

# The Daily Herald.

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NO 316-317

## A VOTE OF CENSURE.

### Insubordination of City Clerk Dealt With by the Council.

### LIVELY TIME AT A SPECIAL MEETING.

### Mr Beckwith Must Give up His Private Office

### OR TAKE THE RISK OF BEING SUSPENDED BY THE MAYOR.

### Some Plain Talk From Mayor Crockett, Alds. Farrell, Clark and Others.

There was a large gathering of spectators at the special meeting of the city council last evening called by the Mayor to deal with a case of insubordination against City Clerk Beckwith and to take action thereon. Among those in attendance were noticed R P Foster, A Harley, A Lipssett, ex-Ald Smith, ex-Ald McKay, John Palmer, T H Colter, C A Miles, W J Osborne, W S Hooper, and others. Mayor Crockett occupied the chair and all the aldermen were in their places except Ald McNally, who is performing military duty at Camp Sassex.

It was decided to dispense with the reading of the minutes, with the exception of the resolution having reference to proposed changes in the city clerk's office, which was read by the clerk at the request of the council.

#### MAYOR CROCKETT.

When he had concluded the Mayor read the notice of the meeting and afterwards briefly related the circumstances which led up to the little misunderstanding with the City Clerk. He stated that in the absence of Ald. Merrithew, chairman of the city hall committee, Ald Everett was appointed in his stead to carry into effect the resolution passed at the last meeting of the council ordering that the City Clerk's private office be fitted up for the use of the principal assessor. Carpenters and painters were set to work, but had not gone very far before they were stopped by the City Clerk. He (the Mayor) upon learning of this, visited the office and asked the clerk why he had stopped the work. The reply Mr. Beckwith made was that he was not prepared to vacate his office. Ald Everett had been called out of the city and upon his return ordered the janitor to have the clerk's office open at seven o'clock in the morning, but for some reason that order was not carried out. Later in the day Ald Everett accompanied a carpenter to the clerk's office, but nothing was done. His Worship considered the City Clerk's action in stopping the work an absolute defiance of the order of the council, and as the head of the civic corporation he considered it his duty to lay the matter before the council. As the representatives of the city the council was clothed with authority, and if that authority was to be defied there would be an end to all law and order. He did not think the employees of the council should be allowed to become their masters. He would call upon Ald Everett to explain his action to the council and would afterwards invite the City Clerk to give his version of the affair.

#### ALD EVERETT

on being called upon, stated that when he approached the City Clerk in regard to having the change made in his office, that official had offered no objection, and for a time the work of the carpenters progressed favorably. He (Everett) was called out of town and upon his return he learned that the work had been stopped by order of the City Clerk. He asked the janitor to have the office opened at seven o'clock in the morning, but was told that the City Clerk had instructed him not to do that. He (Everett) afterwards called upon the Clerk and asked him to open his private office, but he refused and they afterwards had a consultation in the assessor's office. He had promised the clerk that he would do what he could to get him a private office in the building, and in the meantime he could make use of the office to be fitted up for the assessor. He admitted that the City Clerk was in need of a private office.

Ald. Farrell said he had no desire to prevent the city clerk from being heard,

yet it was a matter for the council to deal with and he would like to know what line of action it was proposed by Ald. Everett to pursue.

Ald. Everett said that he had merely placed the council in possession of the facts of the case and it was for them to take action.

Ald. Rossborough thought that the proceedings were irregular, inasmuch as the city hall committee had not been called upon to deal with the matter. In his opinion the city clerk should have been given notice of the proposed change.

The mayor reminded Ald. Rossborough that a case of insubordination could not be referred to the city hall committee.

Ald. Rossborough said he was not present at the last meeting, but if he had been he would have put his foot down on the proposed change. He contended that it was a matter for the hall committee to deal with.

Ald. Slipp agreed with Ald. Rossborough that the proceedings were irregular. He wanted to know what right the clerk had to obey Ald. Everett in the matter.

Ald. Farrell remarked that the resolution had been passed by the council, which was not subject to any committee.

For the benefit of Ald. Slipp, the city clerk again read the resolution, whereupon Ald. Slipp remarked that he could not see where Ald. Everett's authority came in.

