaces, etc., have been altered from the original design as submitted to and approved of by your Department; that alterations in the dimensions of material and character of work have been made and permitted by the present Superintending Engineer, wholly arbitrary on his part, being not only without the sanction of, but without even the knowledge of, your Department.

That as far as it was practicable to verify the monthly estimates that have been certified to by the previous and present Superintending Engineers, without incurring a very considerable cost and an objectionable delay in this report, and assuming such materials and work to have been accepted by your Department, inasmuch as with the exception of the last monthly estimate they have been paid for, it is apparent that the sum of the quantities is not in excess.

Finally, that the supervision of the reception of the materials and of the execution of the work in its progress in their very general character has not only been

in disregard of the original design upon which the contract was based, and of its specifications, but it has been in no wise calculated to meet the just expectations of those who are to bear a moiety of its cost and of the public at large.

Respectfully submitted,

CHAS. H. HASWELL,
WM. E. WORTHEN,
JOHN BOGART.

NEW YORK, Dec. 26th, 1878.

Accompanying said report is the bill of charges and expenses of said commission, amounting to \$2,424.80, and a letter from Mr. Charles H. Haswell, stating that since he presented said bill, the Comptroller of the City had requested him to send his individual bill to him, and that, therefore, there should be one-third (\$808.26) deducted from said bill, as rendered to the Department.

(Minutes, December 18, 1878, p. 426.)

The PRESIDENT then offered the following preambles and resolution :

Whereas, It appears by a report made by a Board of Engineers, appointed to investigate the conduct of the work of Riverside Drive, that in consequence of the lax supervision of the Superintending Engineer, the work has not, in the opinion of said Board of Engineers, been performed by the contractors in every respect fully in the spirit and letter of the contract ; and

Whereas, The Superintending Engineer has been specially charged by this Department with the supervision and proper conduct of this work, and to represent the Department in the same ; therefore,

Resolved, That the Secretary be directed to transmit a copy of these preambles and resolution to the said Superintending Engineer, and notify him to appear before this Board at its next meeting, and present in writing his reasons, and any statement he may wish to make, why he should not be removed from his present position of Superintending Engineer.

Commissioner LANE then read the opinion of the Counsel to the Corporation, which was presented to the Board at its meeting, held on the 6th day of March, 1878, in which he stated that Mr. James C. Aldrich, the late Superintending Engineer of Riverside Avenue improvement, was not entitled to a hearing and notice of the cause of his proposed removal ; and he took the point of order that Mr. Thomas Franklin, the present Superintending Engineer, is not entitled to notice or a hearing prior to his removal.

(Minutes, March 6, 1878, p. 638.)

The PRESIDENT ruled that the point of order was not well taken, on the ground that the Board has the right to grant a hearing to any employé against whom charges are made.

Commissioner LANE then offered the following resolution and preambles and resolution, as a substitute for the preambles and resolution offered by the PRESIDENT :

Resolved, That the report of the Commission of Civil Engineers appointed to examine the work on the Riverside Drive be received, and that the same, together with the testimony transmitted therewith, be printed as a document of the Board, and that copies thereof, when printed, be transmitted to the Mayor, the Comptroller, and the several civil engineers, Messrs. Haswell, Worthen and Bogart.

Whereas, The qualifications of Mr. Thomas Franklin for the position of Superintending Engineer on the Riverside work were not inquired into by the Board at the time of his appointment; and

Whereas, The report of Messrs. Haswell, Worthen and Bogart, who were appointed to examine his work by this Department in conjunction with the Mayor and the Comptroller, and with the concurrence of the contractors, condemns the mode in which Mr. Franklin has performed his duties,

Resolved, That Mr. Thomas Franklin be dismissed from his position of Superintending Engineer in charge of the Riverside contract.

(Minutes, March 13, 1878, p. 664.)

The PRESIDENT put the question whether the Board would agree to said resolution and preambles and resolution offered by Commissioner Lane, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

The PRESIDENT then put the question whether the Board would agree to said preambles and resolution offered by the President, and it was determined in the affirmative, a majority

of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

The PRESIDENT then offered the following resolution:

Resolved, That the Secretary be directed to transmit a copy of the bill of Messrs. Haswell, Worthen and Bogart, together with a copy of Mr. Haswell's letter in relation thereto, to Messrs. Decker and Quintard, contractors.

(Minutes, Nov. 27, 1878, p. 382.)

Adopted.

Riverside Avenue

From the Superintending Engineer of Riverside Avenue improvement, reporting upon the condition of said avenue between One Hundred and Twenty-ninth Street and One Hundred and Thirtieth Street, and also the sewer in said portion of the avenue.

(Minutes, Dec. 18, 1878, p. 427.)

Filed.

Ice on the Pool, Central Park.

From Mr. Columbus Ryan, asking permission to cut and take the ice from the Pool in Central Park.

The PRESIDENT moved that Mr. Columbus Ryan be granted permission to cut and take the ice from the Pool in Central Park, during the present season, under the supervision of the Superintendent of Parks, and provided no injury is done to the grass or trees.

(Minutes, February 13, 1878, p. 600.)

Adopted.

Fordham Avenue Sewer

From Mr. John J. Crane, forwarding a petition from the President and Executive Committee of the Home for Incurables, requesting that a sewer be constructed in Fordham Avenue

between One Hundred and Eighty-second Street and One Hundred and Eighty-third Street.

Referred to the Topographical Engineer and to the Engineer of Construction, for their reports.

Telegraph line.

From Mr. James C. Wood, on behalf of the Gold and Stock Telegraph Company, offering to renew their contract with the Department for \$720 per annum, or to substitute the Edison Carbon Telephone for the present instruments for \$480 per annum.

(Minutes, May 1, 1878, p. 13.)

Referred to the President for his report.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following two reports :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval.

Crombie, Thos. J., oak plank.	Fourth Avenue Parks.	
	1878.	\$25 00
Draper, Danl., petty expenses.	Maint. and Govmt. P.	
	and P., 1878.	25 22
Gold & Stock Telegraph Co., rent of		
line.	Maint. and Govmt. P.	
	and P., 1878.	62 50
Handibode, P. coal and wood.	Const. Bridges over H.	
	R.	22 50
Handibode, P., coal.	Maint. and Govmt. P.	
	and P., 1878.	45 00
Hazard Powder Co., power and fuse.	Maint. 23d and 24th	
	Wards, 1878.	8 30

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Wm. Irwin, petty expenses.	Maint. 23d and 24th		
	Wards, 1878.	\$35	54
	Tompkins Square.	3	63
	Harlem R. B. Rep.		
	I. and M., 1878.	5	00
	Maint. and Govmt. P.		
	P., 1878.	84	77
			<hr/>
			128 94
Seaman, John A., twine and spikes. Maint. and Govmt. P.			
	P., 1878.	\$21	72
	Maint. 23d and 24th		
	Wards, 1878.	11	65
	Museum of Art.	3	00
			<hr/>
			36 37
			<hr/>
			\$353 83
			<hr/> <hr/>

RECAPITULATION.

Maintenance and Government Parks and Places, 1878.	\$239	21
Maintenance 23d and 24th Wards, 1878.	55	49
Harlem River Bridges Repairs Impt. and Maint., 1878.	5	00
Fourth Av. Parks.	25	00
Museum of Art.	3	00
Tompkins Square.	3	63
Contruction Bridge over Harlem River.	22	50
		<hr/>
		\$353 83
		<hr/> <hr/>

Amounting in the aggregate to the sum of three hundred and fifty-three dollars and eighty-three cents.

S. E. LANE, } Auditing
SAML. CONOVER, } Committee.

NEW YORK, Jany. 3d, 1879.

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Devlin, John B., mould.	Tompkins Square.	\$900	00
------------------------------	------------------	-------	----

Devlin, John B., labor and materials.	Sewers, 3d Ave., 134th and 135th Streets, with branches.	1,429 37
Irwin, Wm., Sec'y, petty cash.	Maint. and Govt. P. & P., 1878..	10 85
		<hr/>
		<u>\$2,340 22</u>

RECAPITULATION.

Tompkins Square.	\$900 00
Sewers, 3d Ave., 134th and 135th Sts., with branches, &c.	1,429 37
Maintenance and Government of Parks and Places.	10 85
	<hr/>
	<u>\$2,340 22</u>

Amounting in the aggregate to the sum of twenty-three hundred and forty dollars and twenty-two cents.

S. E. LANE, } *Auditing*
SAM. CONOVER, } *Committee.*

NEW YORK, January 3d, 1879.

The above mentioned bills having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Treasurer's Report.

The Treasurer presented the following report, which was ordered to be printed in the minutes :

January 3, 1879.]

Department of Public Parks in account with
Smith E. Lane, Treasurer.

1878.		CR.	
Dec. 18.	By balance.....	\$214	71
" 18 to 31.	" cash received from licenses.....	573	30
		<hr/>	<hr/>
			\$788 01
DR.			
Dec. 18 to 31.	To cash paid expenses monumenting Fox Estate.....	\$124	38
" " "	To cash paid into City Treasury.....	573	68
1879.			
Jan. 3.	To balance.....	89	95
		<hr/>	<hr/>
			\$788 01
	To cash in Bank of Metropolis.....	\$74	95
	" " drawer.....	15	00
		<hr/>	<hr/>
			\$89 95

S. E. LANE,
Treasurer, D. P. P.

NEW YORK, January 3d, 1879.
9:30 A. M.

John Corcoran, Laborers for Pile-Driver.
J. A. Briggs. Boston Road.

The PRESIDENT reported verbally upon the under mentioned matters, as follows :

That he had granted Captain John Corcoran leave of absence, with pay, for the month of January, 1879, on account of his ill health.

That he had employed the following named persons to work the pile-driver at the following rates of pay, namely :

Edward Conklin, Captain.....	37½c. per hour.
Joseph W. Beebe, Engineer.....	35c. "
Thomas Clark, Laborer.....	25c. "
Timothy Murphy, ".....	25c. "
James O'Hare, ".....	25c. "
Patrick Whalen, ".....	25c. "
Hugh Fitzpatrick, Watchman.....	16½c. "

That he had directed Josiah A. Briggs, Inspector on Mott

Avenue sewer, to resume work, as he found that the contractors had not cleared up the work.

That Messrs. James R. Marvin and William Cauldwell had withdrawn their protest against the acquiring of the title to Boston Road, which was presented to the Board on the 20th November last, and that he had consequently directed the Counsel to the Corporation to proceed in the matter.

(Minutes, Nov. 20 and Dec. 27, 1878, p. 370, 431 and 433.)

Commissioner CONOVER moved that the action of the President in the several matters reported by him be approved and adopted by the Board.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Natural History.

Commissioner CONOVER, to whom it was referred to examine and report the facts in relation to the bids received for the construction of cases for the Museum of Natural History Building, the order for which was given to Mr. William Schwarzwaelder, presented the following report:

To the Board of Commissioners of the Department of Public Parks:

In conformity with the action of the Board of 18th ulto., directing me to investigate the report on the matter of awarding the contract for constructing of cases for Museum of Natural History, I beg leave to submit the following as the result of such investigation:

The minutes of the Board show that on the 12th of June, 1878, the Treasurer was authorized to issue orders for the construction of cases for Museum of Natural History, as per plans approved by the Chairman of the Committee on Plans of Museum.

On the 1st of July, Commissioner Lane, over his signature as Treasurer, caused to be prepared and transmitted to

STRIPPLE & SON,
ELWARD SMITH,
ROUX & SON,
BRAUNSDORF & METZ,
WM. SCHWARZWAELDER,

each a communication notifying them that they were invited to bid for the making of cases for the Museum of Natural History Building.

Plans and specifications to be seen at the Department Office. Bids to be addressed to him, and to be opened on the 11th day of July, 1878, at 10 o'clock A. M., envelopes containing bid to be indorsed: "Bid for Cases for Museum of Natural History." (Appendix A.)

By the sworn testimony of Mr. Hawley (Appendix B) it appears that on the 11th of July, Commissioner Lane, in the presence of Mr. Hawley, and at his (Mr. Hawley's) desk opened bids for the work from

STRIPPLE & SON,
ELWARD SMITH,
ROUX & Co.,
BRAUNSDORF & METZ,

and that all four of these bidders were present either in person or by representatives. Braunsdorf & Metz appearing to be the lowest bidders, Mr. Braunsdorf being present, requested that the work be awarded to him, and an order for the same be issued, such being the custom of the Department, Commissioner Lane stating that he would not decide until the following day who should receive the order.

Upon leaving the Department office that day Commissioner Lane took with him the four bids above mentioned.

On the 13th day of July Commissioner Lane returned to Mr. Hawley the four bids above mentioned, as well as one from William Schwarzwaelder, at the same time directing that an order for the work be issued to Schwarzwaelder.

The statement of Mr. Braunsdorf (Appendix C) fully corroborates that of Mr. Hawley, and details his being at the Department office on Thursday, 11th of July, at 10 A. M., when the bids were opened, and hearing them read off, and learning that the bid submitted by him was the lowest by about \$146, requested that the contract be awarded to him, when he was told to call the next day, which he did, and was told to call the day following, when he was told that another bid had been received lower than the one submitted by him.

Commissioner Lane's deposition (Appendix D) in part contradicts the sworn statements of Messrs. Hawley and Braunsdorf, while at the same time it appears to be in conflict with his own statement made to the Board at a meeting held July 17th, 1878, when, in reply to an inquiry by the President, Commissioner Lane stated that the five bids, including the one from Mr. Schwarzwaelder, were opened by him at one and the same time, *i. e.*, the morning of July 11th, 1878.

Commissioner Lane, in his deposition, states that letters were sent to the several parties hereinbefore mentioned to furnish estimates for doing the work, and presenting the same to him on or before the 11th day of July; that the estimates of

BRAUNSDORF & METZ,
ELWARD SMITH,
ROUX & Co,

were received by him at the office of the Department on the morning of the 11th July, that he did not then award the work, as the other persons to whom he had sent invitations had all that day to send in their bids, notwithstanding he, in his letter of invitation, stated specifically that the bids would be opened at 10 A. M. of July 11th. He swears that the bid of Mr. Schwarzwaelder he received at his law office, and the one from Stripple & Son at his house.

That on the 12th day of July he gave all the bids in question to Mr. Hawley with directions to award the contract to Mr. Schwarzwaelder.

Commissioner Lane swears that the object of obtaining estimates is that it may be a guide for the Treasurer in arriving at what is a fair price at which to award the work, "and that there is no legal requirement that he should obtain estimates "or award the work to the person making the lowest estimate," and that the Treasurer, by law, is vested with discretionary power in awarding work to parties applying for it.

The statement of Mr. Schwarzwaelder (Appendix E) recites that he sent his estimate to the office of Commissioner Lane, 145 Broadway, on the morning of 11th July, supposing that to be the proper place to deliver such estimates.

This course of presenting the estimate was pursued by Mr. Schwarzwaelder, notwithstanding the official character of the letter of invitation.

From Mr. Irwin, the Secretary, strange as it may seem, I am unable to gain any but "hearsay" testimony, and even that what he purports to have gotten from Mr. Hawley is not in full accord with Mr. Hawley's sworn statement (Appendix F).

From the Department files I learn that on July 16, 1878, a protest was received from Braunsdorf & Metz against the award of the contract to Mr. Schwarzwaelder, claiming that the bid of Schwarzwaelder was informally received, and intimating irregularity in the transaction, and again, on the 19th of November last, calling the attention of the Department to the matter.

The above is a resume of the facts as they appear and are presented to me.

Braunsdorf & Metz, basing their claim on the fact that at the time designated in the letter of invitation but four bids were presented, and their bid appearing to be the lowest by a very considerable amount.

The award being postponed for two days, the bids being taken possession of by Commissioner Lane, and by him removed from the offices of the Department, and after an absence of two days returned, accompanied by a bid from Wm. Schwarzwaelder, appearing to be \$7.00 below the one presented by Braunsdorf & Metz.

I am informed that similar protests from Braunsdorf & Metz are now on file in the Department of Finance.

From my reading of the Charter, and the several laws granting power and devolving duties upon this Department, I fail to find evidence corroborative of the conclusions of Commissioner Lane's deposition.

I fail to find any such power, authority or recognition of law as he by his deposition arrogates to himself and to the office of Treasurer, such as the discretionary power of awarding work to parties applying for it as he in his judgment may deem it for the best interest of the Department.

As I understand the office of Treasurer, it is a creation of the Board governing the Department, with no recognition other than that given it from time to time by the Board, the same as it does any other of its officers, and subject to the control, discretion and pleasure of the powers creating it.

I cannot agree with Commissioner Lane when he states that the object in obtaining estimates is that it may be a guide for the Treasurer in arriving at what is a fair price at which to award the work.

As I understand the Charter, it is the paramount duty of an official charged with the delicate responsibility of awarding a contract and spending the public money, to, in every instance practicable, seek and encourage competition in bidding, and in every instance award the contract to the lowest bidder who has in every respect conformed to the formality and requirements set forth in the invitation for the bidding.

While performing the duty of awarding a contract to the lowest regular bidder, it is the duty to conduct such award and surround it with such safeguards as to divest it of any possible suspicion of favor or partiality.

The contract system has its advantages as well as its disadvantages, yet under the system in vogue in the City Government of encouraging competitive bidding and awarding the contract to the lowest bidder, the law recognizes no such discretionary power as is claimed by Commissioner Lane, but plainly marks out and defines the line of duty to be pursued.

Without entering into a discussion of the merits of the irregularity as claimed by the contestants, Braunsdorf & Metz, and with a knowledge of the two communications on file, in this Department, and the Department of Finance, I respectfully beg leave to submit the foregoing, with the accompanying papers, to the Board governing the Department, for such action as it may deem necessary in the premises.

Respectfully submitted,
SAML. CONOVER,

Dated January 3d, 1879.

(Minutes, Dec. 18, 1878, p. 421.)

Commissioner CONOVER then offered the following resolution :

Resolved, That the President be requested to confer with the Counsel to the Corporation, submitting to him all the papers in connection with the work on cases for Museum of Natural History, and ask him for his opinion and advice as to the duty of the Department, in view of all the facts in the case as to the Board this day presented.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Commissioner LANE then offered the following resolution :

Resolved, That the following be substituted for the report of Commissioner Conover :

That the action of the Treasurer in giving out the contract for cases in the Museum of Natural History to William Schwarzwaelder, who was the lowest bidder therefor, was correct, and for the best interests of the City. That his action in soliciting estimates for the work from reputable business houses engaged in that kind of work and waiting on the day on which said estimates were to be handed in, until all had reached him, was in accordance with his duty, and that the evidence shows that the lowest bidder had no knowledge of the other bids, or of the prices named in them, before the award was made to him.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

Riverside Avenue.

Commissioner LANE offered the following resolution :

Resolved, That the action of Commissioners Wenman, Wetmore and Conover, in signing the estimate of Decker & Quintard for \$5,099.48, and transmitting the same to the Finance Department for payment, without the approval of the Board and without the knowledge of Commissioner Lane, was illegal and in violation of Sections 2 and 7 of Chapter 349 of the

Laws of 1859, and of Section 2 of Article III. of the By-Laws, and of the provision of Article V. of said By-Laws, which recites as follows: "The ayes and noes shall be called and "recorded on all appropriations of money."

Commissioner CONOVER moved to amend said resolution by substituting therein the word "with" for the word "without," in the fifth line thereof.

The PRESIDENT then moved that said resolution be laid on the table.

The PRESIDENT put the question whether the Board would agree to said motion to lay said resolution on the table, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Meetings of the Board.

Commissioner LANE offered the following resolution:

Resolved, That hereafter the meetings of the Board shall be open to the public, and that no executive sessions be held.

(Minutes, Oct. 30, 1878, p. 329.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows:

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

Purchases.

Commissioner WETMORE offered the following resolution:

Resolved, That the resolution adopted by the Board, at a meeting held on the 20th of March, 1878, "authorizing the Treasurer to purchase supplies and materials for the Department, which shall be approved by the President, until the further order of the Board," be, and the same is hereby rescinded, and that said purchasing power be, and the same is hereby, vested in the President until the further order of the Board.

(Minutes, March 20, 1878, p. 683.)

Commissioner LANE moved that said resolution be laid on the table.

The PRESIDENT put the question whether the Board would agree to said motion to lay said resolution on the table, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

The PRESIDENT then put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

By-Laws.

Commissioner CONOVER offered the following resolution :

Resolved, That a special committee be appointed to consider and report, for the consideration of the Board, such alterations and amendments to the By-Laws as they in their judgment may deem necessary.

(Minutes, September 11, 1878, p. 256.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

The PRESIDENT appointed Commissioners Conover and Wetmore the committee.

Alexander Brennan.

Commissioner CONOVER offered the following resolution :

Resolved, That Alexander Brennan be appointed a laborer in the Twenty-third and Twenty-fourth Wards.

(Minutes, December 18, 1878, p. 426.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Henry F. Liebenau.

Commissioner CONOVER offered the following resolution :

Resolved, That Henry F. Liebenau be appointed "Door-keeper and Special Officer," for the Arsenal, Central Park, under the direction of the Superintendent of Parks, and that his pay be fixed at \$2 per day.

(Minutes, Sept. 18, 1878, p. 267.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of Commissioner LANE, the Board adjourned at 11:45 o'clock, A. M., to meet on Thursday, the 9th January, 1879, at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

THURSDAY, JANUARY 9th, 1879.

ADJOURNED MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

A quorum not being present, the Board adjourned without transacting any business, to meet on Wednesday, the 15th January, 1879, at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

MONDAY, JANUARY 13, 1879.

SPECIAL MEETING—9:30 O'CLOCK A. M.

The Board met pursuant to the following call of the President :

CITY OF NEW YORK—DEPARTMENT OF PUBLIC PARKS, }
36 UNION SQUARE (EAST), }
9th January, 1879. }

Mr. WM. IRWIN,

Secretary D. P. P. :

SIR,—You will please call a special meeting of the Board for Monday, the 13th inst., at 9:30 o'clock A. M., for the purpose of taking such action as may be necessary to request the Board of Estimate and Apportionment to make transfers to certain of the appropriations of the Department for 1878.

Respectfully,

JAMES F. WENMAN,

Pres. Dept. Public Parks.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

On motion of the President, the reading of the minutes of the previous meetings of the 3d and 9th insts., was laid over.

Transfers for Maintenance, &c., of Parks, &c.

And for Harlem River Bridges.

The PRESIDENT then offered the following resolution :

Resolved, That the Board of Estimate and Apportionment be, and hereby is, requested to transfer the sum of three thous-

and six hundred and ninety-five dollars and thirty-three cents (\$3,695.33), from the following appropriations made to the Department of Public Parks for the year 1878, and which are in excess of the amounts required for the purposes and objects thereof, viz :

Maintenance and Government of Parks and Places—For salaries, &c. . .	\$2,295 83
Maintenance and Government of Public Places, Roads, &c., 23d and 24th Wards.	1,399 50
Total	\$3,695 33

to the following appropriations made to said Department of Public Parks for the year 1878, which are insufficient, viz. :

Maintenance and Government of Parks and Places—For all supplies and for wages of foremen, gardeners, mechanics, laborers, &c. . . .	\$3,004 70
Maintenance and Government of Parks and Places—Police; salaries of captain, lieutenant, sergeants, patrolmen, &c.	433 69
Harlem River Bridges—repairs, improvement and maintenance	256 94
Total	\$3,695 33

(Minutes, Nov. 13, 1878, p. 355.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Transfer for Frurth Avenue Parks.

The PRESIDENT offered the following resolution :

Resolved, That the Board of Estimate and Apportionment be, and hereby is, requested to transfer the sum of five thousand and four hundred and fourteen dollars and ninety-five cents (\$5,414.95) from the appropriation for "Improving and regulating the several public squares and places laid out and established within the lines of Fourth Avenue in the City of New York, between Sixty-seventh and Ninety-sixth Streets," for 1878, for the purposes and objects whereof it is not required, to a like appropriation for the year 1879, for which it is required.

(Minutes, Aug. 21, 1878, p. 195.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

January 13, 1879.]

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tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of the President, the Board adjourned at 9:45 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, JANUARY 15th, 1879.

REGULAR MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting of the 3d inst. were read.

Commissioner LANE then presented a statement in relation to the subject of the order for the cases for the Museum of Natural History building and moved that the minutes of the meeting of the 3d inst. be amended by inserting it immediately after the report of Commissioner Conover on page 452.

The PRESIDENT ruled that the motion was out of order, on the ground that it was not competent to insert in the minutes of a meeting a document which was not presented at that meeting.

The PRESIDENT then put the question, whether the Board would approve the minutes of the meeting of the 3d inst. as read, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

The minutes of the previous meetings of the 9th and 13th inst. were then read and approved.

The following communications were then presented and read :

Third Avenue Bridge.

Harlem Bridge, Morrisania and Fordham Railway Company.

From the Clerk of the Common Council, forwarding a copy of the following preambles and resolution, which had been adopted by the Board of Aldermen, notwithstanding the objections of his Honor the Mayor, on the 31st December, 1878, viz. :

Whereas, The Harlem Bridge, Morrisania and Fordham Railway Company, by resolution of their Board of Directors, and by consent of one-half in value of property owners on the line of the extension, as required by law, have taken proceedings for the extension of the tracks of their road, from the present southerly terminus thereof to, along, and upon the Harlem Bridge and Third Avenue to One Hundred and Twenty-ninth Street; and

Whereas, The completion of the Elevated Railroad on Third Avenue to that point makes it desirable that the application of the first named road for authority to extend its road should be granted, and that the facilities to be offered for rapid transit over the Elevated Road should be enjoyed by the people of the Twenty-third and Twenty-fourth Wards; therefore, be it

Resolved, That permission be, and the same is hereby, granted to the Harlem Bridge, Morrisania and Fordham Railway Company to extend its tracks to, upon, and across the Harlem Bridge, and on and along the Third Avenue to a point at or near One Hundred and Twenty-ninth Street, and to operate said road so, extended, and to run cars thereon, with such switches, turnouts, and tables as may be necessary, provided that said company shall run cars from said terminus until 1 A. M., and shall not charge any increased fares by reason of such extension; provided that the said bridge be put into good repair, after the laying of said tracks, at the expense of said company, and that the said company keep said bridge in good repair between the tracks; and that this permission shall continue only during the pleasure of the Common Council.

The PRESIDENT stated that on receipt of said preambles and resolution, he had notified the Superintendent of said Harlem Bridge, Morrisania and Fordham Railway Company that the Common Council had no jurisdiction in the premises, and cautioned him not to proceed with the work of laying the said railroad on Third Avenue Bridge without first obtaining the permission of this Department, and he moved that said communication be filed.

Adopted.

Riverside Avenue.

From the Clerk of the Common Council, forwarding a copy of the following preambles and resolution, which had been

approved by his Honor the Mayor on the 31st day of December, 1878, viz. :

Whereas, It appears that the contractors for working the "Riverside Drive" have, in the most heartless manner, defrauded many of the workingmen in their employ of the wages due them, and the poor men are now in the most abject want, themselves and their families being absolutely in need of the common necessities of life; and

Whereas, It also appears that there is still due the said contractors by the City certain moneys that might be made available to relieve the distress and misery these poor people are now suffering; be it, therefore,

Resolved, That the Department of Public Parks be and is hereby requested to pay the workmen each a pro rata share of the moneys so due to said contractors by the City, in order to relieve, temporarily at least, the sufferings of the workmen and their families.

Filed.

Appropriations for 1879.

From the Secretary of the Board of Estimate and Apportionment, informing the Department that the following appropriations had been made to this Department for the year 1879, namely :

THE DEPARTMENT OF PUBLIC PARKS.

Maintenance and Government of Parks and Places :

For Salaries—To pay entirely the Salaries of the President, Clerks, Engineers, Architects, and all other employés of the Department, excepting Mechanics, Gardeners and Laborers, and their Foremen, employed on the work of maintaining the Parks and Places, excepting also those employed in the Zoological Department, excepting also the Topographical Engineer and his Assistants in charge of surveying, monumenting, etc., Twenty-third and Twenty-fourth Wards, and also excepting the Superintendent and Engineer-in-Charge of Public Places, Roads, Avenues and Bridges, Twenty-third and Twenty-fourth Wards.	\$35,000 00
Police—Salaries of Captain, Lieutenant, Sergeants, Patrolmen, Post and Gate Keepers and Night Watchmen.	95,000 00
For all supplies, and for wages of Foremen, Gardeners, Mechanics and Laborers employed on works of maintenance, except those employed in the Zoological Department, and including the maintenance of the Meteorological Observatory.	150,000 00

For the keeping, preservation and exhibition of the collection in the Zoological Department of the Central Park.....	15,000 00	
For the keeping, preservation and exhibition of the collection in the American Museum of Natural History and the Metropolitan Museum of Art.....	25,000 00	
	<hr/>	\$320,000 00
Harlem River Bridges—Repairs, Improvements and Maintenance.....	10,000 00	
Music—Central Park.....	4,000 00	
For the equipment and furnishing of the building of the Metropolitan Museum of Art, and for other purposes, in pursuance of Chapter 385, Laws of 1878.....	30,000 00	
Surveying, Laying-out and Monumenting, Twenty-third and Twenty-fourth Wards, including north end of Island.....	10,000 00	
Maintenance and Government of Public Places, Roads, Avenues and Bridges, including Bridges over Bronx River, Twenty-third and Twenty-fourth Wards.....	25,000 00	
For making and completing Maps of the Twenty-third and Twenty-fourth Wards, for the use of the Department of Taxes and Assessments, as provided by Chapter 411, Laws of 1876.....	10,000 00	
For laying new walks and repairing the old walks, in and around the following public parks and places, viz.:		
City Hall Park, Canal Street Park, Christopher Street Park, Washington Square, Tompkins Square, Squares at Thirty-second and Thirty-fifth Streets and Sixth Avenue, Reservoir Square, Stuyvesant Square, Mount Morris Park, East River Park.....	50,000 00	
Manhattan Square, Improvement of.....	20,000 00	
	<hr/>	<u>\$479,000 00</u>

(Minutes, October 2d, 1878, p. 282.)

Filed.

Railing in Broadway, 24th Ward.

From the Health Department, calling the attention of this Department to the condition of the guard railing on the east side of Broadway, commencing at the bridge over Tibbett's Brook.

(Minutes, October 2d, 1878, p. 271.)

Referred to the Superintendent of the Twenty-third and Twenty-fourth Wards.

Carpenters. Blacksmiths.

From the Superintendent of Parks, stating that he requires some additional carpenters, blacksmiths and blacksmith's helpers, in order to repair the rolling stock of the Department for the summer work.

Commissioner LANE moved that four carpenters, two blacksmiths and two blacksmith's helpers be appointed.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Fordham Avenue Sewer.

From the Topographical Engineer, reporting upon the application for the construction of a sewer in Fordham Avenue, between One Hundred and Eighty-second and One Hundred and Eighty-third Streets, and stating that no map of a sewerage district embracing this district has yet been filed, but that he is at present preparing one for presentation to the Board.

(Minutes, January 3d, 1879, p. 445.)

Filed.

Owen Toker.

Laborers in 23d and 24th Wards Discharged.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, stating that Owen Toker, laborer, who had been absent more than three days, desires to be restored to work.

Also, stating that he is unable, at this season of the year, to use advantageously the number of laborers at present employed, and giving a list of seventeen laborers, and four laborers with teams, whom he recommended to be discharged.

The PRESIDENT stated that, on receipt of said communication, he had suspended the laborers named by the Superintendent of the Twenty-third and Twenty-fourth Wards.

Commissioner CONOVER moved that Owen Toker, laborer, be restored to work ; that the action of the President, in suspending said laborers, be approved, and that they be discharged.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Frederick Greiffenberg.

From Mr. Frederick Greiffenberg, draughtsman, applying for an increase of salary.

(Minutes, July 31st, 1878, p. 180.)

Filed.

Museum of Art.

From Mr. John Taylor Johnston, President of the Metropolitan Museum of Art, stating that in the construction of cases for the equipping of the Museum of Art building, it will be necessary to make them of peculiar forms and shapes, to properly exhibit the collections of the Metropolitan Museum of Art, and requesting the consent of the Department to their having experimental cases made.

Referred to the Superintending Architect for his report.

Lighting the Parks by Electricity.

From Mr. Hiram B. Crosby, requesting permission to exhibit, in Union Square, a system of lighting by electricity, as perfected by Mr. J. B. Fuller, with a view to submitting pro-

posals, after a satisfactory trial, for lighting all the public parks by electricity.

(Minutes, October 2d, 1877, p. 309.)

Commissioner CONOVER moved that said communication and subject be referred to the President, with power.

Adopted.

Kosmocrete Pavement.

From Mr. Henry L. Wilson, calling the attention of the Department to the pavement for walks which he lays, and which is known as "Kosmocrete."

Filed.

Third Avenue, 23d Ward.

From Mr. R. Brown, requesting that Third Avenue, in the 23d Ward, be straightened between One Hundred and Fifty-first and One Hundred and Sixty-first streets.

Referred to the Topographical Engineer, for his report.

G. B. Croff.

From Mr. G. B. Croff, applying for the position of Architect to the Department.

Filed.

Wm. L. Elseffer.

From Mr. Wm. L. Elseffer, applying for the position of Chief or Superintending Engineer of the Department.

Filed.

Josiah A. Briggs.

From Mr. Josiah A. Briggs, applying for the position of draughtsman.

(Minutes, January 3d, 1879, p. 449.)

Filed.

Sewer in 134th Street, between Willis Avenue and Brook Avenue.

From Mr. Lewis Brown and Mr. Michael Moran, applying to the Department to construct a sewer in One Hundred and Thirty-fourth Street, between Willis Avenue and Brook Avenue.

Referred to the Engineer of Construction, for his report.

Sewer in 142d Street, between Alexander Avenue and Brook Avenue.

From Mr. A. K. Royce and others, applying to the Department to construct a sewer in One Hundred and Forty-second street, between Alexander Avenue and Brook Avenue.

Referred to the Engineer of Construction, for his report.

Skating Velocipedes.

From Messrs. Juan Arnao and Manual Garcia, requesting permission to exhibit and use two or three skating velocipedes on the lake in Central Park.

(Minutes, December 12th, 1878, p. 395.)

Refused.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report:

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval:

Blinn, Christian, filling.....	Museum Natural History.....	100 00
Devlin, John B., blocks.....	Maint. 23d & 24th Wards, 1878...	144 00
Beard & Kimpland, piles.....	Const. Bridges over H R.....	57 00
Colwell, W. H. & Son, lumber.....	Maint. 23d & 24th Wards, 1878..	110 16
Hazard Powder Co., powder and fuse...	Maint. 23d & 24th Wards, 1878...	20 90

Jones, Chas., and T. P. McQuade, labor and materials	Brook Av. Sewer.	3,395 54
Lawrence, B. H., blacksmithing	Maint. 23d & 24th Wards, 1878.	25 55
McLean, Eugene, petty expenses	Const. Bridges over H. R.	10 35
Rae, Thomas, rent	Surveying, laying out, etc., 23d & 24th W'ds, 1878.	150 00
Salamander Iron Works, sewer pipe	Maint. 23d & 24th Wards, 1878.	10 80
Talcott, James C., hay and feed	Maint. 23d & 24th Wards, 1878.	87 10
Van Winkle, E. B., petty expenses	Surveying, laying out, etc., 23d & 24th W'ds, 1878.	3 88
		\$4,115 28

RECAPITULATION.

Maintenance 23d and 24th Wards, 1878.	398 51
Harlem River Bridges, repairs, impt. and maint., 1878.	67 35
Surveying, laying out, etc., 23d and 24th Wards, 1878.	153 88
Museum Natural History	100 00
Brook Avenue Sewer	3,395 54
	\$4,115 28

Amounting in the aggregate to the sum of forty-one hundred and fifteen dollars and twenty-eight cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, January 15th, 1879.

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Commissioner CONOVER, from the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval :

Decker, Nicholas H., and Geo. W. Quintard, labor and materials

Improvement and
Construction Riverside Avenue . . .

\$5,099 48

\$5,099 48

Amounting to the sum of five thousand and ninety-nine dollars and forty-eight cents.

I refuse to audit the foregoing estimate of Decker and Quintard for \$5,099.48, for the reason that my personal examination of the work satisfies me that it has not been performed according to the contract, and that the certificate of the engineer, Thomas Franklin, that it has been so performed, is incorrect. And also because a committee of engineers have been appointed to examine the work.

4th December, 1878.

S. E. LANE,
Auditing Committee.

I hereby audit the above mentioned bill.
30th December, 1878.

SAML. CONOVER,
Auditing Committee.

The above mentioned bill having been read and passed on, the PRESIDENT moved that the Board do now approve it, and that the Secretary be directed to transmit it to the Finance Department for payment.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Treasurer's Report.

The TREASURER presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks in account with

Smith E. Lane, Treasurer.

1879.		CR	
Jan. 3.	By balance	89	95
Jan. 3 to 15.	" cash received from licenses.....	254	16
		<hr/>	\$344 11
DR.			
Jan. 7.	To cash paid expenses monumenting Fox Estate...	74	96
15.	" balance.....	269	42
		<hr/>	\$344 11
	Cash in Bank of Metropolis.....	26	
	" " drawer.....	269	16
		<hr/>	269 42

S. E. LANE,

Treasurer D. P. P.

NEW YORK, Wednesday, January 15, 1879.

9:30 A. M.

Riverside Av. Brook Av. Sewer.
T, Fox. Sewer in Third Av., 134th and 135th Sts.
Third Av. Bridge. Saml. Watson.

The PRESIDENT reported, verbally, on the following matters, viz :

That on account of the work on Riverside Avenue, Brook Avenue sewer, and the sewers in Third Avenue, 134th and 135th Streets, having ceased for the winter, he had suspended the following employes :

- Cornelius O'Grady, Asst. Engineer.
- F. S. Odell, Leveller.
- W. B. Pierce, Rodman.
- Patrick Norton, Chairman, acting as Inspector.
- William Cushing, Chairman.
- Emil Bleyer, "
- James Dempsey, "
- George J. Meinell, "
- George F. Penfield, "
- Robert MaDan, Jr., Axeman.
- James Chamberlain, Inspector.
- James Lynch, "
- George McArdle, "
- Philanzo Edick, "

That he had transferred Mr. Thomas Fox, Assistant, from Brook Avenue Sewer to the Topographical force.

That he had appointed Mr. Samuel Watson, on the 1st inst., an assistant to the Bridge-keeper on Third Avenue Bridge, with pay at the rate of \$2 per day.

Commissioner CONOVER moved that the action of the President in the several matters as reported by him be approved and adopted by the Board, and that Mr. Robert MaDan, Jr., Axeman on Riverside Avenue Construction, be restored to his position and work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative; a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Thomas Franklin.

Commissioner LANE offered the following resolution :

Resolved, That Mr. Thomas Franklin, Superintending Engineer on Riverside Avenue, be, and hereby is suspended.

(Minutes, January 3, 1879, p. 443.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

Charles F. Kelly,

The PRESIDENT reported verbally that he had investigated a charge, which he presented, against Gate-keeper Charles F. Kelly, of being absent on the 25th December, 1878, without leave. That he found the absence of the gate-keeper was

caused by the death of his aunt, and he recommended that the charge be dismissed.

Commissioner CONOVER moved that the report of the President be accepted, and the recommendation therein adopted by the Board.

Adopted.

Telegraph Line.

The PRESIDENT, to whom the communication of Mr. James C. Wood, on behalf of the Gold and Stock Telegraph Co., offering to renew the contract for the telegraph line to Central Park with this Department was referred, reported verbally, and recommended that the contract be renewed for the year 1879, for the sum not to exceed \$720, on condition that the Gold and Stock Telegraph Co. replace the old with new instruments, containing all recent improvements.

Commissioner LANE moved that said report be accepted and that the President be authorized to sign an agreement with the Gold and Stock Telegraph Co. on the terms recommended.

(Minutes, January 3, 1879, p. 446.)

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Fox Estate.

The PRESIDENT offered the following resolution :

Resolved, That the Treasurer be, and he hereby is, authorized to furnish Mr. Lyman Tiffany, agent for Mrs. Mary L. Tiffany, a statement of the manner in which the \$2,250 deposited by her for the purpose of monumenting the Fox Estate has been expended, and to return to him any balance at present standing to the credit of that fund.

(Minutes, August 21, 1878, p. 207.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Sparrow Houses.

Commissioner WETMORE offered the following resolution :

Resolved, That the President be empowered to purchase 300 sparrow houses, to be erected in the various city parks, at a cost not to exceed 50c. each, put up.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Documents, &c., for City of Paris.

Commissioner CONOVER offered the following resolution :

Resolved, That the President be, and he is hereby, empowered to transmit to the City of Paris, France, such documents of this Department as he in his judgment may deem most suitable, in return for the compliment paid to this Department by the City of Paris.

(Minutes, May 1, 1878, p. 49.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Bills in Legislatre.

The PRESIDENT offered the following resolution :

Resolved, That the President be authorized to make arrangements for supplying the Department with printed copies

of the Senate and Assembly bills, during the present session of the Legislature, at a cost not to exceed \$50.

(Minutes,)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

• R. W. Morgan.

Commissioner CONOVER offered the following resolution :

Resolved, That Gate-Keeper Richard W. Morgan be, and he hereby is, promoted and appointed to the position of Patrolman in the Police Force of the Department.

(Minutes, January 23, 1878, p. 551.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Offices of the Department.

The PRESIDENT presented a lease of the offices of the Department for the year 1879, from the New York Mutual Gas Light Company.

Commissioner LANE then offered the following resolution :

Resolved, That the lease of the upper three floors of the building No. 36 Union Square, New York City, from the New York Mutual Gas Light Company, dated January 1st, 1879, for a term of one year from its date, and reserving a rent of \$2,500 per annum be, and hereby is, approved, and that the President be, and hereby is, authorized to execute it in triplicate for and in behalf of this Department.

(Minutes, October 2, 1878, p. 289.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Riverside Avenue.

Thomas Franklin,

Mr. Thomas Franklin, Superintending Engineer of Riverside Avenue Construction, was then received and given an opportunity to make an explanation in reference to his proposed removal, and, as directed at the meeting held on the 3d inst., he submitted a statement of the work on Riverside Avenue construction, in reply to the report of the commission of civil engineers appointed to examine said work, which was read.

(Minutes, January 3, 1879, p. 443.)

The PRESIDENT offered the following resolution :

Resolved, That the statement by Mr. Thomas Franklin, Superintending Engineer of Riverside Avenue construction, be received and printed at length in the minutes, and that said subject be laid over.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

STATEMENT OF MR. THOMAS FRANKLIN, SUPERINTENDING ENGINEER OF RIVERSIDE AVENUE CONSTRUCTION.

RIVERSIDE AVENUE, Jany. 14th, 1879.

To Hon. JAMES F. WENMAN, *President, and the Board of Commissioners of the Department of Parks :*

GENTLEMEN,—In accordance with a resolution of your Board, I beg leave to submit the following statement in regard to the work on Riverside Avenue, and the recent report and publications connected therewith.

This matter has, by dint of chicanery and misrepresentation, been placed before the public in a very false light, with a view of discrediting the administration

of the Park Department, and to serve the unworthy purposes of selfish and designing persons. In fact, there seems to be sufficient evidence to warrant the charge of a conspiracy on the part of these individuals.

I propose, as concisely as possible, to state the exact facts in the case, with the determination of disabusing the public mind and exposing the real motives which underlie the conduct of those who have set on foot this discreditable business.

In brief, the Riverside Avenue is a drive-way or road laid out on the westerly side of the City, in pursuance of an act of the Legislature, authorizing a change in the original plan of the City. The straight and formal avenues laid down on that plan were, in this instance, discarded, and the line of the road follows, in a great measure, the topographical sinuosities of the river's bank along the high crest near the line of Twelfth Avenue, as that avenue was laid out on the original map. The drive extends from the foot of Seventy-second Street, North River, to One hundred and Thirtieth Street, at Manhattanville, being about three miles in length. It crosses numerous ravines, winds around several prominent elevations, and on its westerly side requires a large amount of masonry construction to sustain the roadway and protect the bank at the river side. A considerable area adjoining the drive, some of it in detached portions, has been acquired by the City for a public park known as "Riverside Park." The improvement of this ground is not included in the work under consideration. The contract for the work was awarded on the 31st day of October, 1876, to Messrs. Decker and Quintard, two prominent citizens of New York, the former a well known contractor on railways.

The work was commenced on the 10th day of November, 1876, under the superintendence of James C. Aldrich, civil engineer, who continued in charge until the 13th of March, 1878, at which time, being then in the employ of the Park Department, I assumed charge of the work, it is, perhaps, needless to say without solicitation on my part. I received the specifications accompanying the contract as my guide in superintending the work. These specifications I found to be crude in their character, confused in statement and verbose to an extreme degree. They were evidently not the production of an engineer possessing a clear comprehension of the work to be done, but a patchwork of paragraphs made up from old specifications of one kind or another, put together in a most incongruous manner. These paragraphs attained the extraordinary number of *two hundred and twenty-four*, although they referred to the construction of a simple roadway, involving no novel features. Of these paragraphs, sixty-five were especially left, in their interpretation and execution, to the judgment and discretion of the engineer in charge of the work. In addition to this, the topographical surveys upon which the plans and specifications were based were inaccurate, making it a matter of impossibility to conform the work to the lines laid down on the plan, while the details of the plan itself were left, in a large measure, undefined and obscure. In fact, the contract could not have been carried out at all had it not been for the saving clause in the agreement between the contractors and the Department (see paragraph B in the agreement), by which it was agreed upon by *both parties* that the engineer appointed by the Department should, *in all cases*, determine the amount or the quality of the several kinds of work to be paid for under the contract, and determine all questions in relation to *lines, levels and dimensions of work*.

I found that my predecessor, acting in accordance with the wide latitude of the specifications, had modified the character of the work to some extent from that laid down, or attempted to be laid down, in the specifications and plan, and it would have been impossible for him to do otherwise if he exercised ordinary common sense. I was obliged to do the same. I am now called upon by the resolution of your Board to reply to the criticisms upon the exercise of a discretion forced upon me by these crude specifications and plan, and I proceed to do so in detail.

I desire, however, at this point, to protest against and denounce the unfair, uncalled for and offensive manner in which the persons appointed to examine the work have gone out of their way, while assuming to compare the terms of the contract with the work done under it, to fill their report with unwarranted and unnecessary personal imputations. The duty they were called upon to perform

was plain enough. Their conduct, however, leaves open to serious imputation both their motives and their capacity, and I propose to convince your Honorable Board, or at least a majority of it, of this fact before I finish this statement.

The following is the resolution under which the report was made that I am required to answer :

“ *Resolved*, That the matter of the Riverside Avenue contract be referred to Montgomery A. Kellogg, Esq., Civil Engineer, to examine the work done under the contract between this Department and Decker & Quintard, the contractors, and report the present condition of the work, and in what respects it is done in conformity with the contract, and in what respects it is not so done; and that the said civil engineer be, and he is hereby, directed to act in said examination in conjunction with two other civil engineers, to be appointed, one by the Mayor and one by the Comptroller, if those officers shall so elect. Notice of such appointments, if made by the Mayor and Comptroller, to be given to this Department.”

Mr. Kellogg having declined to act, the Department, at its meeting held on the 4th day of December, 1878, appointed John Bogart, Esq., Civil Engineer, in his place.

The Mayor appointed Wm. E. Worthen, Esq., Civil Engineer, and the Comptroller appointed Charles H. Haswell, Esq., Civil Engineer.

What was the plain duty of these individuals under the terms of the above resolution? They were engineers, supposed to have been selected on account of their engineering capacity and their knowledge of such work as that which they were requested to examine. Possessing this knowledge, it would naturally be supposed that, taking the specifications (which were the basis of the contract) in their hand, they would proceed at once to the work in question, and with an unbiased judgment, a clear intelligence, and a manly respect for a member of their own profession, who claims to be their peer in every respect, to *compare* the work with the specifications, assuming the specifications to be what they pretended to be.

Not so, however. What they did, let the following correspondence show :

DEPARTMENT OF PUBLIC PARKS, }
36 UNION SQUARE, }
NEW YORK, December 7th, 1878. }

WILLIAM IRWIN, Esq.,

Secretary Department Public Parks:

Sir,—The Commissioners in the matter of Riverside Avenue contract have received the accompanying note from Smith E. Lane, Esq., Treasurer of the Department of Public Parks.

In accordance with the request contained in that note, this Commission has appointed 3 P. M. of Monday, December 9th, for Mr. Lane to appear before them.

Will you please also notify the Commissioners of the Department of this appointment, in order that they may be represented, should they deem fit.

Respectfully,

JOHN BOGART,

Secretary of Commission.

DEPARTMENT OF PUBLIC PARKS, }
36 UNION SQUARE, }
NEW YORK, 7th December, 1878. }

Messrs. JOHN BOGART, WILLIAM E. WORTHEN AND CHARLES H. HASWELL,

Commission in the Matter of the Riverside Drive:

Gentlemen,—I desire to submit, orally and in writing, my views in regard to the matters submitted for your consideration, together with some documentary matter, and respectfully suggest that you assign a time for the hearing and submission, and that my associate Commissioners be invited to be present, and requested to submit their views.

Respectfully yours,

S. E. LANE,

Treasurer D. P. P.

DEPARTMENT OF PUBLIC PARKS, }
 36 UNION SQUARE, }
 December 9th, 1878. }

JOHN BOGART, Esq.,

Secretary Commission to examine Riverside Avenue Improvement.

Dear Sir,—The Secretary of this Department has handed me yours of the 7th inst., inclosing a copy of a communication from Commissioner Lane, requesting that your commission would appoint a time to hear his views, and those of the other Commissioners, in relation to the subject you are appointed to examine.

It is the opinion of all the Commissioners of this Department, except Mr. Lane, that your commission should not be in any manner influenced in your determination of the questions submitted to you by the views of any particular Commissioner, but solely by the condition of the work, and by the specifications, contract, maps, plans and papers relating to the work, all of which will be furnished you on request, by the Secretary of this Department.

Under any other conditions, the report of your Commission would be liable to be impeached as not impartial.

On behalf of my associate Commissioners, Messrs. Wetmore and Conover, and also on my own behalf, I decline to influence your judgment in any way by the expression of our views, and I trust you will yourselves take the same course in regard to Commissioner Lane.

I remain, yours respectfully,

JAS. F. WENMAN,

Pres't Dept Public Parks.

The minutes of the proceedings of these experts show that notwithstanding the unmistakable tone of the latter communication, the dignity and propriety of which cannot be questioned, it was absolutely ignored by them, and at their first meeting, before informing themselves by personal examination of the character of the work, they permitted Mr. Lane to address them in condemnation of his colleagues and the employees of the department, setting forth in laudatory terms his own conduct, and his views of the work from the standpoint "of a lawyer!!"

This was followed by an inquisitorial, and extremely offensive examination of myself, and terminated by a mass of testimony from discharged employees, who seemed to have occupied an extended period of idleness, (including Sundays) in accumulating a quantity of puerile criticisms in regard to the character of the work.

Having obtained this important information, the three examiners found time to expend a few hours on the work itself, subsequently giving their report to Mr. Lane and the newspapers! in advance of its transmittal to the Board that directed it to be made. Even then, it was distributed in copies to the different members of the Board, instead of being sent as an official paper, through the proper channel and in the proper method.

I now proceed to reply in detail to the statements which this report contains.

Its authors begin by setting forth that they were appointed to *examine the work* done under the contract, for the improvement of Riverside Avenue. They then state that they have examined the work and *materials furnished as thoroughly as was practicable in the time at their disposal.* The resolution under which these persons were appointed to act contained, it will be observed, no limit whatever as to time, and any judgment expressed by them, after a merely cursory examination must necessarily be imperfect and unjust to all parties concerned.

If they were not able to give the time required for a careful and intelligent examination, they should not have undertaken so responsible a duty. If they were induced by Mr. Lane, for reasons best known to himself, to hurry their report, (and the date would seem to confirm the supposition), that it might be made public before the radical change should take place in the administration of City affairs that was to occur on the 1st of January, they stultified themselves as engineers, and their report is unworthy of consideration.

In either case, a grave suspicion attaches itself to this extraordinary document. After thus apologizing for the hasty and incomplete character of the report, the

signers proceed with their criticisms by taking up, as they assert, the several specifications in the order in which they occur. Yet before they reach the paragraph numbered 4, they jump to the 83d, and finally wind up with the 26th,—27 being the total number, out of the 224 paragraphs contained in the contract, that are referred to in the least,—leaving nearly 200 paragraphs that they had not time to notice at all.

Surely, such an examination as this is unworthy of any credit whatever.

Out of the 27 paragraphs they assumed to have examined, about half meet with their unqualified approval so far as concerned the work done under them. And not only this, but the most important, the most expensive, and the most difficult portions are affirmed, without hesitation, to have been done in a manner superior to that called for in the specifications.

I might safely, so far as this report is concerned, rest my professional reputation on such broad, clear and positive terms of approbation, since the Department and the public are thus assured of the excellence and durability of the work.

Notwithstanding this admission on their part, of the superior character of the work, they have, however, endeavored and succeeded in giving a false and subtle tone to other portions of their criticisms, which, although relating to comparatively insignificant items, convey an appearance of deserved censure, and they do in fact, without having shown any foundation whatever for such action, indulge in grossly personal imputations upon myself.

It becomes necessary, therefore, that I should notice in detail every item of this unfair and ill-judged criticism, which refers chiefly to those paragraphs in the specifications the execution of which was left to the discretion of the engineer in charge, upon whom the responsibility of their interpretation is absolutely forced. Where these critics differ from me it is, therefore, merely a difference of opinion, and not of fact, and from what has preceded, I think I can safely question the wisdom or fairness of the disputants.

Item No. 1 of the criticism refers to the removal of a certain amount of material from the ground adjoining the drive, and used as filling, having been estimated as excavation. This was unsightly débris, which required removal sooner or later, and was used as filling, in the absence of more convenient material, to expedite the completion of the work, and was estimated as excavation, because I so interpreted the specification. (See Excavation of Earth, No. 5.)

Item No 2 refers in a general way to the cutting down of trees, implying a cause for censure (without a positive statement), while there is not a shadow of foundation for it, as no tree has been removed which was not in the roadway or where the surface has been undisturbed.

Item No. 3 refers to the preservation of top-soil, another subtle implication without a fact to base it upon, as every shovelfull of soil that was worth preserving has been saved. When, in my judgment, the top-soil was so destitute of humus as not to be worth the fifty cents a yard it cost to save it, I caused it, as a matter of course, to be deposited in the filling.

Item No. 4 states that slopes cost more to shape than it costs to make ordinary excavation of earth. This is a matter of doubt. But the statement is also made that the approximate estimates should be governed by this assumption. I will state that the approximate estimates fully cover that, and I fail to see the bearing of this item. No assertion is offered that the approximate estimates have not been made with reference to this point. Nevertheless, the color of an imputation is sought to be conveyed by this item. These slopes, like all the rest of the work, are as yet in an unfinished condition.

Item No. 5 states that nearly all the rock excavation has been finished. This may be an important statement, but seems to require no comment.

Item No. 6 refers to embankments, and that at many points large stones have been used, according to my statement, which is true, and asserting that proper attention was not being given to the clause of the contract which requires that the interstices between the stones shall be filled with earth, and that, consequently, the

surface has settled, forming holes, and that in some places the edging gutter and walk areas have settled. "recommending also that before further proceeding to the construction of walks, drives, &c., special measures should be taken to prevent their further subsidence, which will certainly occur unless this precaution is taken."

The answer to this arraignment is that nothing is more difficult to accomplish than the filling of the interstices between stones in an embankment. A certain amount of time must be given for the earth to settle, and nothing but the superincumbent weight of the upper mass will do this aided by the action of the elements. The water of a heavy rainfall, during the progress of a work, is the best assistance that can be had for this purpose, as every engineer will attest who knows anything at all, and the cavities that appear in an unfinished work are the best evidence of the effectiveness of this excellent agent. The time that must elapse before the work is completed, aided by the heavy rollers that are to be used on the upper surface, will finally consolidate the earth mass. Some of the edging and gutter, temporarily in place and not yet adjusted, may have settled, but in the final adjustment, which it has yet to undergo, all such unfinished work will be properly completed. This item alone exhibits the injustice of the attempt to closely criticise the superintendence of a work while in such an incomplete stage. Criticisms of this kind may be heard every day wherever a work of any kind is in progress, from those who know nothing whatever of the details. It appears to me that this item of criticism is extremely puerile, and the critics have "hunted far for small game."

Item No. 7 refers to "Dry Wall," and is an unqualified approval of its character, stating that it is even better than that called for by the specifications and shown in the original drawings at the letting of the contract. As this forms the largest and most important item of the whole work the fact that it is regarded by these critics as so much better than is called for would seem to make their minor points of criticism somewhat insignificant. It is further stated that the total amount of this expensive work is much less than the original estimate, which is of course, a great advantage, in an economical point of view. It is stated that economical change is entirely due to myself. This is not altogether true. My predecessor, as well as myself, made changes from the original plans, which reduced the quantity of Dry Wall. In some places, I have found it necessary to add some of this kind of work.

Item No. 8 refers to Parapet wall, and states that this would also have been less in quantity than the original estimate, were it not for the fact that I had increased the height by one foot. This is true; and it is an important fact. The wall as originally planned, was but fifteen inches in height, without the coping. As this wall is intended for the sole purpose of protection against accidents from falling over the high retaining walls, it must be evident to the most obtuse person in the world that this height would fail to answer the purpose. Children, intoxicated persons, and even those who were sober, would, in the dark, be liable to fall over it, and be killed or seriously injured. The amount of suits for damages against the City would soon become enormous; therefore, respect for life and limb, as well as a proper regard for the tax-payers, demanded that the height should be increased, and this action has met with the unqualified approval of all that have seen the wall, including engineers of the highest professional character.

The wall itself is, however, condemned by these critics for the reason that it varies somewhat from the letter of the specifications. This variation is due to utter impossibility of procuring, within a reasonable space of time, stones of the precise size called for. Where there has been a variation in size, so that two stones have been used in a course where one stone was called for, these two stones have been securely bound together with iron anchors, making them equal in strength to one stone. The vertical joints between them, being sometimes a little wider than the letter of the specification, were carefully filled with excellent cement and spawls, and as the massive coping fully shields the work from any possible action of the elements, the wall thus becomes as firm and durable as if it were one solid stone. I assert that it fulfills the spirit of the contract in an

eminent degree—that it is firm, durable, and in every way permanent and satisfactory. This opinion is affirmed by the testimony of eminent engineers.

Item No. 9.—Coping. The character of this, say the critics, is good, and complies with the contract, except that chisel drafts of half an inch are omitted in some places, where called for. Half an inch draft would be of little effect. There is one inch, where a draft has been cut, and when the work is complete, it will all have a one inch draft.

Item No. 10.—This refers to Rubble Masonry, and it is stated that it complies substantially with the contract. This is another important item, which is also positively approved, it being classed with the masonry of the bridge at Eighty-sixth street, (Eighty-seventh street) “the face of which, it is stated, is *superior* to that with which it is classed, and much better than is called for by the contract.”

Item No. 11.—“Stone filled in rear of wall.” The examiners state that in their judgment, this has not been where it ought to be, as the matter was left to my discretion, they say that whether done or not done makes no difference in the contract. As the Embankment wall is composed of very large stones, some of them weighing many tons, there was no necessity for any special effort to relieve the slight pressure against them.

Item No. 12.—Concrete. This, they say, was not examined, as it was below the surface.

Item No. 13.—Drainage, A and B. This item refers to my statement that some deviation may have occurred in the manner of refilling the earth over the drain pipes, after they were laid, and quoting the specification in this respect. The necessity of ramming earth in and around drain pipes varies with the nature of the soil, and as in some cases along the Riverside Avenue, the compact loam formed a firm bed, and when thrown back into the trench from a height above, imbedded itself firmly, I considered a strict compliance with the letter of the specification to be unnecessary. But I assert that the drain pipes are well and firmly laid and covered. Quality of pipe not criticised.

Item No. 14.—Brick masonry not criticised. Said to be nearly all covered.

Item No. 15.—Cement not criticised, as none was being used. A full opportunity of seeing what had been used was afforded, but the critics have not the fairness to state in writing what they were repeatedly heard to say, that it was of excellent quality. The statement that my mode of testing was not such as is usual in public works is gratuitous. The test I made is borne out by the excellent quality of the cement on the whole line of the work.

Item No. 16.—Pavement of wheelway of Drive. The criticism on this portion of the work is, in brief, that the road-bed has not been prepared with a roller; that the stones that have been placed on a portion of it are, some of them, inferior in quality, and that they have not all been adjusted as required. My answer to this is that the light roller (2 tons) called for would have little or no effect below the surface, that the stones used were such as are always used in similar work, and that the adjustment of the stones has been under the charge of foremen who have had long experience in this particular kind of road construction, especially on St. Nicholas Avenue, that they did their work in precisely the same manner as that done and accepted on that avenue; that the rolling was reserved for the final arrangement of the material, with a heavy roller of ten to fifteen tons, as being far preferable to the inferior work of a small roller. When this roadway is finished, in accordance with the method proposed, it will be equal in every respect to any road of the like description that is now in existence.

A limited amount of the first course of covering has been placed on the layer of stone. No gravel called for has yet been used anywhere, as the road is not in a condition for it. What has been done in the way of road covering is extremely imperfect, and altogether unfinished. No fair criticism can be made of this matter in the present stage of the work. Whether all the care that could

possibly be exercised ever can, or ever has prevented a road-bed of this character from being filled in its interstices, is a matter of great doubt.

Item No. 17.—Pavement of Ride. The same criticism and the same answer applies to this item.

Item No. 18.—Pavement of walks. The statement is made that a large amount of walk surface has been brought to grade, but none of it rolled. Furthermore, that a large amount of these walk surfaces are over the embankment, close to the wall, and specially liable to settlement, and that in some cases the surface has already settled, and that the omission of rolling in such cases is injudicious. I repeat here the statement already made, that a light roller, such as called for in the specification, cannot possibly consolidate an embankment, as its influence and weight would not be felt more than two or three feet below the surface. Heavy embankments must be allowed a period for settlement. Even a very heavy roller alone could not accomplish this, without the aid of the elements.

Item No. 19.—Gutters. These are reported to be unfinished, which is true of all the work on the avenue. The gutters laid have had the disadvantage of the incomplete condition of the road-bed, and the rain-storms have had free access to the portion that has been laid, and the disarrangement thus caused will require that they be relaid in part.

Item No. 20 (21).—Granite curb angle stones. The statement here made, that I had said that it had escaped my attention that granite was required for curb angle stones, is a mistake. What I did say was that the question asked me escaped my attention. I substituted blue stone in the place of granite at the ends of tree plots for the sake of uniformity, both in height and color, with the blue stone edgings. I regard this as a great improvement, besides saving money to the City.

Item No. 22 criticises the Bluestone Curb, stating, however, that it is generally of the specified thickness and depth, while many are slack at the ends, not having good joints, and quite a number cracked, and that a good deal of it is out of line. This statement is an exaggerated one. The relining, and in some cases, resetting of curb will necessarily be required in the spring, when the roadway is completed. Imperfect pieces will, of course, be condemned and renewed before a final certificate is given.