Ald. Everett said the city clerk was aware that he (Everett) was acting chairman of the city hall committee.

Ald. Merrithew said that the city clerk had expressed a willingness to vacate the office at first.

#### THE CITY CLERK

on the invitation of the mayor, addressed the council, speaking with considerable emotion. He had held the position, he said, for a great many years, and the understanding had been, that the use of two offices was part of his salary. He claimed that he had not been guilty of insubordination and had never defied the city council. He had always obeyed their orders and had advised the other officers to do the same. When the resolution was passed his first inclination was to vacate the private office, but he had afterwards changed his mind. He spent the first day in the outer office, and found it impossible to get along with only one room and at the same time serve the city. He had been appointed for a year and with all due deference to the council he would not consider himself doing them justice by vacating the office at the present time; neither would he feel justified in retiring from the position he had taken. He claimed that he had always conscientiously tried to do his duty and would continue to do it so long as he held office. He made reference to his conversation with Ald. Everett, and stated that he had given the latter to understand that he would not move out of the office. Ald. Everett advised him to submit to the order of the council, and stated that he might be put out if he didn't. He promised to have the large room divided, but intimated that the state of the finances would not permit of the work being done this year. The speaker replied that all he wanted was a private office, and that he would agree to any reasonable settlement. Ald. Everett assured him that the work would be done next year, and upon the speaker hinting that Ald. Everett might not then be a member of the council, the latter stated that he was sure of having a seat at the board next year.

Ald. Everett said that the city clerk was mistaken when he stated that he (Everett) would have him put out of the office if he didn't go out. It was true that he said Mr. Beckwith needed a private office.

Mayor Crockett—Gentlemen having heard the statements of Ald. Everett and the city clerk it is for you to decide whether or not there has been any insubordination.

Ald. Rossborough moved that the council adjourn, but the motion was not seconded.

#### ALD. FARRELL

hoped that some action would be taken so that the council would not be made ridiculous in the eyes of the public. He was very sorry that the matter had taken the turn that it had. The city clerk had undoubtedly rendered a good service to the city in the past, but a weaker defence than the one he had made in support of his position, he (Farrell) had never heard. The speaker next referred to the first proposition to change the order of the offices, and reviewed the circumstances that led up to the rescinding of the first resolution and

the adoption of the second. He agreed with the mayor that if the council allowed their authority to be overruled, all law and order would come to an end. The stand taken by the city clerk had been in violation of the order of the council. If the clerk found he could not get along without a private office he should have called a few members of the board together and stated his case and asked them for a remedy. Failing to do that he should have allowed the work to go on. Why, if we allow this to pass unnoticed, the next thing we know the janitor of the city hall will be doing the same thing. He would say right there that there was no city on the continent where the officials assumed as much as they do in Fredericton. Because of some remarks he (Farrell) had made in the discharge of his duty, one official had his knife in him clean up to the hilt and he turned it round every chance he got. So long as he held the position of alderman he would consider himself above any official in the employ of the city. He was surprised to hear the clerk say that he held the offices as a condition to his appointment. The clerk knew very well that the council could by by-law locate him in the Pitts or Edgecombe buildings if they wanted to. Other civic officers had to be provided for as well as the city clerk. The mayor had always had an office for his private use and the assessors were entitled to an office. He was surprised that Ald. Everett did not have a motion ready to submit to the meeting. It was proof that he was not competent to handle this matter and did not know his duty. It is plain to be seen that he has lost his hold upon his friends, and he does not deserve much sympathy.

Ald. Rossborough contended that Ald. Everett had acted in an ungentlemanly manner in ordering the city clerk out of his office, and that the clerk in taking the course he did had not been guilty of insubordination.

#### ALD. MOORE

stated that early in the year a resolution had been adopted changing other offices, but had not been carried into effect. The officers had been notified of the change, but the matter dropped right there and nobody was charged with insubordination. He did not think that the city clerk had been guilty of insubordination; in fact he (Moore) would have done the same as Mr. Beckwith, had he been in his place. The aldermen then started in to discuss road and street matters and was asked to confine himself to the subject. He explained that the point he wished to make was that the council were not to have over-expenditures, when as a matter of fact, they proposed to make changes in the city clerk's office, with the department at present more than \$200 in debt.