Item No. 23.—Blue Stone Edgings. This item criticises the edging in about the same terms as the curb is criticised. The same answer applies to this. It seems impossible for these critics to remember that *the whole is in a totally unfinished state*. If these strictures were made upon a completed work, which it was proposed to accept, there might be a show of reason. But for a piece of work totally incomplete, they are uncalled for.

Item No. 24.—Complains that some pieces of flagging are cracked, and some not quite up to the required thickness, and that in some places it was laid in loam. Also, that a careful inspection and removal of some of it will be required. As a matter of course, before a final estimate is given, all cracked pieces, or those otherwise not in conformity with the contract, will be removed.

Item No. 25.—Cross-walks reported as in conformity with contract.

Item No. 26.—Trestle-work reported as well constructed, framed, and of good material.

This ends the criticism by experts on the work on Riverside Avenue. It indorses in unqualified terms the principal and most important part of the work, and the character of the materials. Also, in equally positive terms it states that there is no apparent excess in the sum of the quantities returned on approximate statements, alleging neither fraud, deception, nor over-estimate. Yet, in striking contrast to all these terms of approval apparently forced from them, the signers pass a condemnation upon myself, intended to secure my removal, while the friends of two of them, as I have been informed, immediately proceed to solicit, with great earnestness, the place that is expected to be thus made vacant.

Further comment from me is unnecessary.

Being desirous, however, that the whole business should be clearly understood by the public, I requested that some disinterested parties would select from the American Society of Civil Engineers as many of the most eminent members of that organization as was deemed necessary (with the sole condition that they should not be even acquaintances of mine), to examine this work in person, with the specifications, and the report of the experts before them, and express a candid opinion.

The high character and professional ability of the gentlemen so selected cannot be questioned.

Their report is annexed also, without comment, as well as the report of Engineer J. B. Bacon to the Comptroller.

It is proper to say that Mr. Bacon is an engineer of long experience of public works in the City of New York, and a gentleman of high character for probity and intelligence.

I have nothing whatever to add to all this. But perhaps it would be well for me to state that this splendid work, when finished, as it will be, in full accordance with the spirit of the specifications, will be completed at a cost far less than the original estimate—a fact so unusual with works of this nature, that it is at least worthy of record.

All of which is respectfully submitted.

THOS. FRANKLIN,
Superintending Engineer.

REPORT OF ENGINEER J. B. BACON.

NEW YORK, October 14, 1878.

DANIEL JACKSON, Esq.,

Auditor Finance Department.

Sir.—In reference to the operations on Riverside Drive I respectfully report that I have gone over and examined a great portion of the work.

It is about three miles in length, and the greater part of it is in a transition state; much of it scarcely begun, and other parts half done. The length of the work, and the many tedious detours necessary in examining, occupied considerable time.

Road-bed—On page 17, 45-6, it is specified that the stones on the roadway are to be evenly adjusted and compactly brought together.

This appears to have been done, not as asserted in the 2d diagram or sketch of an architect, but in compliance with Article C, following in the specifications; and the stones are laid inclined to an angle, and lapping over each other, to prevent the sinking of the gravel and earth, and to preserve the cellular character for proper drainage.

Gravel.—None of the road-bed has yet been prepared for the gravel; only the first coating of earth, as in specifications, has yet been laid, and of that, only a portion.

Consequently, there has yet been no rolling done. The foundation road surfacing appears to be satisfactory, and also the gutters.

Parapet Wall.—This has been built even better than at first intended. At first, it was of the insecure height of only 2 feet 1 inch.

Under the present management, the height has been increased to 3 feet, and it is properly and strongly built.

The foundations of the parapet walls above Seventy-ninth Street are also well built. Below Seventy-ninth Street there is a stretch of bad wall, which was done under other contractors and engineers; but the recent portions are strong.

On so long a stretch of work, and in its present state, my examination could not be exhaustive, for want of time. But I consider that the work is now well planned, and being well done, and in accordance with the latitude allowed by the specifications.

Very respectfully,
(Signed)

J. B. BACON,
Examiner.

The undersigned were requested to examine the materials furnished under the contract for the construction of Riverside Avenue, and the work done in pursuance of that contract under the supervision of Engineer Thomas Franklin, and to report their opinion as to the fitness of the material furnished for the construction of said Riverside Avenue, and also their opinion as to the stability and permanence of the work done, and in general whether the spirit and intent of the contract and specification has been carried out by the engineer in his supervision of the work.

The undersigned, having duly examined the work so far as the insuspicious state of the weather would permit—that is to say, their examination was necessarily confined to what was in sight above ground, the severe frost preventing any examination of foundation, and having also examined the plans under which the work was originally contracted for, and also the changes which in the exercise of his discretion the engineer has seen fit to make in the original design of certain parts of the work, and also informed themselves by inquiries made at the office on the work as to the process and methods of construction pursued, and the nature and extent of the estimates of the value of the work done and materials furnished as stated by the engineer, submit the following as the result of their examination:

They find that neither in the materials furnished, nor in the work done, has the engineer regarded any work as completed, but in the unfinished condition of the work, appears to have left an ample margin in the estimates to provide for any re-setting, relining or relaying or replacing of imperfect materials which in the very nature of things (exposed as the work will be to the elements), will become a necessity before it can be accepted as finished in accordance with the terms of the contract; and there is no work in view, where any needed improvements or changes that may become necessary may not be made before its final acceptance as a completed work, in accordance with the terms of the contract.

The changes made in the original design of the parapet wall are considered as judicious and apparently made in the exercise of a sound discretion, and not in the interest of the contractors.

The walling where approaching completion is of as stable and permanent character, as, in view of the original designs, under the specifications governing them, it could be expected to be. It is seen in an unfinished and unprotected state, and to great disadvantage, and little defects can be magnified which would disappear in the completed work, without entailing any injury to its permanence or stability. The stone afforded by the excavation is not of the first quality. This was well known before entering into the contract, but its use was allowed by the specifications.

With this proviso, we are of the opinion that the materials furnished are every way suited to make good and permanent work, in accordance with the spirit of the contract.

JULIUS W. ADAMS,
WM. J. McALPINE.

NEW YORK, January 14th, 1879.

Document 85.

Commissioner LANE then offered the following resolution:

Resolved, That the report of the Commission of Civil Engineers appointed to examine the work on the Riverside Drive, together with the testimony transmitted therewith, also the statement of Mr. Thomas Franklin, Superintending Engineer, be printed as a document of the Board, and that copies thereof, when printed, be transmitted to the Mayor, the Comptroller, and the several Civil Engineers, Messrs. Haswell, Worthen, and Bogart; also to Mr. Thomas Franklin, Superintend-

ing Engineer ; also to Messrs. Julius W. Adams and William J. McAlpine.

(See Document No- 35.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioner Wenman, Wetmore, Conover, Lane
—4.

On motion of the PRESIDENT, the Board adjourned at 12 o'clock M., to meet on Wednesday, the 22d day of January, 1879, at 9:30 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, JANUARY 22d, 1879.

ADJOURNED MEETING—9:30 O'CLOCK, A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.
“ CONOVER.
“ LANE.

The minutes of the previous meeting of the 15th inst. were read and approved.

The following communications were presented and read :

Museum of Natural History.

From the Counsel to the Corporation, as follows :

LAW DEPARTMENT,
OFFICE OF THE COUNSEL TO THE CORPORATION, }
NEW YORK, January 15, 1879.

HON. JAMES F. WENMAN,

President of the Department of Public Parks :

Sir,—I duly received your communication of the fourth instant, containing the following resolution, which you state was adopted at a meeting of the Commissioners of the Department of Public Parks held that day :

“ *Resolved*, That the President be requested to confer with the Counsel to the Corporation, submitting to him all the papers in connection with the work on cases for Museum of Natural History, and asking for his opinion and advice as to the duty of the Department, in view of all the facts in the case, as to the Board this day presented.”

With your letter was also transmitted the report of Mr. Commissioner Conover in relation to the matter, together with all the documents therein mentioned, and the original bids received for the work. You also state that the work has been executed by Mr. Schwarzwaelder, who has presented his bill, amounting to one

thousand five hundred and thirty-eight dollars, and that if such bill is legal it is payable from the fund provided by Chapter 351, Laws of 1875. The facts in relation to this matter, as they appear from the papers transmitted with your letter, are as follows :

The minutes of the Board show that on the 12th day of June, 1878, the Treasurer, Mr. Lane, was authorized to issue orders for the construction of cases for the Museum of Natural History, according to plans approved by the Chairman of the Committee on Plans of the Museum. On the first of July, Mr. Lane, over his signature as Treasurer, sent communications to the following persons and firms, informing them that they were invited to bid for the making of the cases for the Museum of Natural History :

Strippel & Son,
Edward Smith,
Roux & Son,
Braunsdorf & Metz,
William Schwarzwaelder.

The notice sent to Braunsdorf & Metz, transmitted to me, is as follows, and I presume the others were in the same form :

“ CITY OF NEW YORK,
“ DEPARTMENT OF PUBLIC PARKS, }
“ NEW YORK, July 1st, 1878. }

“ You are invited to bid for the making of the cases for the Museum of Natural History building.

“ Plans and specifications may be seen at this office. Bids to be addressed to me, and to be opened on the eleventh day of July, 1878, at ten o'clock A. M.
“ Envelope containing bid to be endorsed ‘ Bid for cases for Museum of Natural History.’

“ SMITH E. LANE,
“ Treasurer.

“ TO BRAUNSDORF & METZ.”

In response to these notices bids were received at the Park Department, which were there opened on the eleventh instant. Mr. Hawley, a clerk in the Department, states that the number received was four, while Mr. Lane, in his statement, says the number so received was three. Of the bids that were so opened, that of Messrs. Braunsdorf & Metz was the lowest, they having offered to do the work for one thousand five hundred and forty-five dollars.

The bids were openly read, but no award was made of the contract at that time, and the bids were taken away by Mr. Lane, who states that he did not award the contract, because other persons to whom requests had been sent to estimate on the work had all of the 11th of July to send in their estimates. Mr. Lane also states that on going to his office, 145 Broadway, at twelve o'clock noon of that day, he found an estimate from William Schwarzwaelder, dated July 10th, 1878, and on arriving at his house, 64 West Ninth street, on the afternoon of that day, he found an estimate from Strippel & Son, dated July 11th, 1878. Mr. Lane states that he took these last two estimates, with those previously received, to the office of the Department of Parks, on July 12th, 1878, and told Mr. Hawley, clerk, to prepare an order for the aforesaid work for William Schwarzwaelder, he having estimated at the lowest price. Mr. Hawley states that the bids taken away were returned by Mr. Lane on July 13th, instead of July 12th. The bid of Mr. Schwarzwaelder was for \$1,538, being seven dollars less than that of Braunsdorf & Metz. In compliance with Mr. Lane's direction, an order to do the work was given to Mr. Schwarzwaelder, who has performed the same, and now presents his bill to the Board for \$1,538, and, as I understand, my opinion is desired as to whether it is the duty of the Board to approve said bill, and certify it to the Comptroller in the usual manner for payment.

You do not state in your letter why a doubt has arisen as to the duty of the Board to approve this bill, but from the statements contained in the report of Mr. Commissioner Conover, and from other papers, I infer that such doubt arises from the fact that the bid of Braunsdorf & Metz was the lowest of those opened at the

Department on July 11th, and that it is claimed that it was the duty of the Treasurer to have thereupon awarded the contract to that firm.

I do not think, for the purpose of this communication, that it is necessary to consider or pass upon the various questions of fact which are presented by the papers submitted to me. Mr. Lane and Mr. Schwarzwaelder have submitted sworn statements to the effect that Mr. Schwarzwaelder's bid was sent to Mr. Lane's office, but that Mr. Lane did not, directly or indirectly, communicate to Mr. Schwarzwaelder the amount of the bid of Braunsdorf & Metz. From these denials I infer that it had been suggested that Mr. Lane had communicated such information to Mr. Schwarzwaelder, and thereby enabled him to underbid Messrs. Braunsdorf & Metz to a small amount. In the view which I take of this matter, it is not important or necessary for me to decide whether Mr. Lane did or did not communicate such information to Mr. Schwarzwaelder, although it is fair to Mr. Lane to say that the statements made by him and Mr. Schwarzwaelder are not contradicted by anything in the papers transmitted to me.

The report of Mr. Commissioner Conover in relation to this matter appears to me to be based upon a misapprehension of the law in relation to the letting of contracts. Section 91 of Chapter 335 of the Laws of 1873 requires that all contracts for work to be done, or supplies to be furnished to the City, shall be made at public letting, in the manner therein provided, unless otherwise ordered by the Common Council. When a contract is let pursuant to this section, the form must be settled and approved by the Counsel to the Corporation, as a preliminary specification to the bid. An advertisement calling for bids, in the form prescribed by the ordinances of the Common Council, must be published in the *City Record* for at least ten days. The lowest bidder upon the opening of the bids, whose bid is also in the form prescribed by the ordinances of the Common Council, is entitled to the contract, provided he gives adequate security for its performance. It appears from the undisputed facts in relation to this matter that the Commissioners of the Park Department did not suppose that the provisions of this section had any relation to the letting of the contract for cases for the Museum of Natural History, for as is stated in the report of Mr. Commissioner Conover, the Board, on June 12, 1878, authorized the Treasurer to issue orders for the construction of such cases. It was evidently not supposed by the Board, nor by the Treasurer, that the provisions of this section had anything whatever to do with the letting of the contract for the work in question. No notice was published in the *City Record* calling for bids, but a simple note was sent by the Treasurer to various individuals and firms, inviting them to bid for the making of the cases in question. The bids put in were not in the form prescribed by the ordinances, nor were any sureties, as provided by said ordinances, named in such proposal, nor, so far as appears from the papers submitted to me, was any security given for the performance of the contract. In determining, therefore, the legality of the action of Mr. Lane, the provisions of the charter, and other provisions of law in relation to the public letting of contracts, will not be considered by me, at the present time, as having any bearing upon the question.

If the Commissioners had the right to direct the Treasurer to procure this work to be done, without a contract at a public letting, I am unable to discover any violation of law in the action taken by the Treasurer, in pursuance of such authority. Assuming that the Commissioners had such authority, the Treasurer was under no legal obligation to invite different persons to submit bids, nor was he under any legal obligation to accept the lowest, or any other, of such bids. Unless restricted by some by-law or order of the Commissioners, it would seem that the Treasurer might have given the order for the work to any person to whom he saw fit to give it, and at such price as, in his judgment, was just and reasonable. It necessarily follows that neither Messrs. Braunsdorf & Metz nor any other bidder had any legal right to an award of the order for doing the work in question. What the equitable rights might be would be another matter. If the Department can authorize the Treasurer to procure work without public letting, and he is in the habit of calling for bids, such equitable rights would depend upon the practice of the Department and the circumstances of each case. All the bids submitted under a call of this description might be so high that the Treasurer might feel obliged to reject them all, or he might deem it advantageous to award the contract

to some person whose bid was not the lowest, and he would undoubtedly have the power to take either course. Even for the purpose of getting an advantageous contract for the City, I presume no one would claim that the award of the contract, under these circumstances, should be postponed for the purpose of communicating the amounts of the bids to other persons, thus enabling the latter to slightly underbid those whose bids were opened at the regular time and thus obtain the contract. But even if such postponement were made, and such information conveyed, the transaction would not be an illegal, although it might be an unfair or dishonorable one. If the provisions in the charter, and of other laws, requiring contracts of this character to be made at public letting do not apply, then the whole matter is left to the discretion of the officers of the Department, and the persons sending in bids pursuant to an informal request, such as was made in this case, have no legal right to object to any action that may be taken by the Department in awarding the contract, whatever equitable grounds they might have for complaining that others have been favored at their expense.

It does not seem to be necessary for me at the present time to express a final opinion upon the question whether the Commissioners of the Park Department had the right to authorize the Treasurer to give an order for the work in question, without a public letting of the contract. It appears that they did give him such authority, and that he called for bids, and that Mr. Schwarzwaelder, who received the order, was the lowest bidder. Mr. Schwarzwaelder has done the work, and presents a bill equal in amount to the sum for which he offered to do the work. There is no suggestion in the papers before me that the work has not been properly done, and it seems to me that the duty of the Commissioners is to approve the bill, and certify it to the Comptroller, for payment in the usual way, leaving the question of their right to have the work done without a contract made at public letting to be determined hereafter.

It appears to have been assumed by the Commissioners that they had authority to have the work done in this manner, although Section 91 of the Charter requires all work done for the City, over \$1,000 in amount, to be procured by contracts made at public letting, and that provision is, as a rule, applicable to work procured for the City by the Park Department. I do not know whether the question of the power of the Department in relation to this particular work has ever been passed upon by this Department. If it has been, I should be glad to be referred to any opinions that may have been given. It is stated in your letter that if the bill was legally incurred, it is payable out of the moneys provided by Chapter 351 of the Laws of 1875. That act authorizes and directs the Commissioners of the Park Department to establish and equip the Museum of Natural History in a suitable manner, and there are some decisions of the courts which tend to show that under this act the Commissioners have a right to procure work to be done on said building without contracts made at public letting. I do not intend, however, to pass upon this question at the present time, but recommend, as above stated, that the bills should be approved, and transmitted to the Finance Department for payment. The papers transmitted with your letter are herewith returned.

I am, sir, yours respectfully,

WM. C. WHITNEY,
Counsel to the Corporation.

(Minutes, January 3, 1879, p. 450.)

Filed.

Commissioner LANE then offered the following resolution :

Resolved, That the bill of William Schwarzwaelder, amounting to the sum of \$1,538, for fitting up cases in the Museum of Natural History, be approved, and that the Secretary be directed to transmit it to the Finance Department for payment.

(Minutes, December 18, 1878, p. 424.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Bridge over Harlem River. Pile Driver.

From the Department of Docks, presenting a bill for \$92.24, for the maintenance of the Pile-driver at Madison Avenue, Harlem River, from the 2d inst. until the 9th inst., consequent upon the ice and extreme low water preventing its removal during said time, and for towing.

(Minutes, December 27, 1878, p. 431)

Referred to the Engineer of Construction, for his report.

Museum of Art.

From the Superintending Architect, reporting upon the communication of Mr. John Taylor Johnston, President of the Metropolitan Museum of Art, in reference to the construction of cases for the Museum of Art, in which he recommends that the necessary working drawings for said cases be prepared by the Department, in accordance with the dimensions and directions to be given by the Trustees of the Metropolitan Museum of Art, and that the work of constructing the cases be done by the force in the employment of the Department.

(Minutes, January 15, 1878, p. 469.)

The PRESIDENT then offered the following resolution :

Resolved, That the Superintending Architect be, and he is hereby, directed to prepare all necessary working drawings for cases for the Museum of Art in accordance with the dimensions and directions to be given by the Trustees of the Metropolitan Museum of Art; and that the work of constructing experimental cases be performed by the force in the employment of the Department under his directions.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Thomas Clark :

From the Superintendent of Parks, recommending that Mr. Thomas Clark, painter, be paid the sum of \$23 $\frac{25}{100}$ for time lost by him on account of injuries received while at work on the Museum of Natural History building.

(Minutes, Dec. 18, 1878, p. 420.)

The PRESIDENT moved that Mr. Thomas Clark, painter, be allowed said sum of \$23 $\frac{25}{100}$ on the next pay roll for the time so lost by him.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

C. A. Kentish. P. McStay. M. Walsh.

From the Superintendent of Parks forwarding the names of the following laborers who had been absent for more than three days, and who now desired to be restored, namely Charles A. Kentish, Patrick McStay and Michael Walsh.

Also from Mr. T. J. Campbell, requesting that said Patrick McStay be restored to work.

Commissioner CONOVER moved that said laborers, namely, Charles A. Kentish, Patrick McStay and Michael Walsh be restored to work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Third Avenue, 23d Ward.

From the Topographical Engineer, reporting upon the application of Mr. R. Brown to straighten Third Avenue between One Hundred and Fifty-first Street and One Hundred and Sixty-first Street, in which he states that under present circumstances the benefits to be derived from the proposed change are so outweighed by the disadvantages that he should not feel at liberty to recommend it unless it was very clearly shown that a majority of those who would have to bear the assessments caused by the change were in favor of it.

(Minutes, January 15, 1879, p. 469.)

Filed.

Sewer in 134th Street.

Sewer in 142d Street.

Sewer in Fordham Avenue.

From the Engineer of Construction, recommending that sewers be constructed in One Hundred and Thirty-fourth Street between Willis Avenue and Brook Avenue, and in One Hundred and Forty-second Street, between Alexander Avenue and Brook Avenue, also recommending that sewers be not constructed in Fordham Avenue between One Hundred and Eighty-second and One Hundred and Eighty-third Streets, at present, as there is no outlet for a sewer at that locality, except into Mill Brook, which is an open stream in a populous district.

(Minutes, January 15, 1879, p. 467, 470.)

The PRESIDENT then moved that the Engineer of Construction be directed to prepare plans and specifications for the

sewers in One Hundred and Thirty-fourth Street, from Willis Avenue to Brook Avenue, and in One Hundred and Forty-second Street, from Alexander Avenue to Brook Avenue, and submit them to the Board.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Gravel.

From Mrs. Catherine E. Van Cortlandt, offering to deliver Roa Hook gravel on the parks during the year 1879 for \$1.55 per cubic yard.

Also from Mr. John B. Devlin, offering to deliver such gravel as may be required on the parks during 1879, of a quality equal to Roa Hook gravel, for \$1.52 per cubic yard.

(Minutes, November 13, 1878, p. 362.)

Filed.

F. S. Odell.

From Mr. F. S. Odell, Leveller, applying to be transferred from the work on Riverside Avenue to that of preparing the tax maps of the Twenty-third and Twenty-fourth Wards.

(Minutes, January 15, 1879, p. 473.)

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following two reports :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Brown, W. T. & Co., electric powder..	Maint. and Govmt.		
	P. and P.....		7 50
Claffin, H. B., & Co., linen thread, police.	Maint. and Govmt.		
	P. and P.....		5 03
Crissey, Wm. V. & Co., chamois and Pond's Extract.....	Maint. and Govmt		
	P. and P.....		24 25
Handibode, P., coal	Maint. and Govmt.		
	P. and P.....	93 50	
Zoological.....	Maint. & Govmt.		
	P. & P.....	12 75	
		<hr/>	106 25
Harmer, Hays & Co., soap and axle grease.....	Maint. and Govmt		
	P. & P.....		15 50
Martin, J. M. C. & Sons, brushes.....	Maint. and Govmt.		
	P. and P.....		22 02
Moseman, C. M. & Bro., horse blankets.	Maint. and Govmt		
	P. and P.....		54 00
Moffat, David & Co., leather	Maint. & Govmt.		
	P. and P.....		16 76
Mullane, John, hay, oats, feed, &c.....	Maint. & Govmt.		
	P. and P.....	352 54	
Zoological..	Maint. & Govmt.		
	P. and P.....	44 50	
	Harlem R. B., Reps., Impt. and M.....	2 00	
		<hr/>	399 04
Murphy & Nesbit, brick and cement....	Tompkins Square.	36 00	
	Museum of Art...	16 00	
		<hr/>	52 00
Rogers, H. A., rasps and files.....	Maint. & Govmt.		
	P. and P.....		21 56
Seaman, John A., brooms, tacks, glue, &c., &c.....	Maint. and Govt.		
	P. and P.....		128 54
		<hr/>	<hr/>
			<u>\$852 45</u>

RECAPITULATION.

Maintenance and Government of Park and Places.....	798 45
Harlem River Bridges, Repairs, Improvement and Maintenance.....	2 00
Tompkins Square.....	36 00
Museum of Art.....	16 00
	\$852 45

Amounting in the aggregate to the sum of eight hundred and fifty-two dollars and forty-five cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

NEW YORK, January 22d, 1879.

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval :

John B. Devlin, carting.....Tompkins Square.	\$750 00
	\$750 00

Amounting to the sum of seven hundred and fifty dollars.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

New York, January 22, 1879.

The above mentioned bills, having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Laborers in 23d and 24th Wards

The PRESIDENT reported, verbally, that he had suspended the following laborers in the Twenty-third and Twenty-fourth Wards, as the Superintendent of those Wards reported that he was unable to use them advantageously at this season of the year, namely: Thomas Treanor, John Nolan, Thomas Kelly, Dennis Mulligan, Michael Donohue, Thomas McCue, Richard McQuillan, and Thomas Tousley.

(Minutes, January 15, 1879, p. 467.)

Commissioner CONOVER moved that the action of the President be approved, and that said laborers, and also William Florence, laborer, be discharged.

(Minutes December 4, 1878, p. 400.)

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Blacksmiths' Helpers.

The PRESIDENT offered the following resolution:

Resolved, That the pay of blacksmiths' helpers employed by this Department be, and hereby is, fixed at the rate of \$1.80 per day.

(Minutes, January 15, 1879, p. 467.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Suspension Bridge.

The PRESIDENT offered the following preambles and resolutions:

Whereas, This Board, under the impression that it was in proper form and in accordance with law, adopted a resolution offered by Commissioner Lane, on the 18th day of December, 1878, relative to the issue of bonds for proceeding with the Suspension Bridge over Harlem River.

And whereas, Subsequent examination of the Statutes, suggested by a doubt as to the force and value of said resolution, has convinced the members of the Board that said resolution does not embrace the action on the part of this Board that is necessary and required by the law to enable the Board of Apportionment to authorize and provide the means to proceed with the work of such bridge :

Therefore Resolved, That the resolutions offered by said Commissioner Lane, on the 18th day of December, 1878, and which are in the following words—

Resolved, That a copy of the memorial of Mr. Lewis G. Morris and others, for “the construction of a suspension bridge across the Harlem River, at One Hundred and Eighty-first Street, at the point where the said bridge was located by this Department, and where the title to the lands on which to construct it was acquired by the City for that purpose, be communicated to the Comptroller of the City of New York, and that he be requested to take proper measures for the issue of bonds on account of the construction of such bridge, to an amount not exceeding five thousand dollars, pursuant to Section third of Chapter five hundred and thirty-four of the Laws of 1871, to be applied in making soundings and surveys for the locations of the piers and determining the plan of such bridge.

Resolved, That the subject be laid over until such bonds are issued, and that said Lewis G. Morris and his associates be notified of this action of the Board.”

be and the same are hereby rescinded and repealed.

(Minutes, December 18, 1878, p. 427.)

The PRESIDENT put the question, whether the Board would agree to said preambles and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

The PRESIDENT then offered the following preambles and resolutions :

Whereas, By act of the Legislature passed in the year 1871 (Chap. 534), it is provided that the Board of Commissioners of the Department of Public Parks “may forthwith commence “the building or construction of a suspension bridge north of “the bridge known as High Bridge, but not more than half a “mile therefrom ;” and,

Whereas, This act was passed in recognition of a long existing and conspicuous public necessity for the means of crossing the Harlem River; and

Whereas, The land for the approaches to the bridge on both sides of the river has long been taken and paid for by the City, and the amount thereof has been assessed on the property owners, and its construction will immediately connect an extensive system of highways now in actual use on both sides of the river; and,

Whereas, This proposed bridge has this especial advantage, that the shores which it is to connect are at the proposed place of construction bold and elevated, so that the bridge will be of a height that will not impede the navigation of the Harlem River as proposed to be improved by the United States Government; and,

Whereas, The unprecedentedly low prices of iron and the reduced rates of wages render this an especially fitting time for this Board to discharge the duty which was so many years since imposed upon it:

Therefore, be it

Resolved, 1st. That in pursuance of the provisions of Section 3, Chap. 534, Laws of 1871, and Section 16, Chap. 329, Laws of 1874, and for the purpose of providing for the expense of constructing the bridge over the Harlem River, in the City of New York, described in said Section 3, Chap. 534, of the Laws of 1871, as "a suspension bridge north of the bridge known as the High Bridge, but not more than half a mile therefrom," the Department of Public Parks of said City, and the Board of Commissioners thereof, hereby make requisition on the Comptroller of said City to issue in the name of and on behalf of the Mayor, Aldermen and Commonalty of said City, bonds to the amount of five thousand dollars; said bonds are to be issued in sums of even hundreds of dollars, shall be payable in not less than two nor in more than twenty years after the respective times at which they are issued, and shall bear such rate of interest, not exceeding six per cent. per annum, as shall be determined by said Comptroller.

Resolved, 2d. That the said Department and the said Commissioners thereof hereby certify that said amount, namely, five thousand dollars, is necessary to be raised for said purposes.

Resolved, 3d. That a certified copy of the memorial of Messrs. L. G. Morris, Gustave Schwab, Franklin Edson, and others, presented to the Department on the 11th day of December, 1878, be transmitted, with the foregoing resolutions, to the Board of Estimate and Apportionment.

Resolved. 4th. That the Engineer of Construction be requested to transmit to this Board, elevations, plans and specifications of said bridge, and an estimate of the cost thereof, all of which shall be subject to the approval of the Board.

The PRESIDENT put the question, whether the Board would agree to said preambles and resolutions, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover and Lane—4.

Thomas Franklin.

Commissioner LANE offered the following resolution :

Resolved, That Mr. Thomas Franklin, Superintending Engineer of the improvement and construction of Riverside Avenue, be, and hereby is, removed from his position in this Department, and that he be paid up to this date.

The PRESIDENT moved that said resolution be laid on the table.

(Minutes January 15, 1879, p. 474 and 478.)

The PRESIDENT put the question, whether the Board would agree to said motion to lay said resolution on the table, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore and Conover—3.

No—Commissioner Lane—1.

Washington Square.

Commissioner LANE offered the following resolution :

Resolved, That the Superintending Architect be directed to report a plan for removing the two roadways through and across Washington Square, west of the Fifth Avenue roadway, and for curbing, turfing and laying out walks through the same, together with an estimate of the cost thereof.

(Minutes, July 3d and 31st, 1878, pp. 125 and 172.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wennan, Wetmore, Conover, Lane—4.

Patrick Norton.

Commissioner CONOVER offered the following resolution :

Resolved, That Mr. Patrick Norton, Chainman acting as inspector on Riverside Avenue construction, be, and he hereby is, restored to his position and work.

(Minutes, January 15th, 1879, p. 478.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wennan, Wetmore, Conover, Lane—4.

H. Barber.

Commissioner WETMORE offered the following resolution :

Resolved, That Dr. Hiram Barber be, and he is hereby, appointed to the position of Police Surgeon.

(Minutes, December 18th, 1878, p. 421.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Lane—2.

Noes—Commissioners Wennan, Conover—2.

The PRESIDENT then moved that the Board go into executive session.

Adopted.

EXECUTIVE SESSION.

Salaries, &c.

In executive session the subject of the salaries of the employés of the Department, for 1879, and of such changes as it was necessary to make was taken up.