Ald. Everett stated that he had not come prepared to move a resolution, but had simply stated the facts. However, he had prepared the following which he would place before the meeting.

"Resolved, That in view of the attitude of the city clerk that a motion was presented and carried by this council.

"Further Resolved, That the city clerk still be allowed to carry that order into effect before further action be taken by the council."

The crafty Ald. Moore, announced with a twinkle in his eye, that he would second Ald. Everett's resolution.

#### ALD. CLARKE

thought that Ald. Everett's resolution was a trifle ambiguous, and hardly touched the point. He (Clarke) had not given the matter very much attention and was rather indifferent as to which way it was settled. He had favored the proposal to give the mayor an office, and had supported the resolution adopted at the last meeting of the council. He regretted that the order of the council had not been carried out, and did not think the action of the city clerk was justifiable. He thought of the clerk, when he found he could not get along without a private office, had approached the council in the proper spirit, he felt certain that one would have been provided for him. He would move the following as an amendment to Ald. Everett's resolution:

#### THE CLERK CENSURED.

"That this council disapprove of the action of the city clerk in attempting to overrule the resolution of the city council, and hereby order that the work in connection with the change of offices proceed as per directions of council passed the 3rd day of September, 1901, under supervision of the chairman of the city hall committee; and that in the event of the city clerk resisting the carrying out of that order, the mayor be hereby em-

powered to suspend him from performing the duties of his office."

Ald. Rossborough suggested that the resolution should give the mayor power to call out the militia in case the clerk remained obdurate, and was promptly called to order.

Ald. Farrell said that he had a suspicion that the city clerk was not acting solely upon his own judgment in this matter. He was sure that no member of the council entertained a feeling of animosity towards the city clerk. All were disposed to treat him with compassion, but they did not want to be humiliated in the eyes of the public by a city officer.

Ald. Clark thought if the Mayor was obliged to suspend the city clerk, a special meeting of the council should be called to appoint a successor. His worship and the others coincided with this view.

Ald. Slipp in a lengthy speech defended the city clerk and claimed that he had a right to a private office. He did not see why the mayor and assessors should not occupy the same room. He said the proposal to curtail the clerk's office accommodation was a plot to get rid of him.

After some further discussion, the only effect of which was to amuse the spectators, a vote was taken on Ald. Clark's amendment, which was carried on the following division:

Yeas—Alds. Farrell, Clark, Everett, Merrithew, Vanwart.—5

Nays—Alds. Moore, Ryan, Slipp, Rossborough.—4.

The original resolution was lost by the same vote reversed.

After the city clerk's case had been disposed of, James Biggs furnished the theme for a short discussion, but it was evidently the opinion of a majority of the council that he had been "stimulated" as Ald. Everett expressed it, by the city clerk, and no attempt was made to censure him.

At 10.30 o'clock the council adjourned sine die.

Take care of the stomach and the health will take care of itself. If people only realize the soundness of that statement the majority might live to a good old age like Moses, "the eye undimmed, the natural force unabated." It is in the stomach that the blood is made. It is from the stomach that nourishment is dispensed to nerve and muscle. If the stomach is "weak" it can't do its whole work for each part of the body. If it is diseased the disease will taint the nourishment which is distributed, and so spread disease throughout the body. It was the realization of the importance of the stomach as the very centre of health and the common source of disease, which led Dr. Pierce to prepare his "Golden Medical Discovery." "Diseases which originate in the stomach must be cured through the stomach." The soundness of this theory is proved every day by cures of diseased organs, heart, liver, lungs, blood,—by the use of the "Discovery" which is solely and singly a medicine for the blood and organs of digestion and nutrition. It is a temperance medicine containing no alcohol, whisky or other intoxicant.

The Challenge Committee of the New York Yacht Club have decided that the International Races be postponed until Sept. 26.

#### Why Catarrhzone Cures Catarrh

Because it is carried by the air you breathe to diseased parts, because it destroys the germ life that maintains the diseased condition, because it powerfully stimulates the mucous membrane to its normal action, because through its oxidizing power it burns up rapidly the old tissue and stimulates the formation of new healthy tissue. Catarrhzone is an absolute specific for Catarrh of every form, and never fails to cure. Catarrhzone is the only remedy sold with a guarantee. At all dealers, 25c and \$1.00.