The salary and position of each employé on the salary list was then acted on provisionally, the whole list to be subsequently passed upon, with the following result :

On motion of the PRESIDENT, the following were unanimously agreed to, viz. :

Wm. Irwin, Secretary.....	\$3,500 00	per annum.
David Porter Lord, First Clerk.....	2,500 00	" "
James C. Hawley, Clerk.....	1,200 00	" "
Wm. Van Valkenburgh, Disbursing Clerk.....	3,000 00	" "
Wm. R. Kingsland, Clerk.....	1,000 00	" "
F. A. Calkins, Assistant Engineer.....	1,500 00	" "
Otto Sibeth, Draughtsman.....	1,500 00	" "
Samuel E. Warren, Draughtsman.....	1,200 00	" "
Julius Munkewitz, Jr., Draughtsman.....	2 50	day.
Edward A. Miller, Rodman.....	3 00	" "
Henry S. Kanski, Chairman.....	2 50	" "
Daniel Draper, Director of Meteorological Observatory.....	2,500 00	" annum.
Thomas B. Ingram, Clerk.....	1,000 00	" "
Frederick Greiffenberg, Draughtsman.....	1,500 00	" "
J. F. Perez, Draughtsman.....	1,000 00	" "
Henry W. Vogel, Assistant.....	2 50	day.
Henry Bertholf, Bridge Tender.....	1,600 00	" annum.
Daniel Daly, ".....	2 00	day.
L. A. Risse, Assistant Engineer and Draughtsman.....	1,500 00	" annum.
B. R. Guion, Assistant Engineer.....	1,500 00	" "
Daniel Bonticou, Asst. ".....	1,500 00	" "
Daniel Campbell, Assistant.....	100 00	" month.
George M. Cushing, ".....	3 00	day.
Thomas Fox, ".....	2 50	" "

Commissioner LANE moved that the salary of Julius Munkewitz, Superintending Architect, be fixed at \$3,500 per annum, which was not agreed to, a majority of the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Lane—2.

Noes—Commissioners Wenman, Conover—2.

On motion of the PRESIDENT, it was then agreed to fix the salary of Julius Munkewitz, Superintending Architect, at \$3,000 per annum.

The PRESIDENT moved that the salary of John F. Dawson, Superintendent of Parks, be fixed at \$3,500 per annum, which

was agreed to, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

The PRESIDENT moved that the salary of William A. Conklin, Director of the Menagerie, be fixed at \$2,000 per annum, which was agreed to, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

Commissioner LANE moved that the salary of Edgar B. Van Winkle, Topographical Engineer, be fixed at \$3,000 per annum, which was not agreed to, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Lane—2.

Noes—Commissioners Wenman, Conover—2.

On motion of the PRESIDENT, it was then agreed to fix the salary of Edgar B. Van Winkle, Topographical Engineer, at \$2,500 per annum.

The PRESIDENT moved that the salary of Eugene E. McLean, Engineer of Construction, be fixed at \$3,000 per annum, which was agreed to, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

The PRESIDENT moved that the pay of William N. Jackson be fixed at \$3 per day, and that his title be changed to "Assistant," which was agreed to, a majority of all the members

of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

On motion of the PRESIDENT, the following were unanimously agreed to, viz. :

John Corcoran, Captain of Police	\$1,600 00	per annum.
E. T. T. Marsh, Police Surgeon.....	1,200 00	" "
Sergeants of Police, each	3 25	day.
Patrolmen, each.....	2 60	" "
Gatekeepers, each	2 20	" "
Special Patrolmen, each.....	2 20	" "
Police Tailors, each.....	2 00	" "
J. H. Van Riper, Mechanical Engineer.....	4 00	" "
John McLoughlin, Messenger.....	2 50	" "
General Foremen, each.....	3 50	" "
Foremen, each.....	3 50	" "
Assistant Foremen, each.....	3 00	" "
Skilled Blacksmiths, each.....	3 00	" "
Steam Engineers, each.....	2 50	" "
Carpenters, each.....	2 50	" "
Blacksmiths, each.....	2 50	" "
Stonecutters, each.....	2 50	" "
Masons, each.....	2 50	" "
Painters, each.....	2 50	" "

On motion of the PRESIDENT, the Board again convened in regular session.

The PRESIDENT then offered the following resolution :

Resolved, That the salaries and pay of the various employés of the Department, this day agreed upon in Executive session, be, and hereby are, fixed as so agreed upon, to take effect on and after February 1st, 1879.

(Minutes, January 5, 1878, p. 486.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

John Morrissey.

The PRESIDENT then offered the following resolution :

Resolved, That John Morrissey, Axeman, be, and he is hereby, removed and discharged from the employment of the Department.

(Minutes, September 4, 1878, p. 241.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes -Commissioners Wenman, Wetmore, Conover, Lane
—4.

J. J. Odell. Waldron Young.

Commissioner CONOVER offered the following resolution :

Resolved, That Waldron Young, skilled laborer, be, and he is hereby, removed and discharged from the employment of the Department; and that J. J. Odell be, and he is hereby, appointed a skilled laborer, that his pay be fixed at \$2.50 per day, and that he be assigned to duty at 36 Union Square.

(Minutes,

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

D. S. Dickinson. J. J. Dunn.

Commissioner CONOVER offered the following resolution :

Resolved, That J. J. Dunn, laborer, be, and he is hereby, discharged from the employment of this Department; and that the Superintendent of Parks be directed to assign Daniel S. Dickinson, skilled laborer, to the duties heretofore performed by said J. J. Dunn.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

J. Marston.

T. F. Roche.

The PRESIDENT offered the following resolution :

Resolved, That John Marston be, and he is hereby, promoted and appointed foreman of carpenters, that his pay be fixed at \$3.50 per day, and that Thomas F. Roche be, and he hereby is, transferred to his former position of carpenter.

(Minutes, August 7, 1878. p. 222.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Couover, Lane
—4.

On motion of the PRESIDENT, the Board adjourned at 12:40 P. M., to meet on Wednesday, the 29th January, 1879, at 9:30 o'clock A. M.

WM. IRWIN,

Secretary D. P. P.

WEDNESDAY, JANUARY 29th, 1879.

ADJOURNED MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting, of the 22d inst., were read and approved.

The following communications were presented and read :

Bridge over Harlem River. Pile Driver.

From the Engineer of Construction, reporting upon the bill of the Department of Docks for the maintenance and towing of the pile driver, and stating that he had finished using the pile driver on the 31st December, 1878, and so reported to the Department of Docks on January 2d, 1879; that at that time the pile driver was on the mud, from which position it could only be taken at high tide; that the tides for some days after the 1st January, 1879, were lower than known for years, and that the ice formed in the Harlem River on the 2d January, 1879, from both of which causes the pile driver could not be moved for some days by the Department of Docks, and recommending that the bill of said Department be paid.

(Notes, January 22, 1879, p. 493.)

The PRESIDENT then offered the following resolution :

Resolved, That the bill of the Department of Docks for the maintenance and towing of the pile driver which was lent by said Department to this Department, and amounting to the sum of \$92.24, be approved, and that payment thereof be authorized.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Drainage of Lands near George Street, 23d Ward.

From the Engineer of Construction, submitting plans and profiles for drains in that portion of the Twenty-third Ward bounded on the north by George Street ; on the east by Union Avenue and White's Lane ; on the west by Delmonico and Concord Avenues, and on the south by Long Island Sound, as directed by the Board, in pursuance of the resolution of the Common Council.

(Minutes, February 13, 1878, p. 596.)

The PRESIDENT offered the following resolution :

Resolved, That the plans and profiles for drains in that portion of the Twenty-third Ward bounded on the north by George Street ; on the east by Union Avenue and White's Lane ; on the west by Delmonico and Concord Avenues, and on the south by Long Island Sound, prepared by Mr. E. E. McLean, Engineer of Construction, and this day submitted to the Board, be, and hereby are, approved.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Thomas Kitchell. Patrick McCarthy.

From the Superintendent of Parks, stating that Thomas Kitchell and Patrick McCarthy, laborers, had been absent for more than three days, on account of sickness, and now desired to be restored.

The PRESIDENT moved that said Thomas Kitchell and Patrick McCarthy, laborers, be restored to work.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Railing on Broadway, 24th Ward.

From the Superintendent of the Twenty-third and Twenty-fourth Wards, reporting that he had repaired the railing on Broadway near Tibbitt's Brook, in the Twenty-fourth Ward.

(Minutes, January 15, 1879, p. 466.)

Filed.

Laborers in 23d and 24th Wards.

From the Superintendent of the 23d and 24th Wards, recommending that the following laborers be discharged, namely : James Crotty, John Morgan, Andrew Murphy, Richard Connell, John Fitzpatrick and John Messiner, laborers, and James Dowd, laborer with a double team.

(Minutes, January 22, 1878, p. 499.)

Commissioner CONOVER offered the following resolution :

Resolved, That the laborers, and the laborer with a double team, recommended to be discharged by the Superintendent of the Twenty-third and Twenty-fourth Wards, in his communication this day presented to the Board, be, and hereby are, discharged.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

John Watkins.

From Mr. John Watkins, janitor, asking to be allowed pay for Sundays.

Filed.

Thomas Meehan,

From Mr. Thomas Meehan, janitor, asking that his pay be increased from \$2 to 2.25 per day.

Laid over.

Battery Park.

New York Elevated Railroad Co.

From Mr. Walter Katté, Chief Engineer of the New York Elevated Railroad Co., submitting, for the acceptance and approval of the Department, a plan showing the proposed location, on the sidewalks of the Battery Park, of the stairs for the South Ferry Station of said railroad.

Commissioner LANE offered the following resolution :

Resolved, That the President of the Department be, and he hereby is, authorized to grant permission to the New York Elevated Railroad Co. to erect the stairs to the South Ferry Station of said railroad on the sidewalks of the Battery Park, at the south-east corner thereof, as shown on the plan this day submitted to the Board.

(Minutes, December 18th, 1878, p. 425.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Manhattan Square.

From Messrs. S. E Church, Dwight H. Olmstead and other owners of property in the neighborhood of Manhattan Square, offering suggestions in relation to the manner of improving said square.

(Minutes, December 18th, 1878, p. 420.)

Filed.

J. Manning, W. Flanagan, R. Morrison.

From Mr. John Manning, laborer, asking that his pay be increased for the reason that he does painters' work.

Also from the Superintendent of Parks, recommending that the request of Mr. Mauning be complied with, and stating that he requires at present the services of two additional painters.

Commissioner CONOVER offered the following resolution :

Resolved, That John Manning, William Flanagan and Robert Morrison, be, and they hereby are, appointed painters on the parks.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Pavement for Walks.

From Mr. E. H. Wootton, making a proposition for the laying of Neuchatel Rock Mastic on the sidewalks and paths of the parks.

(Minutes, January 15th, 1879, p. 469.)

Filed.

Sewer in 141st Street, between Alexander and Brook Avenues.

From Mr. W. R. Beal and others, requesting that a sewer be constructed in One Hundred and Forty-first Street, between Alexander Avenue and Brook Avenue.

Referred to the Engineer of Construction for his report.

John O'Leary.

From Mr. John O'Leary, applying for the position of inspector on the construction of the sewer in One Hundred and Fortieth Street.

(Minutes, November 20th, 1878, p. 376.)

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval.

Bartlett Lamp Mfg. Co., globes and tops, Harlem	R. B. Reps., Impt. and M.	24 00
Crissey, Wm. V. & Co., sponge and borax	Maint. and Govm't P. and P.	13 00
Early & Lane, mats.	Maint. and Govmt. P. and P.	10 00
Gardner & Co., chair seats	Maint. and Govt. P. and P.	6 72
Handibode, P., coal	Maint. and Govt. P. and P.	6 60
	Tompkins Sq.	1 38
	Museum of Art. .	1 37
	Museum Natural History.	88
	Const. Bridges over H. R.	82
		<hr/> 11 00

Rogers, H. A., hinges, bolts, &c.....	Harlem R. B.		
	Reps., Impt. and		
	M.....	9	31
	Maint. and Govmt.		
	P. and P.....	53	06
	Museum of Art...		96
			<hr/>
			68 33
Seaman, John A., padlocks, brooms, &c.	Harlem R. B.,		
	Reps., Impt. and		
	M.....	1	20
	Maint. Zoological		
	Dept ..	3	25
	Maint. and Govt.		
	P. and P.....	3	46
			<hr/>
			7 91
Wright, D., single harness.....	Maint. and Gov't		
	P. and P.....		125 00
			<hr/>
			\$260 96
			<hr/> <hr/>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	217	84
Harlem River Bridges, Repairs, Impt. and Maint.....	34	51
Maintenance Zoological Department.....	3	25
Museum of Art.....	2	33
Museum Natural History.....		83
Construction Bridges over Harlem River.....		82
Tompkins Square.....	1	38
		<hr/>
		\$260 96
		<hr/> <hr/>

Amounting in the aggregate to the sum of two hundred and sixty dollars and ninety-six cents.

S. E. LANE, } *Auditing*
 SAM'L CONOVER, } *Committee.*

New York, January 29, 1879.

The above mentioned bills, having been read and passed on separately, the PRESIDENT moved that the Board do now ap-

prove them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane—4.

Concord Avenue—Audit of Certificate.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following certificate of the Engineer in charge of the territory formerly constituting the town of Morrisania, in pursuance of proceedings authorized by the Board of Trustees of said town prior to the first day of January, 1874, and submit the same to the Board for approval :

CONTRACTOR.	IMPROVEMENT.	NUMBER OF CERTIFICATE.	AMOUNT.
Francis McCabe, Assignee of James Finnegan.....	Regulating and Grading Concord Avenue, from Home Street to Westchester Road.....	No. 2, and final.	\$7,114.65

New York, January 29, 1879.

S. E. LANE, } *Auditing
Committee.*

The PRESIDENT then offered the following preamble and resolution :

Whereas, The certificate of the Engineer in charge of the improvements in the territory formerly constituting the town of Morrisania, in pursuance of proceedings authorized by the Board of Trustees of said town prior to the first day of January, 1874, set forth in the report of the Auditing Committee

this day presented to the Board, has been examined and audited by the Commissioners of this Department ;

Resolved, That the said Commissioners approve, and they do hereby approve, the work and amount certified by the said Engineer in said certificate ; and that the Secretary be, and hereby is, directed to prepare the certificate to be delivered to the contractors mentioned in said report, in pursuance of the provisions of Section 7, Chapter 329, Laws of 1874, and in accordance with the said certificate of the said Engineer, and submit the same to the Commissioners of this Department for their signatures.

(Minutes, June 26, 1878, p. 112.)

The PRESIDENT put the question, whether the Board would agree to said preamble and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane —4.

Concord Avenue—Engineer's Fees.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bill of Mr. E. B. Van Winkle, the Engineer in charge of the improvements in the territory formerly constituting the town of Morrisania, in pursuance of proceedings authorized by the Board of Trustees of said town prior to the first day of January, 1874, and submit the same to the Board for approval :

NAME.	IMPROVEMENT.	AMOUNT.
E. B. Van Winkle.....	Regulating and Grading Concord Avenue, from Home Street to Westchester Road.....	\$424.10

NEW YORK, January 29, 1879.

S. E. LANE, } *Auditing*
Committee.

The PRESIDENT then moved that the Board do now approve the above mentioned bill of the Engineer in charge of said improvements, and that the amount thereof be certified to the Finance Department.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Protection Ice Company.

The PRESIDENT stated that an order had been issued to the Protection Ice Company to deliver thirty-five pounds of ice each day at the offices of the Departments, from May 7th until November 1st, 1878, but that said company had continued to deliver said amount of ice each day after November 1st, 1878, until January 1st, 1879, and he offered the following resolution :

Resolved, That the delivery of the extra amount of ice by the Protection Ice Company, from November 1, 1878, until January 1st, 1879, be, and hereby is, approved, and payment therefor authorized.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Laborer.

The PRESIDENT offered the following resolution :

Resolved, That the President be, and hereby is, authorized to appoint one additional laborer on the parks.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover. Lane
—4.

Investigation of Department

The PRESIDENT offered the following preambles and resolution :

Whereas, The attention of this Board has lately been called to various insinuations published in the public press, and has also been openly accused by one of the Aldermen of bad management, and

Whereas, This Board desire to have the fullest examination of their Department, therefore

Resolved, That the Honorable the President of the Board of Aldermen be, and he is hereby, respectfully requested to appoint a committee, to thoroughly investigate the management of this Department under the present administration, and report the same to his Honor the Mayor, at their earliest convenience.

The PRESIDENT put the question, whether the Board would agree to said preambles and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Riverside Avenue.

The PRESIDENT offered the following resolution :

Resolved, That the communication from Thomas Franklin, relative to work on Riverside Drive, and the certificate of Julius W. Adams and William J. McAlpine, members of the American Society of Civil Engineers, relative to the same, be ordered filed, and that the contractors be directed to proceed with the work, in accordance with the terms of the contract.

(Minutes, January 15, 1879, p. 478.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes--Commissioners Wenman, Wetmore, Conover, Lane
—4.

Thomas Franklin.

Commissioner LANE moved that the following resolution, which he offered at the last meeting of the Board, namely :

“ *Resolved*, That Mr. Thomas Franklin, Superintending Engineer of the improvement and construction of Riverside Avenue, be, and hereby is, removed from his position in this Department, and that he be paid up to this date,”

be taken from the table for action.

(Minutes, January 22, 1879, p. 502.)

Adopted.

Commissioner LANE then offered said resolution for adoption by the Board.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

Executive Session.

Salaries.

The PRESIDENT then offered the following resolution :

Resolved, That the resolution adopted at the last meeting of Board, as follows, viz.:

“ *Resolved*, That the salaries and pay of the various employes of the Department, this day agreed upon in Executive Session, be, and hereby are, fixed as so agreed upon, to take effect on and after February 1st, 1879—”

be reconsidered, and that the Board do now go into Executive Session, for the further consideration of said subject of the salaries and pay of the employes of the Department.

(Minutes, January 22, 1879, pp. 503 and 506.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioner Wenman, Wetmore, Conover, Lane—4.

EXECUTIVE SESSION.

On motion of the PRESIDENT, it was agreed to reconsider the list of salaries as adjusted in the Executive Session held at the last meeting of the Board.

Commissioner CONOVER then moved that the salary of William Irwin, Secretary, be fixed at \$3,000 per annum, which was agreed to, a majority of the members of the Board voting in favor, thereof, as follows :

Ayes—Commissioner Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

On motion of the PRESIDENT, it was unanimously agreed to fix the salary of David Porter Lord, First Clerk, at \$2,200 per annum.

Commissioner CONOVER then moved that the salary of Wm. Van Valkenburgh, Disbursing Clerk, be fixed at \$2,500 per annum, which was agreed to, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioner Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

On motion of Commissioner CONOVER, it was unanimously agreed to fix the salary of F. A. Calkins, Assistant Engineer, at \$1,700 per annum.

Commissioner CONOVER then moved that the salary of Otto Sibeth, Draughtsman, be fixed at \$1,200 per annum, which was

agreed to, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioner Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

On motion of Commissioner CONOVER, it was unanimously agreed to fix the salary of Frederick Greiffenberg, Assistant Engineer and Draughtsman, at \$1,200 per annum.

Commissioner LANE then moved that the salary of Henry Bertholf, Bridge Tender, be fixed at \$1,200 per annum, which was not agreed to, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioner Wenman, Wetmore, Conover—3.

Commissioner LANE then moved that the salary of John F. Dawson, Superintendent of Parks, be fixed at \$2,500 per annum.

The PRESIDENT then moved, as an amendment thereto, that his salary be fixed at \$3,000 per annum, which was not agreed to, a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore—2.

Noes—Commissioners Conover, Lane—2.

The original motion of Commissioner Lane was then agreed to, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

Commissioner LANE then moved that the salary of Wm. A. Conklin, Director of the Menagerie, be fixed at \$1,500 per annum, which was agreed to, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

Commissioner LANE then moved that the salary of Eugene E. McLean, Engineer of Construction, be fixed at \$2,500 per annum, which was agreed to, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

Commissioner LANE then moved that the pay of William N. Jackson, Assistant, be fixed at \$2.50 per day, which was agreed to, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

No—Commissioner Wenman—1.

On motion of the PRESIDENT, the following were unanimously agreed to, namely :

John Corcoran, Captain, \$1,600 per annum.
 E. T. T. Marsh, Police Surgeon, \$1,000 per annum.
 Sergeants of Police, each, \$3.00 per day.
 Patrolmen, each, \$2.40 per day.
 Gatekeepers, each, \$2.00 per day.
 Special Patrolmen, each, \$2.00 per day.
 Henry Carpenter, Messenger, \$2.00 per day.

On motion of the PRESIDENT the Board again convened in regular session :

The PRESIDENT then offered the following resolution :

Resolved, That the salaries and pay of the various employés of the Department agreed upon in Executive Session at the meeting held on the 22d January, 1879, and this day, be, and hereby are, fixed as agreed upon in the Executive Session of the 22d January, 1879, except where modifications or changes have been agreed upon in the Executive Session of this date, and that in all such cases the salaries and pay of said employés be, and hereby are, fixed as agreed upon in said Executive Session of this date.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of the PRESIDENT, the Board adjourned at 12 o'clock M., to meet on Wednesday, the 5th day of February, 1879, at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, FEBRUARY 5th, 1879.

REGULAR MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

The minutes of the previous meeting of the 29th day of January, 1879, were read and approved.

The following communications were presented and read :

Transfers.

From his Honor, the Mayor, as follows :

MAYOR'S OFFICE,
NEW YORK, Feb. 1, 1879. }

To the Commissioners of the Department of Public Parks :

GENTLEMEN.—A communication from your Department was submitted to the Board of Estimate and Apportionment on the 22d January, requesting the transfer of sundry amounts from appropriations made to the Department of Public Parks for the year 1878, to other appropriations for the Department for the same year, and also the transfer of an amount from an appropriation for the Department for the year 1878, to an appropriation for the Department for the year 1879.

Please inform me whether the liabilities for which these transfers are intended to provide have already been incurred.

Yours respectfully,

EDWARD COOPER,

Mayor.

(Minutes January 13, 1879, p. 459.)

Referred to the President, with the request that he would reply thereto.

Tompkins Square.

From Hon. I. I. Hayes, Chairman of the Committee on the Affairs of Cities in the Assembly, forwarding a copy of a bill introduced in the Assembly to provide funds for the completion of Tompkins Square, and asking for the views of the Department in relation thereto.

Referred to the President to reply to.

Washington Square.

From the Superintending Architect, submitting a plan for removing the two roadways through and across Washington Square west of Fifth Avenue roadway, the cost of which he estimates at \$8,000.

(Minutes January 22, 1879, p. 502.)

Laid over.

P. R. Buckelew.

From the Topographical Engineer, stating that he requires another assistant to enable him to place a party in the field.

The PRESIDENT then offered the following resolution :

Resolved, That Peter R. Buckelew be, and he hereby is, appointed an Assistant in the office of Topographical Engineer, and that his pay be fixed at the rate of \$2.50 per day.

(Minutes December 11, 1878, p. 412.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover—3.

135th St. S. S. Haight.

From the Topographical Engineer, calling the attention of the Commissioners to the subject of changing the lines of One

Hundred and Thirty-fifth Street between Third and Railroad Avenues, in the Twenty-third Ward, which had been heretofore petitioned for by Mr. J. L. Mott and others.

Also stating that to enable this work to be done, should the Board direct it, and also to enable a proper survey to be made of Third Avenue from One Hundred and Forty-seventh Street to the Harlem River, for the purpose of preparing the necessary rule maps to acquire the title to the avenue as heretofore directed by the Board, it would be necessary to appoint another Assistant Engineer to take charge of the field party.

The PRESIDENT then offered the following resolutions :

Resolved, That the Topographical Engineer be, and he hereby is, directed to prepare the necessary maps for filing, to change the lines of One Hundred and Thirty-fifth Street between Third and Railroad Avenues as petitioned for by Mr. J. L. Mott and others.

(Minutes November 27, 1878, p. 381.)

Resolved, That Stephen S. Haight be, and he hereby is, appointed an Assistant Engineer in the office of Topographical Engineer, and that his salary be fixed at the rate of \$1,500 per annum.

(Minutes, Dec. 11, 1878, p. 412.)

The PRESIDENT put the question whether the Board would agree to said resolutions, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Weuman, Wetmore, Conover—3.

Drainage of lands near George Street, Twenty-third Ward.

From the Engineer of Construction, submitting specifications for drains in that portion of the Twenty-third Ward bounded on the north by George Street ; on the east by Union Avenue and White's Lane ; on the west by Delmonico and Concord Avenues, and on the South by Long Island Sound.

(Minutes, January 29, 1879, p. 510.)

The PRESIDENT then offered the following resolution :

Resolved, That the specifications for the construction of drains in that portion of the Twenty-third Ward bounded on the north by George Street, on the east by Union Avenue and White Lane, on the west by Delmonico and Concord Avenues, and on the south by Long Island Sound, this day presented to the Board, be approved, subject to the approval as to form by the Counsel to the Corporation, and that the Secretary be directed to prepare and publish the necessary advertisements for proposals for the work.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

Sewer in One Hundred and Forty-First Street.

From the Engineer of Construction, recommending that a sewer be constructed in One Hundred and Forty-first Street, between Alexander Avenue and Brook Avenue, in the Twenty-third Ward, as requested by Mr. W. R. Beal and others.

(Minutes, January 29, 1879, p. 514.)

The PRESIDENT then offered the following resolution :

Resolved, That the Engineer of Construction be, and he hereby is, directed to prepare and submit plans and specifications for the construction of a sewer in One Hundred and Forty-first Street, between Alexander Avenue and Brook Avenue, with branches in Alexander Avenue and Brook Avenue.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

Gardeners.

From the Superintendent of Parks, recommending that the

gardeners employed in the parks be placed on full time, for the purpose of pruning.

The PRESIDENT then offered the following resolution :

Resolved, That all the division gardeners and gardeners employed in the Department be placed on full time until further order.

(Minutes, Nov. 12th, 1878, p. 362.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

William Dunbar.

From the Superintendent of Parks, requesting that an additional carpenter be appointed, for the purpose of getting the rolling stock ready for Spring, and also for the construction of the cases for the Museum of Art.

The PRESIDENT then offered the following resolution :

Resolved, That William Dunbar be, and he hereby is, appointed a carpenter and assigned to work on the Parks.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

Inventory.

From the Disbursing Clerk, forwarding an inventory of the property belonging to the Department on the 1st January, 1879.

(Minutes, March 20, 1878, p. 670.)

Filed.

Menagerie Report.

From the Director of the Menagerie, forwarding his report for the year 1878.

The PRESIDENT then offered the following resolution :

Resolved, That the report of the Director of the Menagerie for 1878 be accepted, and requisition be made upon the Board of City Record to print four hundred copies thereof.

(Minutes, Feb'y 6, 1878, p. 583.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

Menagerie. One-armed men.

From the Director of the Menagerie, requesting that two one-armed men be transferred from the Menagerie to some other work in the Department.

Filed.

Office for Brook Avenue Sewer.

From Mr. B. R. Guion, Assistant Engineer, stating that the Work on Brook Avenue sewer during the coming season will be between One Hundred and Fifty-sixth Street and One Hundred and Sixty-fifth Street ; that the present office used by the employés on said work, and situated at One Hundred and Thirty-eighth Street and Third Avenue, is inconvenient on account of its distance from the work, and recommending that an office be rented between One Hundred and Sixty-second and One Hundred and Sixty-third Streets and Brook Avenue, which can now be obtained for \$3 per month.

Endorsed on said communication is the approval of the Engineer of Construction of the recommendation of Mr. B. R. Guion.

The PRESIDENT then offered the following resolution :

Resolved, That the President be authorized to issue an order for the occupation of the offices now used by the Department at One Hundred and Thirty-eighth Street and Third Avenue, from January 1st to February 28th, 1879, at the rate of \$12 per month ; and that he be also authorized to issue an order for other offices, more convenient to the work on Brook Avenue, from March 1st, 1879, until December 31, 1879, at a rent not exceeding \$3 per month.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

Michael White.

From Foreman Flanagan, stating that Michael White, laborer, has been absent from work for more than three days on account of sickness, and now desires to return to work.

The PRESIDENT moved that said Michael White, laborer, be restored to work.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

J. T. Maher.

From Mr. Thomas Bland, Assistant Secretary of the Metropolitan Museum of Art, stating that the Trustees of the Metropolitan Museum of Art have dispensed with the services of Mr. J. T. Maher, Steam Engineer, from the 1st February, 1879.

(Minutes, Dec. 19, 1877, p. 450.)

Filed.

W. B. Pierce.

From Mr. W. B. Pierce, Rodman on Riverside Avenue improvement, requesting to be transferred to some other work under the direction of the Department.

(Minutes, January 15, 1879, p. 473.)

Filed.

John W. Manning.

From Mr. John W. Manning, applying for the position of General Foreman over the parks.

(Minutes, June 21, 1876, p. 145.)

Filed.

Squirrels.

From Mr. Thomas Bennett, offering to sell thirty squirrels to the Department for \$1 each.

Referred to the Director of the Menagerie for his report.

Riverside Avenue.

From Mr. Kilian Martin Hesser, in relation to the Riverside Avenue improvement.

Filed.

Peter Carroll.

From Peter Carroll, skilled laborer, asking for an increase of pay.

Commissioner CONOVER then offered the following resolution:

Resolved, That Peter Carroll be, and he hereby is, appointed a Steam Engineer.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover—3.

John Nally.

From Mr. John Nally, applying for employment in the Department.

Filed.

Audit.

Commissioner CONOVER, from the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Baker, Voorhis & Co., Session Laws, 1878. Maint. and Govmt		
	P. & P.	2 50
Bullinger, E. W., <i>Monitor Guide</i> Maint. and Govmt.		
	P. & P.	6 00
Claffin, H. B. & Co., <i>twelling</i> Maint. and Govmt.		
	P. and P.	3 05
	Maint. Museums .	0 84
	Harlem R. B.	
	Reps., Impts.	
	and Maint. . .	31
		<hr/>
		4 20
Christern, F. W., periodicals. Maint. and Govmt.		
	P. & P.	17 20
Daly, coal. Maint. and Govmt.		
	P. & P.	27 00
Department of Docks, expenses pile		
driver. Const. Bridges over		
	H. R.	92 24
Devlin, John B., carting and mould. Tompkins Square. .		1,650 00
Douglass, W. T., rent, Museum of Art. Maint. Museums. .		1,625 00
Frith & Tileston, steel. Maint. and Govmt.		
	P. & P.	17 52
Gardner & Co., nails. Maint. and Govmt.		
	P. and P.	1 00
Gold and Stock Telegraph Co., rent of		
line. Maint. and Govmt.		
	P. and P.	60 00

Handibode, P., coal.....	Maint. and Govmt.		
	P. and P.....	433	50
	Maint. } Zoolg. De-		
	partment.....	59	50
	Surveying, laying		
	out, etc., 23d		
	and 24th Wards	17	00
	Harlem R. B.,		
	Reps., Imp. & M.	4	25
		<hr/>	
		514	25
Wm. Irwin, petty expenses.....	Maint. and Govmt.		
	P. and P.....	59	11
	Maint. Zoolg. De-		
	partment.....	5	69
	Maint., 23d and		
	24th Wards....	20	94
	Tompkins Square.	4	40
	Const. Bridges over		
	H. R.	2	75
		<hr/>	
		92	89
Jones, Charles, and T. P. McQuade, labor			
and matl's.....	Brook Ave. Sewer	4,772	60
Kroedel, F., thermometers.....	Maint. and Govmt.		
	P. and P.....		10 00
Morgan J., Pierpont, Treas., Museum			
N. Hist.....	Maint. Museums,		
	1878.....	116	60
Noyes & Wines, doors.....	Museum of Art....	193	00
Pratt, Chas. & Co., oil.....	Museum of Art....	9	90
	Tompkins Square.	19	80
		<hr/>	
		29	80
Seaman, John A., scoops, twine, &c.....	Maint. and Govmt.		
	P. and P.....	\$163	40
	Harlem R. B. Reps.		
	Impt. & M.....	46	
		<hr/>	
		163	86
Slote & Janes, binding.....	Maint. and Govmt.		
	P. and P.....		20 00
Silkworth, M. E. sparrow houses.....	Maint. and Govmt.		
	P. and P.....	150	00

Van Winkle, E. B., petty expenses.....	Surveying, Laying-out, etc., 23d & 24th Wards....	14 24
Weeks, D. C., plastering.....	Museum of Art....	989 61
		<hr/>
		\$10,569 42
		<hr/> <hr/>

RECAPITULATION,

Maintenance and Government of Parks and Places.....	\$970 29
Maintenance Museums.....	1,631 53
Maintenance Museums, 1878.....	116 60
Harlem River Bridges, repairs, Impt. and Maint.....	5 02
Maintenance Zoological Department.....	59 50
Maintenance 23d and 24th Wards.....	20 94
Surveying, Laying out, etc., 23d and 24th Wards.....	31 24
Museum of Art.....	1,192 51
Tompkins Square.....	1,674 20
Construction of Bridges over Harlem River.....	94 99
Brook Avenue Sewer.....	4,772 60
<hr/>	
\$10,569 42	
<hr/> <hr/>	

Amounting in the aggregate to the sum of ten thousand five hundred and sixty-nine dollars and forty-two cents.

New York, January 5, 1879.

SAMUEL CONOVER,
Auditing Committee.

George Walker. John Boyle.

The PRESIDENT offered the following resolution :

Resolved, That the pay of George Walker and John Boyle night watchmen on Tompkins Square, be, and hereby is, fixed at \$2 each per day, to take effect on February 1st, 1879.

(Minutes, September 18, 1878. p. 218.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

John Kennedy.

Commissioner CONOVER offered the following resolution :

Resolved, That John Kennedy be, and hereby is, appointed a gardener.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

George Clark.

Commissioner CONOVER offered the following resolution :

Resolved, That George Clark be, and he hereby is, appointed a painter, and assigned to duty on the Parks.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

On motion of the PRESIDENT, the Board adjourned at 10:45 o'clock A. M., to meet on Wednesday the 12th day of February, 1879, at 9:30 o'clock A. M.

WM. IRWIN,
Secretary D. P. P.

WEDNESDAY, FEBRUARY 12th, 1879.

ADJOURNED MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The Minutes of the previous meeting were read and approved.

The following communications were received and read :

Suspension Bridge over Harlem River.

From the Board of Estimate and Apportionment, with copy of a report of the Comptroller, calling attention to a requisition from the Department of Public Parks for the issue of bonds to the amount of \$5,000 to provide means for preliminary expenses attending the construction of a suspension bridge over Harlem River, and asking for a full statement of all expenses attending the construction of said bridge before the issue of the bonds are ordered.

Referred to the President for a reply thereto.

(Minutes, January 22, p. 501.)

Liabilities outstanding Appropriation of 1878.

From the Board of Estimate and Apportionment asking for a statement of outstanding liabilities incurred before January 1st, 1879, payable out of appropriations of moneys derived from taxation.

Referred to President to send statement.

Expenses boring Machine.

From the Department of Docks, enclosing bill of expenses incurred on account of the boring machine Woodcock, while in use by this Department making soundings in Harlem River.

Referred to Construction Engineer for his report.

Culvert—Spuyten Duyvil Road.

From the Health Department, enclosing report of Sanitary Inspector upon condition of culvert in Spuyten Duyvil Road.

Referred to Superintendent Twenty-third and Twenty-fourth Wards.

Sidewalks, 23d and 24th Wards.

From Topographical Engineer, stating that he was in doubt whether the ordering or establishing of sidewalks in the Twenty-third and Twenty-fourth Wards was under the jurisdiction of the Department or the Board of Aldermen, and requesting to be instructed concerning the matter.

Referred to President to obtain opinion of the Counsel to the Corporation.

Laying out 23d and 24th Wards, Central District.

From the Topographical Engineer, forwarding three similar copies of maps of the Central District for filing, in accordance with a resolution of the Board, passed April 17th, 1878.

Laid over.

(Minutes, April 17, 1878, p. 741.)

Museum Art.

From the Superintendent of the Department, reporting payment of certain engineers and laborers employed in Museum of Art by both the Trustees of the Museum and the Park Department. Also stating that this was caused by the fact that he was not informed of the transfer of the building to the Trustees.

Ordered filed, the President stating that the matter had been rectified in a manner proposed by Department of Finance.

Broken Stone.

From the Superintendent of the Twenty-third and Twenty-fourth Ward, stating that he had rejected broken stone delivered by J. B. Devlin, at Ackerman's Dock, Kingsbridge, because it was smaller than required, and adding that the same could be used for top dressing.

Filed.

Laborers and double teams 23d and 24th Wards.

From the Superintendent of Twenty-third and Twenty-fourth Wards, asking that his force be reduced, and suggesting the following names: Laborers, Dennis Keenan, James Butler, Pat O'Connell, Owen Tooker, William Dorney and John Mooney. Double teams, Daniel Whalen.

The President stated, that in accordance with this recommendation, he had suspended the above named persons on the 8th instant.

Commissioner CONOVER moved that the action of the President be approved.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

(Minutes, January 29, 1879, p. 511.)

Squirrels.

From the Director of the Menagerie, recommending the purchase of squirrels offered by Mr. Thomas Bennett, and that they be set at liberty in the Ramble, and upper section of the Park.

(Minutes, February 5, 1879, p. 532.)

The PRESIDENT moved that they be purchased as recommended.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Concrete Sidewalks.—Asphalt.

From Mr. Edward Flood, offering to lay a pavement of concrete, four inches thick, and on the same a layer of American Rock Asphalt, three-quarters of an inch thick, at sixteen and a half cents per square yard, and one inch thick, for eighteen cents per square yard.

Laid over.

Madison Avenue Bridge.

From the Engineer of Construction, submitting maps, plans and specifications for the construction of the Madison Avenue Bridge over Harlem River.

Also submitting a tabular statement of the result of the soundings, and an estimate of the cost.

On motion of Commissioner WETMORE, it was laid over, and the President directed to obtain the opinion of the Counsel to the Corporation as to the change of location, as recommended by General John Newton.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Metropolitan Museum of Art.

From Mr. John Taylor Johnston, President Metropolitan Museum of Art, calling attention to the necessity of certain road-ways and approaches to the Museum of Art, and requesting their construction.

Commissioner LANE moved that it be referred to the Superintending Architect to report a plan for inexpensive earth road-ways sufficient to serve the needs of the Museum.

Adopted.

Battery—Floating Bath.

From Isaac Hall, petitioning for the privilege of mooring his floating bath at the Battery, on the same terms as last year.

The PRESIDENT moved it be granted on the same terms as in 1878.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

(Minutes, March 6, 1878, p. 641.)

Secretary.

From Mr. Wm. Irwin, resigning his position as Secretary of the Department.

The PRESIDENT moved that the resignation of Mr. Wm. Irwin be accepted.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane.

135th Street, 23d Ward.

From Mr. Geo. C. Goeller, asking what has been done with a petition requesting the alteration of the lines of One Hundred and Thirty-fifth Street west of Third Avenue, as fixed on map of this Department, and whether any action had been taken upon it.

Referred to Topographical Engineer.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the two following reports :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval:

Bell, Martin, repairs to harness.....	Maint. 23d & 24th Wards, 1878...	9 90
Briggs, Wm. H. & D. Valentine, rent...	Maint. 23d & 24th Wards, 1878...	120 00
Devlin, John B., broken stone.....	Maint. 23d & 24th Wards, 1878...	230 00
Early & Lane, ladders.....	Maint. and Govmt. P. & P.....	13 50
Handibode, P., coal.....	Const. B. over H. R.....	2 12
Martin, J. M. C. & Sons, scrubbing brushes.....	Maint. and Govmt. P. & P..... Harlem R.B.,Reps. Impt. and M...	2 59 37
		<hr/> 2 96
Morgan, J. Pierpont, Treas....	Maint. Museum...	998 00
McDonald, John T., stone steps.....	Museum of Art..	14 00
Rhineland, F. W., Treas. expenses		
Mus. Art.....	Maint. Museums..	738 33
Reeves, Robt. C., canary seed.....	Maint. Zoo'l. Dept.	5 50

Seaman, John A., varnish.....	Maint. and Govmt. P. & P.....	8 50
Wright, D., bridle fronts... ..	Maint. and Govmt. P. & P.....	7 50
		\$2,147 31

RECAPITULATION.

Maintenance, &c., 23d and 24th Wards, 1878.....	359 90
Maintenance and Government of Parks and Places.....	29 09
Harlem River Bridges, Repairs, Impt. and Maint.....	37
Maintenance Museums.....	1,736 33
Maintenance Zoological Department.....	5 50
Museum of Art.....	14 00
Construction Bridges over Harlem River.....	2 12
	\$2,147 31

Amounting in the aggregate to the sum of twenty-one hundred and forty-seven dollars and thirty-one cents.

(Signed,) S. E. LANE, } *Auditing*
 " SAML. CONOVER, } *Committee.*

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval:

Mullane, John, salt, feed, oats, &c.....	Maint. and Govmt. P. & P.....	319 48
	Maint. Zoo'l Dept.	37 00
	H. R. Bridges Reps. Imp. and Maint.....	5 00
		\$361 48

RECAPITULATION.

Maintenance and Government Parks and Places.....	319 48
Maintenance Zoological Department.....	37 00
Harlem River Bridges, Repairs, Improvement and Maintenance.....	5 00
	\$361 48

Amounting in the aggregate to the sum of three hundred and sixty-one dollars and forty-eight cents.

(Signed,) S. E. LANE, } *Auditing*
 " SAML. CONOVER, } *Committee.*

NEW YORK, February 12, 1879.

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Washington Square.

Communication from Superintending Architect on the roadways through Washington Square, presented at the meeting February 5th, 1879, was called up.

Laid over.

Salaries.

The PRESIDENT offered the following resolution:

Resolved, That, in the revision of the salaries and pay of the various employes of the Department, as agreed upon on the 22d and 29th of January, 1879, it was not the intention of the Board to include the force at work on Tompkins Square Park, whose salaries and pay are hereby continued at same rate as on January 1st, 1879.

(Minutes, January 22, p. 506.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Acting Secretary.

Commissioner CONOVER then moved that the First Clerk, D. Porter Lord, be appointed Acting Secretary of the Depart-

ment until further order of the Board, and that he perform the duties of the office in connection with those of his own without any additional compensation.

The PRESIDENT put the question, whether the Board would agree with said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

F. A. Calkins.

Commissioner CONOVER moved that the salary of F. A. Calkins, Assistant Engineer, be fixed at \$1,900 from and after this date.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

(Minutes, January 29, 1879, p. 521.)

There being no further business, at 10:50 o'clock A. M. the Board adjourned.

D. PORTER LORD,
Acting Secy. D. P. P.

WEDNESDAY, FEBRUARY 19, 1879.

REGULAR MEETING—9.30 o'clock, A. M.

Present—Commissioner WENMAN, President.

“ CONOVER.

“ LANE.

The minutes of the previous meeting were read and approved.

The following communications were received and read.

Liabilities outstanding, Appropriation of 1878.

From the Board of Estimate and Apportionment, asking for statement of outstanding liabilities incurred before January 1st, 1879, from appropriations, and an additional request from his Honor the Mayor, that the statement should include all liabilities outstanding, whether paid or unpaid.

Filed.

(Minutes, February 12, 1879, p. 537.)

From Mr. Wm. Caldwell, representing Morrisania and Fordham Railway Company, requesting right of way over the Third Avenue bridge.

Laid over.

135th Street, 23d Ward.

From the Topographical Engineer, stating that the work in accordance with Mr. Geo. C. Goeller's petition had been or-

dered by the Board on the 5th instant, and field party organized, in compliance with that order, on the 10th, for a survey of the change of line in One Hundred and Thirty-fifth Street.

Filed, and a copy to be sent to Mr. Goeller.

(Minutes, February 12, 1879, p. 543.)

Manhattan Square Drainage.

From the Superintending Architect, presenting a map of proposed drainage on Manhattan Square and estimating cost at \$4,500.

Laid over.

Sewers, 134th, 141st and 142d Streets.

From the Engineer of Construction, submitting plans, profiles and specifications for sewers in One Hundred and Thirty-fourth, One Hundred and Forty-first, and One Hundred and Forty-second Streets.

Laid over.

(Minutes, January 22, 1879, p. 495.)

Expenses Boring Machine.

From the Engineer of Construction, reporting upon bill of expenses incurred by Department of Docks on account of boring machine "Woodcock," while loaned to Department of Public Parks.

The PRESIDENT moved that the report be filed and the bill referred to the Auditing Committee for payment.

(Minutes, February 12, 1879, p. 538.)

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Weuman, Conover, Lane—3.

Office for Engineers employed on Sewers.

From Engineer of Construction, recommending the continued rental of an office at One Hundred and Thirty-eighth Street and Third Avenue, it being convenient and necessary for all sewers now under construction except Brook Avenue.

The PRESIDENT then offered the following resolution :

Resolved, That the President be authorized to issue an order from month to month for the occupation of office now in use, corner One Hundred and Thirty-eighth Street and Third Avenue, from February 28th, 1879, to December 31st, 1879.

(Minutes, February 5, 1879, p. 530.)

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Lame Horse.

From the Superintendent of Parks, reporting a horse so lamed that he recommended that he be given away or shot.

Referred to the President.

John McDonald.

From the Superintendent of Parks, recommending that John McDonald be appointed skilled blacksmith.

Laid over.

Tar Apparatus.

From the Superintendent of Parks, enclosing estimates of tar apparatus, and recommending the purchase of the same from Messrs. Geo. Fox & Son.

Commissioner CONOVER moved that the President be authorized to issue an order to Messrs. Geo. Fox & Son, according to estimates furnished by them and as recommended by the Superintendent of Parks.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Culvert Spuyten Duyvil Road.

Dennis Keenan—Appointment.

From the Superintendent of Twenty-third and Twenty-fourth Wards, reporting upon the complaint of the Health Department as to culvert in Spuyten Duyvil Road, that he had temporarily repaired it and would complete the repairs when the weather was favorable ; also sending name of Dennis Keenan as a laborer suited to such work.

The PRESIDENT stated that he had appointed Dennis Keenan, and Commissioner CONOVER moved that his action be approved.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Repairs to Animal Buildings.

From the Director of the Menagerie, stating that certain repairs were necessary to the buildings used for the Menagerie, and giving estimates of the cost of the same.

Commissioner LANE moved that it be referred to the President to examine as to the extent of the repairs, and also to report whether the work can best be performed by contract or by the employés of the Department.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Union Square Pavement.

From Mr. E. H. Wootton, offering to lay Neufchatel mastic a half inch in thickness, same as that now in City Hall Park, and repair foundation before laying, for eleven cents per square foot; or, if he be allowed to lower the surface one inch, he will do the work for eight and a half cents per square foot. He to remove and retain all Neufchatel material now on the said park.

Filed.

Police Captain.

From the Police Surgeon, Dr. E. T. T. Marsh, reporting the condition of Captain Corcoran.

Commissioner LANE moved that Police Captain John Corcoran be continued on sick leave, at full pay, until further order of the Board.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Conover, Lane.—3.

144th Street Curb and Gutter.

From His Honor the Mayor, enclosing copy of letter of Mr. James S. Bryant to the Board of Aldermen, asking permission to curb and gutter, at his own expense, the front of his premises on the north side of One Hundred and Forty-fourth Street, between Willis and Brook Avenues; also a resolution of the Board of Aldermen granting said permission, and asking the President to examine and report upon the matter.

Referred to the Engineer of Construction.

The Auditing Committee beg leave to report that they have

examined and audited the following bills, and submit the same to the Board for approval :

Adams, Chas. & Co., pine boards.....	Museum of Art..	8 70
Adams, Chas. & Co., pine boards.....	Maint. and Govmt. P. & P.....	4 00
Bell, M., harness repairs.....	Maint. 23d & 24th Wards.....	9 40
Coffin, Paul C. & Co., rakes, sledges, etc.	Maint., &c., 23d and 24th Wards, 1876.....	24 00
Colwell, W. H. & Son, timber	Maint. 23d and 24th Wards....	17 00
Coogan, Wm., monuments.....	Surveying, laying out, etc., 23d & 24th Wards....	15 00
Crombie, Thos. J., timber and plank.....	Maint. and Govmt. P. and P.....	53 00
	Harlem R.B., Reps. Impt. and M....	7 62
		<hr/> 60 62
Devlin, John B., mould.....	Tompkins Square	525 00
Harlem Gas Light Co., meter gas	Maint. & Govmt. P. and P.....	50 40
Handibode, P. coal.....	Maint. & Govmt. P. and P.....	50 76
	Harlem R.B., Reps. Impt. and M....	55
	Museum of Art....	82
	Tompkins Square.	1 37
		<hr/> 53 50
Hunter, Keller & Co., gas pipe.....	Maint. and Govmt. P. and P.....	33 06
Lawrence, B. H., blacksmithing.....	Maint. 23d and 24th Wards....	33 33
Metropolitan Gas Light Co., metre gas..	Maint. and Govmt. P. and P.....	126 18
O'Donnell, John, milk.....	Maint. Zool'g. Dept.	12 40

Rogers, H. A., hinges and ice chisels.	Maint. and Govmt.		
	P. & P.	139	93
	Harlem R.B., Reps.		
	Impt. and M.	9	16
		<hr/>	149 09
Shady, Jas. H., fish.	Maint. Zol'g Dept.		11 16
Smith, Elward, Carpenter work, etc.	Museum of Nat.		
	Hist.		122 00
Trimble, Chas. B., gas fittings, etc.	Maint. and Govmt.		
	P. & P.		22 50
Tucker, Luther, subs. <i>Country Gentleman</i>	Maint. and Govmt.		
	P. and P.		3 00
Whitney, A. R., iron.	Maint. and Govmt.		
	P. & P.	\$108	01
	Tompkins Square.	3	64
		<hr/>	111 65
Young, Chas. C., bread.	Maint. Zol'g. Dept.		45 81
			<hr/>
			<u>\$1,437 80</u>

RECAPITULATION.

Maintenance and Government of Parks and Places.	\$590	84
Maintenance Twenty-third and Twenty-fourth Wards.	59	73
Maintenance Zoological Department.	69	37
Surveying, Laying out, etc., Twenty-third and Twenty-fourth Wards.	15	00
Harlem River Bridges Repairs, Improvement and Maintenance.	17	33
Maintenance and Government Twenty-third and Twenty-fourth Wards, 1876.	24	00
Tompkins Square.	530	01
Museum Natural History.	122	00
Museum of Art.	9	52
	<hr/>	1,437 80

Amounting in the aggregate to the sum of fourteen hundred and thirty-seven dollars and eighty cents.

(Signed)

S. E. LANE, } *Auditing*
 SAM. CONOVER, } *Committee.*

NEW YORK, February 20th, 1879.

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Treasurer's Report.

The Treasurer presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks,

In account with Smith E. Lane, Treasurer.

		CR.	
1879.			
Jan. 15.	By balance.....	269 42	
Jan. 15	} By cash received from permits and licenses....	556 40	
Feb. 19.)		<u>556 40</u>	\$825 82
		DR.	
Jan. 15.	To cash paid into City Treasury.....	269 16	
Feb. 13.	“ “ “ Lyman Tiffany, balance monu- menting Fox Estate	26	
Feb. 11.	To balance....	556 40	
		<u>556 40</u>	\$825 82
	Cash in drawer.....	<u>556 40</u>	

S. E. LANE,

Treasurer D. P. P.

NEW YORK, February 19, 1879.

9.30 A.M.

Daniel Mahoney.

Commissioner CONOVER, whom the President had designated to conduct the trial of Daniel Mahoney, gatekeeper, on charge of intoxication, presented the following report :

DEPARTMENT OF PUBLIC PARKS,
36 UNION SQUARE (EAST),
NEW YORK, February 18, 1879. }

The undersigned, to whom was referred the charges preferred by Sergeant Downey against Daniel Mahoney, gatekeeper, respectfully reports :

That the Sergeant charges that Gatekeeper Mahoney failed on the 4th instant to appear at roll-call at 7 o'clock A. M., and about five minutes afterwards came in slightly intoxicated.

Gatekeeper Mahoney admits the truth of the Sergeant's statement, and adds, which is also corroborated by the Sergeant, that this is his first offence.

I therefore find him guilty, and recommend that he be fined one day's pay.

SAML. CONOVER,
Commissioner D. P. P.

The PRESIDENT moved that said report be accepted, and that Gatekeeper Mahoney be fined one day's pay, as recommended.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Lane, Conover—3.

On motion of the PRESIDENT, the Board adjourned at 10:45 o'clock A. M., to meet again on Friday, the 21st instant at 9:30 o'clock A. M.

D. PORTER LORD,
Acting Secretary D. P. P.

FRIDAY, FEBRUARY 21st, 1879.

ADJOURNED MEETING—9:30 A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting were read and approved.

Manhattan Square Drainage.

The map of proposed drainage of Manhattan Square, as presented by the Superintending Architect, was called up.

Commissioner LANE offered the following resolution :

Resolved, That the plan presented by the Superintending Architect for the drainage of Manhattan Square be, and the same is, hereby approved, and that he be directed to prepare the working drawings for the same, and that the work be commenced as soon as the weather will permit.

(Minutes, February 19, 1879, p. 548.)

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

~~—1~~

Laying out 23d and 24th Wards—Central District.

The maps of Central District, Twentieth-third and Twenty-fourth Wards, presented for filing, were called up, and Commissioner LANE offered the following resolution :

(Minutes February 12th, 1879, p. 538.)

Resolved, That James F. Wenman, the President of the Department of Public Parks, be, and he hereby is, designated and directed to certify and file, as provided by law, the three similar maps or plans entitled "Map or Plan of Streets, Roads and Avenues and Public Parks and Places within that part of the Twenty-fourth and adjoining part of the Twenty-third Ward of the City of New York, bounded on the west by Jerome or Central Avenue ; on the north by Woodlawn Cemetery and north side of Pelham Avenue ; on the east by the New York & Harlem Railroad, Hoffman Street, Fordham and Third Avenues, and on the south by One Hundred and Sixty-first Street in Morrisania, designated the Central District, as laid out and classified and discontinued and closed by the Commissioners of the Department of Public Parks of the City of New York, in pursuance of the provisions of Chap. 604, Laws 1874, and Chap. 436, Laws 1876, dated New York, 17th April, 1878, and signed J. J. R. Croes, Civil and Topographical Engineer, Department of Public Parks." The streets, roads and avenues and the classification thereof, and the public parks and places as shown on the said map, being such as to the Commissioners of the Department of Public Parks seem most conducive to the public good.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Sewers, 134th, 141st and 142d Streets.

The plans, profiles and specifications for Sewers in One Hundred and Thirty-fourth street, One Hundred and Forty-first Street and One Hundred and Forty-second Street, presented February 19th, 1879, by the Engineer of Construction, were called up.

(Minutes, February 19, 1879, p. 548.)

The PRESIDENT offered the following resolution :

Resolved, That the plans, profiles and specifications for the construction of the following sewers, viz : Sewer and appurtenances in One Hundred and Thirty-fourth Street, from four hundred and ten (410) feet east of Willis Avenue to Brook Avenue, with branch in Brown Place ; Sewer and appurtenances in One Hundred and Forty-first Street, from Alexander Avenue to Brook Avenue, with branches in Alexander Avenue and Willis Avenue and Sewer and appurtenances in One Hundred and Forty-second Street, from Alexander Avenue to Brook Avenue, with branches in Alexander Avenue and Willis Avenue, submitted by the Engineer of Construction, be and they are hereby approved ; that the Secretary be and he is hereby directed to prepare and publish advertisements for proposals for said works ; and that Mr. Eugene E. McLean be and he is hereby appointed City Surveyor on said works without any additional compensation.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Washington Square.

The plan of roadways through and across Washington Square was called up.

Laid over.

(Minutes, February 5, 1879, p. 526.)

Harlem Bridge—right of way.

The application of Mr. Wm. Cauldwell, on behalf of the Fordham and Morrisania Railway Company, was called up.

Laid over.

(Minutes, February 19, 1879, p. 547.)

On motion of the President the Board adjourned at 10:45 o'clock, A. M., to meet again on Wednesday, the 26th instant, at 9:30 o'clock, A. M.

D. PORTER LORD,
Acting Secretary, D. P. P.

WEDNESDAY FEBRUARY 26th, 1879.

ADJOURNED MEETING—9:30 O'CLOCK, A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The PRESIDENT stated that gentlemen representing the Metropolitan Elevated Railway Company were present, desiring to appear before the Board, and moved that the order of business be suspended.

Adopted.

Mr. W. R. Garrison, President of the Metropolitan Elevated Railway Company, and General Horace Porter, appeared. After stating their business the President desired them to put their application in writing.

They then retired and the order of business was resumed.

The minutes of the previous meeting were read and approved.

The following communications were received and read.

From His Honor the Mayor.

Transmitting a petition from property owners, and a resolution of the Board of Aldermen relating to a cross-walk over Kingsbridge Road, at the junction of Thomas and Berrian

Avenues, and requesting this Board to examine and report as to the necessity of the proposed ordinance.

Filed.

The PRESIDENT stating that it had been sent to the Superintendent Engineer, who had reported upon it and the report had been forwarded to the Mayor.

From the Health Department.

Enclosing complaint of the sanitary condition of Grove Street between Fordham and Madison Avenues.

Referred to the Superintendent of the Twenty-third and Twenty-fourth Wards.

From Mr. Wm. Kyle.

Asking for a renewal of his license for the hire of boats on Harlem River, upon the same terms as last season.

(Minutes, May 15, 1879, p. 39.)

Commissioner CONOVER moved it be referred to the President with power.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

From the Protection Ice Co.

Applying for permission to gather ice from pond in Central Park, at Ninety-second Street, near Eight Avenue,

Commissioner CONOVER moved that the permission be refused.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the negative,

a majority of all the members of the Board not voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Animals—to be exchanged.

From the Director of the Menagerie, recommending the exchange of ten ewes for a ram, and also the exchange of one Zebu bull and several sheep for a tiger now on exhibition at the Menagerie, and valued at \$950.

Commissioner CONOVER moved that the Director of the Menagerie be authorized to exchange ten six year old ewes for the ram. The Zebu bull with six ewes and ram valued at \$230, with sufficient number of sheep from the increase during the summer to make up an amount equal to value of the tiger in exchange for it.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Boat Service.

From Mr. Thomas S. Dick, requesting the permission to make certain improvements to the boat house for the coming season at his own expense, and asking the forbearance of the Board as to his indebtedness.

On motion of the President, referred to Commissioner Lane.

C. Vaux—Museum of Art.

From Mr. C. Vaux, calling attention to the roof of the Museum of Art.

Filed.

Riverside Avenue.

From Messrs. John Bogart and W. E. Worthen, requesting information as to when they may expect payment of their bill for examination of the condition of Riverside Avenue.

Filed.

Metropolitan Elevated Railway Company—Bowling Green.

From Mr. W. R. Garrison, President Metropolitan Elevated Railway Company, with a plan showing position of columns the company desire to place on Bowling Green, and requesting permission to open the ground for that purpose.

Commissioner CONOVER moved that it be referred to the President to examine and report.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows ;

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Monumenting Fox Estate.

From Mr. L. Tiffany, asking the Department to purchase monuments not required for use on Fox Estate, that had been purchased for that purpose.

Filed.

The PRESIDENT stating that an order had been given for them.

Gravel.

From Mr. Jesse Ryder, offering to sell gravel to the Department.

Filed.

Richard Thompson.—Painter.

From Richard Thompson, making an application for an appointment as painter.

Filed.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Arnold, David P., meat, tallow, etc.	Maint. and Govt.		
	P. and P.	\$256	25
	Harlem R. B.		
	Reps., I. and M.	6	60
			<hr/>
		\$262	85
Adams, Chas. L. & Co., stone boats.	Tompkins Square.		13 50
Department of Docks, expenses boring machine.	Const. B. over H. R.		132 33
Haberman, F., watering pots.	Maint. and Govmt. P. and P.		21 00
Harmer, Hays & Co., harness matls.	Maint. and Govmt. P. and P.		23 57
Hunter, Keller & Co., gas pipe.	Maint. and Govmt. P. and P.		7 56
Martin, J. M. C. & Sons, dusters and brooms.	Maint. and Govmt. P. and P.		19 05
Murphy & Nesbit, cement, lime and plas- ter.	Museum of Art.		9 20
New York Mutual Gas Light Co., rent January.	Maint. and Govmt. P. & P.		208 33
New York Mutnal Gas Light Co., meter, gas.	Maint. and Govmt. P. and P.		14 25
Seaman, John A., sundries.	Maint. and Govmt. P. and P.	\$101	96
	Harlem R. B.		
	Reps., I. and M.	15	80
			<hr/>
		117	76
New York STAR, subscription 1879.	Maint. and Govmt. P, and P.		7 00
			<hr/>
		\$836	40
			<hr/> <hr/>

RECAPITULATION.

Maintenance and Government Parks and Places.....	\$658 97	
Harlem River Bridges Repairs, Impt. and Maint.....	22 40	
Tompkins Square.....	13 50	
Museum of Art.....	9 20	
Construction Bridges over Harlem River.....	132 33	
		\$836 40

Amounting in the aggregate to the sum of eight hundred and thirty-six dollars and forty cents.

(Signed) S. E. LANE, } *Auditing*
SAM. CONOVER, } *Committee.*

New York, February 26th, 1879

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Thomas Franklin—Transfer.

Commissioner CONOVER then offered the following resolution :

Resolved, That Mr. Thomas Franklin be, and he is hereby transferred from his position as Superintending Engineer of the Improvement and Construction of Riverside Avenue, to that of First Assistant Engineer of construction, and that his salary be fixed at \$1,800 per annum.

Commissioner LANE then offered the following as a substitute :

Resolved, That Mr. Thomas Franklin, Superintending Engineer of the Improvement and Construction of Riverside

Avenue, be, and he is hereby removed from his position in this Department, and that he be paid up to this date.

The PRESIDENT put the question whether the Board would agree to said substitute resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

The PRESIDENT put the question whether the Board would agree to said original resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover—3.

No—Commissioner Lane—1.

W. J. M. Alpine—Appointment.

Commissioner CONOVER offered the following resolution :

Resolved, That Mr. Wm. J. McAlpine be and is hereby appointed Superintending Engineer of the Improvement and Construction of the Riverside Avenue (made vacant by the transfer of Mr. Thomas Franklin to the position of First Assistant Engineer of Construction), and that his pay be fixed at \$400 per month.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Contractors—Riverside Avenue.

The PRESIDENT offered the following resolution :

Resolved, That Messrs. Nicholas H. Decker and George W. Quintard be and they are hereby notified and directed to complete the work of the "Improvement and Construction of the Riverside Avenue," in accordance with the terms of their con-

tract therefor, without further delay; and that, in case they do not proceed to do so on or before the 1st of April, 1879, that the Department will employ workmen and materials for the purpose, and will thereupon complete the work, and deduct the expense thereof from the amount remaining due to said contractors on account of their contract.

Commissioner LANE offered the following as a substitute :

Whereas, Nicholas H. Decker and George W. Quintard, the contractors for the Improvement of Riverside Avenue, under a contract with this Department, dated the thirty-first day of October, 1876, have failed to comply with the provisions of said contract, in not procuring and providing on the ground the requisite materials, and in not carrying forward the work;

Resolved, That the provisions of said contract be rigidly enforced against said contractors; that time be made the essence of the contract; that the said contractors be and they are hereby required forthwith to proceed with said work and to procure and provide all requisite materials therefor.

Resolved, That, if the said contractors neglect to so proceed, procure and provide said materials for thirty days after service of a copy of this preamble and these resolutions upon them, said work be declared abandoned and the contract forfeited, and that the Department do proceed to have said work completed, as in such case is provided by law.

Resolved, That notice of this action by the Department be given to the said contractors and their sureties by service of a copy of this preamble and these resolutions on each of them.