An exchange says that there died at Cape Negro, N.S., on the 5th of Sept., of paralysis, Mrs. T. Horen, aged 98 years. The deceased leaves a twin sister who is active in doing light housework and can easily walk over a mile at one time, together with a large circle of relatives and friends, many of whom are advanced in years.

To Reduce Your Boot Measure One Size Isn't half as hard neither is it as painful, as before the introduction of Putnam's Painless Corn and Wart Extractor. In twenty four hours the corn is removed. Pretty and small feet are well assured on everybody, but it can't be done unless you use Putnam's—others are not nearly so good. Putnam's is the best. At druggists.

## "INSERT THIS LETTER IN THE PRESS."

MR. R. MORRIS,  
of Brockville, Ont.,

Would Have All Sufferers Know How He Banished Terrible Neuralgia and Dyspepsia.

## PAINE'S CELERY COMPOUND

Was the Great Deliverer After Failures of Physicians.

The Wells & Richardson Co., Limited.

Gentlemen,—Having suffered with neuralgia in the head for two years, I tested the skill of doctors and made use of many kinds of medicines as well as the electric battery, but got no relief from any of these sources. I decided to give Paine's Celery Compound a trial, as I noticed by the press that it was highly recommended for my troubles. I used several bottles and it cured the neuralgia as well as the dyspepsia from which I suffered. Now I am able to work all winter. In the past I had to lay off several months in the cold weather. I am happy to say the neuralgia has not troubled me for over a year. I recommend Paine's Celery Compound to any one suffering as I did with terrible neuralgia and dyspepsia. I trust you will insert this letter in the press so that others may be benefited.

Faithfully yours,

R. G. MORRIS.

Damien Cormier and Oliver LeBlanc were tried under the Speedy Trials Act by Judge Wells at Richibucto, Friday, for setting the recent fires in Bectouche. Cormier pleaded guilty to the charge and was sentenced to ten years in the penitentiary. A number of witnesses were examined, but no evidence was brought out to connect LeBlanc with the crime. Cormier went on the stand later and told the whole story of the fire and how it was started. He had no assistance from any one, according to his statement, which cleared LeBlanc from any part in the deed. No case was assigned for the act. It appears Cormier has been a terror to the neighborhood for years, and by threats and such like was able to extract money and other assistance from people whenever he wished.

#### The World Needs Nerve.

Needs it in business, in the study, in the household. Irritability, weakness, lack of strength—the blue feeling—why they just tell you that you lack nerve. You'll use Ferrozone? My! What an appetite you'll get. How quickly the color will return to your cheeks, how buoyant you will feel! Work! of course you'll work, for you enjoy it. That is, if you will use Ferrozone. It gives nerve strength, muscular endurance and invigorates the brain splendidly. Sold by Chas. H. Burchill.

When the Duke and Duchess of York arrive in Ottawa, Mayor Morris will make his bow before them wearing a high cocked hat, which he has had expressly imported from London for his use. This gaudy piece of headgear has arrived at the customs office, and indicates that the Mayor is determined to meet every requirement of dress at all the civic and social functions during the Duke's visit. The Mayor declined to say anything in reference to his new headgear, but it has arrived just the same and will grace his head when the proper time arrives to use it.

#### Toothache Cured in One Minute.

Not only toothache, but any nerve pain is cured instantly by Polson's Nervine. Thousands have testified that its powerful, penetrating, pain-subduing properties make it an absolute cure for neuralgia, rheumatism, toothache, cramps, colic and all other pains and aches that beset mankind. The world is challenged to equal Nervine as a household liniment. Large bottle 25 cents.

The Burlington Free Press voices what is no doubt a very general feeling in the United States, when it says: "The hearts of Americans have been warmed toward England by the recent expressions of sorrow over the assault upon our President, as well as by the attitude of the British Government during our conflict with Spain, and our people will join in the hope that the royal visit may be without any untoward incident to mar its success and enjoyment."

Protection is the battle cry, and when you spend money for Tea you should be protected by a trade mark. "UNION BLEND" is a trade mark and if you get that when buying tea you are sure of the best. A key in every pound package.