The PRESIDENT put the question whether the Board would agree to said substitute, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

The PRESIDENT put the question whether the Board would agree to said original resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

Laborers' Full Time.

Commissioner CONOVER moved that on and after the first day of March, 1879, the entire labor force be placed at work on full time.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Riverside Avenue.—Report on Work.

Commissioner LANE offered the following resolution :

Resolved, That, during the progress of the work on the Riverside Avenue, and until its completion, the Superintending Engineer in charge of the work be, and he is hereby directed, to report to this Board in writing, once in every two weeks, as to the condition and progress of the work.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Edward P. Barker.—Appointment.

The PRESIDENT offered the following resolution :

Resolved, That Mr. Edward P. Barker be and is hereby appointed Secretary of the Department, and that his pay be fixed at \$3,000 per annum.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affir-

ative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of the PRESIDENT the Board adjourned at 11 o'clock, A. M.

D. PORTER LORD,
Acting Secretary, D. P. P.

WEDNESDAY, MARCH 5th, 1879.

REGULAR MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting were read and approved.

The following communications were received :

135th Street, Change in lines.

From the Topographical Engineer, submitting a plan for a change in the lines of One Hundred and Thirty-fifth Street, between Third and Railroad Avenues.

(Minutes, February 12th, 1879, p. 542.)

On motion, the communication was accepted, and the plan, as submitted, approved.

136th and 137th Streets

From the Topographical Engineer, relative to the lines on One Hundred and Thirty-sixth and One Hundred and Thirty-seventh Streets.

Ordered filed.

Street Washer Boxes over Monuments

From the Topographical Engineer, relative to placing street washer boxes over monuments where they are under the flagging of the side walks.

Ordered filed.

Comptroller.

From the Comptroller, relative to the bill of C. E. Haswell for services as member of the Commission of Engineers on Riverside Drive. The President stated that he had answered the same. The action of the President was approved, and the communication ordered filed.

W J. McAlpine.

From William J. McAlpine, accepting the position of Superintendent Engineer.

Ordered filed.

(Minutes, February 26th, 1879, p. 567.)

From the Police Department, relative to the qualification of Peter Carroll as Engineer.

Ordered filed.

Chas. M. Harris.

From Charles M. Harris, applying for the position of Assistant Engineer.

Ordered filed.

John McDonald, skilled blacksmith.

From the Superintendent of Parks, recommending the promotion of John McDonald to the position of skilled blacksmith.

The PRESIDENT moved that the recommendation of the Superintendent be approved, and the promotion ordered.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative,

a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Joseph Hefele. James McShane, gardener.

From the Superintendent of Parks, recommending Joseph Hefele as a suitable person to take charge of the trees on Tompkins Square, and that he be transferred to such duty, and that James McShane be advanced to the grade of gardener.

Commissioner CONOVER moved that the recommendation of the Superintendent be approved.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Draining Grove Street.

From the Engineer of Construction, relative to a drain in Grove Street, between Fordham and Madison Avenues, and submitting a plan for the same.

(Minutes, February 26th, 1879, p. 562.)

On motion of Commissioner CONOVER the report was received and the recommendation of the Engineer approved, and the work ordered done.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Willow Street Drains.

From the Engineer of Construction, relative to draining premises on Willow Street.

The PRESIDENT having given permission for draining such premises, his action was approved, and the communication ordered filed.

Third Avenue Bridge.

From the Engineer of Construction, relative to the condition of planking on Third Avenue Bridge.

Ordered filed.

The PRESIDENT presented copies of resolutions passed by the Common Council, relative to removing snow and ice from sidewalks around the parks—permitting crosswalk to be laid over Kingsbridge Road, at the junction of Thomas and Berrian Avenues, and to flag, curb and gutter in front of premises of James S. Bryant, on One Hundred and Forty-fourth Street.

Ordered filed.

Harlem Bridge.

The PRESIDENT called up the application of the Fordham and Morrisania Railway for right of way and permission to lay their tracks across Harlem Bridge, and moved that the permission asked for be granted.

Commissioner LANE moved to amend said motion by adding at the end thereof, the words "provided that said company will agree to keep the entire carriage way of the bridge in repair."

Debate was had thereon, when, on motion of Commissioner Wetmore, the subject was laid over.

(Minutes, February 19th and 21st, 1879, pp. 547 and 559.)

New York Elevated R. R.

The PRESIDENT brought to the notice of the Board the action of the New York Elevated Railroad Company, in tear-

ing up the approach to the Third Avenue Bridge, above One Hundred and Thirtieth Street, and stated that he had taken the action necessary to prevent a continuance of such work.

On motion the action of the President was approved.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Adams, Chas. L., & Co., lumber	Maint. and Govmt.	
	P. and P.	286 25
Chadborn & Coldwell Mfg. Co., mower parts	Maint. and Govmt.	
	P. and P.	136 65
Crombie, Thos. J., lumber	Maint. and Govmt.	
	P. and P.	37 25
Devlin, John B., mould	Tompkins Square.	750 00
Donaldson, T. & Son, brackets and gas- pipe	Maint. and Govmt.	
	P. and P.	3 30
Dodd, Mead & Co., annals, &c.	Maint. and Govmt.	
	P. and P.	12 00
Finkenauers Sons, Geo. & Co., photo- graphs	Maint. and Govmt.	
	P. and P.	27 50
Gold & Stock Telegraph Co., rent of line.	Maint. and Govmt.	
	P. and P.	60 00
Hawley, Jas. C., petty expenses	Maint. and Govmt.	
	P. and P.	76 29
	Maint. 23d and 24th Wards	28 33
	Surveying, laying out, 23d and 24th Wards	3 85
	Tompkins Square.	2 80
		<hr/>
		111 27

Handibode, P., coal.....	Maint. and Govmt.		
	P. and P.....	245	70
	Surveying, laying out, etc., 23d and 24th Wards....	17	00
	Harlem R. B., Reps., I. and M.	1	10
	Tompkins Square.	2	20
		<hr/>	
			266 00
Handibode, P., coal.....	City Parks Impt. Fund		17 00
Hilton, E. G., mica and grates.....	Maint. and Govmt. P. and P.....		16 30
Hsnderon, Peter & Co., plants and seed.	Maint. and Govmt. P. and P.....		35 18
Holbrook Brothers, glass.....	Maint. and Govmt. P. and P.....		38 22
Holbrook Brothers, glass.....	Museum of Art..		13 86
Jones, Chas., and Thos. P. McQuade, labor and mats.....	Brook Ave. Sewer.		3,266 02
Morgan, J. Pierpont, Treas., expenses Mus. Art.....	Maint. and Govmt. P. and P.....		2,032 24
Moffat, David & Co., leather and sheep- skins	Maint. and Govmt P. and P.....		10 70
Murphy & Nesbit, lime, cement, &c....	Museum of Art..		10 60
Murphy & Nesbit, lime.....	Maint. and Govmt. P. and P.....	3	15
	Harlem R. B., Reps., Impt. and M.....		11 00
		<hr/>	
			14 15
Pollock & Van Wagenen, spikes and nails.....	Maint. 23d & 24th Wards.....		14 55
Rhineland, F. W., expenses Mus. Natl. Hist.....	Maint. and Govt. P. and P.....		999 90

Rubber Clothing Co., coats and cap covers	Maint. and Govt. P. and P.	59 34
Schmidt, John M., photographs	Maint. and Govmt. P. and P.	7 50
Talcott, James C., oats and salt	Maint. 23d & 24th Wards	34 20
Van Winkle, E. B., petty expenses	Surveying, laying out, etc., 23d and 24th Wards.	17 74
		<hr/>
		\$8,277 72
		<hr/> <hr/>

RECAPITULATION.

Maintenance and Government Parks and Places	4,087 41	
Maintenance 23d and 24th Wards	77 08	
Harlem River Bridges, Repairs, Impt. and Maint.	12 10	
Surveying, laying out, etc., 23d and 24th Wards	38 59	
City Parks Improvement Fund	17 00	
Museum of Art	24 46	
Tompkins Square	7 55	
Brook Avenue Sewer	3,266 02	
		<hr/>
		\$8,277 72
		<hr/> <hr/>

Amounting in the aggregate to the sum of eighty-two hundred and seventy-seven dollars and seventy-two cents.

(Signed) S. E. LANE, } *Auditing*
 SAML. CONOVER, } *Committee.*

New York, March 5th, 1879.

The above mentioned bill having been read and passed on separately, the President moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—

The TREASURER presented the following report which was ordered to be printed in the minutes.

Department of Public Parks in account with

Smith E. Lane, Treasurer.

1879.

CR.

Feb. 19.	By balance.....	556 40	
" 19. }	" cash received from permits.....	10 00	
to			
Mch. 5. }			
			\$566 40

DR.

Feb. 21.	To cash paid into City Treasury.....	556 40	
Mch. 5.	To balance.....	10 00	
			\$566 40

Cash in drawer..... \$10 00

(Signed.)

SMITH E. LANE,

Treasurer, D. P. P.

NEW YORK, Wednesday March, 5, 1879.

9:30 A. M.

Museum of Art Building.

A communication was received from the Superintending Architect relative to providing a temporary roadway from the Fifth Avenue to the east side of the Museum of Art Building.

Commissioner LANE moved that the report be received and filed, and that the work as recommended be done under the direction of the Superintending Architect.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Kingsbridge Road.

A communication was received from the Superintendent of the 23d and 24th Wards in relation to repairs of sidewalks on Kingsbridge Road. Ordered filed.

Central Park 59th Street Entrance. Skate Building.

A communication was received from the Superintendent of Parks relative to the rearrangement of the trees and curb at the entrance to the Central Park at Fifty-ninth Street and Fifth Avenue, as well as the removal of the skate building and utilizing the same.

Commissioner CONOVER moved that the recommendations contained in the communication of the Superintendent be approved and the work proceeded with.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Parade Ground.

The PRESIDENT offered the following :

Whereas, A bill has been presented to and is now before the Legislature, the provision of which direct that the Department of Public Parks shall establish a Parade ground on the ball ground on the Central Park, and

Whereas, The Central Park, by its formation and the purposes for which it was intended and are now used, that of a pleasure ground for all classes of our citizens, has made almost universal the sentiment of the great injustice and irreparable wrong that would be done by introducing military parades within its boundaries, and

Whereas, By years of careful thought and consideration of this subject by each successive administration governing the Central Park, as well as by many of the highest military officials of this City and State, including the present Major General Commanding the First Division N. G. S. N. Y., it has been conceded that the plan and organization of the Central Park are not calculated for military purposes, as sufficient grounds within the Park cannot be appropriated for such purposes without diverting them from the use for which they were intended and have been for years guaranted and enjoyed.

Therefore.

Resolved, That the Department of Public Parks has learned

with much concern of the proposition now before the Legislature for the taking of a portion of the grounds of the Central Park for a Military Parade ground, and fully recognizing the great injustice that such action would entail to the Park, feel it their duty not only on their own behalf, but on behalf of the citizens of the City of New York, to earnestly protest against the enactment of any such measure and earnestly pray that the bill now before the Assembly may not become a law.

Resolved, That a copy of the foregoing preamble and resolution be duly authenticated and transmitted to the honorable the Legislature.

The PRESIDENT put the question whether the Board would agree to said preamble and resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

City Park Improvement Fund.

Commissioner CONOVER offered the following :

Resolved, That the subject of further application of appropriations of City Park Improvement Fund be referred to the President with power.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Patrick Horan, laborer.

Commissioner LANE offered the following :

Resolved, That Patrick Horan, a laborer on the Parks, who has been absent on account of sickness for more than three days, be restored to work.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Frederick Barnewall, painter.

Commissioner WETMORE presented a communication from Joseph J. O'Donohue, recommending Frederick Barnewall for appointment as painter.

Ordered filed.

Ed. McCormack, laborer.

The PRESIDENT moved that Ed. McCormack, a laborer, injured while at work on the Central Park, be restored to duty.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Copyist.

The PRESIDENT offered the following :

Resolved, That the Secretary be and he is hereby authorized to engage the services of a copyist, to rank as a skilled laborer, at \$2.50 per day.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

C. O'Grady and others restored

The PRESIDENT offered the following :

Resolved, That C. O'Grady, Assistant Engineer, Emil Bleyer, George F. Penfield and George J. Meinelle, chainmen on the Riverside Drive, be and they are hereby restored to duty, commencing March 1, 1879.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Robert Ma Dan.

Commissioner CONOVER offered the following :

Resolved, That the pay of Robert Ma Dan be fixed at \$2 per day.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

J. A. Dickson.

The PRESIDENT offered the following :

Resolved, That J. A. Dickson be and he is hereby appointed chainman on Riverside Drive.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Riverside Drive, Superintending Engineer to report.

Commissioner LANE offered the following :

Resolved, That the Superintending Engineer of the Riverside Improvement be requested to report :

First—The present condition of the work under the contract.

Second—What portions of the work, if any, certified to by the late Superintending Engineer, as performed by the contractors, ought to be done over again.

Third—What material variations, if any, have been made from the original design of the Avenue, by the late Superintending Engineer.

Fourth—What errors, if any, have been made in the measurements by the late Superintending Engineer.

Fifth—An approximate estimate of the work remaining to be done under the contract.

Debate was had thereon when the PRESIDENT moved that said resolution be laid over.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore and Conover—3.

No—Commissioner Lane—1.

Mounted Police.

On motion of Commissioner LANE, the President was authorized to place a mounted police officer on Riverside Drive,

136th and 137th Streets.

The PRESIDENT offered the following :

Resolved, That the Topographical Engineer be directed to prepare maps for filing, restoring the lines of One Hundred and Thirty-sixth and One Hundred and Thirty-seventh Streets, from Third Avenue to College Avenue, as they existed previous to the adoption of the map made by the commissioners appointed by Chap. 841, Laws of 1868.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes--Commissioners Wenman, Wetmore, Conover, Lane
—4.

Thomas Hopkins.

Commissioner CONOVER presented a petition from Edgar Ketcham, Jr., L. G. Morris and others, recommending Thomas Hopkins for the position of keeper on Harlem Bridge.

Ordered filed.

On motion of the PRESIDENT, at 11:10 o'clock, the Board adjourned to meet on Wednesday next the 12th instant, at 9:30 A. M.

E. P. BARKER,
Secretary.

WEDNESDAY, MARCH 12th, 1879.

ADJOURNED MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting were read and approved.

The following communications were received :

Jas. McDonald, Bethalto, Ill.

From Mr. James McDonald, offering a bald eagle.

Ordered filed.

John B. Devlin, 134th street Sewer.

From Mr. Jno. B. Devlin, asking permission to commence work upon One Hundred and Thirty-fourth street sewer.

Referred to the President to report.

Carpenters.

From the Superintendent of Parks, recommending the ap-

pointment of John Hayes as carpenter, and stating that four were needed for the work.

Commissioner CONOVER moved that four carpenters be appointed as recommended.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Buffalo Cow.

From the Director of the Menagerie, recommending the purchase of a buffalo cow, now on exhibition in the Park, at an expense not exceeding one hundred and twenty-five dollars.

Commissioner CONOVER moved that the recommendation of the Director of the Menagerie be approved, and the purchase authorized.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Dennis Fitzpatrick, Engineer.

From the Police Department, stating that Dennis Fitzpatrick's certificate of qualification as Engineer expired on the 19th instant, and requesting that he be sent for re-examination on that day.

Ordered filed.

Mt. St. Vincent. Casino.

From Mr. Columbus Ryan, recommending that painting and repairs be made to the buildings at Mt. St. Vincent, and the Casino, at a total expense of one hundred and fifty dollars.

Commissioner CONOVER moved that Mr. Columbus Ryan be authorized to make the repairs proposed by him, at an expense not exceeding one hundred and fifty dollars, and deduct the amount thereof from his license fee.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Third avenue, Grading, &c.

From the Engineer of Construction, inquiring whether the fact of proceedings being instituted for acquiring title to Third avenue, between One Hundred and Forty-seventh street and Harlem river, would prevent the contractor for the regulating and grading the same from proceeding with his work.

Ordered filed.

Battery Pavillion.

From Mr. Jno. P. Ryan, asking for renewal of the lease of the Pavillion on the Battery Park.

Laid over.

Riverside avenue. Offices.

From the Superintending Engineer of the Improvement and Construction of Riverside avenue, on the subject of removing the present office to the Foster House, and tearing down buildings near Eighty-seventh street, in order to give contractors possession of the grounds.

On motion of Commissioner CONOVER it was referred to the President with power.

Audit.

Commissioner LANE, of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval:

Adams, Chas. L. & Co., lumber.	Maint. & Govmt.		
	P. & P.	\$48	14
Bennett, Thomas, squirrels.	Maint. and Govmt.		
	P. & P.	29	00
Boynton, E. M., saws and files	Maint. and Govmt.		
	P. & P.	9	15
Devlin, John B., trap rock.	Maint. 23d & 24th		
	Wards, 1878.	161	00
Edwards, Chas. A., hose	Maint. and Govmt.		
	P. & P.	9	00
Harlem Gas Light Co., gas	Maint. and Govmt.		
	P. & P.	60	39
	Harlem R. B.		
	Reps., Impts.		
	and Maint.	33	55
		<hr/>	
		93	94
Harlem Gas Light Co., meter gas.	Maint. and Govmt.		
	P. & P.	58	20
Jube, John P. & Co., shafts, wheels and tire	Maint. and Govmt.		
	P. & P.	42	25
Keuffel & Esser, paints and tracing cloths.	Surveying, laying out, &c., 23d and 24th Wards		
	Const. Bridges over Harlem River	19	60
		14	84
McNab & Harlin Mfg. Co., plumbing ma- terials.	Maint. and Govmt.		
	P. & P.	3	20
	Harlem R. B.		
	Reps., Impts.		
	and Maint.	1	62
		<hr/>	
		4	82
Metropolitan Gas Light Co., meter gas. .	Maint. and Govmt.		
	P. & P.	99	80

March 12, 1879.]

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Metropolitan Gas Light Co., gas.....	Maint. and Govmt.		
	P. & P.....		130 00
Mullane, John, oats, corn, feed, &c.....	Maint. and Govmt.		
	P. & P.....		381 35
New York Gas Light Co., gas.....	Maint. and Govmt.		
	P. & P.....		327 00
New York Mutual Gas Light Co., gas...	Maint. and Govmt.		
	P. & P.....		213 95
New York Mutual Gas Light Co., meter			
gas.....	Maint. and Govmt.		
	P. & P.....		39 75
O'Donnell, John, milk.....	Maint. and Govmt.		
	P. & P.....		11 20
Pratt, Chas. & Co., oil.....	Maint. and Govmt.		
	P. & P.....	8 00	
	Harlem R. B.		
	Reps., Impts.		
	and Maint.....	2 00	
			10 00
Rogers, H. A., files.....	Maint. and Govmt.		
	P. & P.....		17 32
Stackpole Brothers, repairs to plumbobs. Surveying, laying			
out, &c., 23d &			
24th Wards....			4 00
Shady, Jas. H., fish.....	Maint. and Govmt.		
	P. & P.....		10 08
Seaman, John A., hammers, blacking, &c.	Maint. and Govmt.		
	P. & P.....		26 80
Swett, Moses, ladders.....	Maint. and Govmt.		
	P. & P.....		11 75
Slote & Janes, binding.....	Maint. and Govmt.		
	P. & P.....		35 00
			<u>\$1,807 74</u>

RECAPITULATION.

Maintenance and Government of Parks and Places.	\$1,571 13
Maintenance, &c., Twenty-third and Twenty-fourth Wards, 1878.	161 00
Harlem River Bridges, repairs, improvements and maint. .	37 17
Surveying, laying out, &c., Twenty-third and Twenty- fourth Wards.	23 60
Construction of Bridges over Harlem River.	14 84
	\$1,807 74

Amounting in the aggregate to the sum of eighteen hundred and seven dollars and seventy-four cents.

(Signed)

S. E. LANE, { *Auditing*
SAMUEL CONOVER, { *Committee.*

NEW YORK, March 12th, 1879.

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Art. John Taylor Johnston.

The PRESIDENT stated that Mr. John Taylor Johnston, President of the Board of Trustees of the Metropolitan Museum of Art, desired to appear before the Commissioners, for the purpose of making a statement relative to placing guards in the Museum of Art Building, and that he had seen the Counsel to the Corporation in relation to waving contract for building cases for the Museum, urging that the work be done without delay.

Mr. John Taylor Johnston then appeared and made a statement concerning these matters.

He presented, at the same time, a communication from the Trustees of the Museum, approving the plans of the Superintending Architect for iron guards to the basement windows of Museum of Art, at a cost not to exceed \$950, and for the iron doors on the main stairs at the main entrances, and at entrances to the galleries, at a cost not to exceed \$500.

Commissioner LANE moved that orders be issued in the usual manner for the iron work as recommended by the Board of Trustees.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Commissioner LANE, whom the President had designated to conduct the trials of Patrolmen Henry Seymour and George Parks, presented the following reports :

DEPARTMENT OF PUBLIC PARKS,
36 UNION SQUARE (EAST),
NEW YORK, March 11, 1879. }

To the Commissioners of Public Parks :

Patrolman Henry Seymour was tried before me, on the 17th day of February, 1879, upon a charge of being off his post and also with neglect of duty, on the morning of the twelfth day of February.

Officer Seymour denied that he was at any time off of his post. The weather at the time was very rainy, and the wind blowing hard, and it was quite probable that he was unable to hear all the calls of the Sergeant on duty, particularly as his head was enveloped by a cap cover with a cape covering all but his face, also with a muffler around his head.

In my opinion the evidence is insufficient to sustain the charge. I do therefore recommend for adoption the following resolution :

Resolved, That the charge preferred against Patrolman Henry Seymour, be, and the same is hereby dismissed.

All which is respectfully submitted,

S. E. LANE,
Commissioner.

The PRESIDENT moved that said report be accepted, and the resolution therein recommended be adopted.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane—4.

DEPARTMENT OF PUBLIC PARKS,
36 UNION SQUARE (EAST),
NEW YORK, March 11, 1879. }

To the Commissioners of Public Parks :

Patrolman George Parks was tried before me, on the 17th day of February, 1879, upon a charge of being off his post, and also neglect of duty, on the morning of the twelfth day of February.

Officer Parks denied that he was at any time off of his post. The weather at the time was very rainy and the wind blowing hard, and it was quite probable that he was unable to hear all the calls of the Sergeant on duty, particularly as his head was enveloped by a cap cover with a cape covering all but his face.

In my opinion the evidence is insufficient to sustain the charge. I do therefore recommend for adoption the following resolution :

Resolved, That the charge preferred against Patrolman George Parks, be, and the same is hereby dismissed.

All which is respectfully submitted.

S. E. LANE,
Commissioner.

The PRESIDENT moved that said report be accepted and the resolution therein recommended be adopted.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane—4.

Cart stand, 6th Avenue Park.

From Mr. W. D. F. Manice, requesting the repeal of license or permits granted to carts to stand around Sixth avenue Park at Thirty-sixth street, and stating reasons in favor of it.

On motion of Commission LANE referred to the President to examine and report.

Central Park, pruning.

From Mr. Geo. E. Waring, Jr., calling attention to the necessity of pruning the shrubbery in the Central Park.

Ordered filed.

Jno. Quin, application.

From Mr. Jno. Quin applying for the position of gardener.

Ordered filed.

Commissioner CONOVER moved that Edward Sweeny be appointed a laborer, in the Twenty-third and Twenty-fourth wards.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane —4.

The PRESIDENT offered the following resolution :

Resolved, That the salaries of the following persons be fixed at the rates per annum as named :

John F. Dawson, Superintendent of Parks.....	\$3,500
Wm. Van Valkenburgh, Disbursing Clerk.....	3,000
Edward P. Barker, Secretary.....	3,500

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane —4.

The PRESIDENT offered the following resolution :

Resolved, That the laboring force on Tompkins Square be increased to a maximum number not exceeding seventy-five, and that the Superintendent of Parks be authorized to select the laborers so required from those suspended from the force upon the discontinuance of the work last fall.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioner Wenman, Wetmore, Conover, Lane—4.

Commissioner LANE moved that the resolution calling upon the Superintending Engineer of the Riverside Improvement to report regarding said work, laid over March 5th, 1879, be taken up.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

The PRESIDENT presented the Quarterly Report, for the quarter ending December 31st, 1878.

Read, approved and ordered transmitted to the Mayor.

Commissioner LANE offered the following :

Resolved, That the following named persons be, and they are hereby, appointed gatekeepers on the Central Park, to take effect with this date :

Thomas F. Thompson,	Joseph M. Horan,
Thomas Bell,	Michael Foley,
Robert Smith,	James Dunn,
Francis McGinn,	Thomas Sheridan,
Patrick Mann,	Michael Whalen.
Eugene Moran.	

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Commissioner LANE offered the following :

Resolved, That the following named persons be, and they are hereby, promoted from the position of gatekeepers to that of patrolmen on the police force :

Edward G. Tully,	James P. Larkin,
Robert Kelly.	Michael Hackett.
Michael Coughlin.	

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

On motion of the PRESIDENT at 11:15 o'clock the Board adjourned.

E. P. BARKER,
Secretary.

WEDNESDAY, MARCH 19th, 1879.

REGULAR MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.
“ CONOVER.
“ LANE.

The minutes of the previous meeting were read and approved.

The following communications were received :

Daniel A. Higgins.

From Daniel A. Higgins, applying for the position of gardener.

Ordered filed.

Trees on Washington Avenue.

From the Superintendent of Twenty-third and Twenty-fourth Wards, relative to trees on Washington Avenue.

Ordered filed.

Edward McCormick.

From the Superintendent of Parks, in relation to Edward McCormick a laborer injured while in [the employ of the Department.

Commissioner CONOVER offered the following :

Resolved, That Edward McCormick, laborer, injured while in the employ of the Department be restored to duty, and that half pay be allowed him during the time of his absence in consequence of his injuries.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Commissioner of Public Works.

From the Commissioner of Public Works, relative to the laying of Croton water pipes in the Riverside Drive.

The PRESIDENT stating that he had taken the necessary action in the matter.

The communication was ordered filed.

Bronx River Bridge at Woodlawn.

From the Engineer of Construction, submitting plans, &c., relative to bridge over Bronx River at Woodlawn.

Laid over.

(Minutes, October 2, 1878, p. 280.)

Sewerage District No. 33 B.

From the Topographical Engineer, submitting for approval a map of Sewerage District No. 33 B, comprising a portion of Twenty-third and Twenty-fourth Wards.

The PRESIDENT moved that said map or plan be approved and ordered filed.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Luke Welsh—East River Park

From Luke Welsh, for permission to use buildings at East River Park for the sale of refreshments.

Laid over.

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Arnold, David P., meat and vegetables.	Maint. and Govmt. P. and P.,	\$215 75
Arnoux & Hochhausen, electric light.	Maint. and Govmt. P. and P.	75 00
Bell, Martin, harness repairs.	Maint. 23d & 24th Wards.	1 75
Devlin, John B., trap-rock chips.	Maint. 23d & 24th Wards.	257 60
Donaldson, T. & Son, wicks and chimneys.	Maint. and Govmt. P. and P.	0 94
	Harlem R. B., Reps., I. and M.	1 06
		<hr/> 2 00
Harmer, Hayes & Co., carriage carpets and cloth.	Maint. and Govmt. P. and P.	14 00
Hawes, M. E., bread.	Maint. and Govmt. P. and P.	45 50
Lawrence, B. H., blacksmithing.	Maint. 23d & 24th Wards.	9 30
Martin, J. M. C. & Sons, dusters	Maint. and Govmt. P. and P.	8 50
	Harlem R. B., Reps. Impt. and M.	0 84
		<hr/> 9 34
Reeves, Robt. C., mower parts.	Maint. and Govmt. P. and P.	70 40

Rogers, H. A., rakes, etc.....	Maint. and Govmt. P. and P.....	41 30	
	Harlem R. B., Reps., Impt. and M.	9 62	
			<hr/> 50 92
Stevens, J. W., labor and matls.....	Const. Bdgs. over H. R.....		3 40
Seaman, John A., steel squares, duck, &c.	Maint. and Govmt. P. and P.....		29 36
Valentine, Wm. T., weather strips.....	Museum of Nat. History.....		175 00
			<hr/> <hr/> \$959 32

RECAPITULATION.

Maintenance and Government of Parks and Places	\$675 75
Maintenance 23d and 24th Wards.....	268 65
Harlem River Bridges, Repairs, Impt. and Maint.....	11 52
Construction Bridges over Harlem River.....	3 40
	<hr/> <hr/> \$959 32

Amounting in the aggregate to the sum of nine hundred and fifty-nine dollars and thirty-two cents.

S. E. LANE, } *Auditing*
SAM. CONOVER, } *Committee.*

NEW YORK, March 19th, 1879.

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Treasurer's Report

The Treasurer presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks,

In account with Smith E. Lane, Treasurer.

CR.

1879.			
March 5.	By balance.....	\$10 00	
March 5 } to 19, }	By cash received from permits and licenses....	464 98	
		<hr/>	\$474 98

DR.

Mch. 13.	To cash paid into City Treasury.....	454 98	
" 19.	" balance.....	20 00	
		<hr/>	\$474 98

Cash in drawer..... \$20 00

S. E. LANE,

Treasurer D. P. P.

NEW YORK, March 19, 1879,

9.30 A. M.

Licenses.

On motion of Commissioner WENMAN it was

Resolved, That it be referred to Commissioner Lane, to report upon all the licences issued by the Department.

Charles Egbert.

Commissioner LANE offered the following :

Resolved, That Charles Egbert be, and he is hereby appointed a laborer on the Parks.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

Patrick Henan.

A petition was received from Menzo Diefendorf and others, asking for the appointment of Patrick Henan.

Ordered filed.

On motion, at 11.10 A. M., adjourned.

E. P. BARKER,

Secretary.

WEDNESDAY, APRIL 2d, 1879.

REGULAR MEETING—9:30 A. M.

Present—Commissioner WENMAN, President.
“ WETMORE.
“ CONOVER.
“ LANE.

The minutes of the previous meeting were read and approved.

The following communications were received :

Wm. M. Evarts, Secretary of State.

From Wm. M. Evarts, Secretary of State, acknowledging the receipt of box containing photographs, reports, &c., and stating that they would be duly forwarded to the Prefect of the Seine, Paris, France.

Ordered filed.

Commissioner of Public Works.

From the Commissioner of Public Works, stating that in view of the adverse opinion of the Counsel to the Corporation the Gas Commission would not be able to include the park lamps in their invitation for proposals.

Ordered filed.

Police Department—Boiler Certificate, Harlem Bridge.

From the Police Department, transmitting a certificate relative to examination of boiler on Harlem Bridge.

Ordered filed.

City Record.

From the Superintendent of the City Record, transmitting resolution asking for an estimate of the amount of stationery, printing, &c., that will be required by the Department.

Ordered filed.

H. B. Dodworth—Music.

From H. B. Dodworth, desiring to furnish music on the parks during the coming season.

Laid over.

Board of Health—Extending Mill Brook Sewer to 165th Street.

From the Board of Health, transmitting a resolution of that Board relative to the extension of the Mill Brook sewer from One Hundred and Sixty-fifth Street to Fordham.

Referred to the Engineer of Construction to report upon.

Riverside Drive.

From Wm. J. McAlpine, Superintending Engineer, notifying the Board of the resumption of the work by the contractors on Riverside Drive.

Ordered filed.

(Minutes, January 29, 1879, p. 519.)

Mount St. Vincent and Arsenal roofs.

From the Superintendent of Parks, stating that the roofs of Mount St. Vincent and Arsenal buildings were in need of repair, and recommended that they be painted with Vandewater flexible paint at a cost of not exceeding one cent per square foot.

Commissioner CONOVER moved that the recommendations be approved and the work done under the supervision of the Superintendent.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows ;

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

C. B. Bilyeu.

From C. B. Bilyeu, attendant at the Museum building, asking an increase of compensation.

Ordered filed.

Lines of 137th street altered.

From the Topographical Engineer submitting plan and recommending the alteration of the line of One Hundred and Thirty-seventh street, between Third and College avenues, which was approved and the map or plan ordered filed.

R. C. Campbell—Harlem Bridge

From R. C. Campbell and others, asking that the parapet wall on the east side of the Harlem Bridge and One Hundred and Thirtieth street be removed.

Referred to the Superintendent of Parks to examine and report relative to the same.

Richard Thompson, Painter.

From the Superintendent of Parks recommending the appointment of Richard Thompson as Painter.

Commissioner CONOVER moved that the recommendation of the Superintendent be approved and Richard Thompson appointed.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Gas Pipes—Tompkins Square.

From the Superintending Architect in relation to gas pipes in Tompkins Square.

Referred to the President with power.

Lines of 3d Avenue, 136th and 137th Streets.

From the Topographical Engineer submitting plan and recommending the alteration of the line of Third avenue, between One Hundred and Thirty-sixth and One Hundred and Thirty-seventh streets, which was approved, and the map or plan ordered filed.

Charles Bathgate and others.

From Charles Bathgate and others, desiring that the road adjoining the Fordham Railroad Station be macadamized and made passable.

Referred to the Superintendent of Twenty-third and Twenty-fourth Wards to report upon.

Emil Bleyer, Chas. E. Pierce, promotion of.

From William J. McAlpine, Superintending Engineer, recommending that Emil Bleyer, now employed as chainman on the Riverside Improvement, be promoted to Leveller and Charles E. Pierce be advanced to the grade of Rodman.

Commissioner CONOVER moved that the recommendations be approved and the promotions made.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirma-

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tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Sewer in 141st Street.

From James Kenneally and others, property owners on One Hundred and Forty-first street, petitioning for the construction of a sewer in that street.

Referred to the Engineer of Construction to report upon.

Fordham and Morrisania Railway.

A petition was received signed by forty-five hundred residents of the Twenty-third and Twenty-fourth Wards, asking that the Fordham and Morrisania Railroad Company be allowed to lay their tracks across the Harlem River Bridge.

Laid over.

(Minutes, March 5, 1879, p. 574.)

Robert MaDan—Philip Magovern.

Commissioner CONOVER offered the following :

Resolved, That Robert MaDan, employed on the Riverside Drive, be promoted to the grade of Chainman, and that Philip Magovern be appointed axeman, in place of MaDan, promoted.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Audit.

Commissioner LANE, from the Auditing Committee, presented the following reports :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Central Gas Light Co., gas, Jan. and Feb,Harlem	B. B. Reps. I. and M..	\$93 94
Crombrie, Thos' J., lumber	Museum of Art...	274 75
Devlin, John B., mould.	Tompkins Square	750 00
Edwards, Chas. A., hose	Maint. and Govmt P. and P.....	\$6 75
	Tompkins Square	38 00
		<hr/> 44 75
Egan, K. & Co., waste	Maint. and Govmt P. and P.....	5 00
Frith & Tileston, steel	Maint. and Govmt P. and P.....	10 87
Handibode, P., coal	Const. Bridges over H. R.....	4 25
Handibode, P., coal	Maint. and Govmt P and P.....	\$244 32
	Harlem R. B. Reps. I. and M.	48 13
	Maint., 23d and 24th Wards ...	12 75
	Surveying, laying out, etc., 23d & 24th Wards ...	17 00
	Museum of Art ..	55
	Tompkins Square	2 75
		<hr/> 325 50
Harlem Gas Light Co., gas, Feby.....	Maint. and Govmt P. and P.	\$60 39
	Harlem R. B. Rops. I. and M.	33 55
		<hr/> 93 94
Hilton, E. G., vault covers and zinc	Maint. and Govmt P. and P.....	\$11 98
	Maint., 23d and 24th Wards...	1 05
		<hr/> 18 03

Hoyt, J. B., & Co., leather belting.....	Maint., 23d and 24th Wards ...		17 78
Jube, John P. & Co., axles, wheels and steel.....	Maint. and Govmt P. and P.....		36 08
Metropolitan Gas Light Co., gas.....	Maint. and Govmt P. and P.....		128 38
Mount's H. L., Son, horse brushes.....	Maint. and Govmt P. and P.....		22 00
New York Gas Light Co., gas, Feby....	Maint. and Govmt P. and P.....		339 00
N. Y. Mutual Gas Light Co., gas, Feby..	Maint. and Govmt P. and P.....		241 95
Sweeney, Edward, labor	Maint. and Govmt P. and P.....		16 81
Seaman, John A., paints, oil, spikes, &c..	Maint. and Govmt P. and P.....	98 69	
	Maint., 23d and 24th Wards ...	23 30	
			121 89
Seaman, John A., rope, nails, &c.....	Museum of Art .. Tompkins Square	\$2 52 2 70	
			5 22
Tiffany, Lyman, monuments.	Surveying, laying out, etc., 23d & 24th Wards ...		39 00
Tysen, David J. Jr., turnips and cabbages.	Maint. and Govmt P. and P.....		232 50
Wright, D., harness and surcingles . . .	Maint. and Govmt P. and P.....		106 00
			<u>\$2,921 74</u>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$1,559 72
Harlem River Bridges, repairs, improvements and maint..	175 62
Maintenance, &c., Twenty-third and Twenty-fourth Wards,	54 88
Surveying, laying out, &c., Twenty-third and Twenty- fourth Wards.....	56 00

Museum of Art	277 82	
Tompkins Square	793 45	
Construction of Bridges over Harlem River.....	4 25	
		\$2,921 74

Amounting in the aggregate to the sum of twenty-nine hundred and seventy-one dollars and seventy-four cents.

(Signed) S. E. LANE, { *Auditing*
 " SAMUEL CONOVER, { *Committee*

NEW YORK, March 26th, 1879.

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
 —4.
 Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report:

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval:

Am. Dist. Telegraph Co., rent and ser-		
vices.....	Maint. and Govt.	
	P. & P.....	\$21 78
Amman, C., trees.....	Tompkins Square.	600 00
Barnum, P. T., Buffalo Cow.....	Maint and Govt.	
	P. & P.....	125 00
Babbit, B. T., best soap.....	Maint. and Govt.	
	P. & P.....	\$4 62
	Har. R. B. Reps.,	
	I. & M.,.....	88
		5 60

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Coleman, John H., oil.....	Maint and Govt.		
	P. & P.....	14	95
	Har. R. B. Reps.		
	I. & M.....	15	93
		<hr/>	30 88
Colgate & Co., castile soap.....	Maint. and Govt.		
	P. & P.....		3 70
Early & Lane, mouse traps, &c.....	Maint. and Govt.		
	P. & P.....		4 76
Hunter, Keller & Co., valves.....	Maint. 23d and 24th Wards....		2 28
Merchant, S. L. & Co., Portland cement..	Maint and Govt.		
	P. & P.....		24 00
Reeves, Robert C., mower, forks and rakes.....	Maint. and Govt.		
	P. & P.....		16 00
Rhineland, F. W., Treas. expenses Mus.			
Art.....	Maint. and Govt.		
	P. & P.....	752	26
Rogers, H. A., wrenches, bolts and files..	Maint. and Govt.		
	P. & P.....		17 05
Seaman, John A., waste, brooms, etc ...	Maint. and Govt.		
	P. & P.....	57	30
	Harlem R. B., Reps., Impt. and M.		6 08
	Museum of Art..		7 40
		<hr/>	70 78
Thorburn, Jas. M. & Co, flower seeds....	Maint. and Govt.		
	P. and P.....		14 60
		<hr/>	<hr/>
			\$1,688 59
		<hr/>	<hr/>

RECAPITULATION.

Maintenance and Government of Parks and Places	\$1,056 02
Harlem River Bridges, Repairs, Impt. and Maint.....	22 89
Maintenance, &c., 23d and 24th Wards.....	2 28
Tompkins Square.....	600 00
Museum of Art.....	7 40
	<hr/>
	\$1,688 59
	<hr/>

Amounting in the aggregate to the sum of sixteen hundred and eighty-eight dollars and fifty-nine cents.

S. E. LANE, } *Auditing*
SAM. CONOVER, } *Committee.*

NEW YORK, April 2d, 1879.

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Commissioner LANE, from the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval :

Devlin, John B., labor and material. . . . 3rd avenue, 134th	
	& 135th streets,
	sewers, &c. . . .
	\$1,041 61
	<hr/>
	\$1,041 61
	<hr/> <hr/>

Amounting to the sum of ten hundred and forty-one dollars and sixty-one cents.

(Signed) S. E. LANE, } *Auditing*
SAMUEL CONOVER, } *Committee.*

NEW YORK, April 2d, 1879.

The above mentioned bill, having been read and passed on, the PRESIDENT moved that the Board do now approve the same, and that the Secretary be directed to transmit it to the Finance Department for payment.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

The Treasurer presented the following report, which was ordered to be printed in the minutes :

Department of Public Parks, in account with

Smith E. Lane, Treasurer.

1879.		CR.	
March 19.	By balance.....		\$20 00
March 19)	" cash received from permits.....		10 00
to April 2.)			<u>30 00</u>
			\$30 00
		DR.	
April 2.	To balance.....		\$30 00
			<u>30 00</u>
			<u>30 00</u>
	Cash in Drawer.....		\$30 00

S. E. LANE,
Treasurer D. P. P.

NEW YORK, Wednesday, April 2d, 1879,
9.30 A. M.

Patrick Mulholland, Sewer in 140th Street.

A communication was received from Patrick Mulholland, asking that an extension of time of one week be granted him, in which to execute his contract for building sewer in One Hundred and Fortieth Street, from Alexander Avenue to Brook Avenue.

On motion of Commissioner WETMORE, the extension of one week was granted.

President's Report.

The PRESIDENT submitted the following report :

To the Department of Public Parks :

The undersigned respectfully submits that, since the last meeting of the Board, and in the prosecution of the various works under its control and direction, he has been called upon to act upon the several matters hereinafter mentioned and not previously provided for

Complaints having been made of the malaria arising from the fountain basin in Union Square in consequence of its muck bottom, and the sole treatment which could be given it, that of planting with rank growing aquatic grasses and plants, which, after nightfall, by reason of decay, gave out poisonous air, tending to breed sickness to those frequenting this Park during the summer evenings, rendered attention to this matter necessary.

An examination of this basin was had, with the view of ascertaining the condition and remedying the objection complained of.

The examination demonstrated the fact that it was not only advisable, but a paramount duty of the Department as a precautionary measure to remove that portion of the muck nearest the centre of the basin emitting sickening gases.

The earth contained in this basin having become, by years of planting and saturation with water, a mass of decayed vegetable matter, calculated to endanger the health of the neighborhood instead of adding to the purity of the air and make enjoyable this much resorted-to breathing spot.

To have allowed this matter to have longer remained, and opened and removed after the season had become warmer, would have tended to add to its dangerous consequences.

In removing the muck, an alteration in the basin was found advisable to prevent a recurrence of the dangerous consequences recited.

A light brick wall has been built, surmounted by a cement coping, making an inner basin, which will hold the water from the fountain, while between the inner and outer walls will be placed fresh, clean, wholesome earth, which it is intended to plant with bright flowering plants, watering them by the spray from the fountain, keeping them at all times fresh, and producing a pleasing and attractive effect.

This improvement will cost about \$130, and while it will produce a very desirable change to the eye, and add to the beauty of the Park, it will be a safeguard against deleterious effects to the health of visitors and incalculable in a sanitary point.

The undersigned, feeling that it is the desire of the Department to do all in its power to add to the purity of the air of the Parks under its control, and give to the public all the guarantee possible that the Parks are maintained for the healthful enjoyment of visitors.

Seneca Williams has been restored to duty as a laborer, under Foreman Flanagan, and transferred to Tompkins Square. W. W. Owens has been appointed a skilled laborer, and, at the request of the Superintending Architect, detailed for duty with Engineer Calkins. Andrew J. Kelso has been appointed a skilled laborer in place of Daniel S. Dickinson, resigned, and detailed for duty in charge of lamps and gas.

Ann Farrell has been temporarily placed in charge of the ladies cottage in Union Square.

The following named persons, formerly employed on the Twenty third and Twenty-fourth Wards, and suspended last fall, have been restored to duty:

Dennis Keenan, William Dorney, Owen Toker, John Morgan and Andrew Murphy, laborers, and James Trainor, double team.

I would suggest that authority be given the undersigned to restore to duty the following named Inspectors to the works upon which they were employed at the time of the suspension of the same last fall:

James Lynch and James Chamberlain, on Mill Brook Sewer; George McArdle, sewer in Third Avenue, One Hundred and Thirty-fourth and One Hundred and Thirty-fifth; Clark Vanderwater, sewer in One Hundred and Fortieth Street; as

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well as any other Inspectors who may have been appointed by this Board and suspended with the works upon which they were engaged.

George F. Penfield, formerly employed as chainmen on the Riverside Improvement, has resigned his position.

Respectfully submitted,

JAS. F. WENMAN,
President D. P. P.

Commissioner CONOVER moved that the report submitted by the President be received, and his action as therein stated be approved.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wetmore, Conover, Lane—3.

The President not voting.

The PRESIDENT offered the following :

Uniforms Park and Gate-keepers.

Resolved, That the Secretary be and he is hereby directed to prepare and publish the necessary advertisements for proposals for furnishing uniforms for Park and Gate keepers, after having submitted them, together with the form of specification and contract to the Counsel to the Corporation, and received his approval of the same.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioner Wenman, Wetmore, Conover, Lane—4.

Commissioner WENMAN offered the following :

Gas for Parks

Resolved, That it be referred to the President with power to direct the Secretary to prepare and publish advertisements for proposals for supplying illuminating material to, and light-

ing, cleaning, re-glazing, &c., all or any portion of the public lamps of the Public Parks, Squares, Places and Bridges under the control of the Department of Public Parks from May 1st to December 31st, 1879, both days inclusive.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Commissioner CONOVER offered the following :

Quarterly Report.

Resolved, That the President be authorized to prepare and transmit to the Mayor, in accordance with Section 27, Chapter 335 Laws of 1873, the report of this Department for the three months ending with March 31, 1879.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

The PRESIDENT offered the following :

Fordham and Morrisania R. R.

Resolved, That the map and plan proposed by the Harlem Bridge, Morrisania and Fordham Railway Company for the extension of its tracks from their present terminus in Third Avenue, north of Harlem River, across the Harlem Bridge to or near One Hundred and Twenty-ninth Street, be and the same are hereby approved, and that permission is hereby granted to said company to make said extension to and upon Harlem Bridge in accordance with said plan.

Provided that the said railway company lay an additional covering of plank upon the roadway of Harlem Bridge, and keep said planking in repair.

Laid over.

Matthew Lyons, Wm. J. Morgan, Thomas Burns.

Commissioner Lane, whom the President had designated to conduct the trials of Matthew Lyons, William J. Morgan and Thomas Burns, presented the following report :

Mathew Lyons.

DEPARTMENT OF PUBLIC PARKS, }
36 Union Square, }
NEW YORK, April 1st, 1879. }

To the Commissioners of Public Parks :

Special Patrolman Mathew Lyons was tried before me on the 24th March, 1879, upon a charge of being absent from duty without leave, and also with neglect of duty.

He admitted his absence, also that he did not report his absence at the Central Park Police Station on that day.

I find the following facts :

Officer Lyons' tour of duty on the 18th March, 1879, was on Reservoir Square from 7 o'clock A. M. to 3 o'clock P. M. That he was absent and did not report himself on duty until 10.15 o'clock A. M., leaving his post unprotected.

He offered as an excuse that he went to a ball the night before, and did not leave there until 6:30 A. M. on the morning in question—got into a Third Avenue car—fell asleep, and was unable to go on duty until 10:15 o'clock A. M.

Officer Lyons gave his testimony in a flippant manner, and did not appear to appreciate the seriousness of the offence.

I find him guilty, and recommend for adoption, the following resolution :

Resolved, That Special Patrolman Mathew Lyons be, and he is hereby, dismissed from the force.

All which is respectfully submitted.

S. E. LANE,
Commissioner.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane

—4.

William J. Morgan.

DEPARTMENT OF PUBLIC PARKS, }
36 Union Square, }
NEW YORK, April 1st, 1879. }

To the Commissioners of Public Parks :

Patrolman William J. Morgan was tried before me on the 28th day of January, 1879, upon a charge of improper conduct unbecoming an officer, preferred by a citizen, Mr. Bernard H. Nadal, alleged to have taken place at the Skating House in Central Park on the 20th day of January, 1879, about 10 o'clock P. M.

Richard J. Morrison, Esq., appeared as counsel for Officer Morgan.

On the 20th January, 1879, at about 10 o'clock P. M., Mr. Nadal, the complainant, and his brother were in the Skating House occupying seats. The whistles

had been blown to clear the ice. Officer Morgan and Officer Murphy were on duty, and they were ordering out of the building persons who were then in, as was their duty. Mr. Nadal, the complainant, like the average youthful American citizen, proud of his nativity, refused to comply with the request of Officer Morgan, and hence he was obliged to take means to remove Mr. Nadal. Words followed; but from a careful review of the evidence, I am of the opinion that Officer Morgan acted entirely within the line of his duty.

He is a good officer, has been on the force for eight years, and this is the first charge preferred against him.

I do, therefore, recommend for adoption, the following resolution:

Resolved, That the charges preferred against Patrolman William J. Morgan be, and the same are hereby, dismissed.

All which is respectfully submitted.

S. E. LANE,
Commissioner.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined, in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows:

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4

Thomas Burns.

DEPARTMENT OF PUBLIC PARKS,
36 UNION SQUARE,
NEW YORK, April 1st, 1879. }

To the Commissioners of Public Parks:

Special Patrolman Thomas Burns was tried before me on the 28th March, 1879, upon charges of being absent from duty without leave at Reservoir Square on the morning of the 15th instant, and with neglecting to make a report of his absence. Also that he was drunk and disorderly on said morning, was arrested and taken to the 12th Precinct Police Station, and locked up during the night. In the morning taken to the 5th District Police Court, before Justice Duffy and found guilty of the charge of being drunk and disorderly.

Officer Burns appeared in person and admitted all of the charges and specifications except that of being drunk and disorderly. That Justice Duffy fined him \$20, and that he was held to bail in \$300 to keep the peace for six months.

The evidence fully sustains the charge of his being drunk and disorderly. That he struck a woman with a cane, and on being arrested struck the officer with the same cane.

I find Officer Burns guilty of all the charges and specifications, and recommend for adoption the following resolution:

Resolved That Special Patrolman Thomas Burns be and he is hereby dismissed from the force,

All which is respectfully submitted.

S. E. LANE,
Commissioner.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Art

A communication was received from Thomas Bland, Assistant Secretary, Museum of Art, transmitting a statement of account with necessary vouchers, to be drawn against the Equipment Fund.

Referred to Commissioner LANE to report on.

Metropolitan Elevated Railway Company.

The PRESIDENT to whom was referred to examine and report upon a communication from W. R. Garrison, President of the Metropolitan Elevated Railway Company, desiring permission to place foundations for columns in the Bowling Green, submitted the following :

To the Department of Public Parks :

The President, to whom was referred the application of the Metropolitan Elevated Railroad Company, for permission to place uprights in the Bowling Green for supports to their tracks, respectfully begs leave to submit the following memorandum :

That he has given this matter much attention with the view of gaining if possible more information regarding the rights of the Elevated Railways entering upon and interfering with the several Public Parks, Squares and Places of the City, but without being able to find sufficient authority to enable him to materially alter his previously expressed opinion upon this subject.

But in view of the opinions of the Corporation Counsel upon this subject ; the freedom with which this Department has accorded privileges to the New York Elevated Railway Company, and this being the first asked by the Metropolitan Company, submits to the Board the question of justness in discriminating in a matter of equity, why favors should be granted to one company and denied to another.

In view of these facts, and the comparative small damage which would occur in the present case, the President, while maintaining the correctness of his views regarding the sacredness of the Public Parks, not only to the people of this City, but to the Sinking Fund Commissioners as their largest and most available asset, pledged for the redemption of the City Park Debt, feels unwilling to make any recommendation, but submits the matter to the Board for such action as may to it seem right and proper in the premises.

Which was received and on motion of Commissioner Lane, laid over.

Gate Keepers Appointed.

Joseph Cullen, William B. Stone, Christopher C. Collins, and William F. Carroll, applicants for appointment as Gate Keepers, appeared before the Board, and the Police Surgeon having reported favorably upon their examination,

Commissioner LANE offered the following :

Resolved—That Joseph Cullen, William B. Stone, Christopher C. Collins, and William F. Carroll be, and they are hereby appointed Gate Keepers upon the force of the Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

B. F. Carpenter. Pay Fixed.

The President offered the following :

Resolved.—That the pay of B. F. Carpenter, skilled laborer, be fixed at \$2.50 per day, to date from April 1st.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Manhattan Square.

Commissioner LANE offered the following :

Resolved.—That the employment of sixteen laborers be, and is hereby authorized for work on Manhattan Square.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

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Commissioner LANE moved that when the Board adjourns it do adjourn to meet on Wednesday next, 9th inst., at 9:30 o'clock, A. M.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

On motion of Commissioner WETMORE, at 11.45 A. M., the Board adjourned.

E. P. BARKER,

Secretary.

WEDNESDAY, APRIL 16th, 1879.

REGULAR MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ WETMORE.

“ CONOVER.

“ LANE.

The minutes of the previous meeting were read and approved.

The following communications were received :

W. J. McAlpine, Supt'g Engineer Riverside Drive.

From William J. McAlpine, Superintending Engineer Riverside Drive, desiring the appointment of an additional Inspector on that work.

Laid over.

Blossom Club, to Decorate Seward Monument.

From the Blossom Club, desiring the exclusive privilege of decorating the statue of William H. Seward, on Decoration Day.

On motion of the PRESIDENT it was

Resolved, That the exclusive privilege of decorating the statue of William H. Seward, in Madison Square, on Decoration day, be granted to the “Blossom Club” of the City of New York.

Decoration of Monuments.

On motion of Commissioner LANE, the whole subject of the granting of permission to decorate monuments and statues under the control of the Department, on Decoration Day, was referred to the President with power.

Macadamizing Fordham Depot Road.

From the Superintendent of Twenty-third and Twenty-fourth Wards, relative to Macadamizing Fordham Depot Road.

Laid over.

Carts, Tompkins Square.

From the Superintendent of Parks, recommending the employment of four carts on Tompkins Square.

Laid over.

Bilyieu, C. B.

From C. B. Bilyieu, desiring increase of compensation.

Ordered filed.

Story, John.

From John Story, desiring the appointment of Gate-keeper.

Ordered filed.

Reilly, John—High Bridge Float.

From the Superintendent of Parks, recommending the application of John Reilly for permission to locate a float at High Bridge.

Referred to the President with power.

Foremen Johnson, Hodges and McGovern, extra time on ice.

From the Superintendent of Parks, relative to the claims of Foremen Johnson, Hodges and McGovern, for extra time on the ice.

Laid over.

Parapet Wall—Harlem River Bridge.

From the Superintendent of Parks, relative to the removal of parapet wall of Harlem River Bridge at Third Avenue.

Referred to the President with power.

Linden, Henry—Presenting Plaster Cast.

From Henry Linden, offering to present to the Department his plaster cast, entitled "Condemned to the Stake," which was accepted and the Secretary directed to return the thanks of the Department to the donor.

Comptroller, desiring information relative to Riverside Drive.

From John Kelly, Comptroller, asking to be furnished with certain information desired by him to enable the Finance Department to make a perfect examination of the progress of the work on the Riverside improvement.

The PRESIDENT stated that he had given direction to have the information called for prepared, without delay, and that so soon as ready it would be transmitted by him to the Comptroller.

On motion of Commissioner LANE, the action of the President was approved, and the communication ordered filed.

Comptroller, relative to Bills for Photographs.

From John Kelly, Comptroller, asking for information relative to vouchers for Photographs of the Central Park, for the City of Paris.

The PRESIDENT presented, for the information of the Board, a copy of his response to the Comptroller, as follows :

DEPARTMENT OF PUBLIC PARKS, }
36 UNION SQUARE (EAST), }
NEW YORK, April 4, 1879. }

HON. JOHN KELLY,
Comptroller :

Sir,—I have to acknowledge the receipt of a communication from you in which you state that you are in receipt of two vouchers, one for photographing, and the other for binding scenes in the Central Park, for presentation to the City of Paris,

and stating that "it does not appear to you that this expenditure is one that should be paid out of the City Treasury, and desiring to be informed in what way any service is rendered to the City by the performance of the work."

Some months since the Department of Parks received from the State Department at Washington, a communication stating that it had forwarded to this Department a collection of photographs of construction of the City of Paris, a present from the Prefect of the Seine, through the U. S. Minister at Paris, and expressing the desire of the Prefect to obtain from this Department works of a similar character.

This Department, appreciating the valuable collection of photographs sent, and recognizing the courtesy due in the premises, directed the preparation and transmission of the material referred to in your communication.

They were duly transmitted to the State Department at Washington, who has acknowledged their receipt and transmission to the U. S. Minister at Paris for presentation to the Prefect of the Seine for the Library of the City of Paris.

This is but a simple courtesy that has been of long standing with this Department, that has resulted in great advantage in the development of the Central Park.

The amounts charged in the bills referred to, are very reasonable, and the entire collection reflecting much credit upon this Department as one of the co-ordinate branches of the Government of the City of New York.

I regret exceedingly that the small expenditure should have been questioned, particularly when it was made in repaying a courtesy extended by a foreign official for the benefit of the City of New York without taking into consideration the much greater value of the present by us received.

Should you in your judgment continue to hold to the opinion that the expenditure referred to should not be made from the City Treasury, and will return the bills to me, I will, with pleasure, pay them myself, and as a citizen of the great City of New York and a lover of its parks, take pride in presenting the photographs, &c., to the City of Paris.

With great respect,

JAS. F. WENMAN,
President D. P. P.

On motion of Commissioner WETMORE the action of the President was approved and the communication ordered filed.

Thomas Greaney restored to duty.

From Thomas Greaney, laborer, injured on the ice while in the employ of the Department, asking to be restored to duty.

Commissioner WENMAN moved that Thomas Greaney be restored to duty as laborer on the Central Park.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Laue

Ranney, Alfred W., appointed foreman.

From the Superintendent of Parks recommending that Alfred W. Ranney be appointed foreman in charge of laying tar walks, and that suitable men be selected to aid him in such work.

Commissioner CONOVER offered the following :

Resolved, That Alfred W. Ranney be, and he is hereby, appointed foreman, at a salary of \$3.50 per day, to have charge of the men to be employed in the repairing and laying of tar pavements.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Tar Pavement—skilled men transferred to.

On motion of Commissioner LANE,

Resolved, That it be referred to the President to ascertain from foreman Ranney the number of men that will be required for work in laying tar pavements, and to ascertain from foreman Johnson the number of skilled men now in the employ of the Department that can be transferred to such work, and that the President be authorized to transfer to that work such number of men as foreman Ranney may deem necessary.

Menagerie—Attendants' Pay.

From the Director of the Menagerie, asking that the pay of the men employed under his supervision be increased.

Ordered filed.

Tompkins Square—Special Police.

From Emanuel Pearls on behalf of committee of residents about Tompkins Square, submitting list of names for appointment as Special Park Keepers on Tompkins Square.

Referred to the President with power.

Stone Masons—Manhattan Square.

From the Superintending Architect, recommending the employment of eight stone masons for work on Manhattan Square.

Commissioner LANE offered the following :

Resolved, That the employment of eight stone masons for work on Manhattan Square be, and the same is hereby, authorized.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Museum of Art.

Commissioner LANE, to whom was referred at the last meeting a statement of account of F. W. Rhineland, Treasurer Museum of Art, with vouchers, reported that he had made an examination of the same, and recommended that it be drawn against the Equipment Fund.

Which recommendation was approved.

(Minutes April 2, 1879, p. 619.)

Audit.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bills, and submit the same to the Board for approval :

Arnold, D. P., meat and vegetables.	Maint. and Govmt.	
	P. and P.	\$248 75
Angell & Blake Mfg. Co., heating, &c.	Museum of Art.	1,751 00
Bertine, Edwin R., flag.	Maint. and Govmt.	
	P. and P.	7 00
Bell, Martin, harness repairs.	Maint. 23d & 24th	
	Wards.	4 15

Benoit, A. V., tracing cloth.....	Surveying, laying out 23d and 24th Wards....	10 80
Briggs, W. H., and Dennis Valentine, rent.....	Maint. 23d & 24th Wards.....	90 00
Colwell Lead Co., solder.....	Maint. and Govmt. P. and P.....	9 00
Daly, M., Agt., coal.....	Maint. and Govmt. P. and P.....	12 75
Edwards, Chas. A., hose.....	Maint. and Govmt. P. and P.....	33 75
Frith & Tileston, spring steel.....	Maint. and Govmt. P. and P.....	23 48
Gold and Stock Telegraph Co., rent of line.....	Maint. and Govmt. P. and P.....	60 00
Handibode, P., coal.....	Maint. and Govmt. P. and P.....	89 25
Hawes, M. E., bread.....	Maint. and Govmt. P. and P.....	45 50
Harlem Gas Light Co., meter gas.....	Maint. and Govmt. P. and P.....	25 80
Hawley, Jas. C., petty expenses.....	Maint. and Govmt. P. and P.....	87 00
	Maint. 23d & 24th Wards.....	19 35
	Surveying, laying out, etc., 23d and 24th W'ds.	75
	Tompkins Square.	13 06
	<hr/>	120 16
Harmer, Hayes & Co., curry-combe, &c.	Maint. and Govmt. P. and P.....	17 00
Halbrook Bros., glass.....	Maint. and Govmt. P. and P.....	15 39
Jube, John P., & Co., wagon materials..	Maint. and Govmt. P. and P.....	26 10
Keuffel & Esser, drawing materials and tapes.....	Maint. and Govmt. P. and P.....	32 10

Lawrence, B. H., blacksmithing.	Maint. 23d & 24th Wards.		12 50
Mabie, John, hanging baskets.	Maint. and Govmt. P. and P.		14 00
Manhattan Gas Light Co., meter gas. . .	Maint. and Govmt. P. and P.		28 94
McNab & Harlan Mfg. Co., plumbing materials.	Maint. and Govmt. P. and P. Tompkins Square.	8 20 20	<hr/> 8 40
Metropolitan Gas Light Co., meter gas. .	Maint. and Govmt. P. and P.		80 60
Morgan, J. Pierpont, Treasurer, expenses Museum Natural History.	Maint. and Govmt. P. and P.		996 00
Mullane, John, hay, oats, feed, &c. . . .	Maint. and Govmt. P. and P.		407 75
N. Y. Mutual Gas Light Co., meter gas. .	Maint. and Govmt. P. and P.		39 00
Nolan & McGrath, granite and labor. . .	Fourth Av. Parks, 1878.		3,645 00
O'Donnell, John, milk.	Maint. and Govmt. P. and P.		12 40
Rogers, H. A., files and bolts.	Maint. and Govmt. P. and P.		15 08
Rogers, H. A., steel, spades and bolts. .	Maint. and Govmt. P. and P. Tompkins Square.	12 15 30 15	<hr/> 42 30
Rhineland, F. W., Treasurer, expenses Museum of Art.	Equipmt. Museum of Art.		614 28
Rathbun, M., sparrow feed.	Maint. and Govmt. P. and P.		3 90
Shady, Jas. H., fish.	Maint. and Govmt. P. and P.		11 16
Switt, Mores, ladders.	Maint. and Govmt. P. and P.		14 65
Seaman, John A., oil, paints, &c.	Maint. and Govmt. P. and P.		158 83

Taylor, A. S., newspapers.....	Maint. and Govmt. P. and P.....	12 36
Tredwell, E. H., labor and materials....	Maint. and Govmt. P. & P.....	115 00
Van Winkle, E. B., petty expenses....	Surveying, Laying out, etc., 23d and 24th Wards....	26 48
Wright, D., blacking, soap, &c.....	Maint. and Govmt. P. & P....	18 00
Devlin, John B., sand.....	Harlem R. B., Reps., Impt. and Maint.	112 50
		<hr/>
		\$9,007 11
		<hr/> <hr/>

RECAPITULATION.

Maintenance and Government of Parks and Places.....	\$2,676 89
Maintenance, 23d and 24th Wards.....	126 00
Surveying, laying out, etc., 23d and 24th Wards.....	38 03
Harlem River Bridges, Repairs, Impt. and Maint.....	112 50
Fourth Avenue Parks, 1878.....	3,645 00
Tompkins Square.....	43 41
Museum of Art, Construction.....	1,751 00
Museum of Art, Equipment.....	614 28
	<hr/>
	\$9,007 11
	<hr/> <hr/>

Amounting in the aggregate to the sum of nine thousand and seven dollars and eleven cents.

S. E. LANE, } *Auditing*
SAM. CONOVER, } *Committee.*

New York, April 16, 1879.

The above mentioned bills having been read and passed on separately, the PRESIDENT moved that the Board do now approve them, and that the Secretary be directed to transmit them to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Commissioner LANE, Chairman of the Auditing Committee, presented the following report :

The Auditing Committee beg leave to report that they have examined and audited the following bill, and submit the same to the Board for approval.

Jones, Chas., and Thos. P. McQuade, labor and materials.....	Brook Ave. Sewer	\$9,010 65
		\$9,010 65
		\$9,010 65

Amounting in the aggregate to nine thousand and ten dollars and sixty-five cents.

S. E. LANE, } *Auditing*
SAML. CONOVER, } *Committee.*

New York, April 16, 1869.

The above mentioned bill having been read and passed on, the PRESIDENT moved that the Board do now approve it, and that the Secretary be directed to transmit it to the Finance Department for payment.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioner Wenman, Wetmore, Conover, Lane—4.

Riverside Drive—Progress of the work.

A report was received from William J. McAlpine, Superintending Engineer Riverside Improvement, relative to the progress and condition of the work and submitting copies of

letters of instructions to Messrs. Decker & Quintard, the contractors, relative to the prosecution of the same, as well as photographic views showing different classes and conditions of the work.

Ordered filed.

Bronx River Bridge at Woodlawn.

The Committee on Bronx River Bridges made a verbal report, and, in accordance with the resolution of the Board, adopted October 2, 1878, submitted a draft of a proposed agreement between the Department of Public Parks, the Supervisors of the County of Westchester and the Trustees of Woodlawn Cemetery.

Whereupon Commissioner LANE offered the following :

Resolved, That the plans and specifications for the erection of a bridge across the Bronx River at Woodlawn, submitted by the Engineer of Construction on the 19th day of March, 1879, be and the same are hereby approved and adopted. That the proposed agreement between this Department, the Supervisors of the County of Westchester and the Trustees of Woodlawn Cemetery, as reported by the Committee on Bronx River Bridges, be and the same is hereby approved. That it be referred back to said Committee to confer with the said Supervisors and said Trustees, to obtain their approval of the said plans and specifications, and ascertain their authority to execute the said proposed agreement, and report thereon to this Board.

The PRESIDENT put the question whether the Board would accept said report and agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Battery Walks.

On motion of the PRESIDENT, the subject of repairs to the Battery Walks was referred to Commissioner Lane for examination and to report to this Board thereon.

Music.

Commissioner CONOVER offered the following :

Resolved, That the subject of music and musical programmes on the several Parks, during the coming season, be referred to the President, with power to make such arrangements for the same as he may deem necessary.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Sewerage District Map to be Filed.

The PRESIDENT offered the following :

Resolved, That the map or plan for the sewerage and drainage district in the Twenty-third and Twenty-fourth Wards, bounded as follows, on the south, by Westchester Avenue, John Street and One Hundred and Fifty-sixth and One Hundred and Fifty-eighth streets ; on the east, by Trinity Avenue, Cauldwell Avenue, Boston Road, Franklin Avenue, Fordham Avenue and Lorillard Street ; on the north, by Fordham and Pelham Avenues, Wendover Avenue and One Hundred and Sixty-second Street, and on the west, by Webster and Melrose Avenues, entitled "Plan of Drainage for Sewerage District No. 33 B, in the Twenty-third and Twenty-fourth Wards of the City of New York," dated New York, March 18, 1879, and signed Julius Munckwitz, Superintending Architect D. P. P., and E. B. Van Winkle, Topographical Engineer D. P. P., and approved by the Board, March 19, 1879, be duly filed, according to law, and that similar maps or plans be filed in the following offices, viz., the office of the Common Council, the office of the Comptroller of the City, the Health Department, and the Department of Public Works.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Commissioner CONOVER called up the resolution offered at the last meeting and laid over, granting permission to the Fordham and Morrisania Railway Company to lay their tracks across the Harlem Bridge, as follows :

Resolved, That the map and plan proposed by the Harlem Bridge, Morrisania and Fordham Railway Company for the extension of its tracks from their present terminus in Third Avenue, north of Harlem River, across the Harlem Bridge to or near One Hundred and Twenty-ninth street, be and the same are hereby approved, and that permission is hereby granted to said company to make said extension to and upon Harlem Bridge, in accordance with said plan.

Provided that the said railway company lay an additional covering of plank upon the roadway of Harlem Bridge, and keep said planking in repair.

Commissioner LANE moved to amend said resolution by striking out the words "twenty-ninth" in the fifth line, and inserting in lieu thereof the word "thirtieth"; after the word "plan" in the eighth line, to add "the same to continue during the pleasure of the Department of Public Parks;" to strike out all from and including the word "Provided" and substitute in lieu thereof the words :

"Provided that said railway company lay an additional covering of plank upon the roadway of said bridge, of the full width thereof, and keep the same in repair; and provided further, that said company submit their specifications for the work to this Department for approval."

The PRESIDENT put the question, whether the Board would agree to said amendments as proposed by Commissioner Lane, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

The question recurring upon said resolution as amended, it

was put and determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

No—Commissioner Wetmore—1.

Gate Keepers Appointed.

Patrick Green, Andrew J. Francis and Timothy Keating, applicants for appointment as gate keepers, appeared before the Board, and the Police Surgeon having reported favorably upon their examination :

Commissioner WETMORE offered the following :

Resolved, That Patrick Green, Andrew J. Francis and Timothy Keating be and they are hereby appointed gate keepers upon the force of the Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes —Commissioners Wenman, Wetmore, Conover, Lane—4.

Thos. F. Coleman—Appointed Inspector.

Commissioner WETMORE offered the following :

Resolved, That Thomas F. Coleman be and he is hereby appointed Inspector on the contract for regulating and grading Third Avenue.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

On motion of Commissioner WENMAN, at 12 o'clock, M., the Board adjourned to meet on Wednesday next at 9:30 A. M.

E. P. BARKER,

Secretary.

WEDNESDAY, APRIL 23d, 1879.

ADJOURNED MEETING—9:30 O'CLOCK A. M.

Present—Commissioner WENMAN, President.

“ LANE.

Police Uniforms.

Lighting Lamps in Park, &c.

At the hour of half-past nine o'clock, A. M., the Comptroller of the City being present, and the meeting being opened to the public, the President of the Department, in the presence of the Comptroller, and of such of the parties making proposals as desired to be present, opened the estimate box, and publicly opened and read all estimates or proposals which had been received in pursuance of advertisements duly published in the *City Record* for furnishing illuminating material to and lighting, &c., all or any portion of the public lamps in the public parks and places and on the bridges of the City of New York (except the ornamental lamps on the north side of Union Square) under the control of the Department of Public Parks, from the first day of May, 1879, until the 31st day of December, 1879, both days inclusive, and also the proposals for police uniforms.

The following estimates or proposals were received:

BIDDERS.	For illuminating material for each lamp, and for the lighting, cleaning and reglazing the same, and replacing the cocks, tubes, stand-pipes, burners and other appliances which may be used for a like purpose, and cross-heads, lamp irons and lanterns thereto, and keeping each lamp and lamp-post in thorough repair, as required.	Illuminating Material proposed to be supplied.
1. Metropolitan Gas-Light Company.....	\$13.00	Gas.
2. The Harlem Gas-Light Company.....	\$11.80	Gas.
3. The New York Mutual Gas-Light Company..	\$6.66	Gas.

POLICE UNIFORMS.

BIDDERS.	Captain and Sergeant body coats.	Sergeants' double breasted blouse.	Captain and Sergeant pants.	Patrolmen and Gate-keepers' body coats.	Patrolmen and Gate-keepers' pants.	TOTAL.
1. Wm. Bennett	Sample A \$13.50	Sample A \$9.00	Sample A \$5.75	Sample A \$12.00	Sample A \$5.50	\$1,734.50
	Sample B \$11.50	Sample B \$8.00	Sample B \$4.75	Sample B \$10.00	Sample B \$4.50	
2. N. Hubbard Miller	\$12.75	\$7.00	\$5.75	\$12.75	\$5.75	1,820.00

The portions of the City included in the proposals for illuminating materials are as follows, viz.:

1ST.—THE METROPOLITAN GAS-LIGHT COMPANY.

That portion of the City of New York bounded as follows:

On the south by the centre line of Thirty-fourth Street; on the north by the centre line of Seventy-ninth Street and the centre line of Transverse Road No. 2 in the Central Park; on the East by the East River, and on the West by the Hudson River.

2ND.—THE HARLEM GAS-LIGHT COMPANY.

That portion of the City bounded as follows:

By a line commencing at the intersection of the centre line of Seventy-ninth Street and the East River; running thence along the centre line of said Seventy-ninth Street and the centre line of Transverse Road No. 2 to the Hudson River; thence along said Hudson River to Spuyten Duyvil Creek; thence along said Creek to the Harlem River; thence along said Harlem River and through the Draws of the Central and Third Avenue Bridges to the East River; thence along East River to the centre line of Seventy-ninth Street, the place of beginning.

3D.—THE NEW YORK MUTUAL GAS-LIGHT COMPANY.

Union Square, bounded by Fourth Avenue, Broadway, Fourteenth and Seventeenth Streets.

Madison Square, bounded by Madison Avenue, Broadway, Twenty-third and Twenty-sixth Streets.

Tompkins Square, bounded by Avenue A, Avenue B, Seventh and Tenth Streets.

Jackson Square, bounded by Horatio Street, Greenwich and Eighth Avenues.

Washington Square, bounded by Wooster, McDougal and Fourth Streets, and Waverly Place.

Cooper Institute Square, bounded by Third and Fourth Avenues, and Seventh Street.

Worth Monument, bounded by Fifth Avenue, Broadway and Twenty-fifth Street.

Washington Monument, at junction of Fourth Avenue and Fourteenth Street.

Gasolier at junction of Fifth Avenue and Twenty-third Street.

Gasolier at junction of Fifth Avenue and Twenty-fourth Street.

Lincoln Monument.

The COMPTROLLER of the City then retired.

There being no quorum of Commissioners present for the transaction of business,

Adjourned.

E. P. BARKER,

Secretary.

WEDNESDAY, APRIL 30th, 1879.

SPECIAL MEETING—9:30 A. M.

The Board met pursuant to the following :

CITY OF NEW YORK, }
DEPARTMENT OF PUBLIC PARKS, }
36 Union Square (East). }
April 26, 1879.

Mr. E. P. BARKER,

Secretary, &c. :

Sir,—You will please call a Special Meeting of the Board governing the Department of Public Parks, for Wednesday next, 30th instant, at 9.30 o'clock A.M., for the purpose of awarding contracts for furnishing Gas and lighting Park lamps, and for Park and Gate-keepers uniforms, and for the consideration of such other business as may be presented.

Respectfully,

JAS. F. WENMAN,
President, D. P. P.

Present—Commissioner WENMAN, President.

“ WETMORE.
“ CONOVER.
“ LANE.

The minutes of the previous meetings of April 10th and 23d, were read and approved.

The following communications were received :

Horses.

From the Superintendent of Parks recommending the purchase of four work horses.

Commissioner CONOVER offered the following :

Resolved, That the President be, and he is hereby, authorized to purchase four horses for work on the Parks, at a cost of not exceeding \$150 each.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4

Tar Pavement—Tompkins Square.

From the Superintendent of Parks, recommending the employment of men to lay tar pavements, and asking that the laboring force for Tompkins Square be restored to duty.

Commissioner LANE offered the following :

Resolved, That twenty-four laborers be appointed and assigned to Foreman Ranney for the laying and repairing of tar pavements, and that Foreman Ranney be, and he is hereby, authorized to select and appoint six other laborers for that work.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Commissioner CONOVER offered the following :

Resolved, That the laboring force on Tompkins Square be increased to a maximum number not exceeding one hundred, and that the Superintendent of Parks be authorized to make such restorations from the force heretofore suspended upon their presenting restoration tickets signed by a Commissioner.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Manhattan Square.

From the Superintendent of Parks recommending the employment of additional force on Manhattan Square.

Commissioner CONOVER offered the following :

Resolved, That the employment of thirty-three laborers, two brick masons, and one double team with stone boat, be, and the same is, hereby authorized for work on Manhattan Square.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioner Wenman, Wetmore, Conover, Lane
—4.

Alteration of line of 3d Avenue.

From the Topographical Engineer relative to former action of the Board for acquiring title to Third Avenue, from Harlem river to One Hundred and Forty-seventh Street, and recommending the repeal of such action of the Board, had on 11th December, 1878, as well as that had on 2d April, 1879, altering the line of Third Avenue between One Hundred and Thirty-sixth and One Hundred and Thirty-eighth Streets.

Commissioner WENMAN offered the following :

Resolved, That the resolution adopted by this Board, December 11, 1878, instructing the Counsel to the Corporation to commence and prosecute proceedings to acquire title for the use of the public to Third Avenue, in the Twenty-fourth Ward, from the Harlem River to One Hundred and Forty-seventh Street, be, and the same is, hereby repealed.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

(Minutes, December 11, 1878, p. 413.)

Alteration of line of Third Avenue.

Commissioner WENMAN offered the following ;

Resolved, That the action of this Board, taken on the 2d April, 1878, relative to the alteration of the line of Third Avenue between One Hundred and Thirty-sixth and One Hundred and Thirty-seventh Streets, be, and the same is, hereby repealed.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

(Minutes, Board, April 2, 1879, p. 606.)

Tree Guards.

From D. Rosenberg relative to his patent tree guard.

Ordered filed.

Central Bridge Repairs.

From the Engineer of Construction relative to labor and material necessary for repairs to Central Bridge over the Harlem River.

Commissioner LANE moved that the subject of repairs to the Central Bridge be referred to the President with power.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Museum of Natural History.

From W. A. Haines, Chairman, relative to work necessary to be done at the Museum of Natural History.

Commissioner CONOVER moved that the work called for in the communication of Mr. Haines, be authorized to be done under the direction of the Superintending Architect.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Sewer in 141st St.

From the Engineer of Construction reporting upon the petition of James Kennally and others, for the construction of a sewer in One Hundred and Forty-first Street between Alexander Avenue and Third Avenue with branches in Alexander Avenue, and recommending that the same be built.

The PRESIDENT offered the following :

Resolved, That the Engineer of Construction be directed to prepare and submit to this Board plans and specifications for the construction of a sewer in One Hundred and Forty-first Street between Alexander Avenue and Third Avenue with branches in Alexander avenue.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Extra time laborers 23d and 24th Wards.

From the Superintendent of the 23d and 24th Wards, stating that in consequence of the heavy rains he had been compelled

to keep his force of seven laborers, and one double team employed two hours each extra time, and asking that the men be allowed pay for the same.

Commissioner CONOVER moved that the Disbursing Clerk be directed to allow the extra time so made.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Additional force 23d and 24th Wards.

From the Superintendent of the 23d and 24th Wards, asking for the employment of an additional force.

Laid over.

Teasdale Wm., Carpenter.

From the Superintendent of 23d and 24th Wards, asking the appointment of a carpenter.

Commissioner WETMORE offered the following :

Resolved, That William Teasdale be, and he is hereby appointed carpenter for duty in 23d and 24th Wards.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes.—Commissioners Wenman, Wetmore, Conover, Lane
—4.

T. S. Larkin for appointment.

From T. S. Larkin, making application for the position of Assistant Engineer.

Ordered filed.

Comptroller.
Sewer 140th St.

From John Kelly, Comptroller, consenting to the substitution of Edward C. Sheehy, as surety on contract for sewer in One Hundred and Fortieth Street.

Whereupon the PRESIDENT offered the following :

Resolved, That the Department of Public Parks hereby consents to the substitution of Edward C. Sheehy, in place of Oscar T. Marshall, as a surety for the faithful performance of the contract for the construction of a sewer in One Hundred and Fortieth Street with branches, etc., heretofore awarded to Patrick Mulholland, the Comptroller having consented to such substitution.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Harlem River Bridge.

From C. W. Ridley, relative to aiding vessels in passing through Harlem River Bridge at Third Avenue.

Ordered filed.

H. P. Butler, Secty.

From H. P. Butler, Secretary N. Y. Municipal Society, relative to dead trees in the Parks.

Referred to the Landscape gardener to report upon.

Art Museum Building.

From the Superintending Architect submitting plans for the construction of cases for Art Museum building, and

From John Taylor Johnson, President, submitting proposals for building the same.

Commissioner WENMAN offered the following :

Resolved, That the plans submitted for cases for Art Museum Building be approved, and the construction of the same authorized under the direction of the Superintending Architect.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Licenses.

Pursuant to a resolution of the Board, Commissioner LANE, to whom was referred the subject of the licenses issued by the Department, presented the following report :

DEPARTMENT OF PUBLIC PARKS,
36 UNION SQUARE (East),
NEW YORK, April 30, 1879. }

To the Commissioners of Public Parks :

Pursuant to a resolution of the Board adopted on the 23d day of October, 1878, relative to the license to Mr. A. L. Clapp, Carriage Service; and a resolution adopted on the 26th day of February, 1879, relative to the license to Mr. Thomas S. Dick, Boat Service; and a resolution adopted on the 19th day of March, 1879, relative to all the licenses issued by the Department, the undersigned reports as follows :

The following is a list of the licenses issued by the Department :

1. COLUMBUS RYAN.—Sale of refreshments on the Central Park; five years from 1st November, 1877; fees, five per centum on the gross receipts, payable monthly.

2. ISIDOR ISAAC.—Goat Carriage Service and Carrousel Service. Each three years from 1st May, 1877. Fees, five per centum on the gross receipts, payable monthly.

3. ABEL S. CLAPP.—Carriage Service. Five years from 1st January, 1877. Fees, five hundred dollars per annum, payable on or before 1st July in each year.

4. JOHN LUCAS.—Donkey Service. Three years from 1st January, 1877. Fees, five per centum on the gross receipts, payable monthly.

5. JOSEPH J. SNOW.—Pony Service. Three years from 1st January, 1877. Fees, five per centum on the gross receipts, payable monthly.

6. JACOB SEABOLD, JR.—Sale of refreshments at East River Park. Three years from 4th August, 1876. Fees, five per centum on the gross receipts, payable monthly.

7. WILLIAM KYLE.—Boat Service on the Harlem Meer. License expires 31st December, 1879. Fees, five per centum on the gross receipts, payable monthly.

8. CARL H. SCHULTZ.—Mineral Water Service in the Central Park Spring House. Four years from 1st May, 1878. Fees, ten per centum on the gross receipts, payable monthly.

9. THOMAS S. DICK.—Boat Service on the Lake in Central Park. Five years from 1st January, 1877. Fees, five hundred dollars per annum, payable on or before 1st July in each year.

10. ISAAC HALL.—Bath House at the Battery Park. License expires 31st day of December, 1879. Fees, \$575, payable on or before 10th July, 1879.

11. JOHN P. RYAN.—Sale of refreshments at building in the Battery Park. Three years from 28th June, 1876. Fees, five per centum on the gross receipts, payable monthly.

12. JOSEPH SCOTT.—Children's Carriage Service. At pleasure of the Department. No fees.

13. BERTHA C. L. SCHEDLER.—High Bridge Park Hotel. License expires on the 15th day of July, 1881. Lessee to expend in the care and improvement of, and repairs to the buildings and grounds connected therewith, a sum equal to six per centum of the gross receipts during the term. Returns of receipts to be made monthly.

That all of the above named lessees have duly paid their license fees in full up to the first day of April, 1879, except the following:

Abel S. Clapp, Carriage Service. Thomas S. Dick, Boat Service on Lake. Jacob Seabold, Jr., East River Park House. Bertha C. L. Schedler, High Bridge Park Hotel.

Mr. Clapp of the Carriage Service was in arrear up to the spring of 1879, in the sum of two thousand three hundred dollars.

Mr. Dick, of the Boat Service, was in arrear up to the spring of 1879, in the sum of three thousand two hundred and ninety-two dollars and ninety-seven cents.

The following is a statement in detail:

ABEL S. CLAPP.		THOMAS S. DICK.	
1874.....	\$400 00	1874.....	\$1,000 00
1875.....	500 00	1875.....	1,000 00
1876.....	500 00	1876.....	1,000 00
1877.....	400 00	1877.....	Paid.
1878.....	500 00	1878 balance.....	292 97
	\$2,300 00		\$3,292 97

An investigation of the accounts in each of these two cases, shows that the licensees did not make enough to pay their license fees, nor enough for interest on their capital invested, or for their own support, their business having very much diminished under the pressure of the hard times and the great attractions of Coney Island as a convenient seaside resort. It seems also to be the fact that the predecessors of the present Commissioners intended to release these arrears.

They did it in fact by making full investigations, and then making no attempt to collect them. It is not desirable that the present Commissioners should assume any responsibility for these previous years.

It is therefore recommended that in the case of Mr. Clapp, the arrears above mentioned, the sum of two thousand three hundred dollars, be formally released.

In the case of Mr. Dick, that the arrears to the extent of the sum of three thousand dollars be formally released, and that he do pay to this Department the balance due for the year 1878, the sum of two hundred and ninety-two dollars and ninety-seven cents.

In respect to the future management of these two services, the true principle is to give the best accommodation to the public at low rates of fare, and that the licensee should be encouraged to do this by a reasonable remuneration for his capital invested, and for his time devoted to the service.

Mr. Dick has thirty-eight boats and equipments. Mr. Clapp has ten carriages, and from forty-five to fifty horses. Their expenses in maintaining this equipment are constant, while their receipts are greatly diminished by the hard times, and the large number of persons, generally visitors at the Central Park, who were last year, and will be in the future, drawn away to Coney Island.

It is therefore recommended that the existing licenses be cancelled and surrendered, and that new licenses be issued in each of these two cases to expire with the year 1879; and that the fee in each case be the sum of two hundred and fifty dollars, payable on the first day of August, 1879. That Mr. Dick be directed to construct, under the direction of the Superintending Architect, a new float, nine feet in width and thirty-eight feet in length, with an awning cover, at the terrace, and also to repair and alter the inclined platform at the boat-house; and that the cost thereof, when certified by the Superintending Architect, be credited on his license fee.

That Mr. Clapp be directed to put in thorough repair, and paint, at his own expense, the waiting shelters at the Fifth avenue and the Eighth avenue entrances, under the direction of the Superintending Architect. That he put in thorough repair, his whole service, including carriages, harness, etc., and that he provide new uniforms for all of his men, who shall be on duty in the Central Park.

In presenting this report, the undersigned wishes to add that these two licensees have made great efforts to keep their services up to the regulations without pecuniary profit to themselves. That it is more important for the public interest to have a well equipped, and well sustained service, than, at the expense of such a service, to produce a revenue for the City Sinking Fund; and that these licensees are, therefore, entitled to a liberal treatment.

The undersigned reserves the right to make a further report on the subject of the licenses of the Department at a future day.

The undersigned recommends for adoption the following resolution :

Resolved, That the Treasurer be and he is hereby authorized to settle with, and to cancel the indebtedness of Messrs. Clapp and Dick in accordance with the foregoing report, upon their executing new licenses; and that it be referred to the Treasurer to prepare for execution new licenses to Messrs. Clapp and Dick, in accordance with the foregoing report, and that when so prepared, the same shall be executed by the President of the Department, and the said Clapp and Dick respectively.

All which is respectfully submitted.

SMITH E. LANE,
Treasurer.

The PRESIDENT moved that the report be accepted and the resolution be adopted.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Fordham & Morrisania R. R.

In accordance with the action of the Board had on 16th, the Fordham and Morrisania Railroad Company submitted for the consideration of the Board, specifications for laying tracks across Harlem River Bridge, and planking the same.

Commissioner LANE moved the said specifications be approved.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Conover, Lane—3.

No—Commissioner Wetmore—1.

Gas Contracts

Commissioner WENMAN offered the following :

Resolved, That the proposals (Nos. 1, 2 and 3) of the Metropolitan Gas Light Company, the Harlem Gas Light Company, and the New York Mutual Gas Light Company, to light the public lamps in the parks, squares, places and bridges under the control of this Department with gas, from May 1st, to December 31st, 1879, both days inclusive, be accepted as the lowest bids for the several portions of the City mentioned in their proposals ; that the contracts for said portions of the City be and hereby are awarded to said companies therefor, and that the President be and hereby is authorized to execute said contracts for and on behalf of this Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Park and Gate-Keepers' Uniforms.

Commissioner WENMAN offered the following :

Resolved, That the proposal No. 1, of William Bennett, for uniforms for Park and Gate-keepers, marked sample A, with prices as follows :

Captains' and Sergeants' body-coats	\$13 50 each.
Sergeants' double breasted blouse.....	9 00 "
Captains' and Sergeants' pants	5 75 "
Patrolmen and Gate-keepers' pants.....	5 50 "
" " " body-coat	12 00 "

Amounting in gross to the sum of \$1,734.50

be accepted as the lowest and most advantageous bid for the material called for, and that the contract for uniforms be awarded to William Bennett, and that the President be and hereby is authorized to execute a contract for the same for and on behalf of this Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Monthly orders for N. Y. and Central Gas Light Cos.

Commissioner LANE moved that the President be authorized to issue monthly orders to the New York Gas Light Company and the Central Gas Light Company for furnishing gas to the parks, bridges, &c., in that portion of the City in which their pipes are laid.

The PRESIDENT put the question, whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Extra time to Foremen.

Commissioner CONOVER offer the following :

Resolved, That pay be and the same is hereby allowed the following named foremen for extra time made on the ice during the skating season of 1879 :

Patrick McGovern, one hundred and eighty-seven hours	\$81 81
Thomas Hodges, one hundred and twenty-nine	56 43
Charles A. Johnson, forty-eight	21 00

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

C. Vaux

A communication was received from Calvert Vaux, architect, desiring to be furnished with a statement of the expenditures on the construction of the Museum of Art Building.

Referred to the Treasurer.

Pavements, City Hall.

Commissioner CONOVER offered the following :

Resolved, That the President be and he is hereby authorized to have prepared plans and specifications, and publish advertisements asking for proposals for furnishing material, and laying the walks in the City Hall Park with Neufchatel and Cement pavements.

The PRESIDENT put the question whether the Board would agree to said motion, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—
4.

Sedgwick Avenue

A petition was received from Samuel L. M. Barlow, N. P. Bailey, and H. B. Clafin, asking that immediate proceedings be taken to open Sedgwick avenue in the Twenty-fourth Ward.

Whereupon Commissioner LANE offered the following :

Resolved, That the Counsel to the Corporation be, and he is hereby, authorized and directed, on behalf of the Mayor, Aldermen and Commonalty of the City of New York, to commence and prosecute proceedings to acquire the title, for the use of the public thereto, to that portion of the road or street commonly known as Sedgwick Avenue, in the Twenty-fourth Ward of the City of New York, within the following bounds : Commencing at the end of Sedgwick Avenue as now graded and opened at the road leading to Fordham Landing, running thence northerly along the line of the said Sedgwick Avenue, passing to the eastward of the residence of C. L. Anthony, to the southerly line of the lands of Mary B. Giles, where the said Sedgwick Avenue intersects the line of the Old Boston Road, so-called, as the same has been heretofore laid out by

this Department on a map dated New York, January 7, 1878, as a first class road or street ; and that the President of the Department be and is hereby authorized to sign the petition to the Supreme Court for that purpose for and on behalf of the Department.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Minutes and Documents to be bound.

Commissioner LANE offered the following :

Resolved, That thirty copies of the minutes and documents of the Department, for the year ending April 30, 1879, be bound in the usual form, for the use of the members of the Board, and that the Secretary be directed to prepare and have printed and bound up with said minutes a complete consolidated index of the contents.

The PRESIDENT put the question, whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane
—4.

Sow Buckwheat.

On motion of Commissioner LANE it was :

Resolved, That half an acre of the Central Park be sown with buckwheat, and allowed to grow and shed its seed for the benefit of the small birds, and that it be referred to the President, with power to determine in what location of the Park the buckwheat shall be sown.

Military Parade Ground.

Commissioner LANE offered the following :

Whereas, It was a part of the general plan upon which the

district above the Harlem River has been laid out by this Department (as stated in two reports, Document No. 65, March 30, 1875, page 15, and Document No. 73, December 20, 1876, page 15), that a portion of the territory should be appropriated to Public Parks, for general use by the people in all forms of social out-door enjoyment, parades, celebrations and festivals for which the Central Park is not adapted ;

Whereas, It may be desirable to provide an accessible, commodious and ample place for a military parade ground ;

Whereas, The location of such a park at the present time would supply a site for the proposed International Exhibition, with the advantage to the City of the preservation of the building that may be erected upon it, for permanent use ; and

Whereas, All these purposes will advance the public interests ;

Resolved, That it be referred to Commissioner Lane and the Topographical Engineer, to report at an early day upon this subject, and state upon what location the plan can be carried out to greatest advantage.

Debate was had thereon, when

The PRESIDENT put the question, whether the Board would agree to said preamble and resolution, and it was determined in the negative, a majority of all the members of the Board not voting in favor thereof, as follows :

Aye—Commissioner Lane—1.

Noes—Commissioners Wenman, Wetmore, Conover—3.

Hugh Fitzpatrick.

Hugh Fitzpatrick, applicant for appointment to the position of gate-keeper, appeared before the Board, and the Police Surgeon having reported favorably upon his examination,

Commissioner CONOVER offered the following :

Resolved, That Hugh Fitzpatrick be and he is hereby appointed a gate-keeper upon the force of the Department.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirma-

tive, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Tompkins Square.

Commissioner CONOVER offered the following :

Resolved, That the employment of four horses and carts, for work on Tompkins Square, be and the same is hereby authorized.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

Commissioner LANE offered the following :

Resolved, That the Disbursing Clerk be and he is hereby directed to allow two days' time each to four horses and carts employed by the Superintendent of Parks on Tompkins Square without the previous authority of this Board.

The PRESIDENT put the question whether the Board would agree to said resolution, and it was determined in the affirmative, a majority of all the members of the Board voting in favor thereof, as follows :

Ayes—Commissioners Wenman, Wetmore, Conover, Lane—4.

On motion, at 12:15 o'clock P.M. the Board adjourned.

E. P. BARKER,

Secretary.